

0471

BOX:

492

FOLDER:

4492

DESCRIPTION:

Scheffler, Benjamin

DATE:

08/03/92



4492

POOR QUALITY ORIGINAL

0472

Witnesses:

Counsel,

Filed 3

day of Aug

1892

Pleads,

THE PEOPLE

vs.

Benjamin Schiffer

Burglary in the Third Degree, Section 498, Code of Laws of the City of New York

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen D. Appert

Foreman.

Wm. H. Appert
Wm. H. Appert

Wm. H. Appert
S.P. 3 yrs 8 mo
R.B.M.

POOR QUALITY ORIGINAL

0473

Police Court—2 District.

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

of No. 2 Bond Street, aged 30 years,
occupation Clothes being duly sworn

deposes and says, that the premises No 2 Bond Street,
in the City and County aforesaid, the said being a Store

and which was occupied by deponent as a Store
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking
open a rear door by the use
of instruments

on the 21 day of July 1889 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

clothing of the value of forty
dollars

the property of deponent & firm
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

Benjamin Scheaffler
for the reasons following, to wit: That on the night
of said date said premises
were broken and entered and
a quantity of clothing & linen
carried away that deponent
having a suspicion that said
Scheaffler had committed the
crime caused his apartment
at 2 Bond Street to be searched

POOR QUALITY ORIGINAL

0474

and after such search returned
found concealed therein a portion
of the stolen property.

Born to before me this 23 day

of June 1902

John W. Doury
John W. Doury
Justice

[Lined area for additional text or notes]

Police Court _____ District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Burglary
vs.

Dated _____ 188 1

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____ Street.

POOR QUALITY ORIGINAL

0475

(1885)

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Benjamin Scheffler

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Germany

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

Answer. No 2 Bond St 3 months

Question. What is your business or profession?

Answer. Kitchen man

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
Benjamin Scheffler

Taken before me this 29
day of June 1889
[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0476

Sec. 151.

Police Court 2 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK. } *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 *Samuel M. Bondy*
of No. *2 Bond* Street, that on the *21* day of *July*
188*2* at the City of New York, in the County of New York,

one Benjamin Schaffler
did commit the crime of
burglary in premises of
Bond Street in said City on
the 21st day of July 1892

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 *them*
forthwith before me, at the _____ 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 *23* day of *July* 188*2*
John M. Ryan POLICE JUSTICE.

POOR QUALITY ORIGINAL

0477

Police Court District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated 188

Magistrate

Price & Montgomery Officer. 5

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.
Dated 188

The within named

POOR QUALITY ORIGINAL

0478

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court, _____ District _____

THE PEOPLE, &c.,
vs. THE COMPLAINANT OF

1 _____
2 _____
3 _____
4 _____

Offense _____

James M. ...
2nd Bond
Raymond John ...

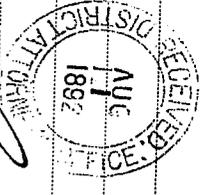
Dated *July 29* 189 *2*

Magistrate, *James ...*
Officer, *Ward ...*
Precinct, _____

Witnesses _____
No. _____ Street _____

No. _____ Street _____

No. _____ Street _____
\$ *1000* to answer _____



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 *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, City of New York, until he give such bail.

Dated, *July 29* 189 *2* *John Ryan* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0479

483
Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Benjamin Scheffler

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

Benjamin Scheffler

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

The said *Benjamin Scheffler*

late of the *15th* Ward of the City of New York, in the County of New York aforesaid, on the
21st day of *July* in the year of our Lord one
thousand eight hundred and ninety-*two*, in the *night* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
one *Simon M. Bondy*

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 *Simon*
M. Bondy in the said *store*
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.

**POOR QUALITY
ORIGINAL**

0480

SECOND COUNT—

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

Benjamin Scheffler

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

The said *Benjamin Scheffler*

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,

*divers articles of clothing of a
number and description to the
Grand Jury aforesaid unknown,
of the value of forty dollars*

of the goods, chattels and personal property of one

Simon M. Bondy

in the

store

of the said

Simon M. Bondy

there situate, then and there being found, in the *store*
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.

*De Lancey Neall,
District Attorney.*

0481

BOX:

492

FOLDER:

4492

DESCRIPTION:

Schoen, Samuel

DATE:

08/03/92



4492

POOR QUALITY ORIGINAL

0482

\$40
Counsel,
Filed
Pleads,

3 day of Aug 1892
1/1

THE PEOPLE

30
8/19
I

Samuel Schoen
W.D.

[Handwritten signature]
[Secretary of Court Code]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen D. Appagan

Part 2 - August 8, 1892.
Jury and Coroner Foreman.
of Assauet 3rd. Degree

Pen 8 md

Witnesses:

0483

POOR QUALITY ORIGINAL

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Edward Rothschild

of No. 14th Avenue Street, aged _____ years, occupation Office

that on the 7th day of July 1889 being duly sworn deposes and says, he arrested

Samuel Brown charged with Malice upon complaint of Adolph Krauss. Deponent says that said Krauss is a material witness for the people wherefor deponent prays that he be committed to the House of Detention.

Edward Rothschild

Sworn to before me this 7th day of July 1889
J. J. [Signature]
J. J. [Signature]

CLERK OF POLICE

POOR QUALITY ORIGINAL

0484

Police Court, 3 District.

City and County of New York, ss.

of No. 97 Willett Street, aged 21 years,

occupation Baker being duly sworn, deposes and says,

that on the 28 day of July 1882 at the City of New York, in the County of New York, the cause of the arrest of

Adolph Krauss

Samuel Schow, (number charged with Mahem for the reasons following to wit:

in a Saloon at Number 12 Avenue B this City on said date. That he was sitting at a table in said Saloon smoking a Cigarette. The defendant was in said Saloon at said table and found offence at defendant for smoking a Cigarette that he did willfully with intent to injure and disfigure defendant bite defendant Ear off

Therefore charges the defendant with Mahem in violation of section 206 of the Penal Code and prays that he be held to answer

Subscribed and sworn to before me }
this 29th day of July 1882 } Adolf Krauss.

[Signature]
Police Justice

POOR QUALITY ORIGINAL

0485

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

3 District Police Court.

Samuel Schorn

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. *Samuel Schorn*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *819 5th Ave 2 months.*

Question. What is your business or profession?

Answer. *Baker*

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
Samuel Schorn*

Taken before me this *29* day of *July* 189*2*

Police Justice.

POOR QUALITY

0486

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court, _____
District, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *Robert B. ...*
2. *Edward ...*
3. _____
4. _____

Dated *July 20th* 189*2*

Magistrate, *Arthur ...*
Officer, *R. ...*
Precinct, *14*

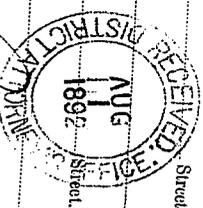
Witnesses _____
No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

Offense, *Mahem*

918



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 *Two hundred* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *July 29* 189*2* _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

COURT OF GENERAL SESSIONS. PART 2.

BEFORE Hon. Rufus B. Cowing, Judge.

New York , August 8th, 1892.

----- x -----
 :
 The People, : Indictment filed Aug. 3rd, 1892.
 vs. :
 Samuel Schoen. : Maiming. Mayhem.
 :
 ----- :
 ----- : ~~ADMITTED BY COURT. FROM THE RECORD.~~

ADOLPH STRAUSS, a witness for the People, sworn, testified through interpreter as follows:

For the Prosecution, Asst. Dist. Atty. G.S. Bedford.

For the Defense, Mr. *Charles* Steckler.

I live at 97 Willard Street , New York City. My business is that of a baker . I am out of work now , I came home on Monday. On the 28th. of July I was in the saloon No. 12, Avenue B, this City. I was alone by myself. I sat down and asked for something to eat. The ~~man~~ defendant, was at the table when I sat down . I see him in the court. While I was sitting down I had been smoking a cigarette. I smoked while I was sitting down and I had ^{a cigarette} in my hand . The prisoner told me not to blow that stinking smoke in his face.

Q Were you ~~blowing~~ blowing it in his face at the time intentionally

Defendant's Counsel objects to the word " intentionally".

(Form of question changed)

A I was just smoking it for myself. I did not blow it in his face . I told him that in a cafe it was not prohibited to smoke. He got up and hit me on the head with his fist doubled up. I was sitting down when he struck me. After he struck me he asked me if I wanted another and I said

he should hit away. He then got up and ~~he~~ caught me and bit my ear off. Not the top and bottom a little piece out of the middle. The top and bottom is there. That bandage is there for that reason. I go to the doctor every day.

CROSS-EXAMINATION BY MR. STECKLER.

I didn't know the prisoner before that day. We were not bad friends. Never had any trouble with him. He was in the saloon before I was and he was sitting at a table. There were other tables in the place there and they were all empty. I sat at the same table with him. I just smoked the ordinary way. I do not know whether the smoke went into his face. The smoke went altogether. That is as true as anything else that I have said here to-day. I know that I am under oath. I can swear to it that the smoke didn't go into his face. He asked me to please stop smoking the cigarette in his face. I did not throw a glass of water at him or in his face. There was ~~no~~ a glass of water there.

Q What did you tell the interpreter a few moments ago about a glass of water being thrown. A When he grabbed for me as he reached over the table he knocked the water and threw it over him. It fell over him as he reached over and the glass fell on the floor. I did not deliberately pick up the glass and throw the contents over him. I did not seize hold of this man by the throat and tear his shirt. I didn't touch him. I pushed him from me. It is not true that at the time my ear was bit that I had hold of him by the throat choking him and tearing his shirt. I was trying to get away and I got hold of him by the arm. I did not choke him before the assault.

He bit right out of the centre of the ear -- about as much as he could in his teeth. Right this much (Indicating). I didn't strike the defendant at all and never put my hand on him, only when I pushed him away from me. I went to the Police Court and made a complaint the next morning. I was not confined in the hospital.

IN ANSWER TO THE DISTRICT ATTORNEY:

I saw the prisoner and spoke to him once before.

EDWARD ROTHCHILD, a witness for the People, sworn, testified:

IN ANSWER TO THE DISTRICT ATTORNEY

I am an officer of the 14th. precinct. I arrested the prisoner on the 12th. day of July, last month, at 7.45 in the evening : between that and 7.15 The physical ^{condition} of the complainant was pretty bad. His ear was bit off, right here in the center and it was bleeding. What caused me to arrest the prisoner was that there was a crowd there, and while I was going down the Avenue I heard them call police and said this man had his ear bit off. The prisoner was present and he told me he got his ear bit off, and I said where was the man and he said he was inside, and I said to him --

Counsel for the defense objects to any conversation not in the presence of the prisoner. Sustained.

I went inside and arrested the man and then he asked me what was the matter and the complainant said "this man," the prisoner, bit his ear off and the prisoner said the prisoner blew cigarette smoke in his face. That was the reason he gave for biting his ear off. He didn't give any ^{other} reason.

IN ANSWER TO COUNSEL FOR THE DEFENSE:

I asked him what he bit him for and he said that he

blew cigarette smoke in his face. I saw that his shirt
was
was torn and that ~~he~~ all he did say for an excuse.

Counsel for the defense moves that the indictment
be dismissed on the ground that the act has not been proven
to be a willful one and on the further ground that there
has been no member or organ of the body destroyed. Motion
denied. Exception.

D E F E N S E .

