

0395

**BOX:**

369

**FOLDER:**

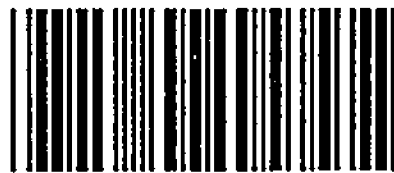
3461

**DESCRIPTION:**

Lambert, Michael

**DATE:**

10/31/89



3461

0396

BOX:

369

FOLDER:

3461

DESCRIPTION:

Lascaropulos, Lascario

DATE:

10/31/89



3461

POOR QUALITY  
ORIGINAL

0397

Counsel, *W. R. F.*  
Filed *31 Oct. 1899*  
Pleads *Voluntarily*

THE PEOPLE  
vs. *P*  
*Michael Lamb*  
and *P*  
*Lascaris Lascariopol*

JOHN R. FELLOWS,  
District Attorney.

A True Bill

Foreman.

*Captain William*  
*off the Police*

*Chas. R. Fellows*  
*Oct 31 1899*  
*Foreman*  
*Michael Lamb*  
*Lascaris Lascariopol*  
*Voluntarily*  
*31 Oct 1899*  
*W. R. F.*



0398

Police Court—

5 District.

City and County } ss.:  
of New York,

of No. *Madhusett Ave 143 & 144* Street, aged *40* years,  
occupation *Police Officer* being duly sworn

deposes and says, that the premises No. *Madhusett Ave 143 & 144* Street, *12<sup>th</sup>* Ward  
in the City and County aforesaid the said being a *chicken coop adjoining*  
*and attached to elements dwelling*  
and which was occupied by deponent as a *dwelling and hen house*  
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly *breaking the sash*  
*and a number of lights & glass in*  
*said chicken coop for hen house*

on the *13<sup>th</sup>* day of *October* 188*9* in the *night* time, and the  
following property feloniously taken, stolen, and carried away, viz:

*Eighteen chickens of the value of nine dollars*

the property of *Deponent*

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

*Michael Lambert*

for the reasons following, to wit:

*that Deponent is informed*  
*by Officer William Nelson of the 3<sup>d</sup> Precinct*  
*that at about the hour of 11.30 of said*  
*date he detected said Lambert in the act*  
*of leaving said premises with said*  
*property in his possession and arrested him.*  
*Deponent further says that he has examined*  
*said chicken house and found the same*  
*broken or disarranged and evidence of a breaking*  
*apparent.*

*William J. Huston*

*Deponent being sworn*  
*14th day of October 1889*  
*Police Court*

*Police Court*



0399

Sec. 198-200.

District Police Court

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Lambert*

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.

*Michael Lambert*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*Green*

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

Answer.

*14 So 5<sup>th</sup> Ave.*

Question. What is your business or profession?

Answer.

*Barker*

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

Answer.

*I am guilty*  
*Maucke Lambert*

Taken before me this  
day of

188

Police Justice.

0400

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

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 October 14 1899 J. J. Smith 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.

0401

181  
Police Court--- District. 1566

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William J. Huston

1. Michael J. Landrum

2. Saccan's Passenger

3.

4.

Dated 1889

What -

Nelson

Officer.

31 Precinct.

Witnesses

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

No. 31 Precinct

Street

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0402

Police Court,

District.

City and County  
of New York, } ss.

of No. 31

occupation

that on the

York, in the County of New York,

Street, aged

being duly sworn, deposes and says,

1889, at the City of New

deponent premises at  
 Bradhurst Avenue & 143<sup>rd</sup> St.  
 were robbed of twenty eight chickens of  
 the value of fourteen dollars and  
 the same carried away. Deponent  
 charges Lascaris Lascarpitos with  
 receiving unlawfully said stolen goods  
 for the reason that one Michael Santant  
 was arrested the following night in  
 the act of robbing said premises  
 and confessed to deponent that he in  
 company with said Lascarpitos had  
 stolen said twenty eight chickens on the  
 previous evening. That said Lascarpitos  
 had prompted him to steal the same and  
 bring to the same to his restaurant  
 at 25 Rosemont Street. That after said  
 information deponent visited the premises  
 at 25 Rosemont Street and there  
 found eleven chickens which had been  
 dressed and which deponent believes  
 were a portion of those stolen from his  
 premises.

William J. Hurston

Sworn before me this 14<sup>th</sup>  
 day of October 1889

J. J. White  
 Police Justice

TORN PAGE

0403

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer

*Lascaris Lascarpulos.*

Question. How old are you?

Answer.

*30 years*

Question. Where were you born?

Answer.

*Greece*

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

Answer.

*31 Roosevelt St. 2 years*

Question. What is your business or profession?

Answer.

*Restaurant*

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*  
*L. Lascarpulos*

Taken before me this  
day of *Sept* 188*8*

Police Justice.

0404

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 Alexander

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 Oct 15 1889 A. J. White Police Justice.

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

Dated Oct 15 1889 A. J. White 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.



0405

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

187  
Police Court---

1572  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William J. Austin

vs.

Lascaris Lascarap

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

No.

John W. Washburn  
31 S. Precinct  
Oct 10 9 30  
Dated

0406

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years occupation Police Officer of No. 31 Pratt Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of William J. Hueston and that the facts stated therein on information of deponent are true of deponents' own knowledge.

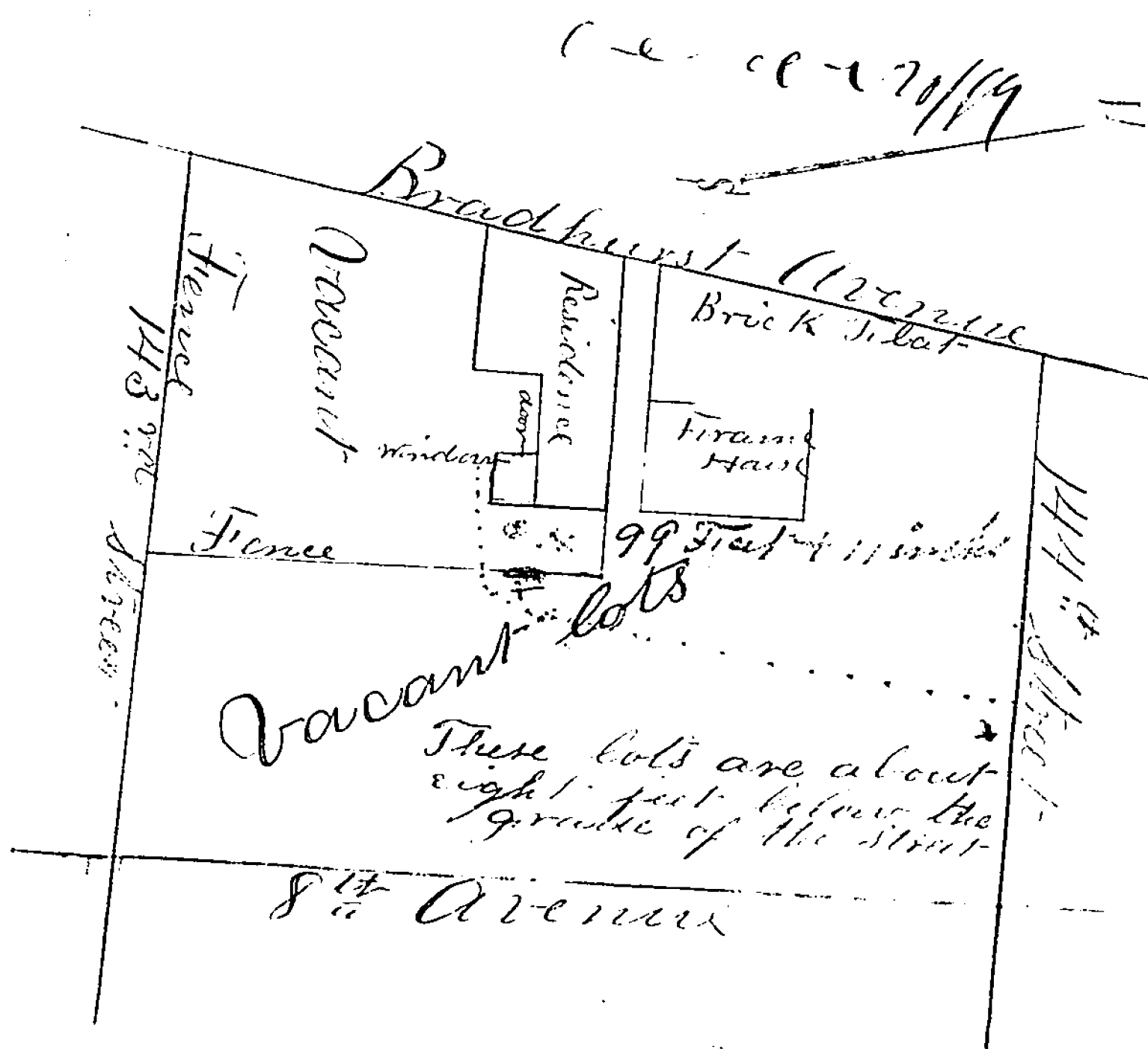
Sworn to before me, this 16

day of October 1887

William Nelson

A. J. White  
Police Justice.

0407





0408

[illegible]

0409

Διμήτρε ναι μαρτυρ  
 ου εγ εγ αγορασε  
 παιδε διμερα απο εως  
 απο εγ περιμενει  
 ολοι οφειλται εδωκεν  
 και εγ εδωκεν κλειδο  
 και εγ και σου λογισμο  
 διολα αλλο διν εχο  
 ναι σου εγ μοιαν ον  
 ογνο οοσφεν αυτην  
 νιν γυρει διω εγ  
 και εοι χαροφισον  
 νιν ετερον νεο  
 ανωρ εοι αμκεον  
 νιν ονυειμο αλλει  
 εγ και σου μερο εοι  
 εορνο ναι ερεθισον  
 αυτην και εχ εφισα  
 ον ανατακον εγχο

Μανιαρονου

Δει εγο εγχο διολα  
 ναι γονε εγχο διολα  
 ναι γονε εγχο διολα  
 εγ εοι εγχο εγχο  
 εγ εοι εγχο εγχο

Μανιαρονου

0410

[illegible]

S. George & Co.  
New York Mar 18/85



0411

**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 Lambert  
and  
Lascaris Lascaropoulos

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

Michael Lambert and Lascaris Lascaropoulos

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

The said

Michael Lambert and  
Lascaris Lascaropoulos, both

late of the Twelfth Ward of the City of New York, in the County of  
New York, aforesaid, on the thirteenth day of October in the year of  
our Lord one thousand eight hundred and eighty nine, with force and arms, at the  
Ward, City and County aforesaid, a certain building there situate, to wit: the Chicken House of one

William J. Huston

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

William J. Huston

in the said Chicken 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.

04 12

SECOND COUNT—

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

*Michael Lambert and Lascaris Lascaropoulos*  
of the CRIME OF *Petit LARCENY* committed as follows:

The said *Michael Lambert and Lascaris Lascaropoulos*, both late of the Ward, City and County aforesaid, afterwards, to wit on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the *night*-time of the said day, with force and arms, *eighteen chickens of the value of fifty cents each*

of the goods, chattels and personal property of one

in the *chicken house* of the said

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

0413

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

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

eighteen chickens of the value  
of fifty cents each

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0414

**BOX:**

369

**FOLDER:**

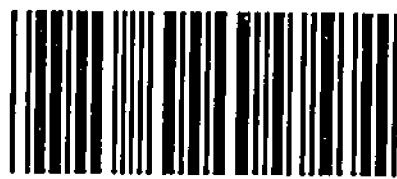
3461

**DESCRIPTION:**

Lanigan, Walter

**DATE:**

10/31/89



3461



04 15

Witnesses:

Catharine Seaman

Off. Manion

222 Puch

Counsel,

Filed

day of

188

Pleas,

Walter Langan

THE PEOPLE

vs.

Walter Langan

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

Referees, Elmore.

complaint with care of  
Richard Lyfester.

0416

Police Court— District.

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

of No. 343 West 57 Street, aged 42 years,

occupation. House-keeper being duly sworn

deposes and says, that the premises No. 343 West 57 Street, 22 Ward

in the City and County aforesaid the said being a Four story Brown

Stone House and which was occupied by deponent as a Dwelling house

and in which there was at the time no human being, —

were BURGLARIOUSLY entered by means of forcibly removing the

cover of ~~the~~ coal slide on the sidewalk in front of said premises and opening and entering into said premises.

on the 22 day of October 1889 in the night time, and the

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

One Seal Skin Coat of the value of Four Hundred dollars  
 Two Pairs of Shoes of the value of Twenty dollars  
 One Feather Fan of the value of Fifteen dollars  
 One Hand Mirror of the value of Five dollars  
 One Iron Comb and Brush of the value of Five dollars  
 One Magnifying Glass of the value of Ten dollars  
 One Iron Roped Dagger of the value of Five dollars  
 all of the value of Four Hundred and Sixty dollars \$460.00

the property of John A. Carter and in deponent's charge and custody

and deponent further says, that he has great cause to believe and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Richard Gylbresty and Walter Larrigan (both now here) and while acting in concert with each other

for the reasons following, to wit: That on or about the 10<sup>th</sup> day of October

deponent securely fastened the said cover of the

coal slide and left said premises securely

fastened and no person being was in said

premises at that time and no person

has not deponent has a key to open the door

opening into said premises or had access in

any manner of entering said premises

and deponent is informed by Officer Joseph Mannon

0417

Of the 22<sup>nd</sup> Police Precinct that he, Marion, arrested  
said defendants on West 57<sup>th</sup> Street in said  
City ~~and that the~~ <sup>and that the</sup> ~~investigation~~ and  
found and discovered part of said  
property in the possession of said Richard  
Brylvestin.

Deponent further says that she is  
informed by John McLaughlin, that he,  
McLaughlin, saw said Richard Brylvestin and  
said Walter Larnigan coming out of  
said premises ~~through~~ <sup>by</sup> the basement  
door together on the aforesaid day  
night.

Deponent therefore charges said Richard  
Brylvestin and Walter Larnigan, while acting  
in concert with each other with having  
committed the said burglary and  
opes that they may be dealt with as  
the law may direct.

Sworn to before me this 24<sup>th</sup> day of October 1889  
Catherine J. Gorman  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1889  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court, District,	Offence—BURGLARY.
THE PEOPLE, &c., on the complaint of	
vs.	
1.	
2.	
3.	
4.	
Date 1889	Magistrate.
	Officer.
	Clerk.
Witness.	
No.	Street.
No.	Street.
No.	Street.
\$	to answer General Sessions.



0418

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph M. Marriow*  
aged 30 years, occupation Police Officer of No. 22 Bremer Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of William Quinn  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 20  
day of Feb 188 8

*Joseph Marriow*

*Wm Quinn*

Police Justice.



0419

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation John M. Dougherty  
883-10 Ave of No. Watchman

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

Sworn to before me, this 27  
day of Dec 1885 John M. Dougherty

John M. Dougherty  
Police Justice.

0420

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

*Walter Larrigan*

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.

*88 8-11 Ave 3 Wks*

Question. What is your business or profession?

