

0593

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Cairns, Alexander

**DATE:**

05/15/89



3318

**POOR QUALITY ORIGINAL**

0594

*123*

Witnesses:

*Wm. J. Nelson*

*Wm. J. Pratt*

*J. B. Wagoner*

Counsel,

Filed *15* day of *May* 188*9*

Pleads,

THE PEOPLE

*No. 6 per vs.*

*vs. J. B. Wagoner*

*Alexander Cairns*

*James LARNEY,*  
(False Pretenses).  
[Section 528, and 531, Penal Code].

JOHN R. FELLOWS,

*Per May 10/89 District Attorney.*

*per vs. J. B. Wagoner*

*per 10 mos*  
**A TRUE BILL.**

*Wm. J. Nelson*

Foreman.

POOR QUALITY ORIGINAL

0595

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

Affidavit—Larceny.

City and County of New York, ss.:

Hugh Nelson  
of No. 57 West 26<sup>th</sup> Street, aged 33 years,  
occupation Florist, being duly sworn

deposes and says, that on the 20<sup>th</sup> day of April 1889 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:

A quantity of Cut Flowers of the value of Fifty-two dollars — (\$52.<sup>80</sup>/<sub>100</sub>)

the property of John J. Perfano and Company of which firm deponent is a member and partner

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 Alexander Cairns (now here) with the intent to deprive the true owner of said property. From the following facts, to wit: That on the aforesaid day said defendant came to deponent and stated and represented to deponent that he, said defendant was employed by Peter L. Bogart and that said Bogart had sent him, said defendant, to deponent to get said property. Deponent further says that he is informed by said Peter L. Bogart that he said Bogart had not sent or authorized said defendant to obtain

Subscribed by me, this 20<sup>th</sup> day of April 1889  
Justice of the Peace

POOR QUALITY  
ORIGINAL

0596

said property from deponent  
deponent therefore charges  
said Alexander Cairns with  
having committed the said  
crime and asks that he may  
be ~~prosecuted~~ dealt with  
as the law may direct.

Sworn to before me  
this 12<sup>th</sup> day of May 1889

Dugh Nelson

*[Signature]*

Police Justice

~~Dugh Nelson~~

**POOR QUALITY ORIGINAL**

0597

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter L. Bogart*  
*Florist*

aged 31 years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

970 - 6 Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Rough Nelson*

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

Sworn to before me, this 12  
day of May 1888

*Peter L. Bogart*

*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0598

Sec. 198-200.

2<sup>d</sup>

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Alexander Cairns

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. Alexander Cairns

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Ireland

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

Answer. No 970 - 6 Avenue & about 6 months

Question. What is your business or profession?

Answer. Florist

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 got the flowers thinking I could make some money on them, and was disappointed in selling them and could not pay for them  
a Alexander Cairns  
mark

Taken before me this

day of

1888

Police Justice

POOR QUALITY ORIGINAL

0599

BAILABLE

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

Police Court--- 2. 683  
District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Joseph Nelson*  
*Officer 26*  
*John J. Conroy*

1  
2  
3  
4  
Offence *Larceny*

Dated

*May 12 1889*

Magistrate

*John J. Conroy*

Officer

Precinct

Witnesses

No. 1

*John J. Conroy*

No. 2

*John J. Conroy*

No. 3

*John J. Conroy*



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 *May 12 1889* *John J. Conroy* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY ORIGINAL**

0600

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

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST  
*Alexander Cairns*

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

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

The said *Alexander Cairns*,

late of the City of New York, in the County of New York aforesaid, on the *twentieth*  
day of *April* in the year of our Lord one thousand eight hundred and  
eighty-*nine*, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *John Perkins and Hugh Nelson,*  
*co-partners, then and there some business*  
*in and by the firm, name and style*  
*of John Perkins and Company,*

of the ~~proper money~~, goods chattels and personal property hereinafter mentioned, and of  
the use and benefit thereof, and to appropriate the same to *his* own use, did then and  
there feloniously, fraudulently and falsely pretend and represent to *the said*  
*John Perkins and Hugh Nelson,*

That *he* the said *Alexander Cairns* had  
~~been~~ *was* then employed by *and*  
*Peter S. Beaght,* and had been sent  
by the said *Peter S. Beaght,* and was  
*then and there authorized and empowered*  
*by him, then and there to receive, receive*  
*and obtain from the said John Perkins*  
*and Hugh Nelson the goods, chattels*  
*and personal property hereinafter men-*

**POOR QUALITY ORIGINAL**

0601

tioned, for and on account of the said Peter D. Boggs.

And the said John Perkins and Hugh Nelson

then and <sup>there</sup> ~~they~~ believing the said false and fraudulent pretenses and representations so made as aforesaid by the said Alexander Parris

and being deceived thereby, <sup>were</sup> ~~was~~ induced, by reason of the false and fraudulent pretenses and representations so made as aforesaid, to deliver, and did then and there deliver to the said Alexander Parris, a quantity of gold flowers, a more particular description whereof is to be found in the inventory of the value of the same is set forth in the return of the sheriff and deputy sheriff

of the ~~proper moneys~~ goods, chattels and personal property of the said John Perkins and Hugh Nelson.

And the said Alexander Parris did then and there feloniously receive and obtain the said ~~proper moneys~~ goods, chattels, and personal property, from the possession of the said John Perkins and Hugh Nelson by color and by aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud the said John Perkins and Hugh Nelson of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said Alexander Parris was not then employed by the said Peter D. Boggs, and had not been sent by the said Peter D. Boggs, and

**POOR QUALITY ORIGINAL**

0602

was not then and there authorized and  
empowered by him, then and there  
to procure, receive and detain from the  
said John Perkins and Hugh Nelson  
the said goods, chattels and personal  
property for and on account of the  
said Peter D. Dooght.

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said Alexander Cairns  
to the said John Perkins and Hugh Nelson was and were  
Nelson, was and were  
then and there in all respects utterly false and untrue, as he the said  
Alexander Cairns  
at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said  
Alexander Cairns  
in the manner and form aforesaid, by the means aforesaid, the said ~~proper moneys~~, goods,  
chattels and personal property of the said John Perkins  
and Hugh Nelson  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,

District Attorney.

0603

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Callahan, Daniel

**DATE:**

05/10/89



3318

POOR QUALITY ORIGINAL

0604

*by Paul H. Cap*  
Counsel,  
Filed *12* day of *July* 188*9*  
Pleads, *Chapman*

[Section 498, Penal Code.]  
Burglary in the Third degree.

THE PEOPLE

vs.

*B*

Daniel Callahan

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL

*Edward M. ...*

Part II June 12 / 1889

*Tried and acquitted*

Witnesses:

*James Simon*

*Officer Ryan*

**POOR QUALITY ORIGINAL**

0605

Police Court— 5 District.