SAMUEL SCHOEN, the defendant called in his own
behalf, sworn, testified :

I am a baker . I did work for Mr. Leaderer at 327
East Houston Street. At the time of my arrest and at the
time of this trouble I was in the saloon No. 12 Avenue B.
I have been in this country four years. I have worked at
a bakery ever since that time. I had never been charged
with any crime in my life or arrested before , I have
worked regularly for different employees ever since I have
been in this country. I went in this saloon on the evening
of this trouble and sat down at the table and the plaintiff
came in. No one was sitting at the table with me. The com-
plainant sat at the table across from me and he was smoking
a cigarette and the smoke blew in my face and I beckoned
him that he should not do it and he smoked away and then ~~tr~~
threw it away and then took another cigarette from his
box and done it the same way, and I held a newspaper in my
hand and he pushed my hand back and I pushed his hand
back. After that he said to the hostess that she should
bring him a glass of water. She brought it and he took the
glass of water and smashed it over my face and I sat down

and did not do nothing . After that he stood up and said a few bad words about my parents and so ~~on~~ and smashed me in the nose. After that he came and put his finger in my mouth. This way. I didn't touch him . And after that he grabbed me by my throat and tore my shirt and we both came together. I didn't know how this misfortune happened. I didn't know anything when he took me by the throat. When he sat at the table he ^{choked me} ~~grasped~~ this way by the throat. He got up then while he had hold of my throat and for a few minutes I could not get my breath while he had me by the throat . I do not recollect if I bit his ear/or how it was caused. I was senseless when he cho ed me . I did not deliberately bite him by the ear. There was nobody else there at the table but us. We were close together. He pushed me first and hit me in the nose. My nose was swollen when I came in the prison. He tore my shirt- my under shirt- and left marks on my chest there with his hands. His head was close to my face and he had me by the throat . I never meant to bite him. I never had any intention of doing him any harm.

IN ANSWER TO THE DISTRICT ATTORNEY.

The only persons in the room ^were myself the complainant and the hostess during this trouble. She is not in Court. I did not subpoena her. He had me by the throat and I don't know whether I bit him or not . Because I was senseless. I became senseless when he choked me by the throat. I had not already bitten him when he grabbed me by the throat. When he choked me by the throat and his face came to my face then I must have bit his ear.

IN ANSWER TO THE COUNSEL FOR THE DEFENSE.

I had no intention of injuring this man. I never had any trouble with him before that time. And he started this row first.

IN ANSWER TO THE DISTRICT ATTORNEY:

I don't intend to bite him. I wanted to defend myself. I never fought with anybody; never had any trouble with anybody before in my life. I would not have had any trouble with this man if he had let me alone.

MARCUS LEADERER, sworn for the defense, testified:

I am a baker, at 324 East Houston Street. I know the defendant, he is a baker. He worked for me as a special man, not regularly; I have known him for four years. He is a peaceable, quiet good man. I never knew him to be in any trouble with anybody. He is a sober hard working man.

IN ANSWER TO THE DISTRICT ATTORNEY:

I have heard the testimony in this case and I still think he is a peaceable, harmless man.

BELAH M. MUSKOVITCH; sworn for the defense, testified

(through interpreter) I am the proprietor of the saloon No. 12 Avenue B. and was on the 28th. day of July when this trouble occurred there. When I went into the store they were arguing and disputing about something and I saw the complainant strike this man in the chest, I think, and both clinched and fell over and that after the skirmish was over I saw this man's ear was bit off, or a part of it. It was in the scuffle while they both had hold of one another that the ear was bit. I don't know whether the complainant had hold of him by the throat or not. They were both close together and scuffling. ~~I did not~~

IN ANSWER TO THE DISTRICT ATTORNEY:

I do not know the particular moment when the prisoner bit the complainant's ear. All I know is that there was a scuffle; and after it was over I saw that his ear was bitten. I do not know at the particular moment when the ear was bitten off what the position of the complainant or the prisoner was. Whether he had him by the throat or whether they were both scuffling it was impossible for me to see because it was so quick.

IN ANSWER TO MR. STECKLER:

It was the work of a second, but I am positive that the other man while I was there struck the first blow. I did not see the commencement of the trouble. I came in as they were having the dispute at the table together. I do not know whether the prisoner struck the complainant before I came in or not.

PHILIP FREY, sworn for the defense, testified:

IN ANSWER TO MR. STECKLER:

I am a baker in 237, 29th. Street. I know the defendant, Samuel Schoen, He was in this country for about four and a half years. I know other people who know him, and he has a good character and ^{is} a peaceful, quiet sort of man. I never knew him to be in any trouble or fight in his life. I never saw him drunk.

ADOLPH. HAHN, sworn for the defense, testified:

I have a cigar factory. I have known the defendant for one year. He has a good character and I can see nothing wrong in him. He is a quiet, peaceful, hardworking man.

**POOR QUALITY
ORIGINAL**

0494

8

I never knew him to be engaged in any trouble and I never saw him drunk.

LOUIS ENGLEHARDT, sworn for the defense, testified:

I know the defendant, Samuel Schoen, for about three years. I know that he is an honest laborer and that he is a sober man and always works hard for a living. I never knew him to be in any quarrel. I never saw him drunk in his life.

LOUIS ROSENER, sworn for the defense, testified:

I am a baker. The prisoner was employed by me for a few months. I know him for about four years. I knew him when he first came to this country. I know that he is a hardworking, honest man, peaceful and quiet. I never knew him to be drunk. He always worked hard for a living, and this is the first time that he has been in any trouble that I know.

POOR QUALITY
ORIGINAL

0495

(522)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Daniel D. Brown

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

indictment, accuse Daniel D. Brown

of the crime of Maiming, —

committed as follows:

The said Daniel D. Brown,

late of the City of New York, in the County of New York aforesaid, on the
Twenty eighth day of July, in the year of our Lord one thousand
eight hundred and ninety-two, — at the City and County aforesaid,
in and upon one Adolph Strauss, then
and there being, intentionally and unlawfully
did make an assault, and with intent
to injure and disfigure the said Adolph

0497

BOX:

492

FOLDER:

4492

DESCRIPTION:

Schoenberg, Kate

DATE:

08/17/92



4492

0498

BOX:

492

FOLDER:

4492

DESCRIPTION:

Rosen, Michael

DATE:

08/17/92



4492

POOR QUALITY ORIGINAL

0499

Witnesses:

736

Counsel,

Filed

day of Aug 1892

Pleads,

THE PEOPLE

vs. Witnesses:

Kate Schoenberg

and

Michael Rosen

Assault in the Second Degree,
(Restring Arrest.)
(Section 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen R. Appgan

Foreman.

Part 2 - Aug. 24, 1892.

No. 2. Trial and Acquitted

Part 3. Subtitle 192

Not tried + convicted

with record, a very fine work

submitted \$25 per year

~~Handwritten signature~~

POOR QUALITY ORIGINAL

0500

(1335)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Kate Schaeberly

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. *Kate Schaeberly*

Question. How old are you?

Answer.

Question. Where were you born?

Answer. *47*

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

Answer. *60 Miller*

Question. What is your business or profession?

Answer. *Housekeeper*

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*
Kate Schaeberly
M. W. K.

Taken before me this _____ day of _____ 189____
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0501

(1335)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } SS.

Michael Rosen 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 Rosen*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *60 Greenwich St.*

Question. What is your business or profession?

Answer. *Student*

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*
Mike Rosen

Taken before me this

day of

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0502

BAILED,
 No. 1, by Earl Beck
 Residence 55 1/2 Ave. C Street

No. 2, by _____
 Residence _____ Street

No. 3, by _____
 Residence _____ Street

No. 4, by _____
 Residence _____ Street

957
 Police Court, 957 District

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

John M. ...
State ...
Michael ...

Offense 2 degree

Dated August 21 1892
Whitt Magistrate

Witnesses Robert ...
 No. 82 East 94 Street

No. _____ Street
 No. _____ Street

111 Street
101 1/2 Ave. C Street

RECEIVED
 AUG 21 1892
 CLERK OF THE COURT

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 Michael ... 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, August 21 1892 A. White Police Justice.

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

Dated, _____ 189 _____ Police Justice.

There being no sufficient cause to believe the within named Kate Schaulinger guilty of the offense within mentioned, I order he to be discharged.

Dated, August 21 1892 A. White Police Justice.

POOR QUALITY ORIGINAL

0503

Police Court. 2 District.

CITY AND COUNTY OF NEW YORK, ss:

John Mc Guerin

of No. *Court Street*, aged _____ years,

occupation *Police* being duly sworn, deposes and says, that

on the 6 day of August 1892 at the City of New York,

in the County of New York,

he was violently ASSAULTED and BEATEN by *Katie Schoenbeyer and Michael Boren*. The said Katie struck deponent and took a warrant out of deponent's pocket and the said Boren struck deponent and held deponent while deponent was trying to serve a warrant for the arrest of the son of the defendant Katie who was without any justification on the part of the said assailant. and the defendants evaded said persons to see if

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 7

day of August 1892

John Mc Guerin

[Signature] Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Kate Schoenberg
and
Michael Rosen

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

Kate Schoenberg and Michael Rosen

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

The said Kate Schoenberg and Michael Rosen, both

late of the City of New York, in the County of New York aforesaid, on the sixth day of August in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, feloniously made an assault in and upon one John Mc Guckin

then and there being, a patrolman of the Municipal Police of the City of New York, and as such patrolman being then and there engaged in the lawful apprehension of one Julius Schoenberg

and the said Kate Schoenberg and Michael Rosen him the said John Mc Guckin then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there and thereby to prevent and resist the lawful apprehension of him, the said Julius Schoenberg as aforesaid, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0505

BOX:

492

FOLDER:

4492

DESCRIPTION:

Schwartz, Louis

DATE:

08/04/92



4492

POOR QUALITY ORIGINAL

0506

In Matter of
People vs

Louis Schwart

I have carefully examined
the witnesses in this case
and find that there was a
partnership between the de-
fendant and another

There is no evidence that
a grocery was committed,
or that there was any intent
to defraud the complainant
All the goods have since
been returned.

I therefore recommend
that the within indict-
ment be dismissed

Thomas Bradley
Dep. Asst. Dist. Atty.

I concur in the above
recommendation -

Aug 11th 1892

Samuel M. Davis
Clerk

81st Mar 2

Counsel.

Filed, 4th day of Aug 1892

Pleas, c. *M. J. [unclear]*

THE PEOPLE

vs.

Louis Schwart

LARCENY,
(MISAPPROPRIATION)
(Sections 528 and 531 of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alfred J. Cogan
Foreman.
On Comm. of Dist. Atty.
indict. dis - P.S. No. 1.

POOR QUALITY ORIGINAL

0507

(1365)

Police Court— 3 District

Affidavit—Larceny.

City and County }
of New York, } ss.

2411 Bremer

of No. 7 Hester Street, aged 35 years,

occupation Dry Goods Merchant being duly sworn,

deposes and says, that on the 15 day of May 1892 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One Hundred and Seven Shirts
valued at fifty three dollars and fifty cents
\$ 53.⁵⁰/₁₀₀

Sworn to before me, this
of May 1892 day

of the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Louis Schwartz

From the fact that deponent gave to the defendant one Hundred and sixty seven Shirts to be Laundered then he paid the defendant the full amount of such work on said date in advance that the defendant returned to deponent one Hundred and sixty of said shirts and that he refuses to return the balance one Hundred and seven shirts to deponent. Deponent therefore charges the defendant with Larceny of said property and he prays that the defendant be arrested and held to answer

L. Bremer

Police Justice

POOR QUALITY ORIGINAL

0508

(1885)

Police Court—3 District

Affidavit—Larceny.