Answer.

*Butcher*

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*

*Walter Larrigan*

Taken before me this

*24*

1889

Police Justice.

0421

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

*Richard Sphorster*

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.

*No place*

Question. What is your business or profession?

Answer.

*Machinist*

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

Answer.

*I am guilty of the charge*

*Richard Sphorster,*

Taken before me this

24

1889

Police Justice.

0422

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 C. J. J. J.

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

Dated Oct 12 1889 Henry J. J. 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.



0423

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

2 P.M. 1616  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Catharine Annan*  
343 West 57 St  
*Richard Cyphert*  
*Walter Lanigan*

3. *Separate*  
4. *Indictment*

Dated *October 24* 1889

*Murray* Magistrate

*Joseph Manion* Officer.  
*Off. Dwyer* 22 Precinct.

Witnesses *Joseph Manion*

No. *22 Precinct* Street.

*John McLaughlin*

No. *883 - 10th* Street.  
*Harvey Dwyer* 22 Precinct.

No. *341 West 57th* Street.

\$ *2000* to answer.

*AM* *11 384*

0424

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Walter Langan*

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

*Walter Langan*

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

The said

*Walter Langan*

late of the ~~twenty-second~~ Ward of the City of New York, in the County of New York  
aforesaid, on the ~~twenty-second~~ day of *October* in the year of our Lord one  
thousand eight hundred and eighty-~~nine~~ *nine*, with force and arms, in the  
*night* time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one

*John A. Carter*

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

*John A. Carter*

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.

0425

SECOND COUNT—

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

Walter Langan  
of the CRIME OF *Grand* LARCENY *in the first degree* committed as follows:  
The said *Walter Langan*

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

*one seal-skin coat of the value of four hundred dollars, four shoes of the value of five dollars each, one fan of the value of fifteen dollars one hand mirror of the value of five dollars one comb of the value of one dollar and one brush of the value of four dollars, one magnifying glass of the value of ten dollars and one dagger of the value of five dollars*

of the goods, chattels, and personal property of one

in the dwelling house of the said

*John A. Carter*  
*John A. Carter*

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

0426

THIRD COUNT.

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

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

The said

Walter Langan

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,

one sealskin coat of the value of four hundred dollars, four shoes of the value of five dollars each, one fan of the value of fifteen dollars, one hand mirror of the value of five dollars, one comb of the value of one dollar, one brush of the value of four dollars, one magnifying glass of the value of ten dollars and one dagger of the value of five dollars

of the goods, chattels and personal property of

John A. Carter  
by one Richard Sylvester and

other  
by a certain ~~person or~~ persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

John A. Carter

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

Walter Langan —

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

JOHN R. FELLOWS,

District Attorney.



0427

**BOX:**

369

**FOLDER:**

3461

**DESCRIPTION:**

LeBosco, Andre

**DATE:**

10/24/89



3461

Witnesses;

John B. Campbell

Adeline J. Osborne

Atto Holckner

207  
Ruey

Counsel,

Filed

Pleads,

24 day of Oct 1899

W. H. Gaulty vs

THE PEOPLE

vs.

Andre Le Bosco

Burglary in the Third degree,  
and Grand Larceny,  
[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. L. Cole, Foreman.

Pl. II Oct 31-99  
Part III October 31/99 -  
Indicted and acquitted.

0428

0429

Police Court— District.

City and County }  
of New York, } ss.:of No. 51 Warren Street, aged 32 years,  
occupation Stationer being duly sworndeposes and says, that the premises No. 51 Warren Street, 3<sup>d</sup> Wardin the City and County aforesaid the said being a four story brick building  
of which deponent occupied the 2<sup>d</sup>, 3<sup>d</sup> and 4<sup>th</sup> floors  
and which was occupied by deponent as a stationary manufactory  
and in which there was at the time <sup>no</sup> human being, by name

were BURGLARIOUSLY entered by means of forcibly

Prying open the  
door leading to the office on the 3<sup>d</sup> floor by  
means of an iron bar.on the 10<sup>th</sup> day of August 1889 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:One type writing machineof the value ofOne hundred and ten Dollarsthe property of Miriam E. Weeks deponent. Copartners in business  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away byFrederic Le. Posco (now here) and another  
person who is as yet not arrested, and who is

for the reasons following, to wit:

unknown to deponent, and  
who were acting in concert with each  
other for the reasons following to wit.That deponent is informed by Adeline F.  
Osborne a bookkeeper in the employ of  
deponent that on said day she secured  
locks and fastened said door by means  
of locks and keys. And deponent further  
says that when he came to said premises

0430

On Monday August 12<sup>th</sup> 1889 he found the said door broken open and property gone. Depoent is further informed by Otto Valckner of 57 Warren Street, who is a boarder in Depoent's employ, that on the aforesaid day he saw said defendant and said unknown person who is as yet not arrested. Portending in the said premises acting in a suspicious manner, Depoent is further informed by Patrick H. Coagrove a Detective of the 2d House precinct police that he saw arrested said defendant who admitted and confessed to him that he was with the said unknown person who is as yet not arrested, on said day and that the said said unknown person broke into said premises and took said property therefrom and that he went with said unknown person to the Rag shop kept by one Pasquale Ribolatto and left said property there. Depoent therefore charges said defendant with the larceny aforesaid.

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  
of the City of New York, until he give such bail.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
Police Justice.  
Dated 1889  
Police Justice.  
Dated 1889  
Police Justice.  
Dated 1889  
Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1.  
2.  
3.  
4.

Offence—BURGLARY.

Dated 1889

Magistrate.

Officer.

Clerk.

Witness.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.



0431

CITY AND COUNTY {  
OF NEW YORK, } ss.

*Adeline A Osborne*  
aged 23 years, occupation Bookkeeper of No.

17 Warren Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *John Campbell*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

188

16th  
August

*Adeline T. Osborn*

*E. Hagan*  
Police Justice.

0432

CITY AND COUNTY { ss.  
OF NEW YORK, }

aged 35 years, occupation Barber of No. 57 Warren Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John P. Campbell  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 16  
day of August 1888

Otto Volkmann

E. Hagan  
Police Justice.

0433

CITY AND COUNTY { ss.  
OF NEW YORK, }

aged 30 years, occupation Detective of No. Patrol A. Caspary

2d Precinct House Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John B. Caspary

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

Sworn to before me, this 16

day of August 1889

Patrick J. Caspary

E. Hagan  
Police Justice

0434

Sec. 198-200.

1st District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty. I was in the building at the time the other man who is as yet not arrested broke in the door and took the machine away

Andrea Le Boeco

Taken before me this

day of August 188

Police Justice.



0435

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 100 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 Aug 16 1889

Police Justice.

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

Dated Aug 19 1889

Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.

0436

Police Court---

1763 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Campbell  
vs. Warren

1

2

3

4

Offence

BAILED,

No. 1, by

Annibale Porcini

Residence

39 7th Ave Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Date

August 16 1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

57 Warren Street.

No.

57 Warren Street.

No.

3d Precinct

No.

\$1000. to answer

to answer

to answer

to answer

to answer

to answer

to answer

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0437

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Andre Le Borco*

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

*Andre Le Borco*

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

The said

*Andre Le Borco*

late of the

*Third*

Ward of the City of New York, in the County of

New York, aforesaid, on the *twelfth* day of *August* in the year of

our Lord one thousand eight hundred and *eighty nine* with force and arms, at the

Ward, City and County aforesaid, a certain building there situate, to wit: the *building* of one

*John B. Campbell*

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

*John B. Campbell*

in the said *building* 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.

0438

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said  
Andre Le. Bosco  
of the CRIME OF GRAND LARCENY in the second degree committed as follows:  
The said Andre Le. Bosco

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

one type writing machine of  
the value of one hundred and  
ten dollars.

of the goods, chattels and personal property of one

in the building of the said

John B. Campbell  
John B. Campbell

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

John R. Fellows,  
District Attorney.



0439

**BOX:**

369

**FOLDER:**

3461

**DESCRIPTION:**

Liebertz, Edward

**DATE:**

10/10/89



3461

0440

Witnesses;

Edward Becker

off. soc. priv. emul. children

Wm A. Finis

off. society as above

Counsel,

Filed

day of

1889

Pleds,

Myself 14

THE PEOPLE

30' 34' vs.

81-

Edward Liebertz

GAMING HOUSE, &c.

[Sections 343, 344 and 385, Penal Code]

JOHN R. FELLOWS,

District Attorney.

C. 11

C-18

Pz. Oct 18, 1889.

Pecado guilty 14th

A True Bill.

True \$100.

Wm L. Cook, Foreman.

0441

Police Court-- 2<sup>d</sup> District.

Edward Becker  
of 100 East 23<sup>d</sup> Street  
upon his oath complains that John Doe  
at premises No. 300 Bowers Street, in the City  
and County of New York, unlawfully keeps and maintains a Gambling House, and knowingly  
permits divers, idle, disorderly and evil disposed persons to resort there, to gamble and play at  
cards and games of chance for money, in violation of the law, and to the common nuisance of the  
People of the State of New York.

Deponent further says that in said premises on the 27<sup>th</sup> day of  
September 1889 said John Doe ~~did~~ <sup>unlawfully and feloniously</sup> permit a game  
of skill and chance to be played in said premises,  
~~did unlawfully and feloniously deal the game called Faro, and did then and there within the space~~  
~~which game is known as Poker - and deponent lost~~  
~~of twenty-four hours win from deponent~~  
Four Dollars at said game of Poker  
~~at said game,~~ and that within said premises are exhibited, kept and used by

John Doe  
~~Poker~~ and other gambling tables, checks, cards, devices and apparatus, for the purpose of gambling,  
the discovery of which would tend to establish the truth of the charge herein made.

Sworn to before me, this 28<sup>th</sup>  
day of September 1889

Edward Becker

G. Sherman Ford

POLICE JUSTICE.

0442

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

*Edward Becker.*  
of No. *100 East 23<sup>d</sup>* Street, being duly sworn, deposes and says,  
that *Edward Liberty* (now present) is the person of the name of  
*John Doe* mentioned in deponent's affidavit of the *28<sup>th</sup>*  
day of *September* 188*9*, hereunto annexed.

Sworn to before me, this *29<sup>th</sup>*  
day of *September* 188*9*,  
*J. M. Smith* POLICE JUSTICE.  
*Edward Becker*



0443

CITY AND COUNTY }  
OF NEW YORK, } ss.

 William A. Fin

aged                      years, occupation                      of No.

100 East 23<sup>d</sup> Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward Becker

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

Sworn to before me, this 29  
day of September 1889

William A. Fin

J. H. H. H. H.

Police Justice.

0444

Police Court-- 2<sup>d</sup> District.

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

To the Officers of Police, and Patrolmen, of the Police Department of said City, and to each of them:

Whereas, complaint on oath has been made before me one of the Police Justices in the City of New York, by Edward Becker of No. 100 East 23<sup>d</sup> Street, that the premises known as No. 300 Bowery in said City, are kept and maintained by

John Doe  
as a Gambling House and a place of resort for idle and disorderly persons, to gamble and play at cards and games of chance for money in violation of the law, and to the common nuisance of the People of the State of New York, and that in said premises on or about the 27<sup>th</sup> day of September 1889 said John Doe unlawfully and did feloniously win and receive from complainant permitted a game of skill and chance to be played in said premises, to wit, a game of Poker, at which game means of dealing and playing the game called Poker, and that upon and within said premises may deposited lost four dollars be found and other gambling tables, checks, cards, devices and apparatus used solely for the purpose of gambling, and the discovery of which might tend to establish the truth of said complaint.

These are therefore, in the name of the People of the State of New York, to Command you, the said Officers and Patrolmen, and each of you, to enter the said premises and therein make diligent search for such gambling tools, devices and apparatus, and if such be found to bring the same forthwith before me, or some other Police Justice for said City together with the said John Doe and all other idle and disorderly persons who may be found and arrested upon and within said premises, to answer the said charge, and to be dealt with according to law.

Given under my hand and seal this 28<sup>th</sup> day of September 1889 at the City of New York.

J. Murray Ford

POLICE JUSTICE.

0445

Police Court 2<sup>d</sup> District.

THE PEOPLE, & c.  
ON THE COMPLAINT OF

Edward Becker

vs.

WARRANT - GAMBLING.

Dated, September 28, 1889

Henry Ford Magistrate.

Edward Becker Officer.

Defendant Edward Lieberg

taken and brought before

as within commanded

Disposition

This warrant may be  
executed any day and at  
any place if the warrant  
is not returned to the  
Police Court.

REMARKS.

Time of Arrest

Native of

Age

Color

0446

Sec. 193-200.

2-2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Edward Liebertz* 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. *Edward Liebertz*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York.*

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

Answer. *1022 Prospect Ave No 6 and.*

Question. What is your business or profession?

Answer. *Keeper of Billiard Room*

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.  
counsel waives examination  
Edward Liebertz.*

Taken before me this

day of *September* 188*9*

*J. McManus*  
Police Justice.



0447

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

Defendant

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

Dated Sept 29 188 9 J. H. Murphy Police Justice.

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

Defendant

Dated Sept 29 188 9 J. H. Murphy Police Justice.

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

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

0448

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

2<sup>nd</sup> 1470 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edward Becker;  
100 E. 23<sup>rd</sup>

1 Edward Liebert  
2  
3  
4

Offence  
Gambling  
House

Dated

Sept 29<sup>th</sup>  
Ford

1889

Magistrate.

Officer.

Becker  
D. P. C. C

Precinct

Witnesses

William Thim

No.

100 E 23<sup>rd</sup>

Street.

No.

~~100 E 23<sup>rd</sup>~~

Street.

No.

~~100 E 23<sup>rd</sup>~~

Street.

\$

1000

to answer

See Report of N. Y. S. P. C. C.  
for information about defendant  
filed with these papers. If lost  
notify the Society at once.

0449

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Siebertz*

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

(Sec. 343, of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed  
Penal Code.) as follows:

The said *Edward Siebertz*, —

late of the *Fifteenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *twentyseventh* day of *September*, in the year of our Lord  
one thousand eight hundred and eighty- *nine*, and on divers other days and times  
as well before as after, to the day of the taking of this inquisition, at the Ward, City and  
County aforesaid, with force and arms, unlawfully did keep a certain room in a certain  
building there situate, to be used for gambling, 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. (Sec. 344, Penal Code.)

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

*Edward Siebertz*

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND  
APPARATUS TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said *Edward Siebertz*, —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, and on said other days and times, at the Ward, City and County aforesaid,

0450

a certain room in a certain building there situate, and a certain gambling-table, and establishment, and diver cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, with force and arms, feloniously did allow to be used for gambling purposes, 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. (Sec. 385, Penal Code.)

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

Edward Schubert  
of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Edward Schubert,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, a certain common gaming-house there situate, for his lucre and gain, unlawfully and injuriously did keep and maintain; and in his said common gaming-house, then and on said other days and times, there unlawfully and injuriously did cause and procure divers idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on the day and in the year aforesaid, and on said other days and times, to game together and play at a certain unlawful game of cards called draw poker, in the said common gaming-house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and the said idle and ill-disposed persons, then, and on said other days and times, in the said common gaming-house aforesaid, by such procurement, permission and sufferance of the said Edward Schubert

there did game together and play at said unlawful game of cards, for divers large and excessive sums of money, to the great annoyance, injury and damage of the comfort and repose of a great number of persons, good citizens of our said State, there inhabiting and residing, and passing and repassing, to the common nuisance of the said citizens, against 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.

