

0177

BOX:

359

FOLDER:

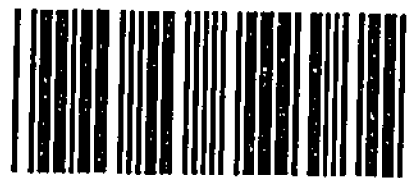
3375

DESCRIPTION:

Campbell, Joseph

DATE:

07/02/89



3375

POOR QUALITY
ORIGINAL

0178

Witnesses:

Officer Charles [unclear]
[unclear]

Counsel,

Filed

Pleads,

1889

day of

July

THE PEOPLE

vs.

Joseph Campbell

H. D. [unclear]

JOHN R. FELLOWS,

District Attorney.

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

Amount

A True Bill.

July 2nd 1889

Foreman.

July 2nd 1889

Presented [unclear] 1 day

S.P. by year.

POOR QUALITY
ORIGINAL

0179

Police Court— District.

City and County of New York, ss.:

Charles Loonan
of No. 11th Precinct Police Street, aged years,
occupation Police Officer being duly sworn

deposes and says, that on the 10th day of June 1889 at the City of New York, in the County of New York, Margaret Jackson

was violently and feloniously ASSAULTED and BEATEN by Joseph

Campbell (nowhere) as deponent verily believes, from the fact that on said date at the hour of about 9.30 o'clock P.M. deponent found the said Margaret Jackson on Thompson Street between Brown and Spring streets bleeding from a stab wound in the back that the said Margaret Jackson then and there identified and pointed out Joseph Campbell this defendant as the man that had cut her, and did then and there cause the arrest of the said defendant and charge him with wilfully and maliciously cutting and stabbing her in the back with a knife he the said defendant then and there held in his hand cutting her severely and from the further fact that deponent is informed by Barnett Shatz of No 71 Thompson St. that he Shatz saw the said defendant strike the said Margaret Jackson in the back with his the defendants right hand and immediately thereafter he Shatz saw blood flow from the back of the said Margaret Jackson. and from the further fact that the defendant admitted to deponent that he did cut the said Jackson with a knife. deponent further says that such assault was committed

with the felonious intent to take the life of ~~deponent~~ Margaret Jackson, or to do her 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 24 day of June 1889

Charles Loonan
Police Justice.

POOR QUALITY
ORIGINAL

0 180

CITY AND COUNTY { ss.
OF NEW YORK,

aged 18 years, occupation Barnett Shatz Salesman of No.

71 Thompson Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Charles Loman

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

knowledge.

Sworn to before me, this 27

day of June 1888

Barnett Shatz

Henry D. D.

Police Justice.

POOR QUALITY
ORIGINAL

0 18 1

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

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

Question. What is your name?

Answer.

Joseph Campbell

Question. How old are you?

Answer.

28 years old

Question. Where were you born?

Answer.

Kington Jamaica

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

Answer.

154 Thompson St. 3 years

Question. What is your business or profession?

Answer.

Brothblack

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

Answer.

I am guilty
Joseph Campbell

Taken before me this

day of June 1889

Police Justice.

POOR QUALITY
ORIGINAL

0 182

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of the 8th Precinct Police Charles Loman
Street, aged 43 years,
occupation Police officer

being duly sworn deposes and says,
that on the 10 day of June 1889

at the City of New York, in the County of New York, Mary Jackson

was violently and feloniously assaulted
and beaten by Joseph Campbell (Madison)
said Mary informed deponent in the
presence and hearing of said Joseph
that he Joseph cut and stabbed
her in the back, with a knife he
held in his hand

said Mary is now confined to the Bellevue
Hospital from the effect of the injuries
inflicted upon her and is
unable to appear in Court.

Subscribed before me, this 10 day of June 1889

1889

Police Justice

POOR QUALITY
ORIGINAL

0 183

Complainant therefore prays
that said Joseph Campbell be committed
for Excommunication and to await the
result of said inquiries.

Sworn to before me } Charles Loomis
this 11 day of June 1889

John Loomis

Police Court, 2 District

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Joseph Campbell

Dated

1889

Magistrate.

Officer.

Witness,

Ex June 25 930 PM
" " 25 12 PM
" " 27 9 AM

Disposition, held without bail

to await result of

inquiry and for ex

0184

Police Court-- 2 959 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles Jackson
vs.
Joseph Campbell
Assault
Felmy on Margaret Jackson

Dated June 27 1889
Ford
Magistrate.
Jorn can
Officer.

Witness Bennett Shab
Precinct.
No. 71 Hammond Street.
Margaret Jackson
No. 64 Pine Street.
in all cases \$1000 fine
No. 1000
JUN 27 1889
RECEIVED
DISTRICT
Street.

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

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 June 27 1888 J. K. Murphy 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

0185

Mary Jackson is
suffering from a stab
wound of the back. It is
simply a flesh wound
the fascia & latissimus
dorsi muscle being cut. She
lost considerable blood but
is not in a dangerous
condition.

H. L. Constable M.D.
Billerue Hospital
June 11

POOR QUALITY
ORIGINAL

0 186

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Charles Loonam
of No. 5th Precinct Police Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the _____ day of _____ 188____
at the City of New York, in the County of New York

Margaret Jackson
(now here) is an important and
necessary witness against
Joseph Campbell, charged with
felonious assault. Dependent says
that the said Margaret is an
unwilling witness.

Wherefore dependent prays the said
Margaret Jackson may be ordered
to find surety for her appearance, and in
default be committed to the house of detention.

Charles Loonam

Sworn to before me, this _____ day

of _____

188____

day

Police Justice.

POOR QUALITY
ORIGINAL

0 187

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

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

The said

Joseph Campbell
late of the City of New York, in the County of New York aforesaid, on the
tenth day of June 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 Margaret Jackson
in the peace of the said People then and there being, feloniously did make an assault,
and her the said Margaret Jackson
with a certain knife

which the said Joseph Campbell
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 her the said Margaret Jackson
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 Campbell
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Joseph Campbell
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 Margaret Jackson
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and her the said
Margaret Jackson
with a certain knife

which the said Joseph Campbell
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

0 188

THIRD COUNT—

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

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

The said

Joseph Campbell
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
Margaret Jackson 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 Margaret Jackson

which

in

he the said Joseph Campbell
his right hand then and there had and held, in and upon the back
of her the said Margaret Jackson

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 Margaret Jackson

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.

0189

BOX:

359

FOLDER:

3375

DESCRIPTION:

Capobianco, Michelangelo

DATE:

07/10/89



3375

POOR QUALITY
ORIGINAL

0 190

Witnesses:

Off. Michael Brady
14th Precinct
H. Rumbach

Counsel,

Filed

1889

Pleads,

10th July
19th July

THE PEOPLE

vs.

F

777

Michelangelo Capobianco

conv^d 12th case
July 19th 1889

(Sections 528 and 582 of the Penal Code).
(MISAPPROPRIATION)
Larceny,

JOHN R. FELLOWS,

District Attorney.

A True Bill

May 19th 1889
Foreman.

Indictment Dismissed
June 1st 1889

POOR QUALITY
ORIGINAL

0 19 1

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Vindolando Capdianes

The Grand Jury of the City and County of New York, by this indictment, accuse
Vindolando Capdianes
of the CRIME OF *Ex* LARCENY, committed
as follows:

The said *Vindolando Capdianes*,
late of the City of New York, in the County of New York aforesaid, on the
sixth day of *June*, in the year of our Lord
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being
then and there the ~~clerk and servant of~~ *agent and trustee*
of one Heinrich August Brumberg, and
as such agent and trustee
~~and as such clerk and servant~~ then and there having in his possession, custody and control
certain moneys, goods, chattels and personal property of the said
Heinrich August Brumberg
the true owner thereof, to wit: *the sum of* *thirty-seven*
hundred in lawful moneys of the
Russian Empire, a more particular
description whereof is to be found
in a certain *indorsement* *of the*
value of *eighteen dollars, and one half*
of *knowners of the value of two dollars,*
the said *Vindolando Capdianes*, afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *moneys, goods,*
chattels and personal property,
to his own use, with intent to deprive and defraud the said *Heinrich August*
Brumberg
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said *Heinrich August Brumberg*
did then and there and thereby feloniously steal, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

JOHN R. FELLOWS,
District Attorney.

0192

BOX:

359

FOLDER:

3375

DESCRIPTION:

Capobianco, Michelangelo

DATE:

07/10/89



3375

POOR QUALITY
ORIGINAL

0193

Witnesses:

Off. Michael Brady
34th Street
H. R. Humberch

Counsel,

Filed

1889

Pleads:

Not guilty

THE PEOPLE

vs.

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

Michaelangelo Capobianco
convicted
July 19/89 (2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

Sept. 25 1889 N.M.S.
See entrance in H.S.

0194

Abst. That persons of religious de-
nomination, ^{with scruples} precluding them from rendering
aid of any kind shall not be compelled or
permitted to serve in such cases.

**POOR QUALITY
ORIGINAL**

0195

[illegible]

Motion Picture

§ 15. ...

2. —————

~~Mr. B. J. ...~~ =

**POOR QUALITY
ORIGINAL**

0 196

Capo bianco,

POOR QUALITY
ORIGINAL

0197

Supreme Court
People
vs
Joseph Marino } Robbery

Sir

You will please take notice
that a writ of habeas corpus
was this morning allowed by
Justice Brien returnable to-
morrow July 23^d 1889 at 10:30
All at which time an applica-
tion will be made to reduce
the bail as fixed by the Police
Magistrate against the above
named defendant

Dated New York July 22^d 1889

To
Hon John R. Fellows
East City &c

Yours
Maurice Mayhew
of counsel
deft.