City and County }
of New York, } ss.

Henry Bremer

of No. 7 Hester Street, aged 35 years,
occupation Dry Goods Merchant being duly sworn,
deposes and says, that on the 15 day of May 1897 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One Hundred and Seven Shirts
valued at fifty-three dollars and fifty cents
\$ 53⁵⁰/₁₀₀

Sworn to before me, this
of May 1897 day

of the property of Bremer

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 Louis Schwartz

from the fact that deponent gave to
the defendant Dr. Hund and sixty
seven shirts to be Laundered that he
paid the defendant the full amount
of such work on said date in advance
that the defendant returned to deponent
one Hundred and Sixty of said shirts
and that he refuses to return the balance
one Hundred and seven shirts to deponent.
Deponent therefore charges the defendant
with Larceny of said property and
he prays that the defendant be
arrested, and held to answer

L. Bremer

Police Justice

[Handwritten signature]

POOR QUALITY ORIGINAL

0509

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Louis Schwartz 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.

Louis Schwartz

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Hungary

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

Answer.

130 Sheriff St

Question. What is your business or profession?

Answer.

Shut Inman

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
Louis Schwartz
May

Taken before me this 30 day of June 1938
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0510

Sec. 151.

Police Court District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the
OF NEW YORK, } County of New York, or any Marshal or Policeman of the City of New York:

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 Sam Brenner of No. 7 Astor Street, that on the 15 day of May 1892 at the City of New York, in the County of New York, the following article, to wit:

One Hundred and Seven Pairs

of the value of Fifty Three Five Dollars, the property of Sam Brenner was taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Louis Schwartz

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 3 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 29 day of July 1892

[Signature]
POLICE JUSTICE.

POOR QUALITY ORIGINAL

0511

Police Court.....District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
Louis Schwab

Warrant-Larceny.

Dated.....189

.....Magistrate.

Hagan Officer.

The Defendant.....
taken, and brought before the Magistrate, to
answer the within charge, pursuant to the
command contained in this Warrant.

.....Officer.

Dated.....189

This Warrant may be executed on Sunday
or at night.

.....Police Justice.

*July, 29th
1899
Haughey
Sheriff
M
Bo Smartt*

POOR QUALITY ORIGINAL

05 12

BAILED,

No. 1, by _____
Residence _____ Street

No. 2, by _____
Residence _____ Street

No. 3, by _____
Residence _____ Street

No. 4, by _____
Residence _____ Street

Police Court, W 69 3 District, 919

THE PEOPLE, &c.,
ON THE COMPLAINT OF

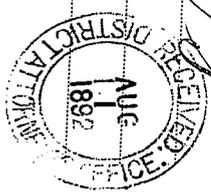
1. John J. Stewart
2. John J. Stewart
3. John J. Stewart
4. John J. Stewart

Offense, Larceny

Dated, July 20 1892

Witnesses Stuart, Robert
No. 2 in Stewart Street,
Stuart, Robert
No. 140 Supper Street.

No. _____ Street,
\$ 1000 to answer _____



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 1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, July 20 1892 John J. Stewart Police Justice.

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

Dated, _____ 1892 _____ Police Justice.

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

Dated, _____ 1892 _____ Police Justice.

POOR QUALITY ORIGINAL

0513

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

538

THE PEOPLE OF THE STATE OF NEW YORK
against
Louis Schwartz

The Grand Jury of the City and County of New York, by this indictment, accuse
Louis Schwartz
of the CRIME OF GRAND LARCENY, in the second degree, committed
as follows:

The said *Louis Schwartz*,
late of the City of New York, in the County of New York aforesaid, on the *15th*
day of *May*, in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, being then and there the *agent*
and driver of *one Jerry Brewer*,

and as such *agent and driver* then and there, having in his
possession, custody and control certain goods, chattels and personal property of the said
Jerry Brewer,

the true owner thereof, to wit: *one hundred and seven*
dolls of the value of fifty
cents each,

the said *Louis Schwartz* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *goods, chattels and*
personal property
to his own use, with intent to deprive and defraud the said *Jerry Brewer*,

of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said *Jerry Brewer*,

did then and there and thereby feloniously 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.

DE LANCEY NICOLL,
District Attorney.

05 14

BOX:

492

FOLDER:

4492

DESCRIPTION:

Scotland, John

DATE:

08/18/92



4492

POOR QUALITY ORIGINAL

0515

Witnesses:

Alice Green

Appar Anderson Schreder

Counsel,

Filed

Pleads,

189

THE PEOPLE

vs.

John Scotland

DE LANCEY NICOLL,

District Attorney.

Grand Larceny, Second Degree
[Sections 623, 624, 625, 626 Penal Code.]

A TRUE BILL.

Allen J. Argus
Foreman.

Foreman.

August 1922
Edward J. J.
Ben J. J.

POOR QUALITY ORIGINAL

0516

Police Court _____ District.

Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 35 West 95th St Alice Green
Street, aged 30 years,
occupation Housekeeper being duly sworn,

deposes and says, that on the 26 day of Jan 1892 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

one silver cup
of the value of thirty five dollars
\$ 35

the property of deponent as custodian

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 John Scotland (now haw)

The defendant was a boarder in deponent's
house at the time said cup was stolen
and when defendant was arrested
on Sunday last for another offense
a pawn ticket for said cup was found
in the possession of the defendant
As deponent is informed by Police Officer
Andrew Schoelles Alice Green

Sworn to before me, this _____ day of _____ 1892
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0517

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Andrew Schaeffer

aged 311 years, occupation Policeman of No.

20 Precinct Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

and that the facts stated therein on information of deponent are true of deponent's own

knowledge.

Sworn to before me, this 9
day of August 1892

Andrew Schaeffer

A. J. White
Police Justice.

POOR QUALITY ORIGINAL

0518

(1335)

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, N.Y.

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

Question. What is your name?

Answer. John Scotland

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. West Indies

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

Answer. 357 W. 95 - 3 months

Question. What is your business or profession?

Answer. None.

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

Answer. I am not guilty

John Scotland

Taken before me this 9 day of August 1897
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0519

BAILED,
 No. 1, by
 Residence..... Street.
 No. 2, by
 Residence..... Street.
 No. 3, by
 Residence..... Street.
 No. 4, by
 Residence..... Street.

Police Court,
 District,
 964

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Alice Green
 355 W. 33rd St.
John Scotland

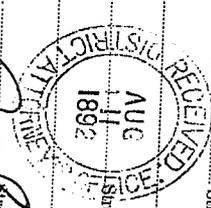
Offense, *Larceny*
felony

2
 3
 4

Dated, *Aug 9* 189*2*

White
 Magistrate.
Schultz
 Officer.

Witnesses *Ell Alice*
 Precinct.



No.
 Street.
 \$
 to justice
CS
 Street.

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 *John Scotland* 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, *Aug 9* 189*2* *A. White* Police Justice.

I have have admitted the above-named to bail to answer by the undertaking hereto annexed.
 Dated, 189 Police Justice.

There being no sufficient cause to believe the within named guilty of the offense within mentioned, I order h to be discharged.
 Dated, 189 Police Justice.

POOR QUALITY
ORIGINAL

0520

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Scotland

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

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

The said

John Scotland

late of the City of New York, in the County of New York aforesaid, on the *36th*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-*two* at the City and County aforesaid, with force and arms,

*one silver cup of the value
of thirty-five dollars*

of the goods, chattels and personal property of one

Alice Green

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

**POOR QUALITY
ORIGINAL**

0521

SECOND COUNT—

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

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

The said

John Scotland

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

*one silver cup of the value
of thirty-five dollars*

of the goods, chattels and personal property of one

Alice Green

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

Alice Green

unlawfully and unjustly did feloniously receive and have; the said

John Scotland

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

DE LANCEY NICOLL,

District Attorney.

0522

BOX:

492

FOLDER:

4492

DESCRIPTION:

Shafer, William

DATE:

08/18/92



4492

POOR QUALITY ORIGINAL

0523

#300

Counsel,

Filed, 18 day of Aug 1892

Pleads, *August 1892*

THE PEOPLE

vs.

B

William Shafer

May 1892

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 83].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Allen D. Apper

Foreman.

Witnesses

John Bulger

**POOR QUALITY
ORIGINAL**

0524

Court of General Sessions of the Peace

1897

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

William Shafel

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *William Shafel* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

William Shafel

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *August* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, 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 spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

and to certain other persons whose names are 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
New York and their dignity.

SECOND COUNT—

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

William Shafel
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

William Shafel

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, 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 offer and
expose for sale to one

and to certain other persons whose names are 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.

DE LANCEY NICOLL

District Attorney.

0525

BOX:

492

FOLDER:

4492

DESCRIPTION:

Silverstein, Charles

DATE:

08/05/92



4492

POOR QUALITY ORIGINAL

0526

Witnesses:

Counsel,

Filed

Plends, 1

189

Day of

THE PEOPLE

vs.

Charles Silverstein

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen D. Apper

Foreman.

Oct 13/90

Fred H. Bequith

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

B

7

POOR QUALITY ORIGINAL

0527

Police Court - 372 District.

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

of No. 157 Attorney Max Gleick
occupation Paper Maker Street, aged 30 years,
deposes and says, that on the 31 day of July 1889 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by
Charles Silverstein (now here)
who wilfully and feloniously
struck deponent several violent
blows in the head with
a hammer he then said
then led us his hands
deponent further
says that said assault
was committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this

1st day

of July 1889

Max Gleick
Police Justice.

POOR QUALITY ORIGINAL

0528

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Charles Selvarsten 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.

Charles Selvarsten

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.

457 Altony St

Question. What is your business or profession?

Answer.

Carpenter

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.
Charles Selvarsten
Mark

Taken before me this

day of

Aug 1
1887
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0529

BAILED

No. 1, by Wm. W. [Signature]
Residence 43 Albany Street

No. 2, by _____
Residence _____ Street

No. 3, by _____
Residence _____ Street

No. 4, by _____
Residence _____ Street

Police Court, 929
DISTRICT

THE PEOPLE, &c.,
ON THE COMPLAINT OF
199. 2nd St
Wm. W. [Signature]
7-18-92 on [Signature]
John W. [Signature]

Date, Aug 1 1892

Magistrate, [Signature]

Officer, [Signature]

Witnesses _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____

§ _____ ANSWER
[Signature]

RECEIVED
AUG 4 1892
DISTRICT ATTORNEY

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, Aug 1 1892 [Signature] Police Justice.