JOHN R. FELLOWS,  
District Attorney.



0451

**BOX:**

369

**FOLDER:**

3461

**DESCRIPTION:**

Liebig, Valentine

**DATE:**

10/09/89



3461

0452

Bail fixed at \$3500

R.M.

Witnesses:

Wm. Reittinger

Jacob Shick

April 6<sup>th</sup> 1890.

A reference to the affidavit  
of Complainant herein were  
shown that the People can have  
no hope of convicting the defendants  
perfectly innocent, and  
the discharge of said  
defendants  
is all.

Bailed by  
Joseph Becht  
44 East 68<sup>th</sup> St.

15 P.M. 1579

Ch. Section  
Que. 10000 7000 10000

Counsel,

Filed

1889

Pleads,

Attorney R.P.

THE PEOPLE

vs.

B

Valentine Livingston

JOHN R. FELLOWS.

District Attorney.

Indulgent

A TRUE BILL.

Dismissed

(See endorsement)

M. L. Cook,

Foreman.

0453

COURT OF GENERAL SESSIONS.

X-----X  
The People of the State of New York :  
against :  
V a l e n t i n e L i e b i g . :  
X-----X

S t a t e m e n t

Made for the Purpose of Obtaining a Dismissal of Indictment  
--o--

HON. JOHN F. FELLOWS,

District Attorney.

Dear Sir:-

The defendant was indicted on either the 8th or 9th  
of October, 1889, for grand larceny. These are the facts:

The complainant, William Reitlinger, and the defend-  
ant, Valentine Liebig, entered into partnership in the  
month of June, 1889, for the purpose of carrying on the  
business of manufacturing egg-yolk, a substance made from  
eggs, and used in the turners' trade. Reitlinger lived in  
New York, and Liebig lived in Philadelphia. Liebig's  
methods of conducting business were loose, and in the lat-  
ter part of July the partners had a disagreement, and Reit-  
linger commenced an action against Liebig for the dissolu-  
tion of the partnership.

Immediately after the suit was brought, an effort  
was made to settle the difficulties between the two men,  
which resulted in the making of an agreement whereby

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Reitlinger was to buy out Liebig's interest in the concern for an amount equal to the fair value of Liebig's interest, and was to assume all the liabilities of the firm, it being agreed, however, that he should be credited on the price that he was to pay Liebig for Liebig's interest in the business the amount of the firm's liabilities which he was to pay as aforesaid. Inasmuch as Liebig had been lax in his management of the affairs of the co-partnership, Reitlinger was unable to tell whether or not any liabilities had been contracted by Liebig of which he, Reitlinger, was ignorant, so that in closing the arrangement Reitlinger asked Liebig to sign a paper stating that there were no liabilities nor outstanding bills except such as appeared on the books of the firm. This paper Liebig signed. Reitlinger thereupon paid over to Liebig the sum of \$4,500 for Liebig's interest in the business, relying upon the correctness of Liebig's written statements as to the debts.

Shortly thereafter, bills to the extent of several hundreds of dollars were presented to Reitlinger, which were valid accounts against the co-partnership of Reitlinger and Liebig, but of the existence of which Reitlinger was ignorant, the bills having all been contracted by Liebig.

There is no question but what the bills were all for valid accounts, and were for debts that had been properly contracted for; but Reitlinger complained that he should have been entitled to a credit on the purchase price paid to Liebig for his interest in the business, equal to the amount of these unpaid claims, and also complained that



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Liebig had deceived him by signing the paper stating that the only debts of the concern were those that appeared on the books of the firm, inasmuch as none of these debts appeared on the said books.

He endeavored to get into communication with Liebig and have an adjustment of the matter, but he could get no satisfaction from him. He thereupon had Liebig indicted and extradited from Philadelphia to the City of New York. Liebig was duly arraigned, and pleaded not guilty, and held to bail in the sum of \$3,500. The case has never been tried.

Since the arrest of Liebig, he has endeavored to explain his part in the transaction referred to, and claimed that he supposed Reitlinger knew about the bills in question, and supposed that the bills must, of course, appear upon the books of the firm, inasmuch as they were valid accounts, and for work and materials actually furnished to the co-partnership, and that he considered the <sup>unusual</sup> price that was paid him for his interest in the business, <sup>but</sup> ~~and~~ that he took the amount paid him, because he understood that Reitlinger was to pay these claims that came in.

It is not at all improbable that he tells the truth with respect to his understanding of the agreement and of the transaction itself, for he appears to be rather an illiterate and not over-bright man. He disclaims any intention to wrong Reitlinger, and on being shown that his interpretation of the contract is wrong, he has agreed to satisfy the claims of all these creditors, and has actually

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placed checks in the hands of his counsel, Judge Steckler,  
for that purpose.

On his explanation, and in view of the fact that  
the claims in question were valid and properly contracted  
for, we are inclined to think that Liebig did not intend to  
defraud Reitlinger when he signed the paper above referred  
to, and, thinking so, neither ourselves nor our client feel  
justified in pressing the indictment to trial, and respect-  
fully ask that the same may be dismissed.

Dated, New York, April 1, 1890.

Very respectfully yours,

*Approved*  
*Wm. F. H. H. H.*

*Fullerton Rushmore*  
*Wm. F. H. H.*

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Court of General Sessions.

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The People of State of New York

against

V a l e n t i n e L i e b i g

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Statement for Obtaining Dismissal of Indictment.

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STATE OF NEW YORK, :  
 : ss.--  
City and County of New York. :

WILLIAM REITLINGER, being duly sworn, deposes and says:

That he is 39 years of age, and resides in the City of New York. That prior to the 11th day of June, 1889, deponent was engaged in the business of manufacturing egg-yolk, for tanners' trade, and that Valentine Liebig, who then resided and still resides in the City of Philadelphia, Pennsylvania, was also engaged in the same business in the Cities of Brooklyn, in the State of New York, Philadelphia, in the State of Pennsylvania, and Chicago, in the State of Illinois.

That shortly prior to the said 11th day of June, 1889, said Valentine Liebig-- through one Charles Traube, his agent-- requested deponent to enter into a co-partnership with him in said business, so that the business of both parties could be combined. That negotiations followed, which resulted in the formation of such co-partnership between deponent and said Valentine Liebig. Under the partnership agreement, which bore date said 11th day of June, 1889, deponent was entitled to a one-half interest in the partnership property.

That after the signing of said articles of agreement, deponent and said Liebig entered upon their partnership business, and continued to do so until about the 6th day of August, 1889, at which time, because of disagree-



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ments that had arisen between deponent and said Liebig, they dissolved said partnership by mutual consent, and entered into an agreement in writing, bearing date the 6th day of August, 1889, a copy of which is attached to deponent's affidavit, and marked "Exhibit A".

That according to the terms of said agreement, deponent was to purchase the interest of said Valentine Liebig in the co-partnership business and property, for an amount that should be agreed upon by two arbitrators therein named, as the difference between the actual value of the property which Liebig had put in said business (except the property and business in Philadelphia) and the amount that deponent was entitled to receive as credits, because of payments made by him to said Liebig, and expenditures made by deponent in and about said business. And also it was therein provided that deponent was to assume all outstanding obligations and contracts of the firm (except the Philadelphia obligations), and should receive credit for the amount of such indebtedness on the purchase price of the property as fixed by said arbitrators. Said arbitrators were unable to agree, and by mutual consent the matter was referred to deponent's brother, Alexander Weitlinger, who discussed the terms of said settlement with said Valentine Liebig.

That because of the looseness with which said Liebig conducted business, deponent was personally unable to determine whether or not he had incurred debts for which deponent would be liable as a partner, and for which deponent

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would be entitled to be credited on the purchase price of said Liebig's interest in the business as aforesaid, and was obliged to depend upon the statements of said Liebig with respect thereto. That said Liebig assured deponent that there were no outstanding debts whatever, except about \$200, bills for which were in the bookkeeper's hands, and of which deponent knew; and that relying upon such statements deponent agreed to pay said Liebig the sum of \$4,500 for his said interest. In order that there should be no mistake with respect to his representations concerning said indebtedness, before the bill of sale hereinbefore referred to was signed, and before deponent paid to said Liebig the amount of the purchase price as agreed upon, he obtained from said Liebig a statement in writing, of which the following is a true copy:

"Mr. William Beitlinger,

"Dear Sir:

"As part consideration of the settlement this day made between us, I state and represent that I have not made any promissory notes or bills of exchange or due bills, in the name of our firm, or borrowed any money for which the firm was or is responsible, and that the only indebtedness is such as appears on the books of the firm.

"Yours truly,

"Va. Liebig."

That after said Liebig had signed said document, deponent paid to him his certified check for the sum of

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\$4,500, being the purchase price agreed upon as aforesaid, and received from said Liebig a bill of sale for his interest in said property. That said check was thereafter paid by the bank on which it was drawn. That on said 9th day of August, 1889, the books of said firm did not show any indebtedness whatever, except that there were on the bookkeeper's file bills for insurance premium, disinfectants and stationery, amounting to \$209.25. That the representations of said Liebig respecting the accounts of the firm, above set forth, were false and untrue, and were known by him to be false and untrue when he made the same.

That after said 9th day of August, 1889, when deponent paid said Liebig the said sum of \$4,500 as aforesaid, the following accounts against said co-partnership were submitted to deponent for payment, to-wit:

Charles Hofer, for hardware materials, delivered from July 11 to August 6, 1889,	\$ 16.08
Louis Zweig, for moneys expended for running the factory during the term of the co-partnership,	46.24
Jacob Schick's Sons, for horse-shoeing and blacksmithing, during the term of the co-partnership,	85.77
Dannat & Pell, for lumber and timber delivered during the term of the co-partnership,	228.99
Edwin Ferris & Co., for salt delivered during same time,	110.90
Charles Roemmele, repairs to wagons during same time,	45.10
Ricker & Lawrence, for eggs during July and August,	

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amount not fixed,

S. S. Long & Bros., for eggs,	136.00
William Bennett, horse feed,	194.37
J. H. Lafreniere, harness, &c,	27.75

Deponent is informed and verily believes that there are other outstanding accounts to a considerable amount against said co-partnership, bills for which have not been rendered.

That deponent did not know of the existence of a single one of the above mentioned accounts until they were rendered, after August 9, 1889, and did not suppose for one moment that there were any such claims against said co-partnership whatever, as none appears on the books of the firm, and it was the habit of deponent to pay cash for everything, and he did not know that there was a single open account against said firm, except said premium on insurance and stationery.

That deponent was induced to pay said sum of \$4,500 to said Liebig for his interest in said business solely because of his reliance upon the said false statements and representations of said Liebig.

Deponent therefore charges that the said Valentine Liebig, on the said 9th day of August, 1889, feloniously obtained from deponent's possession the said certified check for the payment of and of the value of \$4,500, of the goods and personal property of deponent, by color and aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud depon-



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ent of the same, and of the use and benefit thereof, and to appropriate the same to his own use, and thereby committed the crime of grand larceny in the *first* degree.

That the said Valentine Liebig was actually within the State of New York, and in the City and County of New York, on the said 9th day of August, 1889, and there committed the said felony and larceny, and deponent saw him at the said time and place, and then and there delivered the said bank check to him as hereinabove alleged.

That thereafter, and for the purpose of avoiding prosecution for the said felony and larceny, the said Valentine Liebig fled from the jurisdiction of this State, and is now at the City of Philadelphia in the State of Pennsylvania, a fugitive from the justice thereof, as deponent verily believes, for the following reasons:

As deponent is informed and verily believes, said Liebig left the City of New York, and went to the City of Philadelphia, on the morning of the 10th of August, the check above referred to having been given to him on the afternoon of August 9, 1889. That on or about the 11th or 12th day of August, 1889, two bills were sent in to deponent for accounts which it was claimed were outstanding, and of which deponent knew nothing. That deponent consulted with his attorneys with respect thereto, and a letter was written by his said attorneys to said Valentine Liebig on said 12th day of August, 1889, of a portion of which letter the following is a copy:

"Mr. Reitlinger has been very much astonished at the

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"presentation of bills for work done in the factory and  
"for other matters, which he had supposed were paid, and  
"which indebtedness does not appear to be on the books of  
"the firm. It may be that there is some mistake about  
"this. We think it would be well if you would come on  
"here and see us, and help straighten this matter out. We  
"take it for granted that you are an honest man, and in-  
"tend to do what is right; but the presentation of these  
"bills looks a little strange, and it is due to you, as  
"well as to our client, to see that the matter is satis-  
"factorily accounted for."

That as deponent is informed by his attorneys, and  
verily believes, said Liebig paid no attention whatever  
to said letter, although the same was addressed to him at  
his home in Philadelphia, and was mailed to him on said  
12th day of August, 1889.

That according to the terms of the agreement hereto  
annexed, marked "Exhibit B", said Liebig was entitled to  
take five horses from the partnership stables at Brooklyn,  
Long Island, on the 16th day of August, 1889. That in-  
stead of coming openly and taking said horses away, said  
Liebig, as deponent is informed and verily believes, came  
from Philadelphia to the City of Brooklyn, and went to said  
stables at four o'clock in the early morning of said 16th  
of August, and took said horses away, leaving no word as  
to his whereabouts. That his coming and taking away of  
said horses as aforesaid was without the knowledge of de-  
ponent, nor did deponent hear of it until about noon on the

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16th of August, when the superintendent of his factory came over and told him that Liebig had been there at four o'clock <sup>in the morning</sup> and had taken away said property. That said Liebig did not inform deponent of his intention to come to the City of New York, nor did he notify him of his presence here, nor did he take that opportunity to see deponent's attorneys as they had requested he should do, nor explain the rendition of said bills. That deponent does not know of his having been in the City of New York since said 16th day of August, 1889.

Deponent further says that this application is made in good faith, for the sole purpose of punishing the accused, and deponent does not expect to use this prosecution for the purpose of collecting from the said Valentine Liebig any of the moneys of which he has defrauded deponent, or as a means of enforcing a settlement of the financial differences between said Liebig and deponent, or for any private purpose; and will not directly or indirectly use the prosecution, or suffer or permit the same to be used, for any of said purposes.

Sworn to before me, this  
day of September, 1889.