POOR QUALITY
ORIGINAL

0 198

The People

vs

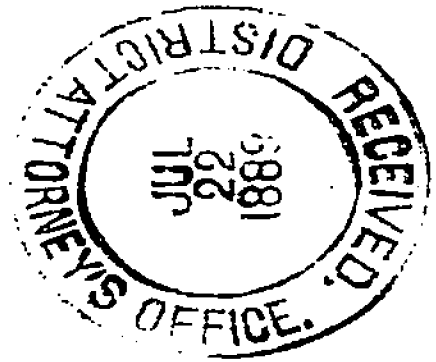
Joseph Mannes

Notice of Motion

Maurice Mey &

Attorneys at Law

26 Park Row



POOR QUALITY
ORIGINAL

0 199

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 Angelo Capodanno

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

Michael Angelo Capodanno

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

The said *Michael Angelo Capodanno*

late of the City and County of New York, on the *seventh* day of
June, 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 one

William Henry Brumby

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said *Michael Angelo*

Capodanno

with a certain *Trade - Soda* which *he* the said

Michael Angelo Capodanno

in *his* right hand then and there had and held, the same being then and there
a weapon and an instrument ~~and weapon~~ likely to produce grievous bodily harm,

him, the said *William Henry Brumby* then
and there feloniously did wilfully and wrongfully strike, beat

bruise 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.

John R. Adams
District Attorney

0200

BOX:

359

FOLDER:

3375

DESCRIPTION:

Capobianco, Michelangelo

DATE:

07/10/89



3375

0201

BOX:

359

FOLDER:

3375

DESCRIPTION:

Capobianco, James

DATE:

07/10/89



3375

0202

BOX:

359

FOLDER:

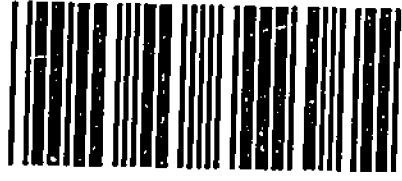
3375

DESCRIPTION:

Marino, Joseph

DATE:

07/10/89



3375

POOR QUALITY
ORIGINAL

0203

Witnesses:

Off. Michael Brady
56 Pleasant
H. Rumbach

Counsel,

Filed

10 day of July 1889

Pleas,

223 City of New York

THE PEOPLE vs. I

Robbery, [Sections 224 and 228, Penal Code].
Michaelangelo Capobianco
James Capobianco
Joseph Marino

JOHN R. FELLOWS,
District Attorney.

Indictment dismissed

A True Bill.

(Signed) Foreman.

Sept 30. 1889 V.M.D.
1st. conv.

Oct 2. 1889

Court of General Sessions. Part I
Before Judge Gildersleeve.

The case of the People vs. Michelangelo
Capobianco and others.

The Court. Michelangelo Capobianco, there are three
indictments against you, one charging
you with petty larceny, one with assault,
in the second degree, and one with
robbery in the first degree. It
appears from the statement of your
counsel, and I understand that
deputy assistant District Attorney Foster
brought out the same facts upon
examination, that the complainants
in this case were employed by you,
and that you spent some money
in fitting them out for the work,
and after working a day or two
they got tired of work and would
not return - whereupon some
thugs were taken into a
room and treated roughly by you
and your associates; that a
balestick was held over them;
they were threatened, and one of them
says \$1.35 was taken. Whatever
may be the exact fact in refer-
ence to the transaction, I am

POOR QUALITY
ORIGINAL

0205

satisfied that it was not your intention to commit robbery. You may be technically guilty of an assault. You have been about four months in the Tomb. I think you have been punished sufficiently for that. Under a misapprehension of your rights these parties were treated in the way they were. Mr. Rogers, your employer, has been here today and stated to me that he has known of you for ten years, that you are an honest, hardworking man. And it is on that account - but for that I should be disposed to put you upon your trial and hear the statements of these witnesses. That is the feeling of the Asst. Dist. Atty. who has looked into the case. He is inclined to believe that you are technically guilty, and therefore he does not make any recommendation. I am satisfied that in view of the evidence as to character that it is not a case of robbery, and that if you are guilty of assault you have already been sufficiently punished. I therefore dismiss all these indictments and discharge you. The same course will be pursued in respect to your associates as the co-defendants were in your employ.

POOR QUALITY
ORIGINAL

0206

People
^
Capobianco
et. al.

POOR QUALITY
ORIGINAL

0207

Police Department of the City of New York,

Precinct No.

New York, 188

On June 4th 1889. Michaelangelo Capobianco, 18 or 19.
men from Jacob Goldstein No 5 Washington St.
at \$150. per day. they were to sleep in his barn
shanty and buy their food from him. (He Capobianco
kept a store from which he supplied men working for
him with every thing they required)

15 or 16. of those men went to work.
on the morning of the 5th of June. and worked all day.
but finding they had to work in water. they made up
their minds to stop work and so notified
Capobianco. about 5 o'clock am. on June 6th through
Alexander Tischer. one of their number who
could speak a little english.

On hearing this Michaelangelo
Capobianco, James Capobianco. Joseph Marino.
and a fourth man whose name is not known.
took large ball sticks and ordered all of those men
into a small room in one corner of the barn.
in which they slept.

After getting them in to room
Michaelangelo. said to them now you & — of
— B. Give us all the money you got or we
will kill you. One of the Capobianco party
stood in doorway with ball stick in his hand
so as to prevent any of them from going out.
Two others held them one at a time while —

POOR QUALITY
ORIGINAL

0208

Police Department of the City of New York,

Precinct No.

New York, 188

Michaelangelo Capobianco, searched them
and took what money they had. Taking as low
as 49^{cts} from one man.

He took \$1.35 from Felix Koszowski.
35^{cts} of this he took out of his vest pocket. And \$1. he
gave him he being afraid they would kill him
if he did not give it. This \$1. he got from

Michael Volanis, to whom he gave his watch.
Volanis got out without losing anything except
some clothing which they kept, but did not take at
that time, He had no money but the \$1. he gave
Koszowski,

The \$37 in Russian money which Hermann
Beumberg gave Capobianco to keep when he first went to work.
He refused to give him when asked for it on the 6th but
instead gave him a severe beating with a ball stick.

After getting away from barn the party
walked to No 5 Washington St. Jacob Goldstein returned
with a number of them to 34th Prec. and I went out
and arrested James Capobianco, and later on Joseph
Marino, both of whom put the blame on Michael
Marino. Said Michaelangelo had a stick
and made them afraid he would kill them.

Saw him put his hands into their
pockets but could not see what he took out,
over

POOR QUALITY
ORIGINAL

0209

Michaelangelo, Acknowledged to me while taking him from New Jersey, that he took the men into the barn and took the money from them but said they owed it to him for car fare boots and straw.

The men said they made no resistance because there were 40 or 50 Italians around the barn. And they were afraid of their lives.

Marino was Store Keeper for Capobianco.

James Capobianco was said to be a watchman for his Brother. And the fourth name I do not

Det M J. and

POOR QUALITY
ORIGINAL

0210

Police Court

6th

District.

CITY AND COUNTY } ss.
OF NEW YORK.

Herin Runaboch, 19 years, laborer

of No 3 Washington Street, New York City
being duly sworn, deposes and saith, that on the 6th day of June
1889, at the 24th Ward of the City of New York, in the County
of New York, was feloniously taken, stolen, and carried away, from the person of deponent
by force and violence, without his consent and against his will, the FOLLOWING PROPERTY, VIZ:

Bills or notes of the Empire of Russia of
denomination and value as follows expressed
in Roubles of said country: Six of Five Roubles
each, One of Three Roubles, and three of One
Rouble each - in all Thirty Seven Roubles;
said money being of the value of about Eighteen Dollars of
the money of the United States; and also one coat and
one pair of pants of the value together of seven
dollars; said property so taken being for all of
the value of

Twenty-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 force and violence as aforesaid by

James Capobianco and Joseph Marino,
both now here, from the following facts:

At about seven o'clock on the morning
of said day said Capobianco and Marino together
with two others, compelled deponent and his companions
to surrender to them the money in their possession. Said
Capobianco guarded the door with a bale stick while
the others who were with him took the money from the
men held in confinement. Said Marino held deponent
while one of his companions, a brother of said Capobianco,
took said money from deponent's pocket and his clothing
was taken from him as aforesaid.

day of June 1889

Sworn before me, this

Police Justice.

POOR QUALITY
ORIGINAL

0211

Sec. 198-200.

6⁵

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Joseph Marino

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Italy

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

Answer.

Remont

Question. What is your business or profession?

Answer.

Streetkeeper

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

Answer.

I am not guilty
Joseph Marino

Taken before me this

day of June

1889

Police Justice.

POOR QUALITY
ORIGINAL

02 12

Sec. 198-200.

6th

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *James Capobianco*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *182nd St & Valentine Avenue; 2 years*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am not guilty*

James ^{*his*} *Capobianco*
Mark

Taken before me this

day of *June*

1889

John C. ...

Police Justice.

POOR QUALITY
ORIGINAL

0213

Part I
District Attorney's Office.

PEOPLE

vs.

*Michelangelo Capobianco
et al*

*All issued to
Off. Brady for Oct.
2nd 89 by J.M.
also Bond notice.*

District Attorney's Office.