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

Dated, Aug 1 1892 [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

0530

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 Silverstein

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

Charles Silverstein

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

The said *Charles Silverstein*,

late of the City of New York, in the County of New York aforesaid, on the *thirty first* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *Max Gluck* in the peace of the said People then and there being, feloniously did make an assault and *him* the said *Max Gluck* with a certain *hammer*,

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

with intent *him* the said *Max Gluck* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Charles Silverstein

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

The said *Charles Silverstein*,

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Max Gluck* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *Max Gluck* with a certain *hammer*

which the said *Charles Silverstein* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey McCall
District Attorney

0531

BOX:

492

FOLDER:

4492

DESCRIPTION:

Sipp, Julius

DATE:

08/17/92



4492

0532

POOR QUALITY ORIGINAL

Paul first at Court
1892

Witnesses

Amelia Hill

Revised Aug. 27/92

by Charles J. Day

~~557~~

Revised Feb. 6/93
by Benjamin McQuade
#208 East 9th St

My Appr. has been made and for a long period of time to prove the witnesses and present April - Sharon J. Green
Operates Discharge upon his own Requisition

W. H. Mansfield
C. H. M. T. S.
R/S/AM 3096.

1577
Counsel,
Filed
Pleads, got guilty, Jan 20/92

day of Aug 1892
#

THE PEOPLE
vs.
Julius Sipp
Comm. Aug 2/92
District Attorney

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.
Allen S. Appgar

Part 3, April 30, 1896.
Discharged on his own accy. in motion
F. D. C. M. T. S.
Apr 30/96

0533

POOR QUALITY ORIGINAL

(502)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Julius Surr

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

indictment, accuse *Julius Surr* -

of the crime of *unlawfully and lewdly exposing*
the private parts of his person, -

committed as follows:

The said *Julius Surr,*

late of the City of New York, in the County of New York aforesaid, on the
thirteenth day of *August*, in the year of our Lord one thousand
eight hundred and ninety- *two*, - at the City and County aforesaid,
unlawfully did unlawfully and lewdly
expose the private parts of his person, in
a public place, to wit: in the public street
there, known as East Twelfth Street, and

0534

**POOR QUALITY
ORIGINAL**

where others, to wit: Amelia Hill, Annie
Tracy, and divers other persons to the
Grand Jury aforesaid unknown, were then
and there present, 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.

J. J. Hill,
District Attorney.

District Attorney.

0535

BOX:

492

FOLDER:

4492

DESCRIPTION:

Skarpa, Frank

DATE:

08/05/92



4492

POOR QUALITY ORIGINAL

0536

#1036
Ed. J. Galbraith

Counsel,
Filed
day of Aug 1892
Pleads, *Amnesty*

THE PEOPLE
vs.
Frank Skapa

Assault in the First Degree, Etc.
(Sections 217 and 218, Pennl Code.)

DE LANCEY NICOLL,
District Attorney.

Rec'd 14
Pp 3
A TRUE BILL.

Allen P. Appa
foreman.

Jan 13/99
Paid discharged

Witnesses:

POOR QUALITY ORIGINAL

0537

#103
Counsel,
Filed
day of May 1892
Pleads, *et al.*

THE PEOPLE
vs.
Frank Skapa
Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,
District Attorney.
Pp 3
A TRUE BILL.

Allen P. Appa,
Foreman.
Jan 13/99.
Paul S. ...

Witnesses:

POOR QUALITY ORIGINAL

0538

Police Court 4 District.

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

of No. 62 Monroe Street, aged 31 years,
occupation longshoreman being duly sworn
deposes and says, that on 31 day of July 1887 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frank
Karpa (now here) who did
point and aim a revolving
Pistol loaded with
powder and lead at
deponent's person

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and dealt with according to law.

Sworn before me, this

of

1 day
August 1887

Thomas Miller
deponent

J. J. Smith Police Justice.

POOR QUALITY ORIGINAL

0539

Sec. 198-200

4 District Police Court.

CITY AND COUNTY OF NEW YORK } ss

Frank Scarpa 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. *Frank Scarpa*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *N^o 8290 - 11 Avenue M about 3 months*

Question. What is your business or profession?

Answer. *Labourer*

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 did not point the pistol at the complainant.
Frank Scarpa*

Taken before me this August 18 1888
J. J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0540

BAILED,
 No. 1, by James Johnson
 Residence H. Johnson Street
 No. 2, by _____
 Residence _____ Street
 No. 3, by _____
 Residence _____ Street
 No. 4, by _____
 Residence _____ Street

Police Court--- 4 District, 925

THE PEOPLE, Etc.,
 ON THE COMPLAINT OF

Thomas Miller
Frank Johnson

Offence Assault
felony

Dated August 1 1892

Bombas Officer

Witness Frank B. Brown
 No. 559 York 44 Street

Marion Frankenstein
 No. 62 Marine Street

No. _____ Street
 RECEIVED
 AUG 1 1892
 CLERK OF POLICE
 DISTRICT 4

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 10 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 August 1 1892 James Johnson Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY ORIGINAL

0541

FORM 77.

OFFICE OF THE DEPARTMENT OF HEALTH,

15821

38 & 40 CLINTON STREET,

Brooklyn, N. Y., Apr. 19, 1898

A TRANSCRIPT FROM THE RECORDS OF DEATHS

IN THE CITY OF ~~BROOKLYN~~ *New York*

~~BROOKLYN~~

NAME OF DECEASED.		AGE.		DATE OF DEATH.	
<i>Charles Johnson</i>		Years.	Months.	Days.	<i>Sep 23, 1892</i>
<i>60</i>		<i>-</i>	<i>-</i>	<i>-</i>	
OCCUPATION.	CONDITION.		BIRTHPLACE.		
<i>Shoe-maker</i>	<i>Married</i>		<i>Denman</i>		
HOW LONG RESIDENT IN CITY.	FATHER'S BIRTHPLACE.		MOTHER'S BIRTHPLACE.		
<i>-</i>	<i>Denman</i>		<i>Denman</i>		
PLACE OF DEATH.	CAUSE OF DEATH.		Time from attack till death.		
<i>St. Peter's Hosp. No. 6</i>	<i>Cerebral Apoplexy</i>		<i>7</i>		
WARD.	PLACE OF BURIAL.	UNDERTAKER.	MEDICAL ATTENDANT.		
	<i>Holy Cross</i>	<i>H. Leman</i>	<i>A. J. Rooney, M. D.</i>		

I hereby certify the foregoing to be a true copy of the record.

John A. Jennings
Secretary

POOR QUALITY
ORIGINAL

0542

Berman.

STATE OF NEW YORK, U. S. A.

BROOKLYN

Department of Health,

38 & 40 CLINTON ST.

TRANSCRIPT OF DEATH.

POOR QUALITY
ORIGINAL

0543

Law Offices of J. T. Mearns

No. 26 Court Street

(GARFIELD BUILDING.)

J. T. MAREAN.
C. S. BILLINGS.

Brooklyn, Nov 11 1897

W. M. K. Olcott, Esq., Dist. Atty. Gen.

Dear Sir,

Charles Johnson
of 48 Union Street this City was a
client of mine. He died five
years ago. I enclose a notice
which his son has brought
me left as I am told at
48 Union St.

J. T. Mearns

POOR QUALITY ORIGINAL

0544

C. R. 3612

COURT OF GENERAL SESSIONS, Part *One*

THE PEOPLE

INDICTMENT

vs.

For

Frank S. Karpa

To M *Chas Johnson*

No. *48 Union*

Street. *Brooklyn*

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *Trial* at the COURT OF GENERAL SESSIONS OF THE PEACE, at the New Criminal Court House, on Centre Street, between Franklin and White Streets, in the City of New York, on *Monday* the *15* day of *Nov* instant, at 10 o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

W. M. K. OLCOTT,
District Attorney.

POOR QUALITY ORIGINAL

0545

Court of General Sessions.

THE PEOPLE
vs.
Frank S. Harpa

County of New York,
Borough of Manhattan
of the City of New York. } ss.:

Edward Rosenstein
County Detective

being duly
Street,

sworn, deposes and says: I reside at No. *125 Clinton*
Borough of Manhattan, in the City of New York. I am a ~~Subpoena server~~ in the office of the
District Attorney of the County of New York. On the *ninth* day of *January*
1899, I called at *62 Monroe Street*
the alleged *residence* of *Thomas Miller*

the complaint herein, to serve *him* with the annexed subpoena, and was informed by
the janitress that the said Thomas Miller had lived there three years previous but had removed from those premises at that time, and his whereabouts is not now known. I have also made diligent inquiries in the neighborhood but have failed to gather any information as to his present place of residence.

Sworn to before me, this *eleventh* day
of *December* 1899.

Edward Rosenstein
County Detective
~~Subpoena Server.~~

Andrew Lang
Clerk of Deeds N.Y. City

POOR QUALITY ORIGINAL

0546

Court of General Sessions.

THE PEOPLE, on the complaint of

Thomas Miller

vs.

Frank S. Stoughton

Offense: *Carriage License*
Third degree

Affidavit of

Edward Forrester

County Clerk

Subpoena Server

FAILURE TO FIND WITNESS.

ASA BIRD GARDINER,

District Attorney.

THE PEOPLE "
 "
 against "
 "
FRANK S. KARPA. "
 "

STATEMENT OF OFFICER BERNARD BANKS, 22nd
Precinct.

The complainant Thomas Miller appeared before
the Grand Jury and gave his testimony in this case and
I afterwards saw him in the General Sessions. Since
that time I have not seen him and do not know of his
whereabouts. The said Miller was not injured by the
assault as charged in the indictment.

New York, January 11th, 1899.

Bernard Banks

POOR QUALITY ORIGINAL

0548

 " THE PEOPLE " "
 " AGAINST " "
 " FRANK S. KARPA. " "

By the enclosed affidavit it appears that the People cannot find their principal witness in this case. The enclosed statement of Officer Banks shows that the complainant was not injured by the assault.

This indictment has been in this office for over six years and I therefore recommend the discharge of the defendant upon his own undertaking.

New York, January 11th, 1899.



Assistant District Attorney.

БЪВНИКЪТ КЪМЪТЪ

ВЪВНИКЪТ

НА ЛЮДЕТЕ

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Darya

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

Frank Darya

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

The said *Frank Darya*,

late of the City of New York, in the County of New York aforesaid, on the *Friday* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *Thomas Miller* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Thomas Miller*, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Frank Darya* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge ^{aim, point and present with intent to} ~~with intent~~ *the same* *him* the said *Thomas Miller*, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Frank Darya

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

The said *Frank Darya*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Thomas Miller* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *Thomas Miller*,

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Frank Darya*

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did ^{aim, point and present with intent to} ~~wilfully and wrongfully~~ shoot off and discharge ^{the same} ~~against~~ the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0550

BOX:

492

FOLDER:

4492

DESCRIPTION:

Skinner, Peter

DATE:

08/03/92



4492

0551

POOR QUALITY ORIGINAL

92
George Christie, of age 34,
P.B.M.,
and 3 ans.

Witnesses:

George Christie
and 3 ans.

~~744-1-1-1~~
Counsel,
Filed 3 day of Aug 1892
Pleads, Smith

THE PEOPLE
vs.
Peter Skinner

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen D. Appan

Foreman.

George Christie
and 3 ans.
George Christie
and 3 ans.

10 X

POOR QUALITY ORIGINAL

0552

Police Court— 4 District.

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

of No. 91 West End Avenue Street, aged 35 years,
occupation Truck driver being duly sworn
deposes and says, that on 26 day of July 1892 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Peter Skinner, brother, who cut and stabbed deponent twice in the left arm, twice in the left side of the body and once in the left leg, with a knife which he, Skinner, then and there held in his hand.

Deponent further says that such assault was committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer for the above assault, etc., and dealt with according to law.

Sworn to before me, this 24 day
of July 1892 } Martin Hervey
Wm. P. [Signature] Police Justice.

POOR QUALITY ORIGINAL

0553

Sec. 193-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

Peter Skinner 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. *Peter Skinner*

Question. How old are you?