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Exhibit "A"

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Agreement, Entered into this 6th day of August, 1889, by and between VALENTINE LIEBIG, of Philadelphia, and WILLIAM REITLINGER, of the City of New York,-

Witnesseth,

-o-

Whereas, The above named parties, on or about the 11th day of June, 1889, formed a co-partnership for the purpose of dealing in eggs, egg-yolks and albumen, and the manufacture of the same for commercial purposes, under the firm name of "Valentine Liebig Manufacturing Company", and on said last named date duly signed articles of agreement for the purpose of carrying out such object, in which co-partnership each of the parties had an equal one-half interest: and-

Whereas, Differences and disputes have arisen between said co-partners with respect to certain provisions of said contract, and an action has been commenced in the Supreme Court of the State of New York by said William Reitlinger against said Valentine Liebig for a dissolution of said co-partnership and for other relief arising out of an alleged breach of the said articles of agreement, as claimed by said William Reitlinger: and-

Whereas, It is desired that said differences, dispute and action should be settled:

Now Therefore, In consideration of the premises, and of the sum of One Dollar, to each in hand paid by the other, the receipt of which is hereby mutually acknowledged, and of the mutual covenants hereinafter



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contained, the parties hereto hereby covenant and agree to and with each other as follows:

FIRST.-- The said William Reitlinger agrees on the execution and delivery of this instrument to discontinue or cause to be discontinued, the action brought by him against said Valentine Liebig, as aforesaid.

SECOND.-- The said Valentine Liebig hereby agrees to sell and convey to said William Reitlinger all his right, title and interest in and to the business and property of said co-partnership, of every nature and description whatsoever (except in so far as the business and property of said co-partnership in the State of Pennsylvania is concerned), and the firm name, for the amount which shall be agreed upon by the arbitrators or umpire hereinafter named as the true valuation of his said interest in said business and property, less the credits to which the said Reitlinger is entitled, as hereinafter set forth: the interest of said Liebig in said business and property to be estimated at its true valuation by two arbitrators, namely, Ellis Morris and Charles Traube, who shall as speedily as possible make an appraisal of the true valuation of said property ( and may employ experts to help them in making such appraisal), and determine the amount of the credits to which said Reitlinger is entitled, and shall submit their report to the parties hereto, by the joint decision of which arbitrators both parties agree to abide. In the event that said arbitrators disagree in their said estimate

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of valuation or credit, then the question of such value or credit is to be submitted to some disinterested person who shall be selected by the two arbitrators, as umpire, by whose decision both parties hereby agree to abide.

In making said sale, the said William Reitlinger is to be credited with the amount that he has heretofore paid to said Liebig for his, Reitlinger's, interest in said business, the amount that stands to the credit of said Reitlinger at this date on the books of said co-partnership and with the amount of the present indebtedness of said firm (outside of the indebtedness that may have been contracted with respect to the Philadelphia branch of the business), which he agrees to assure, as hereinafter set forth. The parties hereto hereby agree to share in the expenses of said arbitration. Upon the making of said report of said arbitrators or umpire, and the tender to him of the amount agreed upon by them as the difference between such valuation and credits, the said Valentine Liebig agrees to execute and deliver any and all bills of sale, assignments, &c, as may be necessary or proper to effectually transfer his interest in said business and said property to the said William Reitlinger.

THIRD.-- The said William Reitlinger hereby agrees to purchase the interest of the said Valentine Liebig in said business and property upon the terms and conditions above set forth, the amount of the purchase price, as found by said arbitrators or umpire, to be paid in cash.

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FOURTH.-- The said Valentine Liebig hereby agrees not to conduct, nor to be interested in the conducting of, the business of dealing in or supplying eggs, egg-yolks and albumen, or the manufacture thereof for commercial purposes, in any State or place in the United States outside of the State of Pennsylvania: said Liebig to have the right to carry on business in Pennsylvania under his own name, or any firm name or style he may adopt. And said Reitlinger agrees not to conduct, nor to be interested in conducting, said business in the State of Pennsylvania.

FIFTH.-- It is hereby agreed that the said co-partnership be and the same is hereby dissolved by mutual consent, and that notice of such dissolution shall be sent forthwith by said William Reitlinger to the various creditors of said firm, and that he shall advertise such dissolution in two newspapers published in the City of New York.

SIXTH.-- It is agreed that said William Reitlinger shall take personal charge of and conduct said business from this date under the same partnership title and style as at present, and shall assume all outstanding contracts and obligations of said firm (except such obligations and contracts that may have been contracted with respect to the Philadelphia branch of said business, which contracts and obligations said Liebig hereby assumes), but the amount of said obligations (except said Philadelphia obligations) is to be credited to Reitlinger on the purchase price of the interest of said Liebig in said business as above set forth.

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SEVENTH.-- It is hereby mutually agreed that in the event of a breach of any of the provisions of this contract by either party, the same may be declared null and void by the other, and the parties be considered as placed in statu quo.

In Witness Whereof, The parties hereto have hereunto set their hands and seals, this day of August, 1889.

Valentine Liebig, Seal.

Wm. Reitlinger, Seal.

In presence of,

Chas. E. Rushmore,

Alfred Steckler.

City and County of New York, ss.--

On this 6th day of August, 1889, before me personally appeared Valentine Liebig and William Reitlinger, both to me known, and known to me to be the respective individuals described in and who executed the foregoing agreement, and severally acknowledged to me that they executed the same.

Geo. B. Morris,

Notary Public,

New York County.



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Exhibit "B"

-o-

Agreement, Entered into this 9th day of August, 1889, by and between Valentine Liebig, of the City of Philadelphia, and William Reitlinger, of the City of New York,

Witnesseth,

-o-

Whereas, The partnership heretofore existing between the said parties was, by an instrument in writing bearing date the 6th day of August, 1889, dissolved by mutual consent; and-

Whereas, In and by said agreement the said Valentine Liebig, among other things, agreed to sell to said William Reitlinger, all his right, title and interest in and to the business and property of the co-partnership theretofore existing between the said parties, of every nature and description whatsoever (except in so far as the business and property in the State of Pennsylvania was concerned), and the firm name, for a price to be fixed as in said agreement provided; and-

Whereas, It has been mutually arranged between the said parties that the purchase price for said interest shall be the sum of Forty-five Hundred Dollars in cash, and the payment by said William Reitlinger of a certain promissory note for Twenty-seven Hundred and Fifty Dollars, heretofore given by him to said Valentine Liebig, pursuant to the articles of agreement made between said parties, bearing date June 11, 1889:

Now Therefore, In consideration of the

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Exhibit "B"  
-o-

Agreement, Entered into this 9th day of August, 1889, by and between Valentine Liebig, of the City of Philadelphia, and William Reitlinger, of the City of New York,

Witnesseth,  
-o-

Whereas, The partnership heretofore existing between the said parties was, by an instrument in writing bearing date the 6th day of August, 1889, dissolved by mutual consent; and-

Whereas, In and by said agreement the said Valentine Liebig, among other things, agreed to sell to said William Reitlinger, all his right, title and interest in and to the business and property of the co-partnership theretofore existing between the said parties, of every nature and description whatsoever (except in so far as the business and property in the State of Pennsylvania was concerned), and the firm name, for a price to be fixed as in said agreement provided; and-

Whereas, It has been mutually arranged between the said parties that the purchase price for said interest shall be the sum of Forty-five Hundred Dollars in cash, and the payment by said William Reitlinger of a certain promissory note for Twenty-seven Hundred and Fifty Dollars, heretofore given by him to said Valentine Liebig, pursuant to the articles of agreement made between said parties, bearing date June 11, 1889:

Now Therefore, In consideration of the

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premises, and of the sum of Forty-five Hundred Dollars in cash to him in hand paid by said William Teitlinger (and in consideration of said promissory note) the receipt whereof is hereby acknowledged, the said Valentine Liebig has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto William Teitlinger, of the City of New York, his heirs, executors, administrators and assigns forever, all his right, title and interest in and to the business and property of the co-partnership heretofore existing between him and said William Teitlinger, of every nature and description whatsoever (except in so far as the business and property of said co-partnership in the State of Pennsylvania is concerned), and the firm name of said co-partnership:

It being intended that this assignment shall include all leases, contracts, buildings, fixtures in buildings, business furniture, merchandise on hand, wagons, harness, horses (except five horses which said Valentine Liebig has the right to choose from the number of horses owned by said co-partnership, which choice he may make at any time on or after the 16th day of August, 1889), book accounts, stationery, and every species of property whatsoever belonging to said co-partnership, except the business and property in the State of Pennsylvania.

And it is hereby mutually agreed that the provisions contained in paragraphs "Fourth", "Fifth" and "Sixth" of the agreement entered into between the parties above named on the 6th day of August, 1889, shall remain and continue

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to be of binding force and effect.

In Witness Whereof, The parties  
hereto have hereunto set their hands and seals, the day and  
year first above written.

Va. Liebig, Seal.

Wm. Reitlinger, Seal.

In presence of,

Jacob Meyer.

City and County of New York, ss.-

On this 9th day of August, 1889, before me  
personally appeared Valentine Liebig and William Reitlinger;  
both to me known, and known to me to be the individuals  
described in and who executed the foregoing instrument, and  
severally acknowledged to me that they executed the same.

Jacob Meyer,

Com. of Deeds,

N. Y. City.



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STATE OF NEW YORK, :  
 : ss.-  
City and County of New York. :

ELLIS MORRIS, being duly sworn, deposes  
and says:

That he was the bookkeeper for the co-partnership firm composed of William Reitlinger and Valentine Liebig, referred to in the affidavit of William Reitlinger, which deponent has read, and as such bookkeeper kept the accounts of said firm in so far as the same were submitted to him, during the entire continuance of said co-partnership. That it was the habit of Mr. Reitlinger, who had charge of the business in New York, to pay cash for everything, and to render his accounts to deponent; but that said Liebig invariably neglected to render accounts, either of expenditures or deliveries of goods.

Deponent was present during most of the interview between said William Reitlinger and said Liebig, which resulted in the agreement of August 6, 1889, and the bill of sale of August 9, 1889, referred to in said Reitlinger's affidavit, and distinctly heard said Valentine Liebig state that there were no debts outstanding against said firm-- that he had paid up everything to date, except about \$200 of bills, which were on deponent's file.

That on the 9th day of August, 1889, the books of said firm showed no indebtedness whatever, except that amounts for premium on insurance, for disinfectants and stationery, amounting to \$209.25 had been sent in, but had not been posted on the books, because it was intended by

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Mr. Reitlinger, as deponent was informed by him, to pay for the same in cash. Deponent's instructions, from both Mr. Reitlinger and Mr. Liebig, were that no running accounts were to be kept, and that everything was to be paid for when the work was done and materials furnished.

That deponent knows that subsequent to August 9, 1889, the accounts referred to in said Reitlinger's affidavit were sent in; that deponent had never heard of a single one of them until they were sent in as aforesaid, and did not suppose that any such accounts existed.

Sworn to before me, this  
day of September, 1889.

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STATE OF NEW YORK, :

: ss.-

City and County of New York. :

CHARLES TPAUBE, being duly sworn, deposes and  
says:

That he is 32 years of age, and resides at No. 149  
Tompkins Avenue, Brooklyn, New York. That he knows Valen-  
tine Liebig and William Reitlinger. That prior to the  
11th day of June, 1889, at the request of Valentine Liebig,  
he saw Mr. Reitlinger with respect to the formation of a  
co-partnership between Liebig and Reitlinger for the manu-  
facture of egg-yolk, which resulted in their going into  
business together.

That between the 1st and 9th of August, 1889, depon-  
ent acted as the friend of Valentine Liebig in endeavoring  
to arrange a settlement of the difficulties between him and  
Mr. Reitlinger, which resulted in the purchase of Liebig's  
interest in the co-partnership business by Mr. Reitlinger.

Deponent remembers very well that during all the  
negotiations it was frequently mentioned by Mr. Liebig that  
there were no unpaid debts of the firm except a couple of  
hundred dollars, the accounts for which were in the book-  
keeper's hands. He repeated this frequently.

Sworn to before me, this

day 1 September, 1889.

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Court of General Sessions.

The People of the State of New  
York,

against

Valentine Liebig.

Original.

Affidavits.

-0-

Witnesses:

William Rittenger - 103 4th St. N.Y.  
Ellis Morris  
Henry A. Ricker 675 Hudson St. N.Y.  
S. L. Long 82 W. 14th St. N.Y.  
Ed. Ferris 183 Washington St. N.Y.  
Chas. Kofner 122 Graham Ave. N.Y.  
Chas. Karmunsky, 326 Graham Ave. Brooklyn  
- Schick 334 Graham Ave. Brooklyn  
Wm. Bennett ex Bushnell St. N.Y.  
Powers, P.

Alex. Rittenger 103 4th St. N.Y.



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DISTRICT ATTORNEY'S OFFICE,  
City and County of New York.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Reithinger  
103 Gold St.  
N.Y.

Valentine Liebig

Office Grand Jury  
in the first degree.

Dated September 23<sup>rd</sup> 1889

Witnesses, Ellis Morris 103 Gold St.

No. Henry A. Richter 675 Hudson Street,

S. S. Long, 82 Day St & 875 Washington St

No. Ed. Ferris 183 Washington Street,

Alex. Reithinger 103 Gold St.

No. Chas. Hoyer 122 Graham Ave  
Brooklyn.

Chas. Roemmels 326 Graham Ave  
Brooklyn.

J. Schick 334 Graham Ave  
Brooklyn.

Wm. Bennett - Cor. Bushwick Ave  
& Powers St  
Brooklyn.

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STATE OF NEW YORK,

: ss.-

City and County of New York. :

CHARLES TRAVER, being duly sworn, deposes and says:

That he is 32 years of age, and resides at No. 149 Tompkins Avenue, Brooklyn, New York. That he knows Valentine Liebzig and William Feitlinger. That prior to the 11th day of June, 1889, at the request of Valentine Liebzig, he saw Mr. Feitlinger with respect to the formation of a co-partnership between Liebzig and Feitlinger for the manufacture of gun-yolk, which resulted in their going into business together.

That between the 1st and 9th of August, 1889, deponent acted as the friend of Valentine Liebzig in endeavoring to arrange a settlement of the difficulties between him and Mr. Feitlinger, which resulted in the purchase of Liebzig's interest in the co-partnership business by Mr. Feitlinger.

Deponent remembers very well that during all the negotiations it was frequently mentioned by Mr. Liebzig that there were no unpaid debts of the firm except a couple of hundred dollars, the accounts for which were in the book-keeper's hands. He repeated this frequently.

Sworn to before me, this

day 8 September, 1889.

04811

STATE OF NEW YORK, :  
 : ss.-  
City and County of New York. :

LILLIS MORRIS, being duly sworn, deposes  
and says:

That he was the bookkeeper for the co-partnership  
firm composed of William Zeitlinger and Valentine Liebig,  
referred to in the affidavit of William Zeitlinger, which  
deponent has read, and as such bookkeeper kept the accounts  
of said firm in so far as the same were submitted to him,  
during the entire continuance of said co-partnership.  
That it was the habit of Mr. Zeitlinger, who had charge of  
the business in New York, to pay cash for everything, and  
to render his accounts to deponent; but that said Liebig  
invariably neglected to render accounts, either of expen-  
ditures or deliveries of goods.

Deponent was present during most of the interview  
between said William Zeitlinger and said Liebig, which re-  
sulted in the agreement of August 6, 1889, and the bill of  
sale of August 9, 1889, referred to in said Zeitlinger's  
affidavit, and distinctly heard said Valentine Liebig state  
that there were no debts outstanding against said firm--  
that he had paid up everything to date, except about \$300  
of bills, which were on deponent's file.

