

0175

**BOX:**

28

**FOLDER:**

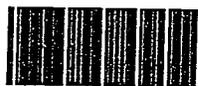
339

**DESCRIPTION:**

Brown, Michael

**DATE:**

01/20/81



339

0176

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Finn, James

**DATE:**

01/20/81



339

0177

2007

Filed 20 day of January 1877

Pleas

THE PEOPLE,

vs.

Michael Brown,

James Finn,

David C. Collins,  
MORRIS PHILIPS,

Indictment for Receiving  
Stolen Goods.

District Attorney

A True Bill.

Francis W. ...

January 21st

Foreman.

Wm. ...  
St. Louis ...

0178

Filed *2007* day of *May* 18*87*

Pleads

Indictment for Receiving  
Stolen Goods

THE PEOPLE,

vs.

*I.*  
Michael Brown

*I.*  
James Mann

*Amel S. Ballou*  
NEWARK, N.J.

District Attorney

A True Bill.

*Francis Mann*

Foreman

*May 21/87*

*John J. Hunt*  
*John J. Hunt*  
*J. J. Hunt*

0179

Police Court—Second District.

City and County }  
of New York. } ss:

*Thomas Deakin*  
of No. *172 Fifth Avenue* Street, being duly sworn,

deposes and says, that the premises No. *172 Fifth Avenue*  
Street, *15<sup>th</sup>* Ward, in the City and County aforesaid, the said being a *dressing house*  
and which was occupied, by deponent as a *Umbrella store*

were **BURGLARIOUSLY**  
entered by means of *forcibly breaking the lock attached*  
*to the front entrance door of said premises,*  
*with intent to commit a crime therein*

on the *night* of the *14<sup>th</sup>* day of *January* 1881.

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

*Twenty Silk Umbrellas and Twenty*  
*Alpaca & Gingham Umbrellas*  
*the value of One Hundred and*  
*Twenty dollars*

the property of *deponent*

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

*(both now here)* for the reasons following, to wit: *That about the hour of eight o'clock*  
*P.M. of said day deponent locked and securely fastened the*  
*said door and about six o'clock A.M. of the 14<sup>th</sup> day of*  
*January 1881. Deponent was informed that said store had*  
*been broken open and that deponent upon making an*  
*examination of the stock in said store discovered the*  
*loss of the aforesaid property. That deponent was after-*  
*wards informed by officer Thomas Scullion that he arrested*  
*said Brown and Finn about the hour of half past*  
*one o'clock A.M. of said night, in Thompson Street and*  
*near Bleeker Street with fourteen silk, alpaca and*

0180

and gingham umbrellas in their possession,  
which said umbrellas, are now here shown,  
and which <sup>the</sup> Deponent fully identifies as a  
portion of the property heretofore described as  
stolen from him.  
Therefore Deponent charges said Brown and  
said Spin with the burglary and larceny  
as aforesaid

Shown to before me this } Thomas Seakin  
14<sup>th</sup> day of January 1881 }  
A. A. Kammur Police Justice

City and County of New York ss: -

Thomas Scullion an officer  
attached to the 15<sup>th</sup> Police Precinct being duly  
sworn deposes and says that he has heard  
read the foregoing affidavit of Thomas  
Seakin - the complainant herein named -  
and so much thereof as relates to  
deponent is true of his own knowledge.  
Shown to before me this } Thomas Scullion  
14<sup>th</sup> day of January 1881 }

A. A. Kammur Police Justice

RECORDED  
INDEXED  
JAN 20 1881  
CLERK OF THE DISTRICT COURT

0181

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK. } ss.

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

QUESTION.—What is your name?

ANSWER.—*Michael Brown*

QUESTION.—How old are you?

ANSWER.—*Nineteen years of age*

QUESTION.—Where were you born?

ANSWER.—*Washington D.C.*

QUESTION.—Where do you live?

ANSWER.—*156 Bleeker Street*

QUESTION.—What is your occupation?

ANSWER.—*Cypress-driver*

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

ANSWER.—*I have nothing to say.*

*Michael Brown*

Taken before me, this

*14<sup>th</sup>*

day of *January*, 188*1*

*W. C. Brown*  
Police Justice.

0182

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK. } ss.

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

QUESTION.—What is your name?