PEOPLE

vs.

Capobianco

*Put on calendar
Pt. 1 for Monday*

U.M.D.

POOR QUALITY
ORIGINAL

02 14

District Attorney's Office.

PEOPLE

vs.

Michelangelo Capobianco

Assault on
Hamburg Brumby
June 7/89

District Attorney's Office.

PEOPLE

vs.

Michelangelo Capobianco

Larceny of 37 roubles
of Hamburg Brumby
June 6th 89

POOR QUALITY
ORIGINAL

02 16

Grand Jury Room.

Part 3
PEOPLE

vs.

Calender
Sept 3/89

Will take on the
pleas
for the
Sept 3/89

District Attorney's Office.

PEOPLE

vs.

Capobianco
et al

After a thorough
examination of the
facts it is deemed
advisable that the
three indictments
herewith submitted
be found, the proofs
being insufficient to
sustain the indictment
already found, which is
for robbery of Hamburg, Maryland.
The charges now
submitted are:

1. Petit Larceny agst Michelangelo
Capobianco in stealing 37 robes
from Hamburg, Maryland June 6
2. Asst 2nd degree on Hamburg
by Michelangelo Capobianco June 7
3. against all three defendants
for robbery in Maryland
\$1.35 Juan Felix Hernandez
a witness for the defense

POOR QUALITY
ORIGINAL

0217

Complainant and witnesses
Henry Pinkisch can be found
at detention in department 1889.
Still each, June 11 1889.
He cannot be found for Michael
Angelo Capobianco June 19
witness.
Huntingburg, Thomas
Felix Kozynski, Selection

No. 1 by, _____
Residence _____
BAILED
No. 2 by, Anna Catalano
Residence 1429 Railroad Avenue
No. 3 by, _____
Residence _____
No. 4 by, _____
Residence _____
No. 4, by, _____
Residence _____

Police Court

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Huntingburg, Thomas

James Capobianco

Joseph Marino

Michael Angelo Capobianco

Robbery

Offence

June 7th
1889

Magistrate

Officer

Witness

House of Detention

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

Witness

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 James

Capobianco and Joseph Marino

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty Hundred Dollars, each and be committed to the Warden and Keeper of

the City Prison, of the City of New York, until he give such bail.

Dated June 7th 1889 John Rockwell Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0218

Court of General Sessions of the Peace.

The People &c.

Against

James Capobianco

defendant

Notice of motion

Robbery -

To Hon. John P. Fellows

District Attorney

Sir:

Please take notice that upon the complaint, indictment and all proceedings herein, a motion will be made by the above named defendant, at the Court of General Sessions of the Peace, of the city and county of New York, before Hon. Henry A. Gilderleeve, in Part One of said Court, on the 13th day of September 1889, at 11 o'clock a. m., or as soon thereafter as counsel can be heard for the discharge of the above named defendant, upon the ground of a failure of the people to prosecute. And for such other and further relief as the Court may seem just in the premises.

Dated New York Sept. 11th 1889

Yours &c.

Robert W. Gacy

Defdt's Atty

No. 25 Chambers St. N. Y. City

POOR QUALITY
ORIGINAL

0219

Court of General Sessions

The People, &c.

Against

James Capobianco

defendant

Robbery

Notice of Motion

Robert H. Jacey

Attorney at Law

No. 25 Chambers St.
New York City



To Hon. John P. Bellows

District Attorney

No. 32 Chambers St. N.Y. City

0220

Return
of
proceedings
under Rule 12.

T H E G O V E R N O R .

In accordance with your Excellency's Twelfth Rule in reference to applications for requisitions on Governors of other States and Territories, and the Chief Justice of the Supreme Court of the District of Columbia, I have the honor to make following return of the proceedings had under the requisition upon the Governor of the State of New Jersey granted by your Excellency, on the day of July 1889, upon my application, for the extradition from said State of New Jersey of the above named fugitive, then charged in this County, upon three indictments for crimes, Robbery, first degree, Assault, second degree, and Petit Larceny, and also of the proceedings had upon the said indictment, being the basis of my application for said requisition, to wit:

**POOR QUALITY
ORIGINAL**

02221

2

The accompanying affidavit of MICHAEL
BRADY, the agent named in said requisition, fully
states all the proceedings had thereunder.

After the commitment of the said Michelangelo
Capobianco to answer trial upon the said indictments as
therein stated, to wit: on the second day of October
1889, at a term of the said Court of General Sessions of
the Peace, then in session, before the Honorable Henry A.
Gildersleeve Justice of the said Court, the said indict-
ments were dismissed, and the defendant discharged from
custody. Annexed hereto is the deliverance of Judge
Gildersleeve on dismissing the said indictments.

Dated New York, October 1889.

District Attorney
of the County of New York.

POOR QUALITY
ORIGINAL

0222

District Attorney's Office.

PEOPLE

vs.

Michelangelo Capobianco
James Capobianco
+ Joseph Marnis

Robbery of \$1.35 from
Felix Korzinski
June 6th 189

District Attorney's Office.

PEOPLE

vs.

Michelangelo Capobianco

Larceny

At all Costs,

Please don't put on
any of these indictments
till the above named de-
fendant is ready to be
tried, & then not till after
consultation with me.

ADP

July 15/89.

POOR QUALITY
ORIGINAL

0223

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 Angelo Capodanno
James Capodanno
Joseph Marino

The Grand Jury of the City and County of New York, by this indictment, accuse *Michael Angelo Capodanno, James Capodanno and Joseph Marino* of the CRIME OF ROBBERY in the *2nd* degree, committed as follows:

The said *Michael Angelo, James and Joseph, do*

late of the City of New York, in the County of New York aforesaid, on the *10th* day of *June*, 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, in and upon one *Edix Kavazian*, in the peace of the said People, then and there being, feloniously did make an assault, and

the sum of one dollar and thirty five cents in money, lawful money of the United States, and of the value of one dollar and thirty five cents.

of the goods, chattels and personal property of the said *Edix*, from the person of the said *Edix*, against the will, and by violence to the person of the said *Edix*, then and there violently and feloniously did rob, steal, take and carry away, *the*

said Michael Angelo, James and Joseph, and each of them, being then and there aided by an accomplice actually present, to wit: each of the other:

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. Williams
Attorney

0224

BOX:

359

FOLDER:

3375

DESCRIPTION:

Carroll, John

DATE:

07/18/89



3375

POOR QUALITY
ORIGINAL

0225

Witnesses:

[Faint handwritten notes and lines]

Counsel,

Filed

Pleads,

[Signature]
day of July 1889

THE PEOPLE

vs.

[Signature]

[Signature]
John Carroll

JOHN R. FELLOWS,

District Attorney.

[Signature]
[Sec. 336, Penal Code]

A TRUE BILL.

[Signature]
July 11/89 Foreman.
[Signature]
Plends Guilty
Pen 30 days.

POOR QUALITY
ORIGINAL

0226

Police Court, *1st* District.

City and County } ss.
of New York,

of No. *24th* *Reichart* Street, aged *29* years,
occupation *Police Officer* being duly sworn, deposes and says,
that on the *9th* day of *July* 188*9*, at the City of New
York, in the County of New York, *John H. Carroll*

(now here) did unlawfully en-
gage as dealer, in a gambling
game, known as "Under and Over"
when money was dependent
on the result in violation of
Section 344 of the Penal
Code of the State of New
York; for the reasons following
to wit: at about the hour of
12 o'clock on said date de-
ponent saw the defendant
on the Steamer *St John*, the
said Steamer being in New York
Bay on its way to Sandy Hook,
throwing dice on a cloth, upon
which cloth was marked
(Over) (7) (Under)
(1 for 1) (3 for 1) (1 for 1) and deponent
saw persons win and lose
on the result of said game.

Sworn to before me
this *10th* day of *July*, 188*9*. *John Jose*

E. Hagan Police Justice

POOR QUALITY
ORIGINAL

0227

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *John Carroll*

Question. How old are you?

Answer. *50 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *51 West Houston St. 3 months*

Question. What is your business or profession?

Answer. *Caterer*

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

Answer. *I am not guilty*
John Carroll

Taken before me this *11*

day of *July*

188*9*

Police Justice.

W. J. Morgan

POOR QUALITY
ORIGINAL

0228

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

Police Court--- / District.

1009

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Doe
John Doe

Offence *Gambling*

Dated *July 10* 1889

Chas. Magistrate

Joel Officer.
24 Precinct.