That on the 9th day of August, 1889, the books of  
said firm showed no indebtedness whatever, except that  
accounts for premium on insurance, for disinfectants and  
stationery, amounting to \$109.25 had been sent in, but had  
not been posted on the books, because it was intended by

0482

Mr. Feitlinger, as deponent was informed by him, to pay for the same in cash. Deponent's instructions, from both Mr. Feitlinger and Mr. Liebig, were that no running accounts were to be kept, and that everything was to be paid for when the work was done and materials furnished.

That Deponent knows that subsequent to August 9, 1869, the accounts referred to in said Feitlinger's affidavit were sent in; that document had no record of a single one of them, until they were sent in as aforesaid, and did not suppose that any such accounts existed.

Sworn to before us, this

day of September, 1869.



0483

STATE OF NEW YORK,

: ss.-

City and County of New York. :

CHARLES TRATH, being duly sworn, deposes and

says:

That he is 53 years of age, and resides at No. 149 Longfellow Avenue, Brooklyn, New York. That he knows Valentine Liebig and William Feitlinger. That prior to the 11th day of June, 1889, at the request of Valentine Liebig, he saw Mr. Feitlinger with respect to the formation of a co-partnership between Liebig and Feitlinger for the purpose of doing business in New York, which resulted in their going into business together.

That between the 1st and 10th of August, 1889, deponent acted as the agent of Valentine Liebig in endeavoring to arrange a settlement of the difficulties between him and Mr. Feitlinger, which resulted in the purchase of Liebig's interest in the co-partnership business by Mr. Feitlinger.

Deponent remembers very well that during all the negotiations it was frequently mentioned by Mr. Liebig that there were no unpaid debts of the firm except a couple of hundred dollars, the accounts for which were in the book-keeper's hands. He repeated this frequently.

Sworn to before me, this

day of September, 1889.

0484

STATE OF NEW YORK,

ss.-

City and County of New York.

ELLIS WORTHS, being duly sworn, deposes and says:

That he was the bookkeeper for the co-partnership firm composed of William Feitlinger and Valentine Liebzig, referred to in the affidavit of William Feitlinger, which Dependent has read, and as such bookkeeper kept the accounts of said firm in so far as the same were submitted to him, during the entire continuance of said co-partnership. That it was the habit of Mr. Feitlinger, who had charge of the business in New York, to pay cash for everything, and to render his accounts to Dependent; but that said Liebzig invariably neglected to render accounts, either of expenditures or deliveries of goods.

Dependent was present during most of the interview between said William Feitlinger and said Liebzig, which resulted in the agreement of August 6, 1889, and the bill of sale of August 9, 1889, referred to in said Feitlinger's affidavit, and distinctly heard said Valentine Liebzig state that there were no debts outstanding against said firm--that he had paid up everything to date, except about \$300 of bills, which were on Dependent's file.

That on the 9th day of August, 1889, the books of said firm showed no indebtedness whatever, except that accounts for premium on insurance, for disinfectants and stationery, amounting to \$69.25 had been sent in, but had not been posted on the books, because it was intended by

0485

Mr. Reitlinger, as deponent was informed by him, to pay for the same in cash. Deponent's instructions, from both Mr. Reitlinger and Mr. Liebig, were that no running accounts were to be kept, and that everything was to be paid for when the work was done and materials furnished.

That deponent knows that subsequent to August 9, 1939, the accounts referred to in said Reitlinger's affidavit were sent in; that deponent had never heard of a single one of them until they were sent in as aforesaid, and did not suppose that any such accounts existed.

Sworn to before me, this

day of September, 1939.

0486

COURT OF GENERAL SESSIONS OF THE PEACE  
Of the City and County of New York.

-----X  
The People of the State of New York :  
against :  
Valentine Liebig :  
-----X

City and County of New York ss.

The Grand Jury of the City and County of New York, by this indictment, accuse Valentine Liebig of the crime of grand larceny in the first degree, committed as follows:

Heretofore, to wit, on the sixth day of August, 1889, the said Valentine Liebig and one William Reitlinger were copartners in the business of manufacturing <sup>and dealing in</sup> ~~shoes~~ <sup>shoes and all kinds of</sup> ~~shoes~~ <sup>shoes</sup> for the tanners' trade, which they carried on in the City of New York aforesaid, and also in the City of Brooklyn in Kings County, in the State of New York, in the City of Philadelphia, in the County of Philadelphia, in the State of Pennsylvania, and in the City of Chicago, in the County of Cook, in the State of Illinois, and by the terms of the said copartnership each of them was entitled to a one-half interest in the business and property of the said copartnership. And on the day and in the year aforesaid, at the City of New York, in the County of New York aforesaid, it was agreed by and between the said Valentine Liebig and William Reitlinger that the said William Reitlinger should purchase the interest of the said



0487

2

Valentine Liebig in the said copartnership and in the business and property thereof, for an amount that should be agreed upon between them as the difference between the actual value of the property which the said Valentine Liebig had contributed to the said business at the time of the formation of the said partnership (except the property and the business in the said City of Philadelphia) and the amount that the said William Reitlinger was entitled to receive as credits by reason of payments made by him to the said Valentine Liebig, and expenditures made by him in and about the same business, and also that the said William Reitlinger should assume all outstanding obligations, debts and contracts of the said copartnership (except such as pertained to the property and business of the said copartnership in the said City of Philadelphia) and should receive credit for the amount thereof on the purchase price of the interest so to be agreed upon.

And the said Valentine Liebig, late of the City of New York, in the County of New York aforesaid, with intent to deprive and defraud the said William Reitlinger of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to his own use, then and there feloniously and fraudulently did falsely pretend and represent to the said William Reitlinger,

That there were no outstanding debts or obligations then due and owing by the said copartnership,

0488

3

except about two hundred dollars, bills for which were then in the hands of the book-keeper of the said copartnership and of the existence of which he the said William Reitlinger then knew, and that he the said Valentine Liebig had not made any promissory notes or bills of exchange or due bills in the name of the said copartnership or borrowed any money for which the said copartnership was then responsible, and that the only indebtedness then due and owing by the said copartnership was such as then appeared on the books of the said copartnership.

And the said William Reitlinger, then and there believing the false and fraudulent pretenses and representations so made as aforesaid by the said Valentine Liebig, and being deceived thereby, was induced, by reason of the false and fraudulent representations so made as aforesaid, to purchase the interest of the said Valentine Liebig in the said copartnership and in the business and property thereof (except the said property and business in the said City of Philadelphia as aforesaid) at the price and consideration of four thousand and five hundred dollars, and to deliver, and did then and there deliver to the said Valentine Liebig the sum of four thousand five hundred dollars in money, lawful money of the United States of America, and of the value of four thousand and five hundred dollars, and one written instrument and evidence of debt, to wit, an order for the payment of money of the kind commonly called certified checks, for the payment of

0489

and of the value of four thousand and five hundred dollars, of the proper moneys, goods, chattels and personal property of the said William Reitlinger.

And the said Valentine Liebig did then and there feloniously receive and obtain the said proper moneys, goods, chattels and personal property from the possession of the said William Reitlinger, by color and by aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud the said William Reitlinger of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact there were then divers outstanding debts and obligations due and owing by the said copartnership other than about the sum of of two hundred dollars, bills for which were then in the hands of the book-keeper of the said copartnership, and of the existence of which he the said William Reitlinger knew; and the only indebtedness then due and owing by the said copartnership was not such as then appeared on the books of the said copartnership, and the said copartnership then owed divers sums of money no mention of or reference to which appeared on the books of the said copartnership: as he the said Valentine Liebig then and there well knew.

And, whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said Valentine Liebig to the said William Reitlinger were then and there in all respects utterly false and

0490

5

untrue, as he the said Valentine Liebig at the time of making the same then and there well knew.

And so the Grand Jury aforesaid do say, that the said Valentine Liebig, in the manner and form aforesaid, and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said William Reitlinger then and there did steal: against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.



0491

BOX:

369

FOLDER:

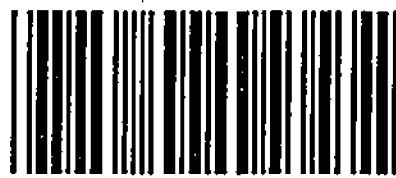
3461

DESCRIPTION:

Lienesch, Philip

DATE:

10/09/89



3461

0492

Witnesses:

Officer Jacob W. Fess

20<sup>th</sup> Precinct

7

234 B. Way

Counsel,

Filed,

Pleads,

188

THE PEOPLE,

vs.

VIOLETION OF EXCISE LAW

(Keeping Open on Sunday.)  
[III Rev. Stat. (7th Edition), Page 1880, Sec. 5.]

B

Philip Lienesch

JOHN R. FELLOWS.

District Attorney.

A True Bill.

W. L. Cole. Foreman.

0493

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Philip Lienesch*

The Grand Jury of the City and County of New York, by this indictment, accuse *Philip Lienesch* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said

*Philip Lienesch*

late of the City of New York, in the County of New York aforesaid, on the *first* day of *September* in the year of our Lord one thousand eight hundred and eighty-*nine*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

*District Attorney.*

0494

**BOX:**

369

**FOLDER:**

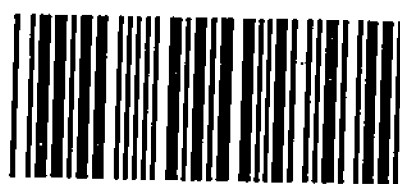
3461

**DESCRIPTION:**

Lindenblith, Edmund

**DATE:**

10/31/89



3461



Witnesses;

*Lamentine Mayel*

*Al. Brasing*

*2<sup>nd</sup> pres.*

Counsel, *31* day of *Oct.* 188*9*  
Filed

Pleads *Chattel*

THE PEOPLE

*Robbery in the 1<sup>st</sup> degree.*  
(MONEY)  
[Sections 224 and 225, Penal Code].

*Edmund Linden Blith*

JOHN R. FELLOWS,

*District Attorney.*

**A True Bill.**

*Wm. L. Cole* Foreman.

*Sept 19*

*Edmund Robby 2d*

*7412 + 1 Mo. 1<sup>st</sup> 1889*

0495

0496

The People  
vs.  
Edmond Lindenblith. { Court of General Sessions, Part I.  
Before Recorder Smyth.

Monday, November 4, 1889.

Indictment for robbery in the first degree.

Clementine Mongel sworn and examined.

I live at 85 Sixth Avenue in this city; on the 3rd of October last I saw the Defendant in the Hotel de France in Third Street, I afterwards met him at 224 Thompson St. in this city. At what time in the day did you see him there? About eleven o'clock in the morning, on this same day we arrived in New York. There was nothing passed between him and me then, my husband was with him the whole day. What happened between you and this Defendant at this house? Whilst I was in bed with my child he came to rob me, another one was with him. What did the Defendant do? The man who was with him got hold of my hands and held them and he, the defendant, took the money out of my stocking. How much money? One hundred and sixty dollars, I had also the check for my trunk in the pocketbook and he took that also. Where was the trunk? It was in the depot yet, the Grand Central, 42nd Street. What railroad did you come into town by? I do not know the name, we arrived here from Detroit, Michigan. The same day that you were robbed? The same day that I was deprived of my money I arrived here. Have you since seen any of the things that were in that trunk? Yes sir, the trunk and the things in it were returned to me, I cannot tell when but the Officer knows; he informed my husband where the trunk was and my husband and the police officer went and got it. The officer pointed out to me now (Officer

0497

Bisland) is the officer. What time of day was it when these two men came into your room? I think it was about between eleven and twelve o'clock night time. Was it then that you lost the money and the check for your trunk? Yes, he took everything at the same time. Was there anybody else in the room with you? I was alone with my child. Was the door open or shut? It was open because my husband went out sometime before and left the door open. Were you asleep when those men came in? I was awake when they came in. Was there any light in the room? Yes, there was a gaslight in the room and the light was burning. What was the first thing that was done to you by either of these men? The first thing was that I was seized by my hands by the other one who was with the Defendant. I had the stockings on and the Defendant pulled down my stocking and took the money out. What was the money in? It was in a pocketbook, it was American paper money, \$160.00. What kind of bills were they, how large? I cannot enumerate the money but I had twenty, ten and five dollar bills, I cannot tell how many of each. Where did you get this money? My husband gave me the money to keep it. Did you count the money yourself? Yes I counted it; the Defendant did not come from Detroit. Where did you first see him? In the hotel de France in this city. What was he doing there? I do not know. Did you speak with him? My husband entered into conversation with him because he also is a Frenchman, I did not speak to him but I saw him there speaking to my husband. Did you call out when these men took hold of you? Yes, I called in French, "thief, thief." What did these men do after they got the

0498

money away from you? They went away, they ran away and I ran after them. Where did you run? I ran after them to the door which leads out into the street and they ran out into the street. Did they get away from you? Yes, they got away. What floor was your room on? The second floor. Then they had to go down stairs, did they and then went into the street? Yes, I was only in my chemise and I stopped there.

Cross Examined.

A man named Levy was arrested. I appeared as a witness against him in the Police Court, I know what became of him, he was let go. My husband gave me the money in the evening, we arrived at eleven o'clock in the morning, I did not count it immediately but I counted the money sometime after, it was daylight yet when he gave me the money. Had you the money counted at ten o'clock that night? I cannot tell which hour it was when I counted the money but I counted it sometime after I received it. How long before the money was taken away from you did you count it? I cannot tell how long before I counted the money. Why did you count it? I did not have confidence in that house and that is the reason, I wanted to know how much money I had. Did your husband tell you how much money he handed you? He told me how much money he gave me and that is the reason why I counted it again to see if it was so what he said. If you had no confidence in that house why did you stay there? We did not remain long, the next day we left, I did not think anything particular would happen to me but I thought it is not a good house.



0499

James G. Bisland sworn and examined.

I am an officer attached to the 20th precinct of the municipal police of this city, I arrested the Defendant sometime last month but I am not sure of the date, the robbery was on the 3rd of the month and it was about the 23rd that I arrested him, I guess about twenty days afterwards. Where did you arrest him? In the French Sisters' Hospital, 24th Street and Eighth Avenue, 334 24th St. between 8th and 9th Avenues, I told him what I arrested him for, I do not speak French but the Defendant speaks English. I asked him where the trunk was he had taken from the Grand Central depot and he said it was at 224 Thompson Street, he said he was guilty but there was only eighteen dollars that he stole, that was about all he said to me. Did you go to 224 Thompson Street? I did; he did not state particularly where in 224 Thompson St. the trunk was. There are a number of rooms there and I saw the proprietor of the place, he told me where the trunk was, he took me down and showed it to me in the cellar. Did he tell you that was the defendant's trunk? He did. What did you do with the trunk when you got it? I took it to the Station House. The husband of Mrs. Mongel identified it and all the contents of the trunk as his. Did you have any further conversation with the Defendant after that? No, I did not. Did you take him from the hospital? I did and brought him to the Police Court; he said he was guilty, he had no work and he would as soon go away this winter as not. That is about all the conversation I recollect. I think 224 Thompson St. is in the 8th Ward -- no, it is in the 15th. The other

0500

man was arrested, his name is Levy. I was standing on the corner of 34th Street and 8th Avenue and the lady's husband came to me and told me something. I went to the hospital with him and found the Defendant there. I said to him, "where is that trunk that you took from 224 Thompson Street?" He said, "it is back there at 224 Thompson Street." I asked him where that trunk was he took from the Grand Central Depot? He said it was at 224 Thompson Street. That is about all I asked him at that time, I took him with me to the Station House. While we were in the hospital the Defendant wanted ten dollars from this woman's husband to tell him where the trunk was and he refused to pay him the ten dollars. He said, "I am going to have you arrested", and the Defendant said "I don't give a damn." I searched the Defendant and found nothing on him. The Defendant told me that he took the trunk from Philadelphia to Thompson Street. I heard him say to the Police Justice when he was examined that he was guilty, that is all he said.