Answer. *34 Years*

Question. Where were you born?

Answer, *New York*

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

Answer. *91 West End Avenue. 3 Years.*

Question. What is your business or profession?

Answer, *Iron Worker.*

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.*

Peter Skinner

Taken before me this _____ day of _____ 19____
..... Police Justice.

**POOR QUALITY
ORIGINAL**

0554

DR. S. S. GRABER,

OFFICE HOURS: { till 9 A.M.
11 to 1 P.M.
6 to 7:30 P.M. 174 EAST 71ST STREET.

ADULT, CHILD.

R

This certifies that
Martin Herriot is
unable to appear
at court on
account of the
injuries inflicted

DATE

July 27/97 S.S. Graber

POOR QUALITY ORIGINAL

0555

CITY AND COUNTY } ss.
OF NEW YORK.

POLICE COURT, 4th DISTRICT.

of *the 24th Precinct* Police Court, aged _____ years,
occupation *Police Officer* being duly sworn, deposes and says

that on the *26* day of *July* 189*2*
at the City of New York, in the County of New York *deponent arrested*

Peter Skinner (now here) for the reason that deponent was informed that one Martin Hewitt had been feloniously assaulted by said Skinner who had stabbed or cut said Hewitt with a knife, inflicting such injuries that he Hewitt is unable to appear in Court to prosecute.

Deponent therefore asks that said Skinner may be held to await the result of the injuries inflicted as aforesaid.

Sworn to before me, this _____ day of _____ 189*2*

M. S. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0556

July 27 1892 4th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Peter Skinner

AFFIDAVIT.

W. M. ...

Dated July 28 1892

W. M. ... Magistrate.

Borst Officer.
24.

Witness.

Disposition

Com. to await result
of Surveys

POOR QUALITY ORIGINAL

0557

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court--- 4 District, 911

THE PEOPLE, Et.,
ON THE COMPLAINT OF

Martin Spivack
vs. the State

Offence *Assault*
Delony

Dated *July 29* 18*92*

Mills Magistrate

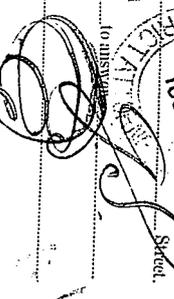
Donat Officer

Mills Precinct

By Mat Sam... Witness

Martin Spivack No. 91

No. *1000* \$
to justice



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

Defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *July 29* 18*92* *Mills* 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.

4-192

The People
Peter Skinner

Court of General Sessions. Part I
Before Judge Martine. August 5th 1892
Indictment for assault in the first degree.
Martin Herrity, sworn and examined. I live
at No. 91 West end avenue. and am a truck
driver. On the 26th of July I saw Peter Skinner
in the evening about a quarter to eight o'clock
in my own hallway. at 91 West end Avenue I
did not he lived there, but they told me
he lived there. After coming home from
work and having my supper I had a little
boy about two years old - I am living on
the ground floor. We generally let the little
boy go out on the street to play. My wife
was not feeling well; she went to lie down
on the bed and she told me to go out
for the little boy. I went to the door. I seen
my boy on the curb. I stood in the vesti-
bule and I called the little boy over. This
Skinner, another man and three women,
were standing at the door. Skinner and
this other man were speaking together; they
had loose, nasty talk going on. I said
to Skinner that he ought to be ashamed of
himself; there was decent women living
in the house and they were going back
and forward at the door. I could not
express the bad language. Just as
soon as I spoke to him he grabbed

me and tried to pull me back. I held back
I had my little boy by the arm. I pulled
my little boy ⁱⁿ by the hall. I pulled back
and he followed me in the hall. When
he came in he made a drive with his
lefthand to hit me. I pulled my head
aside; he did not strike me at that time.
He had nothing in his left hand at
that time. So he followed me in the
hall and right between the two doors
of the vestibule I tried to save my little
boy the best I could and save myself
at the same time. After that I broke
away from him he jumped out and
I threw him down; he jumped up, and
the two of us was mixed up together and
both of us fell down. He had hold of
me and I threw him down. I broke
away from him. It was about three or
four feet from the vestibule. I was work-
ing my way back to my own door. I
broke away from him, he jumped up,
he had a knife, he ran after me, he
caught me very near my own door, about
half way in the hall - I guess it is
a 75- a 80 foot house; he came near me,
I turned around and as I turned round
he struck me with a knife, twice in

the arm, twice in the left side, and once in the leg. Did you have anything in your hand when he struck you or at any time? No sir, not at any time.

Were you facing him when he struck you? I was facing him; when he struck me I turned around. I was going for my own door where he followed me. I broke away from him; the other man was there. I thought to myself the two might get at me; he got up and rushed after me, and after he was coming to me I turned around. When you turned around you saw him coming towards you? Yes. Was he running or walking?

He was on a kind of half run and half walk. Did you see anything in his hand? I did not see at that time, he had struck me twice in the arm. He struck me twice before I could get away. It was a pen knife. I saw the blade but not the handle; it appeared to me like a common pocket knife. He struck me on the left arm first. I did not have any coat on at all. My shirt sleeves were rolled up. I did not take off my working clothes from the time I came home; it is generally seven o'clock when I get home from work. I was bleeding.

After I was struck I ran into my house as quick as I could. The defendant ran away. Who was in there when you ran in? My wife was there, and two witnesses are here who were there; they were standing at the door at the same time. I was bleeding and the ambulance took me to the Roosevelt hospital. My wounds were treated there. Did you see the wounds? Yes. Describe those on your arm what were they like? It is a kind of half L this one here (pointing) and this one was a clear cut, just one straight cut. This one was smooth but the other one was kind of ragged. The wound in the side is near $\frac{1}{2}$ or 5 inches long. I could not exactly say how deep, but it went into the bone. The wounds were sewed up. I retained my consciousness until I went to the hospital. I was in the hospital about half an hour while they were sewing up the wounds. They told me I could go home. I have not worked since because I have not been able to. I have been to the hospital every second and third day since to have my wounds treated. I had never seen Skinner before that night and

never had any trouble with him. When he was uttering this bad language which brought out your interference. You are sure you did not hit him at all? No sir. You simply told him to stop. There were decent women around there? I told him he ought to be ashamed of himself, and he grabbed me. When next did you see him? At the station house. That came right about ten o'clock. I went up to identify him. I did not hear him say anything up there. Did you see the knife after he cut you? No sir.

Cross Examined. I have been living in that tenement house since last October. I do not know that the defendant has occupied the tenement floor above me for the last three years. I have never seen him to my knowledge. Mrs. Rigby is one of the women who were standing at the door; she is here. I do not know the other woman. I did not hit him in the face with my right hand and did not knock him down. I hit him four or five times in that scrimmage. I think I hit him in the face a couple of times. I could not say how often. After I threw him down I went for my own rooms on the ground floor right directly back. I did not get as far as my room

until he got up to me. When he got up to you was your back to him? No, I faced right around before he came so close to me, I heard him coming behind and I turned round quick. I did not hit him ^{until} the second time when he struck me with a knife. He struck five blows in all; he did it as quick as he could use his hand; there was no space between the time at all when he stabbed me I did not hear him say a word. I did not say anything to him at the time I was cut. The women did not hold me after the first fight, nothing of the kind Martha Rigby, sworn and examined. Where do you live? I live at 91 West end Avenue. What floor do you live on? The first floor one flight up. Do you know Martin Herrity, the last witness? Yes, he lives on the first floor. Do you remember the night of the 26th of July 1892 when he was cut? Yes. Did you see who cut him? Yes, this man here, Mr. Skinner. Were you there from the beginning? Yes, I was standing at the door. While I was standing at the door Mr. Herrity had the baby by the hand. Mr. Skinner came up and he said some bad words in

front of us ladies, There were other ladies there. Mr. Herrity said to him, "Don't talk such talk in front of ladies," and he said, "Do you want to take it up?" Herrity said, "Yes, if you like." Then Skinner ran at Herrity and downed him on the floor of the hallway. They were both down in the hallway. Herrity got on top of him, and then when he got on top of him I pulled Herrity off, and then they got away from one another again, and then when I turned my back to go up stairs - I live one flight up - they were down again on the hallway floor fighting again, and when they were fighting again I ran to him to pull him away again and he cut Herrity's back and in the side. I was covered with blood. I saw the defendant cutting, I saw the knife. The knife was in his hand as he laid down on the floor in the middle of the hall. I got Herrity in the house and I shouted for a doctor. I did not hear anything said by the two men while the stabbing was going on. I went to pull him off and I was covered with blood. When Skinner rushed at Herrity did he take hold of him? Yes; they took hold of one another.

and fell down in the vestibule of the hallway
I was standing at the vestibule hallway. There
was a light over our heads. Skinner was
on top the first time and the other man
turned him over. I pulled Herrity off
and he stood one side and took hold
of his boy's hand again. While I was turn-
ing to go up stairs they ran at one
another again and I turned back.
There was not a minute of time when I
did not have my eye on them. It was
Skinner who rushed at him again.
Herrity had hold of the baby's hand, but
he let loose and another lady ran and
took the baby off when they ran at one
another. Herrity let go of the baby as
they were rushing Skinner was under-
neath the second time. I went to him
and Skinner was on top the first time
Herrity turned him over and he was on
top. They fell down wrestling. Herrity hit
Skinner when he was down and Skin-
ner used the knife.

The defendant withdrew his plea of not
guilty and pleaded guilty to assault
and battery. He was remanded
for sentence.

**POOR QUALITY
ORIGINAL**

0566

*Testimony in the
Case of
Peter Skinner
filed*

*Aug 1972
2008*

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter Skinner

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

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

The said *Peter Skinner*

late of the City of New York, in the County of New York aforesaid, on the *26th* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *Martin Hervey* in the peace of the said People then and there being, feloniously did make an assault and *him* the said *Martin Hervey* with a certain *knife*

which the said

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

with intent *him* the said *Martin Hervey* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

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

The said *Peter Skinner*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Martin Hervey* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *Martin Hervey* with a certain *knife*

which the said

Peter Skinner
in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

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

The said *Peter Skinner*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Martin Hervey* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and *him* the said *Martin Hervey* with a certain *knife*

which *he* the said *Peter Skinner*

in *his* right hand then and there had and held, in and upon the *arm,* *side and leg* of *him* the said *Martin Hervey* then and there feloniously did wilfully and wrongfully strike, beat, stab, cut bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Martin Hervey*

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

DE LANCEY NICOLL, *District Attorney.*

0569

BOX:

492

FOLDER:

4492

DESCRIPTION:

Smith, Annie

DATE:

08/19/92



4492

POOR QUALITY ORIGINAL

0570

Witnesses:

Nathan Mendelsohn

Counsel, *[Signature]*
Filed, *19* day of *Aug*, 189*2*
Pleads, *[Signature]*

KEEPING A HOUSE OF ILL-FAME, ETC.
(Sections 822 and 865, Penal Code.)

THE PEOPLE

vs.

B

Arnold Smith

DE LANCEY NICOLL,

District Attorney.

Augt 26 - 1892

A TRUE BILL.

Allen P. Appers

Foreman.

Aug 26 1892

[Signature]

Five \$50.

five hundred B.M.

**POOR QUALITY
ORIGINAL**

0571

*The New York Society for the
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, *Aug. 18th 1892*

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

*The People
against*

Annie Schmidt

Notice of Prosecution.

*To the District Attorney of the
City and County of New York,*

*Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponements thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 1), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

Elbridge T. Gerry,

President, &c.