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

of No. 197-3 Wm Street, aged 44 years, occupation Dry goods dealer being duly sworn

deposes and says, that the premises in aforesaid Street 12 Ward in the City and County aforesaid the said being a cellar leading to the store overhead and which was occupied by deponent as a place for the sale of dry goods and in which there was at the time a human being, by name Joseph Garner

were **BURGLARIOUSLY** entered by means of forcibly breaking open a door leading from the hallway into the cellar in which was a door communicating with said store with intent to commit a larceny therein

on the 24 day of April 1889 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of dry goods consisting of flannels, poplins, cashmeres and other property, collectively of the value of five hundred dollars or more

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

for the reasons following, to wit: That about 10 O'clock on said day deponent was informed by one Joseph Garner that a strange man was in the cellar, and deponent going there at once found the defendant therein. That deponent then discovered that the door leading from the hallway to the cellar had been forced open, and the fastening of the door leading from the cellar had also been removed preparatory to entering the store with intent to steal the above described property.

*Simon & Co. v. Callaghan  
1889  
Attorney for Plaintiff  
J. W. ...*

**POOR QUALITY ORIGINAL**

0606

Sec. 199-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Daniel Callaghan*

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. *Daniel Callaghan*

Question. How old are you?

Answer. *36 Years*

Question. Where were you born?

Answer. *This City*

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

Answer. *319 East 72nd Street*

Question. What is your business or profession?

Answer. *Bricklayer*

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 of the charge I broke nothing. I went to the cellar through an open door to look for a scap pin that fell through the grating.*

*D. Callahan*

Taken before me this  
day of *June* 188*8*  
*[Signature]*

Police Justice.

POOR QUALITY ORIGINAL

0607

1000 Cash deposited into City Chamberlain's by District Callaghan May 3, 1889

Police Court 631 District

THE PEOPLE, S.C., ON THE COMPLAINT OF

1920th & Ave Daniel Callaghan

Offence Burglary

BAILED,

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

Dated April 27 1889

Magistrate Samuel D. Ryan

Witnesses

No. Street

No. Street

No. Street

RECEIVED DISTRICT ATTORNEY'S OFFICE MAY 2 1889

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

Daniel Callaghan 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 April 27 1889 Henry Bunnay Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

Handwritten initials

**POOR QUALITY ORIGINAL**

0608

**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 Callahan*

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

*Daniel Callahan*

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

The said *Daniel Callahan*

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

*Isaac Simon*

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

*Isaac Simon*

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

*John R. Fellows*  
District Attorney.

0609

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Callahan, Michael

**DATE:**

05/15/89



3318

**POOR QUALITY ORIGINAL**

06 10

Witnesses:

*Charles Ceeman*  
*Officer Dolan*

Counsel,

Filed

15 day of May 1889.

Pleads,

*Whitely*

THE PEOPLE

*Robbery in the*  
*(MONEY)*  
[Sections 224 and 228, Penal Code].

*vs*  
*332*

*Michael Callahan*

JOHN R. FELLOWS,

District Attorney.

**A True BILL.**

*William W. ...*

Foreman.

May 29, 1889.

*F.2. Tried and convicted.*

*St. 3 dg*

*Pen 1 year*  
*P.M.*

POOR QUALITY ORIGINAL

0611

Police Court 17 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

Charles Deamus  
of No 314 East 44<sup>th</sup> Street, Aged 24 Years  
Occupation Carpenter

being duly sworn, deposes and says, that on the  
12 day of May 1889, at the 25 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:

Gold and lawful money of  
the United States of the  
Amount and

of the value of Twenty Seven 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

Michael Callahan (now here)  
and three others not yet arrested  
from the fact that at about 12<sup>30</sup>  
o'clock P.M. of above date while  
deponent was walking along 39<sup>th</sup> Street  
between 1<sup>st</sup> and 2<sup>nd</sup> Avenues, said  
Callahan seized violently hold  
of deponent around the body and  
placed his right hand in the  
pocket of deponent's pants then  
found there worn by him as a part  
of his bodily clothing.

Charles Kramer

day of May 1889

Sworn to before me, this

John J. ... Police Justice.

**POOR QUALITY ORIGINAL**

06 12

Sec. 193-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Callahan* 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. *Michael Callahan*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 332 E 40th St New York*

Question. What is your business or profession?

Answer. *Driver*

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*  
*Michael Callahan*

Taken before me this *12* day of *May* 188*9*  
*John G. ...*  
Police Justice.

**POOR QUALITY ORIGINAL**

0513

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 11 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Geo. P. ...*

314 East 44

*Marie ...*

2  
3  
4

Offence

Dated May 12 1889

*James ...* Magistrate

*John ...* Officer

Witnesses

No. Street

No. Street

No. Street

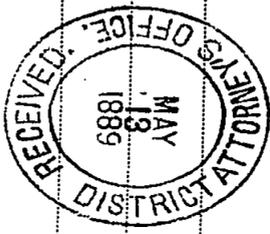
No. Street

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 *Debeudans*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *500* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *May 12* 1889 *James ...* Police Justice.

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

Dated *...* 1889 *...* Police Justice.

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

Dated *...* 1889 *...* Police Justice.

**POOR QUALITY  
ORIGINAL**

05 14

The People  
vs.  
Micheal Callahan. { Court of General Sessions, Part II  
Before Judge Martine.

May 29, 1889.

Indictment for robbery in the first degree.

Charles Creamer sworn and examined.

I live 314 East 44th Street and work at carpenter work in an organ factory 318 East 39th Street, Jardine & Son, I have been in their employ thirteen years, I went there when I left school and have been there ever since, I remember the 12th of May, the day of this assault, I saw the defendant that night in front of 311 East 39th Street opposite the factory where I work, he was alone when I first saw him, about half past twelve at night; I was not going from the factory then, I don't know anybody up around where I live and I generally go down there because I know everybody in that street, I was sitting on the stoop on the other side from the factory alone, I had \$27.00 in the left pocket of my pantaloons all bills, five dollar bills, and I do not remember whether it was a two or two single dollar bills. When I first saw the Defendant he had his hand in my pocket, I was asleep at the time this happened, I was woke up by feeling a hand in the right pocket of the pantaloons, I saw him run in the hallway of the next door, I followed him in and pulled him on the sidewalk and I was going to have him arrested but he made some kind of an alarm. I told him to give me my hat, it must have been him who took it, I followed him right into the hallway, he was behind the door when I opened it and I caught him by the collar and fetched him outside, I succeeded in forcing the door and I found him