Witnesses

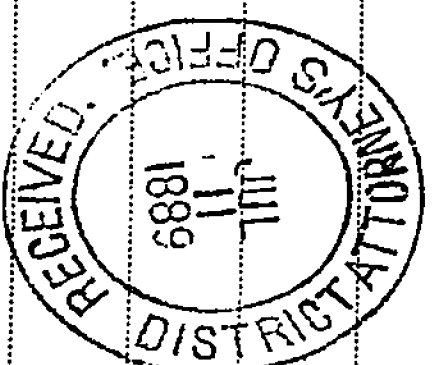
No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ *Five* to answer *to* Street _____

Joel



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 *July 10* 1889 *Chas. Magistrate* 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

0229

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Randall

The Grand Jury of the City and County of New York, by this
Indictment accuse *John Randall* of *Misdemeanor*

~~of the crime of~~

committed as follows:

The said *John Randall*,

late of the City of New York, in the County of New York, aforesaid, on the
— *ninth* — day of *July*, in the year of our Lord one thousand
eight hundred and eighty- *nine* —, at the City and County aforesaid,
did unlawfully and intentionally
dice, and a certain article and apparatus
to wit: a certain table marked with
certain figures and devices, commonly
used, and intended to be used in
playing a certain game of chance
known as "Under and Over Seven", upon
money is usually wagered, within a
certain vessel, being a steamboat
called the "Saint John" then and
there navigating the waters of this
State known as New York Bay, and

POOR QUALITY
ORIGINAL

0230

then serving within their portion of
the said waters which is within the
said City and County and within
the jurisdiction of this Court, 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

0231

BOX:

359

FOLDER:

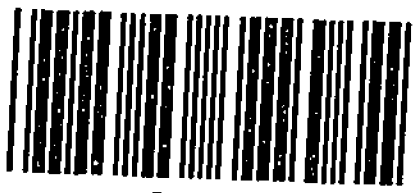
3375

DESCRIPTION:

Casey, Patrick

DATE:

07/11/89



3375

POOR QUALITY
ORIGINAL

0232

Vol. 160

Witnesses:

M. P.

Counsel,

Filed

Pleads,

11 July 1889

THE PEOPLE

vs.

Patrick Carey

John R. Fellows

JOHN R. FELLOWS,

District Attorney.

Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 528, 531 — Penal Code]

A True Bill.

John R. Carey

Foreman.

July 11/89
Pleaded guilty
S.P. 2 1/2 yrs.

POOR QUALITY
ORIGINAL

0233

Police Court- District.

Affidavit-Larceny.

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

of No. 26 Jay Street, aged 20 years,
occupation None being duly sworn

deposes and says, that on the 22nd day of June 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:

one leather pocket book of the value
of eight cents containing good and
lawful money of the United States
to the amount of fifty five cents
together of the value of sixty two cents

the property of Dependent

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 Patrick Casey (Now here)

from the fact that at about the hour
of 5.30 o'clock on said date
deponent was walking on St. Avenue
near 25th St. and at that time
deponent had said pocket book in her
right hand. When the said deponent
came up to deponent and snatching said
pocket book from deponent's hand
firmly took stole and carried away
said pocket book
Wherefore deponent prays the said
defendant may be held and dealt
with according to law.

Libbie Deninger,

Sworn to before me, this 23rd day
of June 1889

Police Justice.

POOR QUALITY
ORIGINAL

0234

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Patrick Casey*

Question. How old are you?

Answer. *20 years old*

Question. Where were you born?

Answer. *Massachusetts*

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

Answer. *331 W. 26th St. 3 mos*

Question. What is your business or profession?

Answer. *Painter.*

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

Answer.

I am guilty

Patrick Casey
Mark

Taken before me this

day of

June

1885

Police Justice.

POOR QUALITY ORIGINAL

0235

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

Police Court--- District 933

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John A. Mumma
26th St
Patricia Green

1 _____
2 _____
3 _____
4 _____

Offence Larceny from the Person

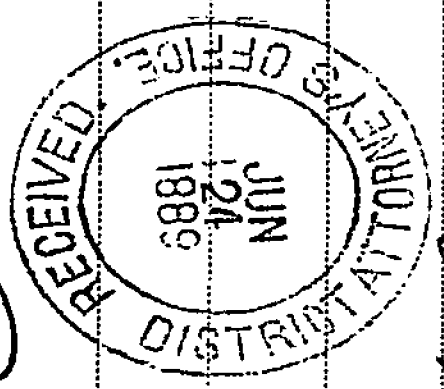
Dated June 23 1889

Just. Magistrate
Fred S. Miller
20 Precinct Officer

Witnesses
Fred S. Miller
20 Precinct Officer

No. _____
Street _____

No. _____
Street _____



No. 300
to master
Street _____

John A. Mumma

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 _____

Alfred D. Mumma
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 June 23 1889 Police Justice.

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

Dated _____ 1889 Police Justice.

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

Dated _____ 1889 Police Justice.

POOR QUALITY
ORIGINAL

0236

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Casey

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

Patrick Casey

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

The said

Patrick Casey

late of the City of New York, in the County of New York aforesaid, on the *twenty-second* day of *June* 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 silver coin of the*

kind commonly called half dollars, of the value of fifty cents, two silver coins of the kind commonly called quarter dollars of the value of twenty-five cents each, three silver coins of the kind commonly called dimes of the value of ten cents each, five nickel coins of the kind commonly called five cent pieces, of the value of five cents each, ten coins of the kind commonly called cents, of the value of one cent each, and one pocket book of the value of eight cents

of the goods, chattels and personal property of one

on the person of the said

then and there being found, from the person of the said

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.

Libbie Desinger
Libbie Desinger
Libbie Desinger
John R. Fellows,
District Attorney.

0237

BOX:

359

FOLDER:

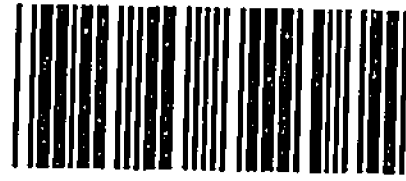
3375

DESCRIPTION:

Chiarello, Frank

DATE:

07/19/89



3375

POOR QUALITY
ORIGINAL

0238

Counsel,
Filed 19 day of July 1889
Pleads, *C. P. Kelly*

THE PEOPLE
vs.
Frank Chiavella
PETIT LARCENY.
[Sections 528, 532 Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

(Signed)

Aug. 7, 1889
Foreman.
discharged on his
verbal recognizance

Witnesses:

*I have made a careful
examination of the
case and I am
satisfied that it
would be impossible
to secure a conviction
I therefore recommended
that the defendant be dis-
charged upon his own
recognizance.
Sub. 1 Aug. 7th 1889*

*Wm. J. Brown
Deputy Clerk*

POOR QUALITY
ORIGINAL

0239

Frank Morris

Frank Phillips

Charged with
for some offense
Sent to Jail
Prison Justice

July 16/1889.

Complainant says
I saw you when you came from
yesterday. I saw you with the defendant
A. Phila accepted, I met him at
the depot at 11 or 12 o'clock last
night
I was the first time you saw
him

A. was with me together and
at Belknap.

How much money did you receive
as your pay?
A. \$800 for my pay. We had \$400
making \$1200 in all. But I paid
the fare to New York. I had \$940
left. I paid for the prisoner and
myself \$200 each.

Was the defendant paid the same

2

How much you were?
Ayes si but he paid some money
for his board.

He had paid dependants (one from
Beckham to Philadelphia &
A The company. I don't know if he
was any more. He had not did
nothing more.

Where on the train did you sit together
Ayes si same seat.

How much of the trip was it
that you lost the money?
A About 2 hours.

How long were you out from
Philadelphia before you fell asleep
A About 2 hours.

And at the time he went to sleep
the dependant was sitting along
side of him?

Ayes si

Did he have the money in his pocket
Ayes si

And when he came to it
he went as far as Jersey City

POOR QUALITY
ORIGINAL

0241

3

and when we got there I wanted to buy
something and I found my pocket
book ~~was~~ empty. And no money in it. The
pocket book was still in my pocket.
Are you prepared to say that the money
that was found on the defendant
was the money that was taken
from you?

Yes Sir a thousand times

—

A defendant being duly sworn
deposes & says

That the facts exactly as stated
happened.

And when I met him in Philadelphia
he had no money. I was waiting
for some friends to come up from
New York and the defendant
met me and we had been waiting
together I paid his way and
all this is my own money.
Is it true that he paid your
fare to New York?

POOR QUALITY
ORIGINAL

0242

4

Amos: You know we got to re-examine
how much money has
you in your pocket & how much got
out

Alfredant had to be a vision
of \$1000 to us

POOR QUALITY
ORIGINAL

0243

Police Court / District.

Affidavit—Larceny.

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

Frank Marono

of No. 59 Mulberry Street, aged 24 years,
occupation Laborer being duly sworn

deposes and says, that on the 16 day of July 1889 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

person of deponent, in the nighttime, the following property, viz:

Good and lawful money of the
United States of the value of
Nine dollars and forty cents

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 Frank Chiarallo (now here) for

the reason that on the morning of
said day deponent and defendant were
in company with each other and were
passengers on the Pennsylvania Railroad
from Philadelphia, Pennsylvania, to New York, that
on said passage deponent had said
money in a purse which he, deponent
carried in the pocket of the vest then
worn on his person and part of his
bodily. That said sum of money consisted
one five dollar bill, three one silver dollars
two fifty cents pieces, one twenty five cents
piece, one ten cents piece and one five

Sworn to before me, this

of

1889

day

Police Justice.

POOR QUALITY
ORIGINAL

0244

cents piece all of which amount in the above sum. That deponent went to sleep during said passage and the defendant was sitting next to him and when deponent awoke the the defendant was sitting behind deponent and when deponent reached Jersey City, New Jersey, deponent missed said money. Deponent accompanied the defendant to New York and there caused his arrest by Officer John T. Farrell.

Deponent is informed by Officer John T. Farrell of the New York and Brooklyn Bridge Police, that that he, Farrell, upon a search of the clothing then worn by said defendant, found a purse upon the defendant and which purse contained money the denominations of which is identical to that which was stolen from deponent. Deponent further says that when the defendant left Philadelphia he, defendant had no money and deponent paid his railroad fare.