0572

POOR QUALITY ORIGINAL

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN
Chas. S. ...

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

POOR QUALITY
ORIGINAL

0573

Police Department of the City of New York.

Precinct No. 14

New York, August 25th 1892

Judge Martine

Sir.

Annie Schmidt has
vacated premises No 9
East 3rd St.

Respectfully
Hugh Glass
Supt in Charge 14 Prec.

POOR QUALITY ORIGINAL

0574

Sec. 322, Penal Code.

3

District Police Court.

CITY AND COUNTY OF NEW YORK,

Nathan Wettstein

of No. *325*, *5th*.

Street, in said City, being duly sworn, says that at the premises known as Number *9 East 9th* Street, in the City and County of New York, on the *11* day of *August*, 189*2*, and on divers other days and times between that day and the day of making this complaint

Jane Doe did unlawfully keep and maintain and yet continues to keep and maintain a *house of prostitution* and did then, and on the said other days and times, there unlawfully procure and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said other days and times, unlawfully and willfully did permit and yet continues to permit said men and women of evil name and fame there to be and remain ~~drinking, dancing, fighting~~ disturbing the peace, whoring and misbehaving themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and there passing, is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said *Jane Doe* and all vile, disorderly and improper persons found upon the premises occupied by said *Jane Doe* may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this *12th* day of *August*, 189*2*. *Nathan Wettstein*
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0575

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

of No. 325 th Varian West Street, being duly sworn, deposes and says,
that Annie Schmidt (now present) is the person of the name of
June Orr mentioned in deponent's affidavit of the 12th
day of August, 1892 whereunto annexed.

Sworn to before me, this 13th
day of August 1892 } Nathan Letwin

J. J. Kuff POLICE JUSTICE.

POOR QUALITY ORIGINAL

0576

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

Alvin Schmidt 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 sees 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. *Alvin Schmidt*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *0 E 3rd Street 6 weeks*

Question. What is your business or profession?

Answer. *Home Keeper*

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 in Court and demand a trial by jury Alvin Schmidt*

Taken before me this

day of

1913

189

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0577

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 Arthur Wetters of No. 325 5 Street, that on the 11 day of August 1887 at the City of New York, in the County of New York, James Doe did keep and maintain at the premises known as Number 9 East 3rd Street, in said City, a house of prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said

James Doe and all vile, disorderly and improper persons found upon the premises occupied by said James Doe

and forthwith bring them before me, at the 3 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 12 day of August 1887
[Signature]
POLICE JUSTICE.

POOR QUALITY ORIGINAL

0578

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

WARRANT—Keeping Disorderly House, &c.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated _____ 188

Dated _____ 188

_____ Magistrate.

_____ Officer.

_____ Precinct.

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

_____ Officer.

Dated _____ 188

This Warrant may be executed on Sunday or
at night.

[Signature]
_____ Police Justice.

Police Justice.

The within named

POOR QUALITY ORIGINAL

0579

MAILED
 No. 1, by *James McLeary*
 Residence *Fourth Street*
 No. 2, by *John McLeary*
 Residence *Fourth Street*
 No. 3, by *James McLeary*
 Residence *Fourth Street*
 No. 4, by *James McLeary*
 Residence *Fourth Street*

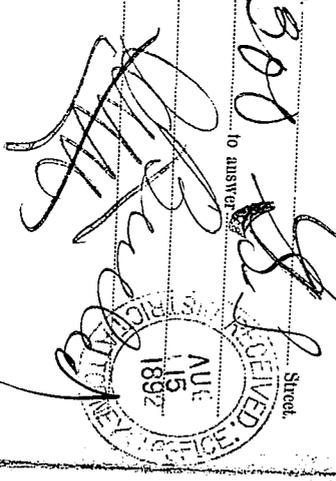
1003
 Police Court, District

THE PEOPLE, vs.,
 ON THE COMPLAINT OF
John McLeary
 vs.
James McLeary
 Offense *Keeping Laundry Room*

Dated *June 13* 189*2*
Duffin Magistrate
William T. Hays Officer

Witnesses
William Korkin
John McLeary
 No. *106 E 93*
 Street

No. *308*
 Street



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 *three* 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, *June 13* 189*2* *John McLeary* Police Justice.

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

Dated, *June 14* 189*2* *John McLeary* Police Justice.

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

Dated, *June 14* 189*2* *John McLeary* Police Justice.

POOR QUALITY ORIGINAL

0580

Court of General Sessions of the Peace

470

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Annie Smith

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

Annie Smith

(Sec. 322, Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said

Annie Smith

late of the ~~Seventeenth~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~eleventh~~ day of ~~August~~ in the year of our Lord one thousand eight hundred and ninety-~~two~~, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in said house divers ill-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well as in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

Annie Smith

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offenses on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Annie Smith

(Sec. 385, Penal Code.)

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

The said

Annie Smith

late of the Ward, City and County aforesaid, afterwards, to wit: on the ~~eleventh~~ day of ~~August~~ in the year of our Lord one thousand eight hundred and

ninety- *two* — , and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there 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 of the People of the State of New York and their dignity.

THIRD COUNT:

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

Annie Smith

(Sec. 322, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Annie Smith

late of the Ward, City and County aforesaid, afterwards, to wit: on the *eleventh* day of *August* in the year of our Lord one thousand eight hundred and ninety- *two* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are habitually disturbed, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0582

BOX:

492

FOLDER:

4492

DESCRIPTION:

Smith, Frederick

DATE:

08/03/92



4492

POOR QUALITY ORIGINAL

0583

Witnesses:

Counsel.

Filed,

1892

Pleads,

THE PEOPLE

vs.

Frederick Smith

(Sections 528 and 537 of the Penal Code.)

(MISAPPROPRIATION)

75 Wall St. N.Y. City

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Alley D. Applegate

Townman.

Frank C. [unclear]

Almira [unclear] P.M.

POOR QUALITY ORIGINAL

0584

Police Court 2 District. Affidavit—Larceny.

City and County }
of New York, } ss:

of No. 13 Astor Place Charles Rignot Street, aged 30 years,

occupation Cashier of the Christian Union Newspaper being duly sworn,

deposes and says, that on the 23 day of June 1897 at the City of

New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the daytime, the following property, viz:

Good and lawful money of the United States of the amount and value of thirty dollars and forty five cents

the property of The Christian Union Company in the care and custody of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property, was feloniously taken, stolen and carried away by Frederick Mink

from the fact that the defendant was in the employ of said Company and collector and was authorized to collect money and deponent is informed by John P. Brown assistant Cashier of Charles Scribner Sons that the defendant called at the office of Scribner Sons 743 + 745 Broadway to collect the amount due by said Scribner Sons to said Christian Union Company for an advertisement in their newspaper. John P. Brown paid said defendant thirty dollars and forty five cents the bill due for said advertisement. Deponent further says that the defendant failed

Subscribed and sworn to before me this 18th day of June 1897
Police Justice

POOR QUALITY
ORIGINAL

0585

to return said money collected by defendant
to defendant but withheld and appropriated
the same to his own use
wherefore defendant prays that said
defendant may be apprehended and
dealt with according to law

Sworn to before me this Charles F. Rigoulet
6th day of June 1892

A. J. White

Police Justice

[Faint handwritten text]

POOR QUALITY ORIGINAL

0586

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

aged 36 years, occupation Cashier of No. 7434745 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Charles F. Rigdon and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 6th day of June, 1897 } John P. Brown

Alfred [Signature]
Police Justice.

[Faint signature]

POOR QUALITY ORIGINAL

0587

(1885)

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Frederick Smith

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. *Frederick Smith*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *N. J.*

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

Answer. *766 Myrtle Avenue Brooklyn*

Question. What is your business or profession?

Answer. *Clerk*

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,
Frederick Smith*

Taken before me this _____ day of _____
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0588

Sec. 151.

Police Court 2 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York:*

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 Charles F. Riggs of No. 13 Astor Place Street, that on the 23 day of June 1889 at the City of New York, in the County of New York, the following to wit:

Good and Lawful Money of the United States

of the value of Thirty dollars and forty five Cents Dollars the property of The Christian Union Company in care of Complainant was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Frederick Smith

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 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 27 day of June 1889
[Signature] POLICE JUSTICE.

POOR QUALITY ORIGINAL

0589

The within named

Frederick Smith

having been brought before me under this Warrant, is committed for examination to the WARDEN and KEEPER of the City Prison of the City of New York.

Dated *Nov 27* 1892

John C. [Signature] Police Justice of New York

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-Larceny.

vs.

Dated 188

Magistrate

Taylor & Brien Officer.

The Defendant, taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

John C. [Signature] Police Justice of New York

POOR QUALITY ORIGINAL

0590

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court District

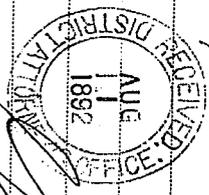
THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles E. Ryan
13 Cedar Street
Frederic's Exhibit

Offense, Larceny Felony

Dated July 27 1892
Justice

Magistrate
 Officer
 Precinct
 Witness
 No. _____
 Street _____



No. _____
 Street _____
 \$1000 to answer

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

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

Dated July 27 1892 John Ryan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

0591

Court of General Sessions of the Peace
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frederick Smith

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

of the CRIME OF *Frederick Smith* Grand LARCENY, in the second degree, committed as follows:

The said *Frederick Smith*

late of the City of New York, in the County of New York aforesaid, on the *2^{3rd}* day of *June* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, being then and there the *clerk and servant* of a certain corporation commonly known as the *Christian Union Company*

and as such *clerk and servant* then and there having in his possession, custody and control certain goods, chattels and personal property of the said

corporation the true owner thereof, to wit: *the sum of thirty dollars and forty five cents in money, lawful money of the United States of America, and of the value of thirty dollars and forty five cents;*

the said *Frederick Smith* afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *corporation* of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said *corporation*

did then and there and thereby feloniously 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.

DE LANCEY NICOLL,
District Attorney.

0592

BOX:

492

FOLDER:

4492

DESCRIPTION:

Smith, James

DATE:

08/11/92



4492

0593

BOX:

492

FOLDER:

4492

DESCRIPTION:

Malone, Andrew

DATE:

08/11/92



4492

POOR QUALITY ORIGINAL

0594

#195
Mort

Counsel,

Filed 11 day of Aug 1897

Pleas, *July 17/90*

vs. THE PEOPLE

14 Chaptin vs. *Smith*

James Smith

2/ 341 E. 39th Street

Andrew Malone

(Sections 224 and 228, Penal Code), Degree, Robbery, *1st*

DE LANCEY NICOLL,
District Attorney.

Rec'd II, (2) Sept. 9 90.

A TRUE BILL.

Allen D. Ryan

Just. 2 - Sect. 9, 1892 Foreman.

Dist. Court, City & Co. Dep.

Both S.P. 4 mos & 1 mo.

RBH

Witnesses:

off Joe Lewis

POOR QUALITY ORIGINAL

0595

Police Court 3 District.