Cross Examined. Don't you know that this man said a little more than "I am guilty"? He said he was guilty of stealing eighteen dollars. I did not say to the Defendant at the hospital that the Frenchman accused him of robbery in the first degree, I did not use those words, I told him he was accused of stealing the trunk, I found the trunk at 224 Thompson Street.

Ema Mongel sworn and examined through the Interpreter.

I was at 224 Thompson Street in this city on the 2nd of October last, I was there at noontime and gave my wife

0501

some money that night, about \$160.00. What sort of bills was that money in? They were bank notes, twenties, tens and fives. Did you give into her care a check for the trunk? Yes, I gave her the pocketbook with the check and the money altogether, I gave it to her for safe keeping. Do you know what became of that money, pocketbook and check? I was informed by my wife when I came home about one o'clock, I met her at the door leading to the street, she was in her chemise and had her baby in her hand, she said she was robbed of the money, she could not give me the name of the person because she did not know anyone; she told me that there were two persons who took the money but she could not tell their names because she did not know anyone in the house. About noontime on the day when I arrived I saw the Defendant and about fifteen days after I saw him in the French Hospital. My wife was not present when I talked at noontime with the Defendant.

I announced in the French paper the Courier des Etats Unis that I would offer a reward to the person who could give me any information about my trunk. I received a postal card and it was said in that they would give me the information where my trunk was. I have not got the postal card with me. After I received it I went to the Hospital and found the Defendant there. I asked him where my trunk was and he said it was in 224 Thompson Street. I brought a policeman with me to the Hospital, I was alone when I first went there and then I went out to find a policeman to have him arrested because I supposed that he was the man who did the affair because he knew all about it. When I went to the Hospital the prisoner said that he was

0502

informed that my trunk was in 224 Thompson Street, he did not say anything else, he did not say anything about ten dollars to me. I went to Thompson Street with the Officer and found the trunk but the proprietor refused to deliver it until he was paid. The trunk was mine and was the one that was represented by the brass check which I gave to my wife.

Cross Examined. I made the acquaintance first of the Defendant on the 3rd of October, I never saw him in France, it is possible that I saw him in New York three years ago because I saw many people here in New York, we were not intimate friends for more than three years. I wrote him four or five letters since he has been in the Tombs, the letters now shown me are the ones, I asked him for thirty dollars to settle this claim. It was in pursuance of the postal card bearing the Defendant's name that I went to the hospital.

A Juror was withdrawn and the Defendant pleaded guilty to robbery in the second degree.

He was sentenced to the State Prison for seven years and one month.



0503

Testimony in the case  
of  
Edmond Lindenblith

filed out.

1889

0504

Police Court 2 District.CITY AND COUNTY } ss  
OF NEW YORK,

*Clementine Mangel*  
 of No. *85 Sixth Avenue* Street, Aged *24* Years  
 Occupation *Housekeeper* being duly sworn, deposes and says, that on the  
*7th* day of *October* 188*9*, at the *15th* Ward of the City of New York,  
 in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
 ponent by force and violence, without ~~his~~ *her* consent and against ~~his~~ *her* will, the following property, viz:

*A check for a trunk which was  
 at the Grand Central Depot. And  
 good and lawful money of the  
 United States to the amount and*

of the value of *Nine hundred and Sixty* DOLLARS,  
 the property of *Reynolds*.

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 force and violence as aforesaid by

*Edmond Lindbergh (murder)*  
*and one Levy who was arrested on the*  
*3rd day of October 1889. Charged with this*  
*offense and discharged upon Examination*  
*by J. Henry Ford Esq. Police Justice*  
*from the fact that some time between*  
*the hours of 8 O'clock P.M. and 12 O'clock*  
*midnight said date deponent was lying*  
*in bed in the front room on the 2nd floor*  
*of premises No 224 Thompson St. and*  
*at that time deponent had said sum*  
*of money and said trunk check in her*  
*stocking which was on deponent's right leg.*

*Deponent to Rejoice Mrs. Mangel*

*1889*

*Police Justice*

0505

When this defendant and the said Levy came together and in company with each other into defendant's room, the said Levy then caught hold of defendant by each of defendant's wrists and held defendant down while this defendant feloniously took store and carried away said property from the person of defendant by force and violence without her consent and against her will.

Defendant is informed by Officer James Distland of the 20th Precinct Police that the said defendant admitted and confessed to him that he had taken the sum of eighteen dollars and said trunk check from defendant and had got said trunk which said check represented, from the Grand Central Depot and told him the officer where said trunk was.

Whereupon defendant charges this defendant and the said Levy with being together and acting in concert with each other and feloniously taking stealing and carrying away said property from the person of defendant by force and violence against her will and without her consent.

Sworn to before me this 23<sup>rd</sup> day of October 1889

*[Signature]*  
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.

Police Court, District,	Offence—ROBBERY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Dated 1889	Magistrate.
	Officer.
	Clerk.
Witness,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0506

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James G. Disland*  
aged \_\_\_\_\_ years, occupation *Police Officer* of No. \_\_\_\_\_

*20th Precinct Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Clementine Mangel*

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

Sworn to before me, this *23*  
day of *Oct* 188*7*

*James G. Disland*  
*E. H. Ryan*  
Police Justice.



0507

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Edmond Lindbergh* 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.

*Edmond Lindbergh*

Question. How old are you?

Answer.

*27 years old*

Question. Where were you born?

Answer.

*France*

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

Answer.

*Hotel Du Paris Christopher St.*

Question. What is your business or profession?

Answer.

*Artificial flower maker.*

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

Answer.

*I am guilty of  
stealing a pocket book with  
eighteen dollars and the trunk  
check in it. from this complainant.  
And at the time I took this  
property. I was alone.  
E. Lindbergh*

Taken before me this  
day of *Oct* 1888

Police Justice.

0508

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

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

Dated *Oct 23* 188 *9* *W. J. Ryan* Police Justice.

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

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

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

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

0509

206  
Police Court---21 1595 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Clementine Mangel  
85<sup>th</sup> St. 6<sup>th</sup> Ave  
Edmond in dublith

2

3

4

Offence

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street

Dated Oct 23 1889

Hoguen Magistrate.

James J. Disland Officer.

20 Precinct.

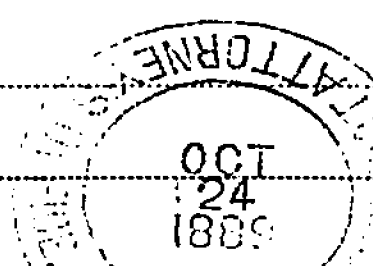
Witnesses James J. Disland

No. 20<sup>th</sup> Precinct Police Street.

No. .... Street.

No. .... Street.

\$ 2000 to the order of



to the order of  
Corn

05 10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edmund Lindenblith

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

Edmund Lindenblith

of the crime of ROBBERY IN THE first DEGREE, committed as follows:

The said Edmund Lindenblith,

late of the City of New York, in the County of New York aforesaid, on the ninth day of October, in the year of our Lord one thousand eight hundred and eighty-nine, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one Clementine Mangel, in the peace of the said People then and there being, feloniously did make an assault, and two promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each; four promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each; eight promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each; two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each; four promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each; eight promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each; two United States Silver Certificates of the denomination and value of twenty dollars each; four United States Silver Certificates of the denomination and value of ten dollars each; eight United States Silver Certificates of the denomination and value of five dollars each; ten United States Silver Certificates of the denomination and value of two dollars each; ten United States Silver Certificates of the denomination and value of one dollar each;



0511

*two* United States Gold Certificates of the denomination and value of twenty dollars each; *four* United States Gold Certificates of the denomination and value of ten dollars each; *eight* United States Gold Certificates of the denomination and value of five dollars each; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *ten dollars*, and one metal bank check of the value of *twenty five* dollars,

of the goods, chattels and personal property of the said *Clementine Mangel*, from the person of the said *Clementine Mangel*, against the will, and by violence to the person of the said *Clementine Mangel*, then and there violently and feloniously did rob, steal, take and carry away, *the said Edmund Guidentlich being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid unknown* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

05 12

**BOX:**

369

**FOLDER:**

3461

**DESCRIPTION:**

Linder, Charles

**DATE:**

10/22/89



3461

0513

Witnesses;

Off. Joseph Back  
30<sup>th</sup> Prec.

Counsel,

Filed

1889

Pleads

22<sup>nd</sup> Oct. 1889  
Charles Linder

THE PEOPLE

vs.

Charles Linder

VIOLATION OF EXCISE LAW.

(SELLING TO MINOR)

ALL R. W. CHASE, JR. & CO., S. 15.

Charles Linder

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. L. Cook, Foreman.

Complains Sent to the Court  
of Special Sessions,

Part III, Oct. 3, 2, 1889.

0514

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Linder*

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

*Charles Linder*

of a MISDEMEANOR, committed as follows:

The said

*Charles Linder*

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

*Seventh* day of *June* in the year of our Lord

one thousand eight hundred and eighty-*nine*, at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of

lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to one

*John McAre*  
*actually and apparently* *sixteen*  
who was then and there a minor under the age of *fourteen* years, to wit: of the age of

*nine* years, as *he* the said *Charles Linder*

then and there well knew and had reason to believe; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,

District Attorney.



0515

**BOX:**

369

**FOLDER:**

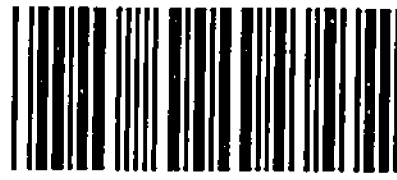
3461

**DESCRIPTION:**

Lipoohn, Rose

**DATE:**

10/02/89



3461

Witnesses ;

Peter Van Loersen

W.C. H. Sarason  
211 O. Bury

Counsel,

Filed

Pleads,

day of

1889

THE PEOPLE

vs.

Brook Lipscomb

VIOLATION OF EXCISE LAW.  
(Selling without License.)  
[III, R. S. (7th Ed), page 1981, § 13, and  
of 1883, Chap. 340, § 5].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Chas. B. Woodcock

Part II October 14/89.

Pleads Guilty Foreman.

C.P. 10 days

05 16

0517

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

*Rose Lipschutz*

Question. How old are you?

Answer.

*24 years.*

Question. Where were you born?

Answer.

*Austria*

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

Answer.

*No 61 Canal street and one year*

Question. What is your business or profession?

Answer.

*Bottling Soda Water and beer*

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. If held, I demand a trial by jury.*

*Rose Lipschutz*  
*mailed*

Taken before me this

day of

1888

Police Justice

05 18

Sec. 151.

Police Court.....3..... District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

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

of No. 237 West 33rd Street, that on the 5 day of September  
1889 at the City of New York, in the County of New York,

One Rose Lippman did sell to  
Complainant, two dozen bottles of  
Rager beer without having a  
license for the same and in  
the premises the 112 East Broadway

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

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

Dated at the City of New York, this 6 day of September 1889

[Signature]  
POLICE JUSTICE.



05 19

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 One 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

John Duffy Police Justice.

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

Dated Sept. 6. 1889.

John Duffy 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.

0520

*B W 735 3* *1355*  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Peter Verhoeven*  
*237 West 33rd St*  
1 *Rosa Lipschutz*  
2  
3  
4

*Offence*  
*Verdict*

BAILED.

No. 1, by *Fannie Hersfeld*

Residence *108 East Broadway* Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *Sept 6* 188 *9*

*Duffy* Magistrate

*Stapleton* Officer.

*7* Precinct.

Witnesses

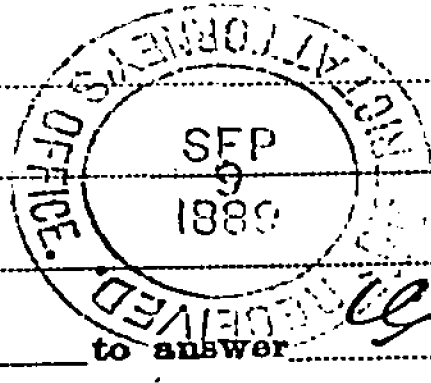
No. Street.

No. Street.

No. Street.

\$ *100* to answer *664*

*Bail 9*



0521

Excise Violation-Selling Without License.

POLICE COURT- 3 DISTRICT.

City and County } ss.  
of New York,

of No. 237 West 33rd Street,  
of the City of New York, being duly sworn, deposes and says, that on the 5 day  
of September 1889, in the City of New York, in the County of New York, at  
No. 112 East Broadway Street,  
Rose Lipschutz (now here)

did then and THERESELL, CAUSE, suffer and permit to be sold, under his direction and authority,  
strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than  
five gallons at a time, ~~to be drunk in the house or premises of said~~ WITHOUT HAVING A  
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made  
and provided.

That the said Rose sold to deponent  
two dozen bottles of Lager Beer for  
which deponent paid one dollar  
without having a license.

WHEREFORE, deponent prays that said Rose Lipschutz  
may be arrested and dealt with according to law.

Sworn to before me, this 6 day  
of September 1889

Peter Verhoeven

Police Justice.

0522

# Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Rose Lipsohn*

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

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

*Rose Lipsohn*  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES  
WITHOUT A LICENSE, committed as follows:

The said

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

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

(Laws of 1883,  
chapter 310 sec-  
tion 5)

SECOND COUNT—

*John R. Fellows*  
*District Attorney.*  
And the Grand Jury aforesaid, by this indictment, further accuse the said

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

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, and at the premises there situate, known as  
number

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

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



0523

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

**THIRD COUNT:**

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

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, and at the premises there situate, known as  
number

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

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

**JOHN R. FELLOWYS,**

**District Attorney.**

0524

**BOX:**

369

**FOLDER:**

3461

**DESCRIPTION:**

Liss, Joseph

**DATE:**

10/01/89



3461

Witnesses:

*Earah Rubenstein*

Counsel,

Filed

Pleaded

day of

1889

THE PEOPLE

vs.

*P*

*Joseph Liss*

*Burglary in the Third Degree*  
*and*  
*Carrying a Dangerous Weapon*  
(Section 458, V.P.C. 2845)

JOHN R. FELLOWS,

District Attorney.

*Spec. & convicted of*  
*Carrying*

A True Bill, S.P. 29886 mo

*Chas. D. Fiedrich*

Foreman.

*Oct 10 1889*

0525

0526

VI.

STATE OF NEW YORK.  
Executive Chamber,  
ALBANY.

June 30, 1890.