Wherefore deponent charges the defendant with having as a place without the State stolen the property of deponent and bringing the same into this State

Sworn to before me }
this 16th July, 1889, } Frank X. Marono
San J. C. Farrell }
Police Justice

POOR QUALITY
ORIGINAL

0245

CITY AND COUNTY
OF NEW YORK, } ss.

aged 27 years, occupation Pharmacist of No. 650 Gates Ave, Brooklyn, N.Y. Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Frank Marino and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16th
day of July 1889

John J. Farrell
Police Justice.

POOR QUALITY
ORIGINAL

0246

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

121 District Police Court.

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

Question. What is your name?

Answer.

Frank Charells

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Italy

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

Answer.

119 Mulberry Street, 1 month

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty
Frank Charells
mark

Taken before me this

16th

day of July

1889

Samuel J. Murphy
Police Justice.

POOR QUALITY
ORIGINAL

0247

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

Police Court... 1st 1042 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Morone
vs. 37 Mulberry

Frank Charullo

2 _____
3 _____
4 _____

Offence

Larceny from the Person

Dated

July 16, 1889

Residence

Magistrate

No. 3, by

Officer

Residence

Magistrate

Witnesses

Magistrate

No. 4, by

Magistrate

No. 3, by

Magistrate

No. 2, by

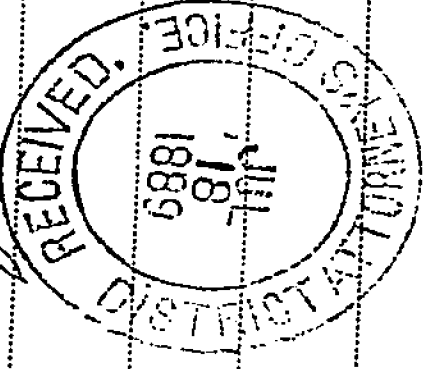
Magistrate

No. 1, by

Magistrate

\$ 1000

to answer



CONFIDENTIAL

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 _____

Frank Charullo

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

Dated July 16th 1889 _____ Police Justice.

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

Dated _____ 1889 _____ Police Justice.

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

Dated _____ 1889 _____ Police Justice.

POOR QUALITY
ORIGINAL

0248

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Chiarello

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

of the CRIME OF PETIT LARCENY committed as follows:

The said

Frank Chiarello
late of the City of New York, in the County of New York aforesaid, on the *sixteenth*
day of *July* in the year of our Lord one thousand eight hundred and
eighty-*nine* at the City and County aforesaid, with force and arms,

*the sum of nine dollars
and forty cents in money,
lawful money of the
United States and of the
value of nine dollars and
forty cents*

of the goods, chattels and personal property of one

Frank Marono

then and there being found, then and there unlawfully 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.

0249

BOX:

359

FOLDER:

3375

DESCRIPTION:

Clooney, Patrick

DATE:

07/12/89



3375

POOR QUALITY
ORIGINAL

0250

Witnesses:

J. W. C. C. C. C. C.
118 East 13th St.
Off. John C. C. C. C.
W. C. C. C. C.

No. 111 / 1889

Counsel,

Filed

188

Pleads,

15

THE PEOPLE

vs.

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

Patrick C. C. C.

JOHN R. FELLOWS,

District Attorney.

Aug 7/89
W. C. C. C. C.

A True Bill

(W. C. C. C.)

Foreman.

POOR QUALITY
ORIGINAL

0251

Police Court—✓ District.

City and County {
of New York, ss.:

of No. 118 East 68th Street, aged 22 years,

occupation Bar tender being duly sworn

deposes and says, that on 1st day of July 1888 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Patience

Clowney (nowhere) who struck

deponent on the head with his

clenched hand and viciously

pointed and aimed at deponent

body a revolving pistol loaded

with powder and ball.

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

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

Sworn to before me, this 20 day
of July 1888

James H. M. Quaker
Police Justice.

POOR QUALITY
ORIGINAL

0252

Sec. 195-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the
charge*

Taken before me this

day of *July* 188*9*

John J. Murphy

Police Justice.

Patrick Horner

POOR QUALITY
ORIGINAL

0253

BAILED,
No. 1, by _____
Residence _____ Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,
No. 5, by _____
Residence _____ Street,

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1
2
3
4
Offence

Dated

188

Residence

Magistrate

No. 3, by

Officer

Residence

Preinot.

No. 4, by

Witness

Residence

Street

No. 5, by

Street

No. 6, by

Street

No. 7, by

Street

No. 8, by

Street

No. 9, by

Street

No. 10, by

Street

No. 11, by

Street

No. 12, by

Street

No. 13, by

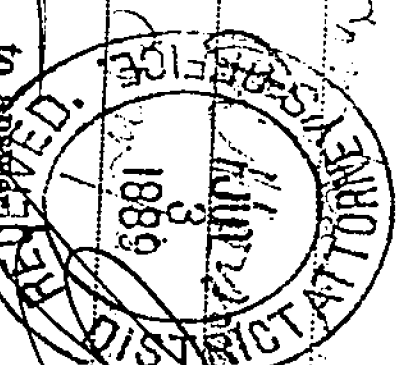
Street

No. 14, by

Street

No. 15, by

Street



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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 2 188 Henry Horner 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

0254

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Patrick Clooney

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

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

The said

Patrick Clooney

late of the City of New York, in the County of New York aforesaid, on the
first day of July —, 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 James J. Mc Cusker
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against him the said James J. Mc Cusker
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said Patrick Clooney
in his right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge the same,
with intent him the said James J. Mc Cusker
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
— Patrick Clooney —
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Patrick Clooney

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 James J. Mc Cusker in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and to, at and against him the said

James J. Mc Cusker
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said Patrick Clooney

in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
aim, point & present with intent to the same
wilfully and wrongfully shoot off and discharge, 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.

0255

BOX:

359

FOLDER:

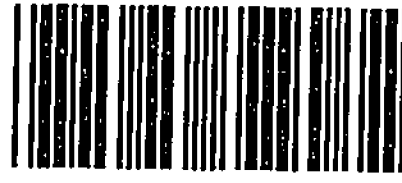
3375

DESCRIPTION:

Conlon, Nicholas C.

DATE:

07/16/89



3375

Paul fixed by agent
of attorney at \$1500

Witnesses:

John Leavelle
Louis Peter

We are examining
this case and in view
of the fact that the brother
has been before a Justice
Magistrate, and in turn
dismissed, I am of opinion
now that these men have
been a doublet crime
tried in sending it
before the Grand Jury.
I therefore move that the
defendant be discharged
on his own recognizance.

John R. Fellows
Attorney at Law
July 18th 1889

Dec 154

B. H. July 16/89
1043

Counsel,
Filed 16 day of July 1889
Pleads, Attorney at Law.

(Sections 528 and 537 of the Penal Code.)
Grand Larceny, 2nd degree
(MISAPPROPRIATION.)

THE PEOPLE

vs.

F

#

Nicholas C. Conlan

JOHN R. FELLOWS,
District Attorney.

A True Bill.

(Signed, Henry C. Carey)

Foreman.

July 18/89

Quincy and others
overseas

POOR QUALITY
ORIGINAL

0257

Mortgage on Goods or Chattels. — For Use.

W. Reid Gould, Law Blank Publisher and Stationer, 168 Nassau St., N. Y.

To all to whom these Presents shall come, KNOW YE THAT
I Jean B. Rummens of the City of
New York

of the first part, for securing the payment of the money hereinafter mentioned, and in consideration of
the sum of one dollar to me duly paid by Reginald Peters and

John's Peters of the same place parties
of the second part, at or before the enrolling and delivery of these presents, the receipt whereof is here-
by acknowledged, have bargained and sold, and by these presents do grant, bargain and sell unto the
said part. of of the second part, the same

and all other goods and chattels mentioned in the schedule hereunto annexed, and now in the
premises No 005 Clinton Place in said City
of New York

To have and to hold, all and singular the goods and chattels above bargained and sold, or intended
so to be, unto the said part. of of the second part, their executors, administrators
and assigns for ever. And I the said part. of of the first part, for myself
and heirs, executors and administrators, all and singular the said goods and chattels above
bargained and sold unto the said part. of of the second part, their heirs, executors,
administrators and assigns, against the said part of the first part,
and against all and every person or persons whomsoever, shall and will warrant, and for ever defend.
Upon Condition, that if I the said part. of of the first part, shall and do well and
truly pay unto the said part. of of the second part, their executors, administrators or assigns,

The first and full sum of nine
hundred (\$900) dollars lawful
money of the United States payable
one year from date hereof in such
sums and instalments as the party
of the first part may elect to pay
reserving the right to pay the whole amount
at any time as aforesaid from date hereof
with interest at 4% per annum
then these presents shall be void. And I the said part. of of the first part, for
myself executors, administrators and assigns, do covenant and agree to and with the
said part. of of the second part, their executors, administrators and assigns, that in case default
shall be made in the payment of the said sum above mentioned, any part

then it shall and may be lawful for, and I the said part. of of the first part, do
hereby authorize and empower the said part. of of the second part their executors, ad-
ministrators and assigns, with the aid and assistance of any person or persons, to enter any
dwelling-house, store, and other premises, and such other place or places as the said goods or chattels
are or may be placed, and take and carry away the said goods or chattels, and to sell and dispose of the
same for the best price they can obtain; and out of the money arising therefrom, to retain and pay
the said sum above mentioned, any part thereof remaining

and all charges touching the same; rendering the overplus (if any) unto me
or to any executors, administrators or assigns. And until default be made in the
payment of the said sum of money I am
to remain and continue in the quiet and peaceable possession of the said goods and chattels, and the full
and free enjoyment of the same.