**POOR QUALITY  
ORIGINAL**

06 15

behind the doorway, I called him by name, I said, "Michael give me my hat and I will let you go;" He knew me and said, "Charlie, I aint got your hat." I says, "well, if you aint got it you know who has got it. your friend has got it," I did not see anybody around at the time and up to that time I did not see anyone else on the sidewalk; it was not a minute before somebody came up, the Defendant gave some kind of a whistle by putting the fingers to the mouth or by some instrument, there was one man there and they both commenced to assault me, I was knocked down on the sidewalk, this man gave me the foot and they both commenced kicking me after on the sidewalk, I was struck on the head with a strap belonging to the baker's dog; I don't know where the Defendant got it, he had not been away from me, he must have had it in his pocket, he struck me with the buckle on the top of the head and opened my head, the baker identified it in the Station House, my eye was all bloodshot and red for two weeks. After I was beaten in this manner I did not make any outcry but I was trying to defend myself the best way I could between the two men, I did not know the other man; by that time Officer Dolan came along; they heard or seen him coming and they started to run away; the Defendant did not get over ten yards I suppose for he run into the officer's hands, I identified him then and there, I have known him by sight and I am sure that he is the man who assaulted me in the manner I have described. No money was taken from me because it was in the left hand side pocket. I had a different pair of pants on from what I have now. I was sitting on the step and he was leaning

**POOR QUALITY  
ORIGINAL**

06 16

over me, I recognized him before I followed him in, I knew him before he went in the hallway at all, I was leaning up on the step, I had several drinks of beer but I know what I was doing and was able to take care of myself.

Cross Examined. The money was in the left hand pocket and I felt the hand in my right hand side pocket. I am positive up to the time that I felt the hand in my pocket that no one had hit me and at the time I first saw the man leaning over me I was not hit, it could not have been over two or three minutes after the hand was in my pocket that I was hit, at the time I dragged the man out into the street no one put their hand in my pocket. I live at 314 East 44th Street and this thing occurred about half past twelve in 39th Street. I got through work about eight o'clock in 57th Street and Madison Avenue, I was working up there in a church and came down to 44th Street; my wife was not home and that is how I come to have the money, only for that she might have had the money. I was in several stores, grocery stores and one liquor store twice, I had about five drinks of lager in all and the first glass I took about half past eight or nine; the reason I did not go home to my wife was that she was in the habit of going down to see her mother and I did not know whether to go to 36th Street to her mother's or to 44th Street; I don't know what ever made me sit down there I never sat down there before, I fell asleep; the \$27.00 I had was my wages, I spent about thirty cents for beer. The signature on the paper now shown me is mine; I don't know how the statement came to be written down as you read it, it must have been a misunderstanding. I was not under

**POOR QUALITY  
ORIGINAL**

0617

the influence of intoxicating drink that night, I have seen Officer Dolan since it happened and asked him when the case was coming off.

Micheal Dolan sworn.

I belong to the 21st precinct police and was on post on the 12th of May last, I saw Micheal Callahan that night about half past twelve running away from where the cry was for police; I was standing on the northwest corner of 39th Street and First Avenue and heard shouts up the street, while I was running somebody whistled and I heard somebody shouting, hurry up, I saw the people running when I got to the middle of the block, I saw this defendant and one running after him, when I met the Defendant he turned to go in the street and he kind of slipped and fell right at my feet and when I got hold of him I saw another running in the middle of the street; the Defendant was running fast, he did not go over five yards running until he fell at my feet, the place was dark but I got hold of him and he stood still, I saw the complainant about five minutes afterwards; in the meantime I held on to the defendant, I brought him back to where it occurred, I found the complainant in a baker shop, he was bleeding at the time; his eye was all blood-shot and he was cut on the side of the head; the complainant said that the Defendant assaulted him and put his hand in his pocket, the defendant said first that he did it and then he said he did not. They came to the Station House, the complainant looked like a man who had taken some drink but appeared to be sober enough to take care of himself.

**POOR QUALITY  
ORIGINAL**

05 18

and he went to the Station House and made the complaint all right, he went to the back room and washed his head off, I left him in the back room and I went on post, I talked with him and I understood all he said to me, he was interrogated by the Sergeant and the defendant was held on his complaint. The condition of the Defendant as to sobriety was about the same as the condition of the complainant, he was sober enough to walk along the street with me without being helped; the complainant told me twice that someone was trying to rob him, I saw Callahan run about five yards in my direction, I searched him after I arrested him and found one dollar and some cents on him, I did not try to find the complainant's hat. I patrol 39th Street between First and Second Avenues and on the night of this trouble I was on that street, I had been on duty about half an hour before I heard of the trouble, I did not pass the saloon, I did not patrol that portion of the street that time.

Micheal Callahan sworn and examined in his own behalf, testified: I live at 332 East 40th Street, I was never arrested except for being drunk, I remember the night of my arrest, I was working that day for Mr. Kehoe East 36th Street, I had been working for him four years driving; I had my supper home the night of this trouble, I went down to the London Theater to see a variety show and staid there until a quarter to eleven, I went in a Second Avenue car and rode up as far as 34th Street and Second Avenue and went into a liquor store and had a couple of drinks alone, I drank a couple of glasses of

**POOR QUALITY  
ORIGINAL**

06 19

beer and staid there about ten minutes and came up Second Avenue as far as 39th Street. There was a little excitement there because two dogs were fighting. I walked down 39th Street and the complainant jumped at me and says, "give me my hat." I says, "I aint got your hat "and finally in the struggle the officer came up and said to me, "where is his hat?" The complainant then said I wanted to rob him. It is not as the complainant says that he was asleep on this stoop and when he woke up he noticed me leaning over him, I had not my hand in his pocket, it is a thing I never done in my life, I did not run in the hallway, I did not call him by the name of Charlie and I did not blow any whistle for help. I know the complainant a couple of years. I work every day and give my money to my mother who is in Court, I am her only support.

Cross Examined. The policeman did not catch me running, he came up when I was struggling with the complainant, he went into the baker shop while the officer had me, I heard nobody shouting police in 39th St.

I only showed the complainant away from me with my hand, I did not notice that he was beaten about the eyes and head, the officer did not see me run. When the officer came up three women told him that I was in the party, the complainant said, "let him go; I did not go to the baker store. When the complainant grabbed me and said, "give me my hat". he took hold of me around the neck, I said, "you must be crazy", and I shoved him off.

Mary Callahan sworn.

The defendant is my son and he is the only support I have had for the last three years. I remember the night

**POOR QUALITY ORIGINAL**

0620

of his arrest, he came home to his supper and he told me he was going to buy a new hat, he did not say anything about going to the theater to me. I went and saw the complainant after the arrest and he told me that he was drunk, that he did not know whom he had arrested and did not know who hit him, he said he had twenty-five dollars in his pocket, that he was drunk and he fell asleep on the stoop, he told me he would withdraw the charge against my son and that he would not go against him.