Sir:

Application for Executive clemency having been made on behalf of Joseph Liss who was convicted of Burglary 3rd degree in the county of New York and sentenced Oct. 11, 1889 to imprisonment in the Sing Sing Prison for the term of two years, six months. I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

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

Very respectfully yours,

*J. S. Williams.*

Private Secretary.

Hon. R. B. Martine,

New York City.



0527

Police Court— 3 District—City and County } ss.:  
of New York,

Sarah Rubinstein  
of No. 183 Clinton Street, aged 22 years,  
occupation Keeping house being duly sworn  
deposes and says, that the premises No. 183 Clinton Street, 13<sup>th</sup> Ward  
in the City and County aforesaid the said being a Tenement house

and which was occupied by deponent as a dwelling  
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly opening the  
front door of said apartments by means  
of a false key

on the 22<sup>nd</sup> day of September 1889 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

Two gold rings,  
One silk shawl and  
good and lawful money of the United States  
to the amount of one dollar & fifty cents  
in all of the value of sixteen dollars

the property of deponent

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

Joseph Less, (now here)

for the reasons following, to wit: On said date, deponent  
went to the store to buy in for breakfast  
and locked the entrance door of her apartments  
in said premises. When deponent came back  
she found the door open & the defendant  
in said rooms; deponent screamed & cried  
for help, defendant lifted up his hand &  
said, I will kill you if you don't let me  
go; deponent was frightened & let him

0528

Said defendant ~~run~~ away but pursued him down <sup>to the street</sup> & followed him up and stopped thief. The defendant ~~run~~ towards Hester street, where, Charles A. Flay, a Police Officer of the 12<sup>th</sup> Precinct Police arrested the defendant in the yard of U. S. Hester Street when searched in the Station house, the said property was found in the possession of said defendant. Wherefore deponent prays, That the said defendant be dealt with as the Law in such case may direct.

Sworn to before me  
this 22<sup>nd</sup> day of September 1889  
[Signature] Police Justice  
[Signature] Sarah Richardson

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1889  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
1. 2. 3. 4. 5.	
Offence—BURGLARY.	
Dated	1889
Magistrate.	
Officer.	
Clerk.	
Witness.	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0529

Sec. 193-200.

9 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK }

Joseph Less 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. Joseph Less

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Russia

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

Answer. N<sup>o</sup> 119 Sheriff Street, seven months

Question. What is your business or profession?

Answer. Barber

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

Answer.

I am not guilty  
Joseph Less

Taken before me this

day of

Police Justice.



0530

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

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

Dated *September 22<sup>nd</sup>* 188 *9* *J. J. Duffy* 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.



0531

Police Court

1438 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Sarah Rubinstein*  
183 08. Clinton St  
1. *Joseph Lees*  
2.  
3.  
4.  
Office *Brady*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated *September 22<sup>nd</sup>* 1889

*Duffy* Magistrate  
*Fay* Officer.

12<sup>th</sup> Precinct.

Witnesses *Salomon Greenberg*

No. *183 Clinton* Street.

*Mrs Rosenthal*

No. *183 Clinton* Street.

*and the officer*

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

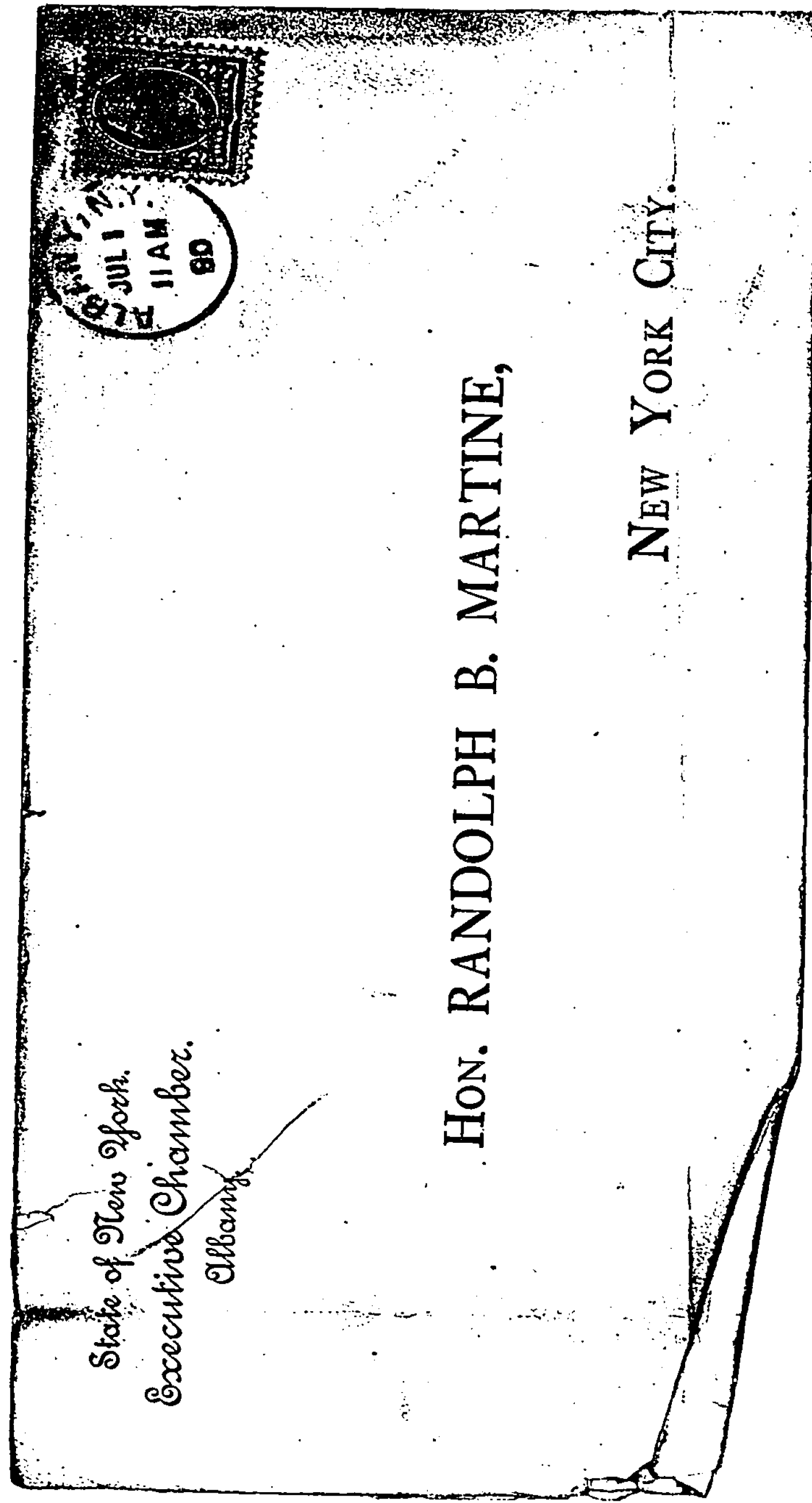
\$ *500* to answer.

SEP 23 1889

*Received*

*12 3 12*

0532



0533

VI.

STATE OF NEW YORK.  
Executive Chamber,  
ALBANY.

June 30, 1890.

Sir:

Application for Executive clemency having been made on behalf of Joseph Liss who was convicted of Burglary 3rd degree in the county of New York and sentenced Oct. 11, 1889 to imprisonment in the Sing Sing Prison for the term of two years, six months. I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

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

Very respectfully yours,

*J. S. Williams.*  
Private Secretary.

Hon. John R. Fellows,  
New York City.

0534

Ans. Sept. 27/90

Oct 1/90

75

Judge Martine

July 23/90



0535

The People  
vs.  
Joseph Liss.

{ Court of General Sessions, Part I.  
{ Before Judge Martine.

Thursday, October 10, 1889.

Indictment for burglary in the third degree.

Sarah Rubenstein sworn and examined, testified:

I lived at 183 Clinton Street and was living there on the 22nd of September last. It is a brick house four stories high, a tenement house and several families living in it, I occupy a floor two flights up, only a part of it, two rooms, a bed-room and a kitchen; there are three families besides me on that floor, my apartments are in the rear; there is only one door leading from the hallway into my two rooms and two windows looking out on the yard. My husband and I lived together there; I remember the morning of the 22nd of September last, I went out about five minutes before nine o'clock and returned immediately; when I went out I left nobody in the house, I locked the door and kept the key, the door leading to the hall. I had property in there, furniture and clothing \$1.50 in money, I had a silk shawl and two gold rings; the property I had there was worth about two hundred dollars in those two rooms, I went to the grocery to buy some articles and was gone away from my room about five or six minutes, I came back alone and found the door was open; I did not see anybody immediately when I entered, there was something burning in the room and it was full of smoke and the shades were pulled down on the window, the drawers in the bureau were all out on the floor, scattered on the floor, I went to the bed-room and the door was closed, I tried to open the bed-room door and could not,

0536

then I commenced to holler for help, "a thief is here" ; then the man opened the door and said to me, "if you don't keep silent I will kill you"; that man was the Defendant, he spoke the Jewish German dialect; he said, "if you don't keep silent immediately I will kill you."

At the time he said this he opened the bed-room door, I am sure the Defendant is that man, I saw his face; the neighbors were all coming because they heard me halloo, then he gave me a push so that I fell aside and he ran away, he ran down stairs and I ran after him, I saw him when he was caught, others ran after him also, I saw him go into the house where he was caught, I could not run any further, I was too much tired, the policeman and two other persons caught him and then a crowd of several others came around, I could tell the names of two of the persons who were there, Mr. Cohen who is not here and the man from the barber shop, Mr. Greenberg and Mrs. Rosenthal were there, <sup>Mr. Greenberg</sup> she was just coming down stairs with the child on his arm and he saw me and the man running out, I saw the Defendant in custody of Officer Fay, I went to the Station House with him and the Defendant was searched while I was there; a silk shawl belonging to me was found on him; the shawl now shown me is my property, I left it in the bureau in my house in Clinton Street, it was in the house when I went out to the grocery store, I identified this Defendant at that time as the man that I saw in my rooms who threatened to kill me, I then identified the shawl as my property, I went back to the house and found that \$L.50 in money was missing and two gold rings as well as the shawl which were in the bureau, I

0537

saw one of the rings since, Ada Cohen of Hester Street brought me the ring at three o'clock in the afternoon of the same day, I paid fourteen dollars for the two rings, I saw the \$1.50 which was found with the Defendant and identified it as my money, I had no conversation with the Defendant at the time of the arrest in the Station House.

Cross Examined.

The Defendant was

caught as he ran in the house No. 3 Hester Street, the Officer when he arrested him took him to the Madison St. Station House and I went along, I saw when the Defendant was searched, the two rings were not found on the Defendant at the Station House at that time. I made a mark on the paper now shown me and swore to it before the Police Magistrate, the contents of the paper were read to me, it was translated in German and I acknowledged that it was right; the statement I made before the Police Magistrate in the Police Court was true. This 22nd day of September was Sunday, my husband is a teacher who gives lessons outside, he gives lessons on Sunday also; on this morning he left the house at seven o'clock and I don't know where he went to, I left the house about five minutes past nine. The stove there is a kerosene stove and I left a small flame in it. The house 183 Clinton Street is a little more than half a block from No. 3 Hester St., two or three houses from the corner, I still live at 183 Clinton Street, I think it is the second house from the corner of Hester Street, I did not know the Defendant before that time. There was found with the prisoner one paper dollar and a half dollar in silver, he had some more money on his person, I recognized the \$1.50 as mine, I

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had no mark on the money, I think a five dollar bill was found with him and some change but I don't know how much.

I had that shawl for five years and I recognized it as mine, there are fringes on two sides of it, I brought it from Europe.

Solomon Greenberg sworn and examined.

I live 183 Clinton Street in the same house with Sarah Rubenstein, I was living there on the 22nd day of September last and saw the Defendant at the bar on that day, I saw him in Rubenstein's house, I don't know what he was doing there, he was standing at the door and she was screaming, he was standing inside a little distance away from the bed-room door, she was calling out, "a thief is here", I had a baby in my hand and I could not catch him but I heard when he said to her if she is not silent he will kill her. He said to Mrs. Rubenstein, "if you keep silent it is all right, if not I will kill you on the spot." Then the Defendant gave her a push and ran away. I could not follow him because I had the baby on my arm, I afterwards went to Essex Street Court and saw the Defendant there about twelve o'clock on the same day and I identified him as the man I saw at Mrs. Rubenstein's and I am sure now that he is the same man.

Cross Examined.

I live one floor above Mrs. Rubenstein, I went down stairs about nine o'clock in the morning when I heard her screaming, I saw the Defendant in the front room of Mrs. Rubenstein's, the door leads from the hallway to the back room, the bed-room is sideways, the rooms are not in one line, the bed-room door is



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about three feet from the door that leads into the kitchen, I saw the Defendant at the time he made this threat in the front room.

Golda Rosenthal sworn and examined.

I live 183 Clinton Street and have been living there for a year, in the same house with Mrs. Rubenstein, the complainant. All I know about the case is that I know her shawl, I remember the day that her place was broken into, I was in my own rooms, I heard screaming and when I came outside they were running down the stairs, I live on the same floor that the complainant lives on, I did not follow the people down stairs, I did not see the Defendant afterwards in the Police Station or in the Police Court or anywhere else, I cannot say that I saw the Defendant in the house that day. I know that shawl because Mrs. Rubenstein loaned it to me several times before the 22nd of September last, I have not had the loan of it since, I could identify it even in the night time as her shawl.

Cross Examined. I live on the same floor with Mrs. Rubenstein and when I heard the noise I came out immediately and I saw Mrs. Rubenstein go down the stairs, she called out that a man had robbed her; Mrs. Rubenstein's door was open at the time, I locked it afterward, I saw that there was smoke in the room, it was dark in the room because the window shades were down.

Charles A. Flayb sworn and examined.

I am an officer of police of the 12th precinct, the premises 183 Clinton Street are in that precinct and are in the 13th ward in this city, I remember the 22nd day of

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December last and arrested the Defendant on that day at No. 3 Hester Street; it is a tenement block and the house is five story brick, it is between Grand and Hester Street, I arrested the Defendant about one hundred and fifty feet from 183 Clinton Street. I was on duty that day in Clinton Street and my attention was attracted by a crowd running from 183, I followed the crowd and saw the defendant running, he turned the corner, I ran to Hester Street after him and he turned into the house No. 3 Hester Street, I followed him in and another officer saw the crowd running, he ran in ahead of me and grabbed the Defendant just as I was putting my hand on him, I was in pursuit of the prisoner, he was caught on the first floor in the hall of the rear building, I saw him before that running in the street and saw him turn into that house, I followed him immediately and got in about the same time as the other officer, I arrested him and inquired what the trouble was, what they had chased him for; the woman Mrs. Rubenstein said her place was robbed, she was fainting and two or three men were holding her; when I brought this man from the hall out to the front she stood on the walk, I arrested the Defendant and took him to the Station House; the Defendant spoke to me in poor English, I understood him, he said he did not do anything, he did not know what he was arrested for, I inquired then of the complainant what the trouble was, she could not understand me, she spoke in German, I understood her partly and the others explained what she stated. I searched the Defendant at the Station House, I found the shawl now produced on him, he had it in his side pocket

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of the pants, it was all folded and pressed like a handkerchief; the minute I pulled it from his pocket Mrs. Rubenstein said, "that is my shawl", I did not have a chance to ask her questions, she identified it immediately. I found on him also a five dollar and a one dollar bill and a fifty cent piece, the money was in separate pockets, he had the five dollars in his inside vest pocket on the left hand side and the one dollar bill was in the upper top pocket and the fifty cent piece was in the pants pocket. The minute I pulled out the dollar bill and the fifty cent piece, Mrs. Rubenstein said, "that is mine", she did not say anything about the five dollar bill, I also found on him a few keys and a knife; his girl came and said she could not get her clothes from the bureau drawer and I returned them to her; he had a bag attached to his drawers and it was rolled up with a strap under his vest. I asked him what he was doing with that; he said that belonged to his girl. I found no other small change in his pocket but there might have been two or three pennies; there was a pretty large crowd after him when I caught him in the hallway. When the complainant stated the Defendant had assaulted her but when it was interpreted at the Court she said he only threatened to assault her.