In Witness whereof, I the said part. of of the first part, have hereunto set my
hand and seal the 18th day of December one thousand eight hundred

and Reginald Peters
Sealed and delivered in the presence of

J. Edwin Kane



POOR QUALITY
ORIGINAL

0258

SCHEDULE REFERRED TO IN THE FOREGOING MORTGAGE:

Top Floor.

Room 11 1 mahogany bedstead with spring bottom
pillow and mattresses complete Toilet Stand
Pitcher basin etc 1 Carpet on floor 1 Mirror

Room 12 2 chairs and 1 Bureau

Room 13 - same as room 11
2 chairs 1 Table 1 Toilet Stand
Bed and Bedding Bureau and Mirror
Carpet on floor

Two columns, assortment in Corridor

Room 9 - Bed and Bedding 1 Table 1 Stove
1 Lounge 2 Bureaus Pitcher and
basin 2 chairs

Room 10 - One Wardrobe 4 chairs 1 chest
1 Stand 1 Bed and Bedding 1 Carpet
on floor and all crockery and

Third Floor.

Room 5 1 Marble top Bureau and 1 iron Bed and
Bedding 2 chairs one marble top
Toilet Stand pitcher and basin
1 Mirror Carpet on floor 1 Bed

Room 6 1 Marble top table with mirror
Bed and Bedding 1 Sofa 1 Rocking chair
1 Arm chair 1 Marble top Centre table
1 Mirror Carpet on floor 1 Toilet Stand
1 Stove 1 Mirror

Room 7 1 Marble top Bureau with mirror
Bed and Bedding 2 Arm chairs 3
Chairs 1 Arm chair Carpet on
floor 1 Toilet Stand 1 Table 1 Stove

Room 8 1 Marble top Bureau and mirror
1 Toilet Stand Bed and Bedding
1 Small Table 1 Chair all contents
Carpet on floor

Lease of premises herein described

POOR QUALITY
ORIGINAL

0259

Room 2 - 1 Pair glass marble shelf, 2 lounge
1 Store fire tables 2 Beds and
Bedding 3 chairs 2 bases 2
statuettes 1 marble top bureau
and mirror carpet on floor
Room 1 - Bed and Bedding 1 Marble top
1 marble top 1 bureau 1 wardrobe
2 chairs 1 Marble top floor

Extension Room 1 Bed and Bedding one marble
top Bureau with mirror 1 lounge
1 Store and pipes 6 chairs 1
Toilet stand 1 Table all curtains
1 wardrobe carpet on floor 1 Pair
Glass

Sleeping Room. 1 Table, one marble top stand 1 Rock stand
1 marble top dressing case 2 chairs carpet
on floor 1 lounge 1 wardrobe and curtains
1 dressing 1 Pair 1 wardrobe carpet on floor
of Parings 4 chairs marble top bureau and mirror
1 Toilet stand

Parlor

Witnessed by

State of

of

County of

SS.

On the 18 day of January in the year
one thousand eight hundred and Eighty

James B. Cummings

to me known, and known to me to be the individual described in, and who
executed the foregoing instrument, and acknowledged
that he executed the same.

J. Gerrin Deary

Notary Public

the Mortgagee within named,

that there remains due and unpaid on the mortgage, of which the foregoing is a true copy

copy and statement are filed to continue the notice required by the statute made and provided
for the renewal of chattel mortgages.

Dated this day of A. D. 18

0260

~~CONFIDENTIAL~~

023

Leam. D. J. Annals

TO
Herrn Delet

And
Dear

Dated January 18th 1871
Filed 18

This Mortgage, or a true Copy thereof, must be filed
if in the City of New York, in the Office of the Registrar.
If in any other City or County Town, in the Clerk's office thereof.
If in any other Town in this State, in the Town Clerk's office.
Invalid if not renewed within 30 days next preceding expiration
each and every term of one year after filing thereof.

I hereby Release Mr Nicholas C Leonard my
attorney from all claims
and the within mortgage is hereby
satisfied
Done New York
Jan. 23^d 1889

Assigned to paid mortgage

January 15 1889

J. Hardy, author and compiler
 my attorney to foreclose the annexed mortgage and
 collect the payment due on the same

POOR QUALITY
ORIGINAL

0261

Court of General Sessions &c.

The People &c. *vs.* *of* Larceny.
Nicholas C. Coulon

This matter was laid before His
Hon. Judge Patterson who discharged
the defendant on the 4th day of March 1889.

Complainant now begs that
the following facts be laid before the
Grand Jury, and that the defendant
herein be dealt with according to law.

Statement of Facts.

One Louis Peters was indebted, to
John Early complainant, in a certain
sum of money viz: - about \$397.⁷³ Said
Peters, to secure this debt, gave, to Early
a certain chattel mortgage for \$600.⁰⁰
and executed by John B. Rummous
to him, Peters and wife. When this
mortgage fell due Early complainant
empowered Coulon, the defendant herein,
to collect said mortgage.

Coulon after several extensions
of time granted to Mrs Rummous
finally collected the face amount
of said mortgage together with interest

POOR QUALITY
ORIGINAL

0262

and fees, from Mrs. Rummons, amounting to \$685. Coulon paid to Early the sum of \$397⁷³ being in full of all demands, against said Peters, stating at the same time to Early that he could not collect the full amount of said mortgage and was compelled to compromise with Mrs. Rummons.

Early directed Coulon to pay the balance of amount collected, to Peters. Instead, however, of paying the balance to Peters, Coulon commenced to negotiate for a settlement. Peters refused to accept any amount less than the balance left, as he ascertained that Coulon had collected the full amount of the mortgage from Mrs. Rummons as above stated.

Not receiving this balance Peters addressed himself to Early ^{of the same} for the payment, and Early was compelled to pay to Peters the balance of \$229.⁷⁷

Early then investigated the matter, and discovered that Coulon had falsely represented to him that he Coulon was compelled to settle the mortgage with Mrs. Rummons for a less sum than the mortgage called for,

POOR QUALITY
ORIGINAL

0263

that Coulson had collected the face amount of said mortgage and had in his possession, the \$229.²⁷ belonging to him, which he was compelled to pay to Peters, which sum Coulson was still withholding from Early although requested repeatedly by Early to pay over said sum.

I think the above facts make out a case of larceny (false pretense) and would recommend that the case be laid before the Grand Jury.
Respectfully submitted,

William D. Doty
Dariusson, N.Y.

I have not been able to discover any papers in the above case in Mr. Sparks' office; on inquiring I have ascertained that there were no papers in this case originally.

William D. Doty

POOR QUALITY
ORIGINAL

0264

State of New York }
City and County of New York }

John Early being duly sworn says that he resides at No. 316 West 30th Street in the city of New York; that on January 15th 1889, he executed a Power of Attorney to Nicholas C. Conlon who resides at No. 209 West 29th Street in said city and authorized said Conlon under said power to collect the amount of money due on a certain chattel mortgage to wit: \$627 or, if necessary, to foreclose the mortgage; that on January 23rd 1889 said Conlon falsely represented to deponent that he had been compelled (after making preparations to sell the chattels secured under the mortgage) to compromise the claim for \$600.⁰⁰/₁₀₀ which sum covered principal, interest and expenses; that said Conlon collected \$695 to wit \$627 (amount due), \$58 for his expenses and \$10 for forbearing to foreclose for some time; that said Conlon paid deponent \$397.⁷³ and was directed to pay the balance remaining, to one Louis Peters who was entitled thereto; that said Conlon offered said Peters \$100, instead of

POOR QUALITY
ORIGINAL

0265

\$229²⁷, falsely claiming the balance as ex-
penses, for which he had already been
paid in full by the mortgagor; that
on refusal of Peters to accept the \$100.00
tendered, said Conlon with held the
whole sum and still with holds it.
that deponent has since paid Peters
the amount due him but has not
received the \$229²⁷ mentioned above
from said Conlon.

Subscribed and sworn to
before me this 16th day of April 1887
John M. Delany
Commr of Verdun Co.

John M. Delany

**POOR QUALITY
ORIGINAL**

0266

Affidavit

of

John Early

POOR QUALITY
ORIGINAL

0267

State of New York }
City and County of New York } s. o.

John Early being duly sworn says that he resides at No. 310 West 30th Street in the City of New York and is engaged in the retail furniture business at Nos 473 and 475 Eighth Avenue in said city; that on or about January 15th 1889 he executed a written power of attorney to Nicholas L. Conlon who resides at No. 209 West 29th Street in said city and authorized the said Conlon under such power to collect ^{the amount due on} or if necessary to foreclose a certain Indenture of Mortgage made on January 18th 1887 by John B. Rummons to Regina Peters and Louis Peters on certain chattels in the house known as No. 145 Clinton Place in said city, which mortgage was assigned by the said Peters to deponent to secure the payment to him of a certain debt due by them.

Deponent states that the said Nicholas L. Conlon on or about January 22^d 1889 falsely represented to deponent that the person in possession of the mortgaged chattels refused to pay and did not pay the

POOR QUALITY
ORIGINAL

0268

full amount of principal and interest due on the said mortgage; to wit \$67⁰⁰/₁₀₀; and that the property had so much depreciated in value that on a sale, it would bring a price, in his judgment wholly inadequate to pay the amount secured by the mortgage and that he therefore deemed it advisable to accept and did accept in full satisfaction of all amounts due for principal, interest and expenses the sum of \$622⁵⁵/₁₀₀.