Charles Creamer recalled.

I remember the mother of the defendant coming to my house, I told her I had twenty-seven dollars in my pants pocket, I told her I was willing to withdraw the charge because I did not want to be bothered.

The Jury rendered a verdict of guilty of assault in the third degree.

*see the transcript  
page 11  
p. 11*

**POOR QUALITY  
ORIGINAL**

0621

Testimony in the case

Michael Callahan

filed May

1889

**POOR QUALITY ORIGINAL**

0622

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Michael Raddan*

The Grand Jury of the City and County of New York, by this indictment, accuse *Michael Raddan* of the crime of ROBBERY IN THE *first* DEGREE, committed as follows:

The said *Michael Raddan*,

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

**POOR QUALITY  
ORIGINAL**

0623

~~one~~ United States Gold Certificate of the denomination and value of twenty dollars  
~~—~~; ~~two~~ United States Gold Certificates of the denomination and value of ten  
dollars ~~each~~; ~~one~~ United States Gold Certificate of the denomination and value of  
five dollars ~~each~~; and divers coins, of a number, kind and denomination to the Grand Jury  
aforesaid unknown, of the value of *Twenty seven dollars.*

of the goods, chattels and personal property of the said *Charles Kramer,*  
from the person of the said *Charles Kramer,* against the will,  
and by violence to the person of the said *Charles Kramer.*

then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*Michael Callahan James Stien and*  
*there aided by an accomplice*  
*actually present, whose name is*  
*to the Grand Jury aforesaid unknown,*  
against the form of the Statute in such case made and provided, and against the peace of the People  
of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0624

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Carey, Joseph M.

**DATE:**

05/15/89



3318

POOR QUALITY ORIGINAL

0625

Witnesses:

J. Mahoney  
Green Hauschild

on the affidavit of Henry Hauschild herewith filed I consent that aple be discharged on his own recognisance

John R. Fellows  
Deft. Atty.  
per A. H. H. D. D. D. D.

118  
Counsel, H. S. Sprague  
444 4th St. B. B. way  
12th St. N. Y.  
Filed 15 day of July 1886  
Pleads, M. G. Kelly

THE PEOPLE vs. Joseph M. Carey  
Discharged by Court  
JOHN R. FELLOWS, District Attorney.

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

A True Bill.

Ordered to the COURT of Foreman  
of the COUNTY of NEW YORK,  
for trial (Entered in the Minutes)

Ordered to the Court of General Sessions of the City and County of New York for trial, June 24, 1886

**POOR QUALITY ORIGINAL**

0626

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*Officer's Granted*  
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York, *Officer's Granted*  
To *Joseph M. Mahoney*  
of No. *Or Centre St* Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in  
and for the City and County of New York, at the Sessions Building, adjoining the New Court House in  
the City Hall Park in the City of New York, on the *25<sup>th</sup>* day of  
*June*, 1889, at the hour of 11 in the forenoon of the same day, as a witness in  
a criminal action prosecuted by the People of the State of New York, against

*Joseph M. Cary*

Dated at the City of New York, the first Monday of *June*  
in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

GLUED PAGE

POOR QUALITY ORIGINAL

0627

Court of General Sessions.

THE PEOPLE

vs.

Joseph M. Carey

City and County of New York, ss.:

Henry J. Hauschild being duly sworn, deposes and says: I am a Police Officer attached to the Sixth Precinct, in the City of New York. On the 25th day of June - 1889, I called at Carle's Hotel, Canal Centre Sts. residence, the alleged ~~stopping place~~ of Jeremiah Mahoney the complainant herein, to serve him with the annexed subpoena, and was informed by the clerk of the hotel that said Mahoney had left there about one month ago and had gone to Michigan to reside. He had been employed at said hotel, and his brother in Michigan, had sent for him, having obtained employment for him there.

Sworn to before me this day of 1889

Henry J. Hauschild

Witness my hand and seal this 25th day of June 1889

**POOR QUALITY ORIGINAL**

0628

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

v.s.

*Joseph M. Carey*  
*John R. Followo,*  
RANDOLPH B. MARTINE,  
District Attorney.

Offense:

Affidavit of Police Officer.

*A. J. Stauschild*

6th Precinct.

Failure to Find Witness.

**POOR QUALITY ORIGINAL**

0629

**PART III.**

THE COURT ROOM IS IN THE FIRST STORY.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Joseph Mahoney*  
of No. *Centre & Canal* Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the *11th* day of *July* 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

*Joseph M. Carey*  
Dated at the City of New York, the first Monday of *July* in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

GLUED PAGE

POOR QUALITY ORIGINAL

0630

ould the case not be  
igned in Court, please  
e about it, and you m  
inconvenient to remai  
this early to the Dist  
ill-when served, pleas  
rney's Office.  
you know of more te  
the Magistrate, or if  
not there brought ou  
riet Attorney or one of

THE PEOPLE

vs.

Joseph M. Carey

City and County of New York, ss :

William Gallagher being duly sworn, deposes and says : I reside at No. 207 Aester Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 24th day of June 1889, and on every other occasions I called at Charles Hotel, Canal Centre St.

the alleged residence of Jeremiah Mahoney the complainant herein, to serve him with the annexed subpoena, and was informed by the clerk of said hotel, at which said Mahoney was employed, that he had left there about one month ago, and had gone to Michigan, where he had obtained permanent employment, and he would not return to this City.

Sworn to before me, this 25 day of June 1889

Henry Horzback

William Gallagher  
Subpoena Server.

Notary Public N.Y.Co.

**POOR QUALITY ORIGINAL**

0631

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*James Mahoney*

vs.

*Joseph Mr. Cary*

Offence :

**JOHN R. FELLOWS,**  
*District Attorney.*

Affidavit of

*William Gallagher*  
*Subpoena Server.*

**Failure to Find Witness.**

**POOR QUALITY ORIGINAL**

0632

Police Court— 1 District.

CITY AND COUNTY OF NEW YORK, } ss.

of Jeremiah Mahoney  
Earls Hotel Corner Canal & Centre Street,

being duly sworn, deposes and says, that  
on Tuesday the 16 day of April

in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by  
Joseph Carey (mother)

who cut upon me on the left  
breast and left shoulder  
with a But Knife he held in  
his hand

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 17 day of April 1889 by Jeremiah Mahoney

[Signature] POLICE JUSTICE.

POOR QUALITY ORIGINAL

0633

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK,

*Joseph Casey* 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. *Joseph Casey*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Savannah, Georgia.*

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

Answer. *303 7th Avenue 1 month*

Question. What is your business or profession?