CITY AND COUNTY }
OF NEW YORK, } ss

David Saelter
of No 158 Orchard Street, Aged 20 Years

Occupation Keep a stand being duly sworn, deposes and says, that on the
31st day of July 1891, at the 18th 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 consent and against his will, the following property, viz:

About twenty eight cents lawful
money of the United States

of the value of _____ DOLLARS,

the property of deponent
and that this deponent has a probable cause to suspect, and does suspect, that the said property was
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

James Smith and Andrew Malone
(both now here) who were in
company with each other and
acting in concert for the purpose
that about noon on said day
deponent was on East 27th Street
and the defendants were together and
Smith accosted deponent and
demanding money and seized violent
hold of deponent's body and while
deponent was being so held the
defendant Malone inserted his hand
into the pocket of the vest then

day of _____

Sworn to before me, this

188

Police Justice.

POOR QUALITY ORIGINAL

0596

wound on deponent's person and took
the aforesaid money from the pocket
sworn to before me by
this 1st August, 1897

David Sachtter

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 he be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1897 Police Justice
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1897 Police Justice
There being no sufficient cause to believe the within named
guilty of the offense therein mentioned, I order he to be discharged.
Dated 1897 Police Justice

Police Court, District.

THE PEOPLE, vs.,
on the complaint of

Offence—ROBBERY.

1.
2.
3.
4.

Dated 1897

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

to answer General Sessions.

POOR QUALITY ORIGINAL

0597

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Smith 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.

James Smith

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

New York

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

Answer.

214 Chrystie St. 7 months

Question. What is your business or profession?

Answer.

Painter

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

Answer.

I am not guilty
James Smith
man

Taken before me this }
day of *April* }
189*7* }

Police Justice.

POOR QUALITY
ORIGINAL

0598

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Andrew Malone 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. *Andrew Malone*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *341 East 39th St. 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*
Andrew Malone

Taken before me this
day of *August* 1897

Police Justice.

POOR QUALITY ORIGINAL

0599

BAILED,
 No. 1, by _____
 Residence: _____ Street
 No. 2, by _____
 Residence: _____ Street
 No. 3, by _____
 Residence: _____ Street
 No. 4, by _____
 Residence: _____ Street

Police Court, 3
 District, 935

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Paul S. Mackley
155 Broadway
James Smith
Richard M. Merson
 Offense: Robbery

Dated, Aug 1 1892

Strogan Magistrate.
John W. Sullivan Officer.

Witness Max Strauss 1000 Broadway

No. 73 Street Henry K. Schaefer

No. 3rd Street Wm. Miller

No. 320 E 27th Street 1000

RECEIVED
 AUG 4 1892
 CLERK OF THE POLICE
 OFFICE

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

defendants

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

Dated, Aug 1 1892 Strogan Police Justice.

I have have admitted the above-named _____ to bail to answer by the undertaking hereto annexed.
 Dated, _____ 189 _____ Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offense within mentioned, I order he to be discharged.
 Dated, _____ 189 _____ Police Justice.

0601

BOX:

492

FOLDER:

4492

DESCRIPTION:

Smith, William

DATE:

08/19/92



4492

0602

Witnesses:

Bailed by
Chas Schaefer
179 Suffolk

Subscribed by
Dr. Langhorne
179 Suffolk

317
Counsel
[Signature]

Filed
19 day of Aug 1892
Pleas, [Signature]

THE PEOPLE

vs
[Signature]

William Smith

(See case of Francis
J. Sullivan, same date)

DE LANCEY NICOLL,

District Attorney.

Accepted & read

[Signature]

A TRUE BILL.

Allen S. [Signature]

Foreman.

[Signature]

Superior Court

Pen 5 up [Signature]

Grand Larceny, 1st
Degree. [Signature]
[Sections 888, 889, and 688 Penn Code.]
Second offense

POOR QUALITY
ORIGINAL

0603

THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

vs

BEFORE JUDGE COWING.

WILLIAM SMITH.

Wednesday, October 26, 1893.

A Jury was empannelled and sworn.

Indictment for grand larceny in the first degree, as a second offence.

HENRY WELSH, sworn and examined:

I am third deputy clerk of this court. I have in my possession the record of this court for the 25th day of October, 1883. The paper I hold in my hand is the indictment presented in this court by the Grand Jury, on the 10th day of August, 1883, against James Waldman and William Harris. (It is claimed by the People that the defendant was previously convicted under the name of William Harris.) The entry in the minute book is as follows: I read from Minutes of Part I, this court, Minute Book 144: "Friday morning, August 10, 1883. The Court meets pursuant to adjournment; present, Hon. Frederick Smyth, Recorder, the Justice of the Sessions. The Grand Jury came into court and presented the following indictments, to-wit, the People against James Waldman and William Harris." I read from the same volume of the Minutes: "Wednesday morning, October 24, 1883. The Court meets pursuant to adjournment; present, Hon. Henry A. Gildersleeve, Judge of the Court of General Sessions. The People against William Harris, impleaded with James Waldman, on trial. Grand larceny in the second degree, July 3, 1883, stealing one watch, one chain, and divers United States Treasury notes, of the value of one hundred and fifty dollars, from Theodore Peiter." J. R. Fellows, for the People;

**POOR QUALITY
ORIGINAL**

0604

J. Berlinger for the defendant. Jurors balloted and sworn," then follows the names of the jurors." "By consent, the jurors separated until to-morrow morning." "Thursday morning, October 24, 1883. The Court meets pursuant to adjournment; present as before. The People vs. William Harris, trial continued from yesterday. Jurors called and appear. The jury having returned to the bar say they find the defendant guilty." I read from Minute Book 145 of Part I of this court. "Wednesday morning, October 31, 1883. The Court meets pursuant to adjournment. Present, Hon. Henry A. Gildersleeve, Judge of the General Sessions. The People against William Harris, on conviction by verdict of grand larceny in the second degree. The defendant having nothing further to say, etc. Judgement, in State prison at hard labor for a term of four years.

JOHN A. RILEY, sworn and examined:

I live in East Orange, New Jersey; I am a manufacturing jeweler at 860 Broadway, New York City, I have been in business between seven and eight years. Did you, on or about the sixth day of August, 1892, miss any jewelry or property from your store? Yes, it consisted of hairpins, scarf holders, samples of which are in those trays; (trays shown;) some of those are the identical ones.. I think I lost about fifty hair-pins, they were left in the back part of the store, on a table, in trays like these. The scarf catches were in the same place. The first time I saw the property after it was lost was on Monday, the eighth of August. Capt. McLaughlin showed it to me in my office; it was wrapped up in white tissue paper, in a bundle, all jumbled together. The jewelry

**POOR QUALITY
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0605

shown to me by Capt. McLaughlin had tags on it; I identified the tags. The value of the property which I lost was twelve hundred dollars.

CROSS EXAMINATION:

The property was in my store, positively, on the 5th of August, Friday; I saw it there in the trays.

WILLIAM W. McLAUGHLIN, sworn and examined:

I am Inspector of Police, in charge of the Detective Bureau. On the 8th day of August, 1893, I was Captain of the 19th precinct police. On the 6th day of August I saw the defendant on the Bowery, coming out from No. 9, a liquor store. He was in company with a man named Sullivan, who kept the place; he had a box under his arm, done up in brown paper. It was in the morning, about 11:30. He came out of No. 9, on the right hand side of the street going up-town, he crossed over to the left hand side and went on up towards Canal street. I boarded a car, in company with Detective Reap, of the Central Office, we got to Canal street ahead of him and went over and walked down the street, facing him. I took them both in custody, the prisoner and Sullivan. I took the box that Smith had under his arm away from him. I took him and the box to the 19th precinct police station, I there examined the box, and found the jewelry described by Mr. Riley in it. I asked him at the time that I took him in custody, and took the box away from him, what the box contained? He said he did not know. I asked him where he got it, and he said a man down the street gave it to him. The defendant said afterwards that Mr. Sullivan had given him the box. When I examined the jewelry I found some tags on them. I

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ORIGINAL**

0505

wards called on Mr. Riley, and he identified the jewelry as his property.

CROSS EXAMINATION:

Were you on the Bowery for the purpose of arresting one "Goodwin?" No, not for that purpose. The man Sullivan who keeps No. 9 Bowery is an ex-convict, he had the reputation of being a receiver of stolen goods. What I was doing there was watching his place.

ROBERT McNAUGHT, sworn and examined:

I am a detective sergeant attached to the Central Office. I was in the same business in July, 1883. I know the man called here Smith; I was in court on the 28th day of October, 1883, when he was sentenced under the name of William Harris. The defendant at the bar is the same person. He was sentenced on the 28th of October, 1883, by Judge Gildersleeve, to four years in the State Prison.

WILLIAM W. McLAUGHLIN, recalled:

You took from the possession of this defendant, when you arrested him, a slip of paper containing an address on the West side; have you got that? No; I might have it in my papers I do not know. It was simply the owner of a liquor store at the corner of Greenwich avenue and Charles street; possibly it was Perry street. Was it marked a saloon, say if that word was not on it? Liquor store; I took it from the pocket of the defendant when I arrested him.

The case for the defence:

FRANCIS J. SULLIVAN, sworn and examined:

4 I am 27 years old. In the early part of August last were

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you carrying on business in this city? Yes; I am a liquor dealer. I have dealt with the defendant, Smith, for two years, serving him liquors and cigars; I knew he had a liquor store in my neighborhood, he had the store for about two years. Did you have a conversation with this defendant in your store the morning that you were arrested on this charge? Yes. The night before this thing happened a party came into my place, he sent up to the corner of Bayard street and the Bowery for me. I went down to the store. This man told me, I told his name, I guess Captain McLaughlin knows him, he knows it is not Smith. He said to me, lend me \$25.00. I says, no, I haven't got \$25.00 for you. He says Frank, lend me \$25.00 until to-morrow morning. I said, I haven't got it. I goes back to my drawer; there was in it twenty-six dollars and odd cents. I said, I need some change I will lend you twenty-three dollars. He said, I will leave my watch with you. He had the box under his arm. I said, I don't want your watch, go to work and pawn your watch, I have got no money to lend. I said to him, I will lend you \$23.00. He said, I will give you ten dollars for your trouble, I want to leave this with you until to-morrow. I didn't know what the box contained. He goes out. That night he leaves an address for me to send this box over to. Smith came over in the morning, and he says to me, I want to try to open that store up the Bowery. I says, I will help you all I can, Billy, if you can get it, it is a good thing. I said, I have got an apointment to send this box on the corner; if you will carry it over and deliver it to David M. Keller, a liquor dealer, I will go down inside of an hour and a half, and when you come back I will go up and try to

**POOR QUALITY
ORIGINAL**

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attend to this case. Mr. Smith had the address of the liquor store on the card where he was to take it. Just as I got over on the other side I saw Captain McLaughlin and Mr. Madden; I did not know McLaughlin, but I knew Madden. McLaughlin arrested Smith, and said, take that man in too. I didn't know what the box contained, I didn't know what it was for the time being. I found out later on, and I explained everything to the Inspector. I found out the man's name, I didn't know his name in the first place, I knew him from coming into my store the last three or four years. There is a witness there that saw the man come in and leave his box.

CROSS EXAMINATION:

I never loan money to men I don't know, but this man had been in my place before; his name is Mike, I am pretty sure they called him Mike. I have been in the city of New York continuously for fourteen years. I was once sent to prison in Massachusetts for disorderly conduct. I did not tell the Inspector that I did not know Smith.