Of the sum to be collected there was due deponent \$397⁷³/₁₀₀, the balance was to be paid over to the aforesaid assignors, Peters.

The said Nicholas C. Conlon after having thus falsely represented the facts, paid to deponent \$397⁷³/₁₀₀, the amount secured to be paid to him and was by deponent directed to pay the balance to Peters; but instead of paying to Peters the proper amount, he tendered Peters \$100⁰⁰/₁₀₀, withholding the balance as a charge for his expenses.

The truth, as deponent has since learned, is, that the said Nicholas C. Conlon collected the full amount due to wit: \$627⁰⁰/₁₀₀ as well as \$58⁰⁰/₁₀₀ for

POOR QUALITY
ORIGINAL

0269

his expenses and \$10⁰⁰ for forbearing to foreclose for one day - in all \$695⁰⁰

He should therefore have paid to Peters \$229²⁷ and should have made no additional charge against the amount collected for expenses having already collected his expenses from the mortgagor.

On the said Peters refusing to accept the \$100% tendered to them by Conlon, Conlon retained the amount and still retains it to wit \$229²⁷

Deponent further states that on February 25th 1889, said Nicholas L. Conlon was summoned to appear before Judge Patterson in the Second District Police Court of the city of New York and the examination was, on the motion of the judge adjourned to February 28th 1889 and on the day last mentioned further adjourned to March 4th 1889 and on that day Judge Patterson refused to hold or commit said Conlon or give any further consideration to the matter, on the said Conlon tendering to deponent \$100⁰⁰ on the condition that he should be released from any civil or criminal liability for the balance viz \$129²⁷. The attention of Judge Patterson was called to the illegality of such an offer

POOR QUALITY
ORIGINAL

0270

as that made by Conlon but he refused to interfere.

Deponent refused to accept the \$100 conditionally and Conlon still retains it.

Deponent believes that the action of the Police Justice was contrary to law and justice.

Deponent is informed that in withholding under false representations the \$229.49 in question and appropriating the same to his own use said Conlon committed a felony; and that in acknowledging his liability on the \$100 and in refusing to pay it to deponent unless on condition of deponent promising not to invoke the Courts further, said Conlon was again guilty of a felony.

Deponent has since January 22^d 1889 paid the amount due to Peters, which said Conlon withheld from them.

Subscribed & sworn to
before me this 2^d day of
April 1889

John W. Delany
Clerk of District Court

John Conlon

POOR QUALITY
ORIGINAL

0271

General Sessions Court,

The Rev. &c.

John Early
complainant

Michael C. Corliss

REPORT.

For the District Attorney.

For Grand Jury
Witnesses: -
John Early, 310 W. 30 St.
Louis Peters care complainant

Dated May 14th 1889

William B. Porter

Deputy Assistant.

POOR QUALITY
ORIGINAL

0272

105 Clinton Place
New York

Jan 22nd/89

Received from Mrs Isabella
Rummen \$6.85 in full satis-
faction of mortgage ^{for \$1000} made by
Jean B. Rummen to
Regine Peters, and dated
Jan 18th 1887, and of the
charges and expenses of
foreclosing the same.

Wm L. Leonard
Atty for Assignee
of said Mortgage

POOR QUALITY
ORIGINAL

0273

Handwritten notes on graph paper:

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80. 1000 ft. ...
81. 1000 ft. ...
82. 1000 ft. ...
83. 1000 ft. ...
84. 1000 ft. ...
85. 1000 ft. ...
86. 1000 ft. ...
87. 1000 ft. ...
88. 1000 ft. ...
89. 1000 ft. ...
90. 1000 ft. ...
91. 1000 ft. ...
92. 1000 ft. ...
93. 1000 ft. ...
94. 1000 ft. ...
95. 1000 ft. ...
96. 1000 ft. ...
97. 1000 ft. ...
98. 1000 ft. ...
99. 1000 ft. ...
100. 1000 ft. ...

POOR QUALITY
ORIGINAL

0274

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

Nicholas C. Conlin -

Judge Patterson
the complainant
tell me, dismissed
the case -

upon reading
the endorsement of
acting District Attorney
Goff - and hearing
the statement of
the Complainant ^{District Attorney}

I do not think the
People could get a
verdict of guilty. Trial
could end in a disagree-
ment or an acquittal
Feb 12th 1902 G.S.A.

POOR QUALITY
ORIGINAL

0275

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 16th day of July

188 9, in the Court of General Sessions of the Peace, of the County of
New York, charging Nicholas C. Conlon

with the crime of Grand Larceny in the second degree

You are therefore Commanded forthwith to arrest the above named Nicholas C. Conlon
and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York.

New York City, the 16 day of July 188 9

By order of the Court,

John Sparks
Clerk of Court.

POOR QUALITY
ORIGINAL

0276

N. Y. General Sessions of the Peace
THE PEOPLE
OF THE STATE OF NEW YORK,
against

Nicholas C. Boulton

Bench Warrant for Felony.

Issued

July 16th 1889

The officer executing this process will make his
return to the Court forthwith.

July 18th 1889.

The within named
defendant was arrested
and brought to the Dis-
c'ty. Office by Det. Supts.
Von Gerichten and Herman

John J. ...
209 ...
...

POOR QUALITY
ORIGINAL

0277

District Attorney's Office.

PEOPLE

vs.

James Bedford
Kearney
superior
Cave District

POOR QUALITY
ORIGINAL

0278

Amount to be collected principal \$600.00
on mortgage interest 27.00
\$627.00

Amount collected by Conlan
and receipted for as covering
principal, interest & expenses
in full 685.00
Principal + interest \$627.
Therefore Conlan's expenses 58
685

Paid Early \$397.73
Should have paid balance to Peters \$229.27
\$627.00

Falsely represented that he
was compelled to compromise
the claim for \$622⁵³

Offered Peters \$100 which
was refused by Peters as in-
sufficient. Conlan falsely
claimed the balance of \$129.27
for expenses, when he had already
been paid his expenses.

Conlan still retains this \$229.27

POOR QUALITY
ORIGINAL

0279

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Nicholas R. Rendon

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

Nicholas R. Rendon
of the CRIME OF Grand LARCENY, in the second degree, committed
as follows:

The said Nicholas R. Rendon,

late of the City of New York, in the County of New York aforesaid, on the
twentieth day of January, in the year of our Lord
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being
then and there the clerk and servant of attorney and agent of
one John Early, and as such attorney
and agent,

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

the true owner thereof, to wit: the sum of two hundred
and twenty nine dollars and twenty
seven cents in money, lawful
money of the United States and

of the value of two hundred and
twenty nine dollars and twenty seven cents,

the said Nicholas R. Rendon afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said John Early,

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said John Early

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

JOHN R. FELLOWS,
District Attorney.

0280

BOX:

359

FOLDER:

3375

DESCRIPTION:

Cook, William

DATE:

07/12/89



3375

0281

BOX:

359

FOLDER:

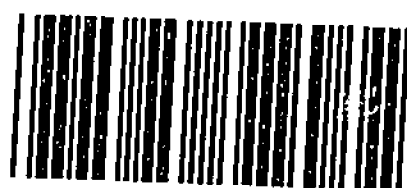
3375

DESCRIPTION:

Russell, Edward

DATE:

07/12/89



3375

0202

Incident

PZ 50170789
 Book per aa PL.
 Pen: One yr each.

POOR QUALITY
ORIGINAL

0283

Police Court- 2 District.

Affidavit-Larceny.

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

of No. Lakewood N.Y. or 30 West 54th Street, aged 28 years,
occupation Housekeeper being duly sworn
deposes and says, that on the 14 day of June 1888

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 night time, the following property, viz:

One pocket book containing seven dollars and seven cents, in gold and lawful money of the United States (\$7.07)

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

William Cook, and Edward Russell (now here) under the following circumstances. Deponent was coming out of the Broadway Theatre about 11 O'clock p.m. when deponent noticed defendant Cook in the crowd and he was pushing and jostling deponent. Deponent discovered that her pocket book had been taken from her dress pocket, and she heard her key drop on the tiling. Deponent immediately seized the defendant Cook and accused him of taking said property, and deponent immediately seized the said Cook by the coat, but he

Sworn to before me, this

day

1888

Police Justice

POOR QUALITY
ORIGINAL

0284

broke away and ran off. and he
was immediately pursued and arrested
by Policeman Charles D. Smith of
the 19th Precinct. Dependent is
informed by Detective Sergeant James
J. Vallenty (now dead) that the defendant
Edward Russell (now dead) started
to run at the said time and the
said Russell was immediately
arrested with the said stolen
property in his possession, and dependent
is informed by the said Vallenty
that he knows that both defendants
are in the habit of associating together
and dependent therefore charges
that they acted in concert in the
said larceny.

sworn to before me this
15th day of June 1884
John J. McManis
Deputy Judge

Clara Willson

1884

POOR QUALITY
ORIGINAL

0285

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation

James F. Vally
Police

of No.

300 Mulberry

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Clara Willson

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

Sworn to before me, this

15

day of

June

188

James F. Vally

John H. Homan
Police Justice.

POOR QUALITY
ORIGINAL

0286

Sec. 193-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *William Cook*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *514 West 57th St U.S. 2 years*

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

Answer. *514 West 57th 2 years*

Question. What is your business or profession?