Answer. *Wallboy at Eads Hotel*

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 have nothing to say*  
*Joseph Casey*

Taken before me this

day of *April*

188

*Robert W. ...*  
Police Justice.

POOR QUALITY ORIGINAL

0634

BAILIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

614  
Police Court... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William M. ...  
Evelyn M. ...  
Joseph ...

1  
2  
3  
4

Offence Assault  
Solomon

Dated

April 17 1889

Magistrate

Shanklin  
Officer

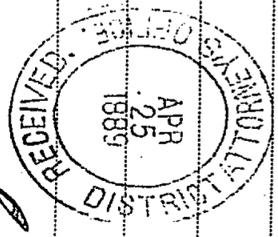
Precinct

Witnesses

No. Street

No. Street

No. Street



No. Street

No. Street

Witnesses

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

Adrianus  
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 April 17 1889 John ... Police Justice.

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

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

POOR QUALITY ORIGINAL

0635

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph M. Carey

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

Joseph M. Carey of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Joseph M. Carey

late of the City of New York, in the County of New York aforesaid, on the sixteenth day of April in the year of our Lord one thousand eight hundred and eighty nine, with force and arms, at the City and County aforesaid, in and upon the body of one Jeremiah Mahoney in the peace of the said People then and there being, feloniously did make an assault, and with a certain knife the said Jeremiah Mahoney

which the said Joseph M. Carey 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 Jeremiah Mahoney 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 Joseph M. Carey of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Joseph M. Carey

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 Jeremiah Mahoney in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and with a certain knife the said Jeremiah Mahoney

which the said Joseph M. Carey 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.

**POOR QUALITY ORIGINAL**

0636

THIRD COUNT—

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

*Joseph M. Carey*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*Joseph M. Carey*  
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 *Jeremiah Mahoney* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and

with a certain

*knife*  
which *he* the said *Joseph M. Carey*

in *his* right hand then and there had and held, in and upon the *breast* and *shoulder* of *him* the said *Jeremiah Mahoney*

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 *Jeremiah Mahoney*

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

JOHN R. FELLOWS,  
District Attorney.

0637

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Carroll, John

**DATE:**

05/23/89



3318

POOR QUALITY ORIGINAL

0638

Witnesses;

Counsel,

Filed 23<sup>rd</sup> day of May 1889

Pleads, *Chattel*

THE PEOPLE

vs.

*John Carroll*

*June 21, 1889*  
*Arrest and acquittal*

*Barglary in the Third degree.*  
*Section 498, n.s. 34, Penal Code.*

JOHN R. FELLOWS,

*District Attorney.*

*set down for 6<sup>th</sup> inst*  
*" " " 4<sup>th</sup> inst*  
*" " " 4<sup>th</sup> inst*  
*" " " 4<sup>th</sup> inst*

A True Bill.

*A H H D*

*Edmund W. Mundy*

Ordered to the COURT foreman.

*Order of Court*

of the COUNTY of NEW YORK,  
for trial (Entered in the Minutes)

*21 June 1889*  
*17<sup>th</sup> June 1889*

POOR QUALITY ORIGINAL

0639

Police Court 51 District.

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

Annie Scott

of No. Drexel Building, Broad & Wall St. Janitor Street, aged 50 years,  
occupation Cleaner being duly sworn

deposes and says, that the premises No 39 South William Street,  
in the City and County aforesaid, the said being a four story building used  
and occupied by various persons for offices  
~~and which was occupied by deponent as a~~  
~~and in which there was at the time a human being, by name~~

~~attempted to be~~  
were BURGLARIOUSLY entered by means of forcibly inserting a key  
into lock of the door leading into said  
building

on the 17<sup>th</sup> day of May 1889 in the evening time, and the  
following property feloniously ~~attempted to be~~ taken, stolen, and carried away, viz: general merchandise  
consisting of coffee, liquors and other  
property of the value of about One hundred  
dollars

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

John Carroll (now here)

for the reasons following, to wit: that at about the hour of  
eight and a half o'clock on the evening  
of said day deponent securely locked  
and fastened the outer door leading  
into said premises and said property  
was therein. Deponent is informed by  
Officer William Edwards of the First Precinct  
that he, Edwards at about the hour of eleven  
o'clock on said night, saw the defendants

**POOR QUALITY ORIGINAL**

0640

in front of said premises and saw the defendant insert one of the keys here shown into the said lock and attempt to open said door. Deponent further alleges that the defendant had no authority to enter said premises and deponent charges the defendant attempting to burglarize said premises.

Sworn to before me } Curran Sheriff  
the 18<sup>th</sup> day of May, 1889 }

J. W. With  
Police Justice

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

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

vs.

Burglary \_\_\_\_\_ Degree.

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

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ \_\_\_\_\_ Bail.

Bailed by \_\_\_\_\_

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

**POOR QUALITY  
ORIGINAL**

0641

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Edwards*  
aged \_\_\_\_\_ years, occupation *Police Officer* of No. *the First Precinct Police* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Annie Scott*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *18<sup>th</sup>*  
day of *May* 188*9* } *William Edwards*  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0642

Sec. 193-200.

CITY AND COUNTY OF NEW YORK, ss.

*First* District Police Court.

*John Carroll* 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 Carroll*

Question. How old are you?

Answer. *25 Years*

Question. Where were you born?

Answer. *Pennsylvania*

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

Answer. *33. South William Street, about five months*

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 of the charge  
John Carroll*

Taken before me this *18<sup>th</sup>* day of *May* 188*9*  
*J. J. Wick*  
Police Justice.

**POOR QUALITY  
ORIGINAL**

0643

Sophia C. McIntee  
Owner 39 South William St  
John Carroll

POOR QUALITY ORIGINAL

0644

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

229  
 423  
 Police Court—*First* District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*Carrie Scott*  
*Hotel Building*  
*Street & Street*  
*John Donald*

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Offence *Attempt of Burglary*

Dated *May 18<sup>th</sup>* 188*9*

*Wilhelm* Magistrate.  
*Edwards* Officer.  
*for* Precinct.

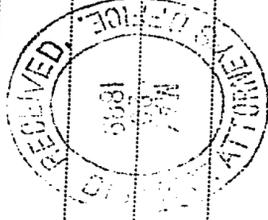
Witnesses

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

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

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

*1000* to answer *G.S.*



*Committed*

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *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 *May 18<sup>th</sup>* 188*9* *[Signature]* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0646

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Carter, Richard

**DATE:**

05/17/89



3318

0647

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Thompson, Edward

**DATE:**

05/17/89



3318

POOR QUALITY ORIGINAL

0648

Witnesses:

*John J. [Signature]*  
*Officer Goodspeed*

*[Signature]*

Counsel,

Filed

17

May of Day

1889

Pleads,

*[Signature]*

THE PEOPLE

*[Signature]*

vs.