Joseph Liss sworn and examined in his own behalf, testified: I am twenty-two years old and speak a little English, I am in this country about seven months and am a barber, I have always worked at that trade since I came to this country, I worked for the

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last time in City Island, I came here Sunday evening, seven days before I was arrested. I know Abraham Davis I made his acquaintance in 8 Suffolk Street and became friendly with him. I live in 119 Chatham Street and on the morning of my arrest I left the house at seven o'clock, I took no property with me, Mrs. Heller lives at 180 Delancy Street, I met her at Bernard Franklin's. On the 22nd of September I was at the house 183 Clinton St. the day that I was arrested about nine o'clock in the morning. The day before, Saturday I met a man in the cigar store and he asked me why I am going around idle? I told him that I worked out in the country and came into the city; he told me that he lived at 133 Clinton and by mistake I went to 183, I forgot the number. Davis Abraham lived in 133 Clinton Street. Did you see anybody in the house at 183 Clinton before you went upstairs? I did not see anyone down stairs but on the second flight of stairs I met a young man, I asked him where Mr. Davis Abraham is living and he told me he did not belong to the house and did not know; then I went up the stairs two flights and knocked at the door, the first door I knocked at was a little ajar and I received no answer, then I knocked again and I did not see any person in the room, the window blinds were pulled down, the shades I mean, and things were lying in the middle of the room; I stood in the door and there was another room also, the other door is so close to the hall door that I could reach out and knock at it, I mean the inside bed-room door, I did not receive any answer then, I pushed the door a little open and looked in, that was the inner door of the second room, I did not see anybody in that room either and as I



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was standing there a woman came up and as soon as she saw me she asked, "what are you doing here?" Then I said, "I came to see Davis Abraham", I thought the woman who addressed me was Abraham's wife; then she immediately said to me, "you did not come to see Mr. Davis Abraham, he does not live here, you came here to steal." Then I said to her, "I did not come to steal, I came to see that person"; I went down stairs and I spit at the woman and said, "I will prove to you immediately that I did not come to steal here." Before I went to that house 183 Clinton Street I met a man in Delancy Street who was going to No. 3 Hester Street, I went along with that man till he came to 3 Hester Street, his name is Haskell, he is in Court, he left me at the door of 183 Clinton Street. I intended to return to No. 3 Hester Street after meeting this woman and to bring that man and to show by him that I did not come to 183 to steal. As I reached No. 3 Hester St. Mrs. Rubenstein was after me and called out to the people that I was a thief and should be apprehended; then the policeman got hold of me there and I was taken to the Station House, one policeman held me and another officer looked around, I don't know if he found any property at No. 3 Hester Street. I was first taken to one Station House and then to another; that shawl was found in my pocket in the Attorney Street Station House, a bag and strap were also taken from me and \$6.80 in money, one five dollar bill, one dollar bill, a silver half dollar and the balance in change. I got the shawl that was produced here by the officer from Mrs. Annie Heller in Mr. Bernard Franklin's house 118 Delancy Street; the same Sunday that I was arrested I received the shawl from

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Mrs. Heller, also a bag and she gave me six dollars, a five dollar and a one dollar bill and told me to go and buy feathers for her. I did not take any property from the house 183 Clinton Street on the second floor, the rooms of Mrs. Rubenstein, I did not break open any door in the house 183 Clinton Street on that or any other day, I had no false key to open a door, the door was ajar when I came to it. I have never been arrested before charged with any crime and up to a week previous to my arrest I have always been working, my parents are not in this country.

Cross Examined.

When I got up to Mrs. Rubenstein's room there was nobody there, I was there maybe two minutes before she came to the door, I did not do anything there but open the door and look in. I did not say to her when she came upstairs that if she would let me go quietly it would be all right but if she did not that I would kill her, I heard no one say that to her while I was there; I spit at the woman because she called me a thief. I did not run down stairs but as soon as I reached the street she commenced to run. I met this man Haskell that morning by accident, I saw him before in London, England, but never saw him in New York before that morning, I talked with him maybe an hour, we recognized each other and he called me to have a whiskey and I treated him. I don't recollect that I told him why I wanted to go to Clinton Street, he told me he wanted to go to a friend's in No. 3 Hester Street, he did not mention his name and I did not ask him. I saw Haskell on the stairs of No. 3 Hester Street when I went back, I intended to call him to show this woman that I went

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upstairs to find a friend and did not go to steal. As I called out for that man the policeman immediately got hold of me, I tried to talk to this man but the policeman did not let me talk, I do not recollect that Haskell gave me an answer. Mrs. Heller is the wife of Jacob Heller, I have known her since I have been in the country, about six months, I saw her on the morning of the 22nd about half past seven o'clock. What brought you to her place that hour in the morning? I have my things at Bernard Franklin's, I moved on Thursday away from there and my things remained there, I went up there to change my linen I slept on the night of the 21st at Mr. Strum's, 119 Sheriff Street; I got up in the morning about seven o'clock and dressed myself, I did not go to Mrs. Heller's then, I went to Mr. Franklin's to change my linen, Mrs. Heller lives with Bernard Franklin, I saw her there that morning, I changed my linen. What did Mrs. Heller give you this shawl for? It was cool that morning and I told her if she had any silk handkerchief to put around my neck and she gave me this shawl as a muffler, I put it around my neck on the 22nd day of September and kept it on my neck maybe half an hour, I was in Broome Street when I put it on my neck with Haskell. The reason why I put it in my pocket was that I got warmed up by drinking the whiskey and so I took it off and put it in my hip pocket. Mrs. Heller gave me the bag to buy feathers, I was to get them in Hester Street, she told me there were several places there and that one of them was on the corner of Hester and Clinton. She said maybe I will have to pay about forty-five or fifty cents a pound and I was to get

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twenty pounds or as much as I could get for five dollars.

I should bring the feathers to her. Why did not you go around to Hester Street and buy them? Because the man whom I saw Saturday told me to come to his house about nine or half past nine o'clock and he would procure me a situation and go with me to the barber. It was near eight o'clock when I had this talk with Mrs. Heller. Why did not you go and buy the feathers and bring them to the woman? She did not tell me to bring them immediately she said, "when you come back bring the feathers." It was Davis Abrham who was to get me the job, he is a blocker or an operator, I do not know where he works and he never told me. Mrs. Heller never gave me any money to buy feathers before that morning and she never loaned me a shawl for a muffler before that, she loaned me money also, I brought that strap from Russia.

Annie Heller sworn and examined.

I live at 118 Delancy Street and am a married woman living there with my husband, I know Joseph Liss the Defendant, I remember the day of his arrest which was on a Sunday, I saw him that morning previous to his arrest between eight and nine o'clock up in our house 118 Delancy Street, I had a conversation with him that morning and I asked him to do something for me; he came up there at half past seven and he wanted to put on clean clothes. I asked him would he oblige me by doing me a favor and he said he would, I asked him to go and get me feathers. He says, "I am ashamed to go for them, how far is it?" I says in Hester Street corner of Clinton. He says, "I do not think that I will carry the feathers back with me."



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I says, "you will be so kind as to give a boy five cents and he will carry it for you." I did not say anything else to him, I gave him a five dollar bill and a dollar he said that he felt cold and I gave him a silk handkerchief but it was a little bigger than the one now shown me, I gave him a shawl the same as that, I will swear to it, my shawl is the same design as this, it has fringes just like this. When I gave Liss this bag, shawl and money there was in the room a man by the name of Joseph Muskovitch, he is here in Court, I occupied the front room of 118 Delancy Street, Mrs. Frankel is the landlord, I had known Liss before this Sunday and knew that he lived at 119 Sheriff Street the time he was arrested, I knew when he was working in 8 Suffolk Street in the barber business, I have known the Defendant six or seven months.

Cross Examined .

The Defendant put the bag I gave him under his coat and went out of the room with it. I had two white shawls, the one I have got here and the one I loaned him, I did not notice what pocket he put it into, he wanted it for his neck he said he had a sore throat, he wanted a muffler but I call this a shawl. The bag now shown me is not mine, a lady gave it to me by the name of Mrs. Fishbank, I borrowed it of her on Friday and gave it to this defendant on Sunday, I called it a black pillow case; I never sent the Defendant before to buy feathers for me, I wanted to make pillows, I don't know why I did not ask Muskovitch to go for me, I don't know who the boy was who was to get the five cents for bringing the feathers back, I did not receive any

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feathers. I knew Liss about six or seven months, he came there that morning to change his clothes, he had a trunk there in that house about three months, he was living in Hester Street and he worked at 8 Suffolk Street and 105 Forseith Street, I occupied a room and bed-room and I live with Mrs. Frankel and my husband lives there.

Davis Abraham sworn.

I live 133 Clinton Street on the second floor with my wife, I know the Defendant about five or six months, I met him on the 21st of September last in a segar store in Delancy Street, it was on a Saturday and I had a talk with him, I asked him what he was doing and he said he was idle, I said that I was going to a place where I got shaved and I thought they needed a man and if he came there he might get some work, I was in the place that same day and the barber told me he needed a workman. I told the prisoner to come the next day about nine or ten o'clock and I would give him an answer, I told him I lived at 133 Clinton Street, I heard about the Defendant's arrest the following Monday.

Cross Examined. It might have been between three and four o'clock that I had the conversation with him in the segar store in Delancy Street, the barber shop is two blocks away from where I live, I think the number is 106 corner of Rivington Street; I got acquainted with the Defendant in the barber shop no. 8 Suffolk Street and the name of the man who keeps the shop is Feldman, I cannot tell how long the Defendant worked there, I cannot tell whether Feldman is in Court or not.

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Haskell Brietston sworn.

I am a tailor and have lived in this city about nine months, I knew the Defendant in London, I remember the 22nd of September last when I met him in Delancy Street between eight and nine o'clock in the morning, I saw him in London about nine or ten months before and this was the first time I saw him in New York. We shook hands and he asked me what I was doing and I told him by business and we went into a saloon and had a drink. I told him I was going to an operator, I went over to 7 Hester Street, he went into a house in Clinton Street, I did not take notice where, I left him in the street, I don't know the number of the house he went into, it was three houses from the corner of Hester Street; So when I came back again there was a lot of people running and this fellow, the Defendant, was in the middle and two policemen were standing there; it was about a quarter to nine when I left the Defendant in front of this house in Clinton Street.

Cross Examined.

I live at present in

108 Delancy Street and have lived in that house since I came from London, I got acquainted with the Defendant in a barber shop in London; when we met I did not ask him where he lived and did not tell him where I lived, we just met casually and took a drink, I went to No. 7 Hester Street to see a man named Joseph Goldberry. When I saw Liss with the policeman I did not go to the Station House, I did not interfere. If Liss says that he was in the house and that he was taken by a policeman and that while he was in No. 3 Hester Street he saw you on

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the stairs is he correct or not? No sir. I did not see Liss come around Hester Street with a crowd behind him because when I came out of the house the people were standing around, I saw him in the crowd. When I was in the saloon with him I did not see him take anything from his pocket, I saw he had a white handkerchief around his neck; we had four drinks that morning, he treated me and I treated him.

Joseph Moskowitch sworn and examined.

I live in 144 Hester Street and know the Defendant, I heard he was arrested on Sunday, I never lived at 108 Delancy Street but I used to go up there to see Mr. Frankell a particular friend of mine; I saw the Defendant on Sunday morning at the corner of Delancy and Essex Sts.

I knew him in the old country four or five years and have known him in New York about six or seven months, I am a married man and live with my wife at this number in Hester Street, I know the Defendant is a barber and never heard of his being arrested before, I know other people who know him, they speak very good of him, he was always working.

Cross Examined.

I saw him on the 22nd of September, I guess before nine o'clock in the morning on the corner of Delancy and Essex Streets; I was coming from 36 Ridge Street, I asked him where he was going and he said that he was going to Clinton Street, I know Mrs. Heller, I don't know what number in Delancy St. she lives; I was not at her house that morning, he showed me a shawl but I was not in her room.



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Charles A. Flay recalled.

I made a thorough search of the hallway No. 3 Hester Street at the time I got there when the other officer had hold of the Defendant; the hallway was dark and there was fifty other people in it with me at this time, it was crowded there, I looked with a match and found nothing. When I first saw the Defendant he was running on Clinton Street, he was about twenty-five from 183, I did not see him do anything except running.

Annie Heller recalled.

I saw Officer Flay with my husband on the day the Defendant was arrested, my husband is here, I had a talk with the officer about the keys of my trunks, the officer got the keys from the pocket of the Defendant, they were all together on one bunch, my husband got them but two keys were belonging to his trunk. I did not tell the officer anything about this black bag. He said to me, "are you the girl of the man what got arrested?" I says, "no sir." He said, "whose girl is she" and I says, "I don't know, sir. He says to me, "are you married?" I says, "yes", and my husband stood with me. The officer said, "he, (the defendant) says that you gave him the handkerchief." So I did not want to tell him nothing and I said, no sir. I told the officer on the day of the arrest that I had not given the Defendant the bag or the handkerchief. When I said that Muskobitch was present when I gave the Defendant six dollars to buy the feathers, I meant an old man and not the witness of that name.

The Jury rendered a verdict of guilty of burglary in the third degree with a recommendation to mercy.

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Testimony in  
case of  
Joseph Liss

filed

Oct. 1889

0553

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Liss

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

Joseph Liss

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

The said

Joseph Liss

late of the Thirteenth Ward of the City of New York, in the County of New York  
aforesaid, on the twenty-second day of September in the year of our Lord one  
thousand eight hundred and eighty-nine, with force and arms, in the  
day time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one Sarah Rubenstein

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 Sarah Rubenstein 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.

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SECOND COUNT—

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

of the CRIME OF

LARCENY

, committed as follows:

The said

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

*two rings of the value of five dollars each, one shawl of the value of five dollars, and the sum of one dollar and fifty cents in money, lawful money of the United States and of the value of one dollar and fifty cents*

of the goods, chattels, and personal property of one

in the dwelling house of the said

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

*John R. Fellows*  
District Attorney