Answer. *Fireman*

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.*

William Cook

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0287

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Edward Russell*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *MS.*

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

Answer. *213 West 15 3 month*

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 - I deny
that this property was
found on me. I do not
know the defendant
Cook. I never saw
him before in my life*
Edward Russell

Taken before me this

13

day of

June

1885

John J. McQuinn

Police Justice.

POOR QUALITY
ORIGINAL

0200

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____
No. 5, by _____
Residence _____
Street _____
No. 6, by _____
Residence _____
Street _____
No. 7, by _____
Residence _____
Street _____
No. 8, by _____
Residence _____
Street _____
No. 9, by _____
Residence _____
Street _____
No. 10, by _____
Residence _____
Street _____

Police Court No. 2
District 2

8/6

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Class Miller

30 West 34 St

Wm Cook

Edward Russell

Offence

Larceny
felony

Dated

June 15 1889

John Homan

Magistrate.

Chas B Smith

Officer.

Witnesses

Precinct.

Call the officers

No. 1

Street

No. 2

Street

No. 3

Street

No. 4

Street

No. 5

Street

No. 6

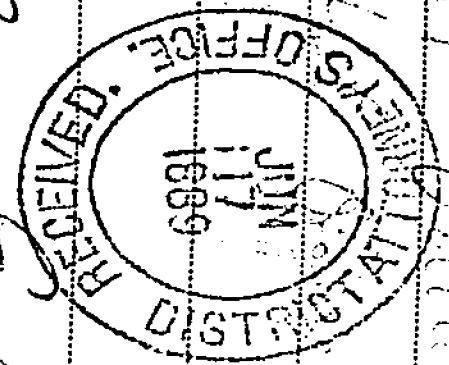
Street

No. 7

Street

No. 8

Street



\$ 1000

to answer

Street

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

William Cook, Edward Russell

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

Dated June 15 1889 John Homan 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

0289

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.]

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 Clara Wilson
of No. 30 West 34th 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 16 day of

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

Wm Cook et al

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

JOHN R. FELLOWS, District Attorney.

POOR QUALITY
ORIGINAL

0290

Sub-
assign
Office
If in
state
If in
Attorn
If y
fore th
was in
District

Court of General Sessions.

THE PEOPLE

vs.

Wm. Cook
et al

City and County of New York, ss.:

Charles W. Smith, being duly
sworn, deposes and says: I am a Police Officer attached to the 19th Precinct,
in the City of New York. On the 14th day of Aug 1889,
and on one other occasion I called at
30 West 34th St.

the alleged residence of Clara Wilson
the complainant herein, to serve her with the annexed subpoena, and was informed by
a woman who resides there that
said Clara Wilson never resided there
permanently. She had merely visited
there. She further stated that said
complainant resided at Lakewood, N.Y.

Sworn to before me, this 15th day
of Aug 1889

James E. Cabel
Notary Public N.Y.C.

Charles W. Smith

POOR QUALITY
ORIGINAL

0291

Court of General Sessions.

THE PEOPLE, on the Complaint of

Clara Wilson

vs.

William Cook

Edward Russell

Offence: *Indecent*

JOHN R. FELLOWS,

District Attorney.

Affidavit of Police Officer

Charles G. Smith

19th

Precinct.

Failure to Find Witness.

POOR QUALITY
ORIGINAL

0292

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 Cook and
Edward Russell

The Grand Jury of the City and County of New York, by this indictment, accuse
William Cook and Edward Russell
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *William Cook and Edward*
Russell, both

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

the sum of seven dollars
and seven cents in money, lawful
money of the United States, and of
the value of seven dollars and seven
cents, and one pocket-book of the
value of fifty cents,

of the goods, chattels and personal property of one *Clara Willson*
on the person of the said *Clara Willson*
then and there being found, from the person of the said *Clara Willson*
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

0293

SECOND COUNT—

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

William Cook and Edward Russell

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

The said *William Cook and Edward Russell, both*

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,

the sum of seven dollars and seven cents in money lawful money of the United States of America and of the value of seven dollars and seven cents, and one pocket-book of the value of fifty cents

of the goods, chattels and personal property of one *Clara Willson*

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

unlawfully and unjustly, did feloniously receive and have; the said *William Cook and Edward Russell*

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.

0294

BOX:

359

FOLDER:

3375

DESCRIPTION:

Crawford, Harry

DATE:

07/03/89



3375

POOR QUALITY
ORIGINAL

0295

Counsel,

Filed

Pleads,

3 July 1889
day of

THE PEOPLE

vs.

P

Harry Crawford

John R. Fellows

JOHN R. FELLOWS,
District Attorney.

Burglary in the Third degree.
+ Petit Larceny
[Section 498, 506, 507, 508, 509]

A True Bill.

Monday

John R. Fellows

Foreman.

July 8/89

Charles B. B. B.

S.P. 2 1/2

Witnesses:

John R. Fellows

POOR QUALITY
ORIGINAL

0296

Police Court— 6th District.

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

of No. 999 Washington Avenue Long Sing 46 years,
occupation Laundry Keeper being duly sworn
deposes and says, that the premises No. 999 Washington Avenue
in the City and County aforesaid, the said being a frame building

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

were BURGLARIOUSLY entered by means of forcibly breaking open
the front door forcing the lock thereof

on the 16th day of June 1889 in the day time, and the
following property feloniously taken, stolen, and carried away, viz: Property of
description and value as follows: 1 Pair coats
twenty-five cents, two shirts each fifty cents,
ten pounds of rice sixty cents, one pocket knife
fifty cents

the property of deponent as to the rice and the knife, and the clothing
of a customer, now in deponent's care and custody

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Henry Crawford, now here

for the reasons following, to wit: Deponent on the morning of said
day closed and locked the door of said building, and
on his return found the same broken open and
missed the property above described, which said
Crawford admits that he took, stole and carried
away as above set forth.

Sworn to before me this 29th
day of June 1889
John C. [Signature]
Police Justice

POOR QUALITY
ORIGINAL

0297

Sec. 198—200.

6

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Henry Crawford

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

I have no home

Question. What is your business or profession?

Answer.

None

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

Answer.

I am guilty

Henry Crawford

Taken before me this

29

day of *June*

1889

John C. Lawrence

Police Justice.

POOR QUALITY
ORIGINAL

0298

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 6th DISTRICT.

of the 33^d Precinct Police ~~Street, aged~~ years,
being duly sworn deposes and says,

that on the 27th day of June 1889

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

Harry Crawford, now here, on charge of

~~Robbery~~ alleged to be committed by said

Crawford in the ~~daytime~~ month of May

in 3^d Avenue near 16th Street, said

Crawford has made admissions respecting said

charge and defendant asks that said Crawford

be remanded until June 28th in order that

defendant may obtain further information

necessary to ~~prosecute~~ complaint, and also witnesses

Joseph Schirmer

Sworn to before me, this 28th day of June 1889

Alfred Lockman
Police Justice,

POOR QUALITY
ORIGINAL

0299

Police Court-- 6 District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

vs.

Henry Cranford

AFFIDAVIT.

January

Dated June 2nd 1889

Cochran Magistrate.

Schinner Officer.

33d

Witness,

Disposition,

Remanded June 29. 1889

POOR QUALITY
ORIGINAL

0300

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

Police Court

6th 9th
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Crawford
999 Washington St.
New York

Offence

Burglary

Dated

June 29th 1891

Residence

Cochran

No. 3, by

3:30

Residence

3:30

No. 4, by

3:30

Residence

3:30

No. 5, by

3:30

Residence

3:30

No. 6, by

3:30

Residence

3:30

No. 7, by

3:30

Residence

3:30

No. 8, by

3:30

Residence

3:30

No. 9, by

3:30

Residence

3:30

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

Henry Crawford

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

Dated June 29th 1891 John Coakley Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0301

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

April 23, 1890.

Sir:

Application for Executive clemency having been made on behalf
of Harry Crawford who was convicted of Grand Larceny
in the county of New York and sentenced July 8, 1889,
to imprisonment in the Sing Sing Prison for the term of
two years, six months. I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the Code
of Criminal Procedure, as amended in 1884, you will forward to him a
concise statement of the facts and circumstances developed upon the
trial, or upon the preliminary examination, or before the coroner's
jury if no trial was had, together with your opinion of the merits of the
application. Will you also inform the Governor of any other matters
having a bearing upon this case which have come to your knowledge
since conviction?

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

I am,

very respectfully yours,

Hon. John R. Fellows,

New York City.

J. S. Williams.

Private Secretary.

POOR QUALITY
ORIGINAL

0302

H. A. 2008 11/12

1011 H. 1011 11/12

Answered June 5/90

LA
Harry Cooper

July 11

POOR QUALITY
ORIGINAL

0303

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harry Crawford

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

Harry Crawford

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

The said

Harry Crawford

late of the *Twenty-third* Ward of the City of New York, in the County of New York, aforesaid, on the *Sixteenth* day of *June* 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 *laundry* of one

Luong Ling

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

Luong Ling

in the said *laundry* 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

0304

SECOND COUNT—

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

of the CRIME OF

petit LARCENY

committed as follows:

The said

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

*one pair of socks of the value
of twenty-five cents, two shirts
of the value of fifty cents each,
ten pounds of rice of the value
of six cents each pound, and
one knife of the value of fifty
cents*

of the goods, chattels and personal property of one

in the

Laung Sing
Laung Sing
laundry of the said

there situate, then and there being found, *in* the *Laung Sing* 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