*Richard Carter*

*[Signature]*

*Edward Thompson*

*Burglary in the Third degree.*  
*Our Petition concerning.*

[Section 498, 426, 528 & 497. ]

JOHN R. FELLOWS,

*Pr May 1889* District Attorney.

*Pr 1886* *plead PR.*

*Pr 1 - Ven 1882 -*  
*" 2. " 1885, PBA,*

A True Bill.

*[Signature]*

Foreman.

*[Signature]*

POOR QUALITY ORIGINAL

0649

Police Court 2 District.

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

of No. 148 South Fifth Avenue Street, aged 24 years,  
occupation Saloon keeper being duly sworn  
deposes and says, that the premises No 148 South Fifth Avenue Street,  
in the City and County aforesaid, the said being a Saloon

and which was occupied by deponent as a saloon on the 1st floor and cellar  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a  
latch and forcing off the lock  
of the cellar door

on the 14 day of May 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

one keg  
of Lager beer of the value of  
two dollars. \$2

the property of Deponent.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by  
Richard Carter and Edward Thompson  
(now here)

for the reasons following, to wit: The said beer was kept  
by deponent in the cellar of the said  
premises and said cellar was securely  
locked and closed by deponent about  
10 o'clock P.M. on the night of  
May 13, 1889. Deponent is informed by  
Richard E. Goodspeed of the 1st Precinct that  
he arrested the defendants in Spring  
Street about 6 o'clock in the morning

**POOR QUALITY ORIGINAL**

0650

and they were rolling the said barrel of beer along the street, and that he found the said premises broken open, respondent charge the defendant with said burglary and asks that he be dealt with as the law demands.

Shown to before me this  
14th day of May 1889  
J. J. DeLoe  
Police Justice

William F. Simmons

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
vs.  
Burglary

Dated 188 1

Magistrate

Officer

Clerk

Witnesses:

Committed in default of \$ Bail

Bailed by

No. Street

**POOR QUALITY ORIGINAL**

0651

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Richard E. Goodspeed*

aged ..... years, occupation *Policeman* ..... of No.

*100 Broadway*

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 deponents' own knowledge.

*Richard E. Goodspeed.*

Sworn to before me, this *14* day of *May* 188*7*

*Wm J. Brennan*

*[Signature]*

Police Justice.

**POOR QUALITY ORIGINAL**

0652

Sec. 193-200.

CITY AND COUNTY }  
OF NEW YORK } ss.

District Police Court.

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

Question. What is your name?

Answer. *Richard Cule*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *N.S.*

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

Answer. *Thompson St. Kelzing House*

Question. What is your business or profession?

Answer. *Wagon Driver*

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*  
*Richard Cule*  
*Wak*

Taken before me this 14  
day of March 1885  
*[Signature]*  
Police Justice.

**POOR QUALITY ORIGINAL**

0653

Sec. 193-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Edward Thompson*

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

Question. What is your name?

Answer. *Edward Thompson*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *145 West 52 St. 4 months*

Question. What is your business or profession?

Answer. *Market 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 not guilty*

*Edward Thompson*

Taken before me this  
day of *May* 188*5*  
*[Signature]*  
Police Justice.

14

**POOR QUALITY ORIGINAL**

0654

BAILED,

No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_

Police Court... 2 698  
 District...

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*Wm. J. Amon*  
*Richard Carter*  
*Edward Thompson*

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Offence Burglary

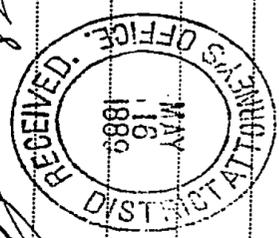
Dated May 14 1889

Magistrate Billy Ford  
 Officer Ford  
 Precinct \_\_\_\_\_

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

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

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

Richard Carter - Edward Thompson  
 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 May 14 1889 Wm. J. Amon Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY  
ORIGINAL**

0655

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*  
Richard Carter and  
Edward Thompson

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

*Richard Carter and Edward Thompson*

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

The said

*Richard Carter and*  
*Edward Thompson, both*

late of the *Eight*th Ward of the City of New York, in the County of  
New York, aforesaid, on the *fourteenth* day of *May* in the year of  
our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the Ward,  
City and County aforesaid, a certain building there situate, to wit: the *saloon* of one

*William F. Simon*

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

*William F. Simon*

in the said *saloon* 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

0656

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said  
*Richard Carter and Edward Thompson*  
of the CRIME OF *Petit* LARCENY \_\_\_\_\_ committed as follows:

The said *Richard Carter, and  
Edward Thompson, both*  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
at the Ward, City and County aforesaid, in the *night* time of the said day, with force and arms,  
*one keg of lager beer of the  
value of two dollars*

of the goods, chattels and personal property of one

in the *Saloon* of the said

*William F. Simon*  
*William F. Simon*

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

*John R. Fellows,*  
*District Attorney*

0657

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Carter, William H.

**DATE:**

05/22/89



3318

POOR QUALITY ORIGINAL

0658

*J. H. Southworth*  
Counsel,  
*J. H. Southworth*  
Filed *22* day of *May* 188*9*  
Pleads, *Guilty*

Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code).  
THE PEOPLE  
vs.  
*P*  
*William St. Carter*  
*June 17, 1889*  
*Tried and acquitted*

JOHN R. FELLOWS,  
District Attorney.

~~*Entered*~~

A TRUE BILL.

*John R. Fellows*

Ordered to the COURT of  
Foremen.  
of the COUNTY of NEW YORK,  
for trial (Entered in the Minutes)  
*P. J. ... 18*

*June 17th*  
*J. H. Southworth*

Witnesses:  
*Saml. Robbins*  
*Wm. H. Torrey*

POOR QUALITY ORIGINAL

0659

Police Court— District.

City and County of New York, ss.:

of No. 137 West 32nd Street, aged 29 years, occupation Keeps a Boarding House being duly sworn

deposes and says, that on the 13 day of May 1889 at the City of New

York, in the County of New York, and on the corner of 32nd Street and 7th Avenue

he was violently and feloniously ASSAULTED and BEATEN by William

McCartney (name here) who wilfully and maliciously cut and stabbed deponent on the left side of the neck with the blade of a pocket knife which he seized deponent then and there held in his hand.

That deponent was assaulted as aforesaid by said defendant

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 15 day of May 1889

George Tolson

Police Justice

**POOR QUALITY ORIGINAL**

0550

Sec. 193-200.