JAMES SULLIVAN, sworn and examined:

I am a bar-keeper; at present at No. 9 Bowery. I was in Sullivan's saloon the night this box was left there; I was standing at the bar, having a drink. Some tall fellow with a black mustache came in and inquired for Mr. Sullivan. Mr. Sullivan was not there, I said he was further up on the corner. So the lunchman was sent up for Mr. Sullivan. Mr. Sullivan came down, the man wanted to borrow twenty-five dollars off Sullivan. Sullivan went behind the bar and looked in the drawer, he did not have much money there, he gave the man some money, I don't know how much, I didn't pay much at-

**POOR QUALITY
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tention. And he started to come back and he left the box on the counter, some kind of a package, I couldn't tell what it was. It was wrapped up in some kind of wrapping paper. That was the night before the two men were arrested? I couldn't tell when they were arrested, I didn't know that they were arrested until Monday, I believe. I was examined in the police Court and told there what I have told to-day. The Inspector was there, I believe.

CROSS EXAMINATION:

Did you hear any conversation at all about the box that was left there? I didn't hear no conversation between them outside of what I told you.

AUGUSTUS SCHAFFEL, sworn and examined:

I am a collector for the Constanz Brewery on Staten Island; I live at 192 East Broadway, I have lived in this city for thirty-one years. I know the defendant. I know that for over two years he had a place at 218 Sixth street, I collected there, he had beer from me. When he sold the place he gave me one hundred and fifty dollars to keep for him; he didn't owe me a cent, he acted honorably. During the last two years what kind of a man has he been? Honorable, I wouldn't say anything against him. He gave me one hundred and fifty dollars, and when he was arrested his mother came and got the money from me.

CROSS EXAMINATION:

I have known the defendant for more than ten years, but I have only seen him now and then. You think he is a good citizen? Even if he has done something wrong, but the last two or three years he has acted fair and square. If you

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were informed that he had already served a term of four years in State Prison in this State, and that he had been confined in the State Prison in the State of New Jersey, would that affect your opinion of his character? It would not, because the last two years he has acted as square as anybody; he is now a good character. Is Sullivan, part owner of No. 9 Bowery, a customer of the Constanz Brewery? No, I do not know him.

ISADORE LUKACH, sworn and examined:

I am a collector for the David Meyer brewing Company. I know the defendant about two years. My concern furnished him with ale during that time. What was his general conduct during that time? I considered it quite good, he was always there when I went there to collect my money.

CROSS EXAMINATION:

Your whole knowledge and information is based upon the fact that he paid you very well, isn't that all? That is all, I only know him since I done business with him. I did not know he was an ex-convict.

WILLIAM SMITH, sworn and examined:

My correct name is William F. Goodman; I am thirty-two years old. I was convicted under the name of Harris, and also under the name of Gardner. How long since you last came out of prison? The 24th of June, 1890, I was pardoned in the State of New Jersey. Since August, 1890, I have been in the liquor business. When I was in prison I lost two brothers, they both died; my mother had no support but me. At the time of your arrest you were living with your mother?

**POOR QUALITY
ORIGINAL**

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Yes, trying to keep a roof over her. Have you been honest and straightforward during the last two years? Yes, with everybody, and went and paid all my bills when I sold out my place, my place was no good. I sold my place out, and after that I went up to Mr. Sullivan's to pay him some money because I got my liquors and cigars off him. There was a place in the Bowery that I told him about, belonging to the Cooper estate. I went down on Friday to see about it and the agent told me that some else was looking for it. The place there was a museum and the fellows in there they were to be dispossessed that day, that there was some else looking for it, but he would take my name and address and correspond with me. That morning I went to tell Sullivan about it, I told him, I ain't sure of getting that place; in fact, he was going as a partner, he was going to find most of the money. Well, I told, him, Frank, it is not sure that I can get that place, I was to leave my name and address. So, he says, are you doing anything this morning? I said, No. So he said, do me a favor; I have to go up-town and I have to go over to Brooklyn. Take this package over to such an address, giving me a smallpiece of paper, I suppose about that big, and, he says, you will get thirty-three dollars; he says, if you don't, get twenty-three, anyhow, because I need the money, I will not take less. I started out with him; he says, I will take the elevated on the corner; we crossed over because I saw the sun was on it, and McLaughlin grabbed us. I asked him, what is this? He said, what have you got here?" I says, I don't know. He says, you don't know? I said, no. There was no question about who gave it to me at all. He (McLaughlin) says I told him another man gave it to me; I

couldn't tell him that. There was no further conversation about it. I went up to the station house. When I was arraigned in Jefferson Market I had a lawyer there. I know Inspector Byrnes; he asked me, he said he thought I would tell him no lie. Did you steal this property from Mr. Riley? No, I know nothing about that property, I never saw Riley in my life; I never saw his employees or anything else. This man here (pointing to Inspector McLaughlin) knows I am innocent.

CROSS EXAMINATION:

How did you and the Captain and Reap go up-town? On the car; Sullivan was there; I was in charge of the Inspector. Why didn't you tell the Inspector there in the presence of Sullivan and Reap the story that you have given here to-day? He didn't ask me anything about it. I had nothing to say to him at all, I didn't know what I was arrested for, I didn't say nothing at all; I wanted to find out what I was arrested for. I told Superintendent Byrnes I knew nothing at all about it, Sullivan could clear me. He sent for Sullivan. He said, you say you are innocent? I says, yes, Sullivan will clear me. That is all. . I was arrested and convicted in Jersey. I was with a man who stole a cane out of a jewelry store, that was in Hoboken. I know Sullivan since a little before the time I went in business. Did you know that he was a jail-bird from Massachusetts? No, I did not nothing anything about that. I was surprised when the Inspector asked me. He asked me if I got acquainted with him in Trenton. I told him I didn't think he ever was in prison. The Inspector says that when he arrested you he asked what was in that box; he says, you said you didn't know?

No, I couldn't tell him; I did not tell the Inspector that a man down the Bowery gave me that box, I told him Sullivan gave it to me.

ANNIE GOODMAN, sworn and examined:

I am the mother of the defendant. When he came home he begged of me to go to my friends and borrow money to set him up in a store and make a man of him. He said he wanted to live good and be a man and support me. During the time that he was away I lost my other two sons, he is the only one I have now. During the last two years has he supported you? Yes, he did, he done all that he could to support me, I went to my friends and borrowed money and set him up in business.

Rebutting testimony:

MICHAEL J. REAP, sworn and examined:

I am attached to the Central Office. I was with Inspector McLaughlin on the 6th of August, about eleven o'clock, on the Bowery near Canal street. I saw Sullivan and Smith come out of No. 9 Bowery, Smith had a bundle under his arm. The Inspector and I jumped on a car and went as far as Canal street. The Inspector took hold of Smith and I took hold of Sullivan; the Inspector took the box away from Smith, and asked him where he got it? Smith said, I got it from a man down the Bowery. Sullivan was standing alongside of Smith when Smith said that he got the box from some man down the Bowery. He (Smith) did not say a word about Sullivan. I went to the station house in a car with them. I couldn't hear anything
ll that Smith said to the Inspector on the way up, because I was

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ORIGINAL**

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on the other side of the carz

CROSS EXAMINATION:

I never was a precinct detective. I didn't give Captain McLaughlin any information about Sullivan; Captain McLaughlin took me down there. We were watching that saloon about three quarters of an hour; we didn't know what we would see. We had some information that Sullivan was receiving stolen goods, and we would have stayed there for five days if necessary, if anybody was going in and out with property.

The Jury rendered a verdict of guilty of receiving stolen goods, knowing them to be stolen, as a second offence.

POOR QUALITY ORIGINAL

0616

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Smith

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

Indictment accuse *William Smith* —

of the crime of *Grand Larceny in the first degree,*
as a SECOND OFFENSE, committed as follows :

Heretofore, to wit : at a court of General Sessions of the Peace, holden in and
for the City and County of New York, at the City Hall, in the said City of New York,
on the *Twenty-fifth* day of *October* , in
the year of our Lord, one thousand eight hundred and *Eighty-three*,
before the Honorable *Henry J. Darstene, Judge of the*
said Court of General Sessions of the Peace,
and Justice of the said Court, the said *William Smith*
by the name and description of *William Harris,* —
was in due form of law convicted of *a felony.* —

to wit : *Grand Larceny in the second degree,*
upon a certain indictment then and there in the said Court depending against *him*
the said *William Smith* — by the
name and description of *William Harris* —
as aforesaid,

and one James Waldman. —

for that *they*

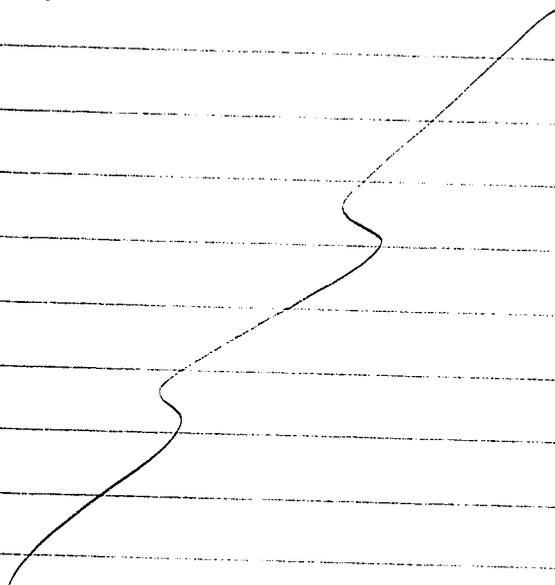
then _____ late of the *Third Ward of*

POOR QUALITY ORIGINAL

0617

The _____ City of New York, in the County of New York aforesaid, on the
_____ third day of July in the
year aforesaid, at the _____ Ward, _____ City and
County aforesaid, with force and arms,

one watch of the
value of one hundred dollars, one
chain of the value of forty dollars,
and a sum of money to wit: the
sum of ten dollars in money, lawful
money of the United States of America
and of the value of ten dollars, of the
goods, chattels and personal property
of one Theodore Peiter, then and
there, David Gourd, then and three
fellowship did steal, take and
carry away.



POOR QUALITY ORIGINAL

06 18

And Thereupon, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged that the said William Smith —
 by the name and description of William Smith as aforesaid,
 for the felony and grand larceny whereof
he was so convicted as aforesaid, be imprisoned in the State
Prison at hard labor for
 the term of two years,
 as by the record thereof doth more fully and at large appear.

And the said William Smith, —
 late of the City of New York, in the
 County of New York aforesaid, having been so as aforesaid convicted of the
said felony and grand larceny in
 manner aforesaid, afterwards, to wit: on the fifth day of
August, in the year of our Lord one thousand eight hundred
 and ninety two, at the City and County aforesaid, with force
 and arms, with their value of the value of
twenty dollars each, and twenty seven
ready-money of the value of six
dollars each, of the goods, chattels and
 personal property of one John A. Riley
then and there being found, then and
there feloniously did 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

William Smith

of the CRIME OF *feloniously receiving stolen property*, as a second offense,

committed as follows:

The said *William Smith*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, *having been so convicted of the said felony and grand larceny as alleged in the first count of this indictment, fifty hairpins of the value of twenty dollars each, and fifty seven pearl buttons of the value of six dollars each, of the goods, chattels and personal property of one John A. Riley, by one Francis J. Sullivan, and certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said John A. Riley, unlawfully and unjustly did feloniously receive and have,*

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ORIGINAL

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he the said William Smith and
his well knowing the said goods,
chattels and personal property to have
been feloniously stolen, taken and
carried away, against the form of
the Statute in such case made and
provided, and against the peace of
the People of the State of New
York, and their dignity

De Lancey Mill,
District Attorney