*J* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William H. Carter* 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. *William H. Carter*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *Virginia*

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

Answer. *17 H West 32<sup>nd</sup> street and 13 years.*

Question. What is your business or profession?

Answer. *Walter*

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 have nothing to say at present.*  
*Wm H Carter*

Taken before me this *15*  
day of *July* 188*8*  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0661

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Charles Robbins

of No. 127 West 32nd Street, aged 26 years, occupation Porter

being duly sworn deposes and says, that on the 13 day of May 1889 at the City of New York, in the County of New York, on the corner

of 32nd Street and 7th Avenue one William A Carter (now here) did feloniously cut one Samuel Robbins with the blade of a pocket knife which he the said Carter then and there held in his hand. That the said Robbins is now confined in the New York Hospital and unable to appear in Court to make a Complaint.

Wherefore deponent prays that said Carter be committed to await

Sworn to before me, Miss [Signature] 1889 Police Justice

POOR QUALITY ORIGINAL

0662

The result of injuries reflected a  
of mesoail.

Sworn to before me  
this 12th day of May 1889  
John J. [Signature]  
Police Justice

E. B. Robbins

APR 18 1889  
Docket for  
District Office

Police Court, 2 District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.  
William A. Carter

Dated May 13 1889

Driffy  
Magistrate.

Rowley  
Officer.

Witness,  
Isaac Jackson  
397 Seventh Avenue

Disposition  
Held to answer the  
charge of injuries.

POOR QUALITY ORIGINAL

0663

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

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF  
*James J. Johnson*  
 1112 32 St.  
 William J. Barker  
 Police Court - District 696  
 Offence *felony assault*  
 Dated *May 15* 1889  
*Shirley* Magistrate  
 Officer *Shirley*  
 Precinct *NY*  
 Witnesses *James J. Johnson*  
 No. *399-9* Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 RECEIVED. MAY 16 1889 DISTRICT ATTORNEY'S OFFICE.  
 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 *May 15* 1889 *[Signature]* Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0664

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 H. Carter*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*William H. Carter*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *William H. Carter*

late of the City of New York, in the County of New York aforesaid, on the  
*thirteenth* day of *May* in the year of our Lord  
one thousand eight hundred and eighty-~~nine~~<sup>two</sup>, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Samuel Robbins*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *him* the said *Samuel Robbins*  
with a certain *knife*

which the said *William H. Carter*  
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 *Samuel Robbins*  
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  
*William H. Carter*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *William H. Carter*

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 *Samuel Robbins*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *him* the said  
*Samuel Robbins*  
with a certain *knife*

which the said *William H. Carter*  
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.

**POOR QUALITY  
ORIGINAL**

0665

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*William H. Carter*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*William H. Carter*

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  
*Samuel Robbins* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
him the said *Samuel Robbins*  
with a certain *knife*

which

*he* the said *William H. Carter*  
in *his* right hand then and there had and held, in and upon the *neck*  
\_\_\_\_\_ of *him* the said *Samuel Robbins*

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 wrong-  
fully inflict grievous bodily harm upon the said *Samuel Robbins*

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

JOHN R. FELLOWS,  
District Attorney.

0666

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Cashman, William

**DATE:**

05/20/89



3318

**POOR QUALITY ORIGINAL**

0667

WITNESSES:

*Officer Beck*

Counsel,

Filed

City of

1889

Pleads

*Chicago 21*

THE PEOPLE,

vs.

*William Cashman*

**VIOLATION OF EXCISE LAW**  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and  
page 1980, Sec. 5.]

7605

JOHN R. FELLOWS,

*District Attorney.*

**A TRUE BILL.**

*Edward Van Meter*  
*Foreman.*

*Complaint sent to the Court  
of Special Sessions,*

*Part III, June 6, 1889.*

**POOR QUALITY  
ORIGINAL**

0558

**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 Cashman*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*William Cashman*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*William Cashman*

late of the City of New York, in the County of New York aforesaid, on the  
*tenth* day of *March* in the year of our Lord one  
thousand eight hundred and eighty-*nine* at the City and County aforesaid,  
the same being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,  
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,  
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,  
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,  
unlawfully did sell as a beverage to one

*Joseph Back*

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.

SECOND COUNT—

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

*William Cashman*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG  
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*William Cashman*

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

**JOHN R. FELLOWS,**

District Attorney.

0669

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Chamberlain, William

**DATE:**

05/20/89



3318

**POOR QUALITY ORIGINAL**

0670

WITNESSES:

*Official Report*

1944  
Counsel,  
Filed  
Pleads  
1889

THE PEOPLE,  
vs.  
B  
William Chamberlain  
May 21/47  
Sent to his Court of Special Sessions for trial, by request of Counsel for Defendant.

**VIOLATION OF EXCISE LAW**  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1988, Sec. 21 and page 1989, Sec. 5.]

JOHN R. FELLOWS,  
District Attorney.

**A True Bill.**  
*Edward Kenton*  
Foreman.

**POOR QUALITY  
ORIGINAL**

0571

**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 Chamberlain*

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

*William Chamberlain*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*William Chamberlain*

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *January* in the year of our Lord one thousand eight hundred and *eighty-nine*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*William H. Rynders*

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.

SECOND COUNT—

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

*William Chamberlain*

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*William Chamberlain*

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

**JOHN R. FELLOWS,**

District Attorney.

0672

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Churchill, Robert J.

**DATE:**

05/24/89



3318

**POOR QUALITY ORIGINAL**

0673

Witnesses:

*A. G. Ford*  
*Opp. McSherry*

282 J.B. n

Counsel,

Filed *28th* day of *May* 188*9*

Pleads, *C. McSherry*

Grand Larceny Second degree. [Sections 528, 538, 56 & Penal Code].

THE PEOPLE

vs.

*Robert J. Churchill*

JOHN R. FELLOWS,

*June 12, 1889* District Attorney.

*Pleas as in H. S. & 204*  
*2 1/2 years State Prison*

A TRUE BILL.

*Edw. W. [Signature]*  
Ep.

Ordered to the COURT of Foremen.

of the COUNTY of NEW YORK,  
for trial (Entered in the Minutes)

18

*June 14 1889*  
*R. H. [Signature]*  
*S. S. [Signature]*

POOR QUALITY ORIGINAL

0574

Police Court 0 District.

Affidavit—Larceny.

City and County of New York, ss.

Ambrose J. Todd  
of No. 11 West 120<sup>th</sup> Street, aged 25 years,  
occupation Lawyer being duly sworn

deposes and says, that on the 18<sup>th</sup> day of May 1887 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 :

A Gold Watch and chain of the value of about "Seventy five dollars"

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Robert Churchill now present

That on said day he was employed by deponent's father to assist in moving furniture and chattels to said premises and by reason of such employment he had access to where the watch and chain was in a chest belonging to deponent which said chest was lying on a mantel piece in a room <sup>adjoining one</sup> where defendant was sent with some clothes. That shortly before the defendant was sent to said room deponent saw his property where he had left it. That when the defendant came down stairs on a pretext of going for a mail he left the house and did not return & soon after the left deponent discovered that said property had been stolen. That no person other than the defendant was in the room from the time deponent saw the property until he discovered that it had been stolen or deponent believes Ambrose J. Todd.

Sworn to before me this 18<sup>th</sup> day of May 1887 at the City of New York, in the County of New York, I, John H. [Signature] Justice.

**POOR QUALITY ORIGINAL**

0675

Sec. 103-200.

5

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Robert Churchill*

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. *Robert Churchill*

Question. How old are you?

Answer. *22 Years*

Question. Where were you born?

Answer. *Middletown N York*

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

Answer. *I have no permanent residence*

Question. What is your business or profession?

Answer. *Lawster*

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 of the charge. I know nothing about it.*

*Robert L. Churchill*

Taken before me this

day of

1881

Police Justice.

POOR QUALITY ORIGINAL

0675

Police Court... 434 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William G. V. [Signature]

vs. Robert Churchill [Signature]

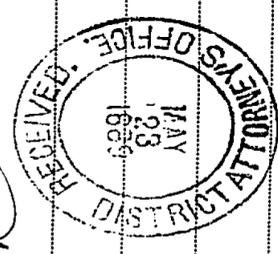
Offence: Larceny Felony

Dated: May 20 1889

Magistrate: [Signature]  
Precinct: 307

Witnesses:

No. [blank] Street [blank]



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

Robert Churchill

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$500 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated: May 20 1889 [Signature] Police Justice.

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

Dated: [blank] 1889 [Signature] Police Justice.

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

Dated: [blank] 1889 [Signature] Police Justice.

**POOR QUALITY  
ORIGINAL**

0677

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Robert T. Churchill*

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

*Robert T. Churchill*

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

The said

*Robert T. Churchill*

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *May* in the year of our Lord one thousand eighty/hundred and eighty-*nine*, at the City and County aforesaid, with force and arms,

*one watch of the value of fifty dollars, and one chain of the value of twenty-five dollars*

of the goods, chattels and personal property of one

*Ambrose G. Todd*

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**

0678

SECOND COUNT—

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

— *Robert T. Churchill* —  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *Robert T. Churchill*

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 watch of the value of  
fifty dollars, and one chain  
of the value of twenty-five  
dollars*

of the goods, chattels and personal property of one *Ambrose G. Todd*

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

*Ambrose G. Todd*

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

*Robert T. Churchill* —

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

JOHN R. FELLOWS,

District Attorney.

0679

**BOX:**

352

**FOLDER:**

3318

**DESCRIPTION:**

Clifford, Thomas T.

**DATE:**

05/07/89



3318

POOR QUALITY ORIGINAL

0580

Witnesses:

Always appear  
with me as  
for his witness  
as to the words  
in his  
to

Counsel,

Filed

day of

1887

Pleads,

THE PEOPLE

vs.

Thomas D. Clifford

H.D.

Grand Larceny, Second Degree.

(From the Person.)

[Sections 528, 587 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*

Foreman.

May 19/87

*[Signature]*  
24th May 87  
May 17/87

XX

POOR QUALITY ORIGINAL

0681

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

Affidavit—Larceny.

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

James Milnor  
of No. 140 Mulberry Street, New York, aged 26 years,  
occupation Laborer, being duly sworn

deposes and says, that on the 30 day of April 1889 at the City of New

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

One Silver Watch of the  
value of twenty dollars  
(\$20.00)

the property of deponent.

and that this deponent has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen,

and carried away by Thomas Clifford (now here) with the intent to deprive the true

owner of said property, of the following acts, to wit: that at about

the hour of 12 M. on the aforesaid day, deponent was on Fifth Avenue

and said property was in the left hand pocket of a vest then and

there upon deponent's person and deponent saw and felt said

defendant insert his, defendant's, hand, in said pocket of deponent's

vest and extract and take away the said property therefrom, and

deponent did then immediately

Sworn to before me this 1889 day

Police Justice

POOR QUALITY  
ORIGINAL

0682

being hold of said defendant's  
head and therefore said  
defendant did drop said  
property upon the sidewalk  
of said street.

Defendant - therefore charges  
said Thomas Clifford with  
having committed said larceny  
and asks that he may be dealt  
with as the law may direct.  
I come to before me  
this 7<sup>th</sup> day of May 1889 } James Britton

Deputy Police Justice

~~James Britton~~

POOR QUALITY ORIGINAL

0683

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Thomas F. Clifford* 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. *Thomas F. Clifford*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Barrenah. Georgia.*

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

Answer. *No 72 Second Avenue about 3 months*

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 not guilty.*  
*Thomas F. Clifford*

Taken before me this  
day of *Nov* 188*5*

*W. J. ...*  
Police Justice.

POOR QUALITY ORIGINAL

0684

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

Police Court... 2  
 District... 638

THE PEOPLE, Ac.,  
 ON THE COMPLAINT OF

Mr. Thompson  
 Mr. [Signature]  
 1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_  
 Offence \_\_\_\_\_

Dated \_\_\_\_\_ 1889

Alastair, Ac.  
 Officer, \_\_\_\_\_  
 Precinct, \_\_\_\_\_

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

Grand Jurors - committed to  
 the Sheriff, who has the  
 amount of \$100.00 in  
 No. 1500  
 Street \_\_\_\_\_  
 Received  
 MAY 2 1889  
 DISTRICT CLERK

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

Dated May 1 1889 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0685

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of the Police Officer Joseph J. Lang, aged 33 years, occupation Police Officer being duly sworn deposes and says that on the 7th day of 1889

at the City of New York, in the County of New York that James Milnor (now here) is a material witness against Thomas F. Clifford (now here) charged by said Milnor with having committed a Larceny and deponent has reason to believe and does believe that said Milnor will not appear as such witness and deponent therefore prays that said James Milnor may be committed to the House of Detention until he shall be there delivered by due course of law. Joseph J. Lang

Sworn to before me, this 7th day of 1889

James J. McKeely Police Justice.

**POOR QUALITY  
ORIGINAL**

0586

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas F. Clifford*

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

— *Thomas F. Clifford* —

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

The said *Thomas F. Clifford*

late of the City of New York, in the County of New York aforesaid, on the *thirtieth*  
day of *April* — in the year of our Lord one thousand eight hundred and  
eighty-*nine*, in the *day* — time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the  
value of twenty dollars*

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

*John R. Fellows,*  
District Attorney.