ANSWER.—*James Finin*

QUESTION.—How old are you?

ANSWER.—*Nineteen years of age*

QUESTION.—Where were you born?

ANSWER.—*New York City*

QUESTION.—Where do you live?

ANSWER.—*178 Bleeker Street*

QUESTION.—What is your occupation?

ANSWER.—*Butcher*

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

ANSWER.—*I am guilty of the charge. I have nothing more to say. James Finin*

Taken before me, this

*Wm. C. Sawyer*  
day of *January*, 188*1*  
Police Justice.

0183

206

Police Court—Second District.

OFFENSE: BURGLARY AND LARCENY.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Thomas Sebastian  
172  
Michael  
James



Dated January 16, 1881

Hansen Magistrate.

Sullivan Officer.  
15th St.

Clerk.

Witness  
Thomas Sullivan }  
15th Street Police }

Committed in default of \$ Bail.

Bailed by

No. Street.

0184

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *Michael Brown and James Finn*  
*each*  
late of the *fifteenth* Ward of the City of New York, in the County of  
New York, aforesaid,

on the *fourteenth* day of *January* in the year  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty one*  
with force and arms, about the hour of *twelve* o'clock in the *night* time  
of the same day, at the Ward, City and County aforesaid, the Dwelling-house of

*Thomas Deakin*  
there situate, feloniously and burglariously did break into and enter by means of *forcibly*  
*breaking open an outer door of said dwellinghouse*  
whilst there was then and there some human being to wit, one

*Thomas Deakin* within the said dwelling-house he, the said  
then and there intending to commit some crime therein, to wit, the goods, chattels, and  
personal property of *Thomas Deakin*

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That  
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County  
aforesaid, about the hour of *twelve* o'clock in the *night* time of said day,  
the said *Michael Brown and James Finn each*  
late of the Ward, City, and County aforesaid,

*Thirty* umbrellas of the value of *four*  
*dollars each*

of the goods, chattels, and personal property of *Thomas Deakin*  
*Thomas Deakin* in the said dwelling-house of one  
, then and there being found  
in the dwelling-house aforesaid, then and there feloniously did steal, take, and carry  
away, against the form of the Statute in such case made and provided, and against  
the peace of the People of the State of New York and their dignity.

been feloniously stolen). against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

*Samuel J. Rollins*  
BENJ. B. VILLIERS, District Attorney.

0185

CITY AND COUNTY  
OF NEW YORK

*aforsaid*

And THE JURORS, ~~OF THE PEOPLE OF THE STATE OF NEW YORK,~~

~~in and for the body of the City and County of New York,~~

upon their Oath, present: *aforsaid do further present:*

That *Michael Brown and James Finn* each

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *fourteenth* day of *January* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty one* with force and arms, at the

Ward, City and County aforesaid,

*Thirty umbrellas of the value of four dollars each*

of the goods, Chattels and personal property of *Thomas Deakin*

by *a certain person or*

~~and certain other~~ persons. to the Jurors aforesaid unknown, then lately before feloniously

stolen of the said *Thomas Deakin*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have

(the said

*Michael Brown and James Finn*

then and there well knowing the said goods, chattels, and personal property to have

been feloniously stolen). against the form of the Statute in such case made and pro-

vided, and against the peace of the People of the State of New York, and their dignity.

*Samuel J. Rollins*

**BEN. B. VELLIS**, District Attorney.

0186

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Buesing, Adolphus

**DATE:**

01/14/81



339

0187

X  
1707

Day of Trial,

Counsel,

Filed 4 day of *May* 1881

Pleas

THE PEOPLE

vs.

*Charles B. Keating*  
*and*  
*Charles B. Keating*  
Selling Lottery tickets

*David S. Collins*

District Attorney,

A True Bill,

*Francis Davis*

Provenant.

that we all wish

*Spent from Dist. Ct. 2/1/81*

0188

X No 09

Day of Trial,

Counsel,

Filed 4 day of July 1881

Pleads

THE PEOPLE

vs.

Abraham Kusung  
B  
alias  
Charles Baker

Selling Lottery tickets

David S. Sullivan

District Attorney.

A True Bill.

Francis Darr

Foreman.

and see extra inside

Spced from Dist. Ct. July 2/81

0189

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*Charles Baker*

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

*Richard Brown*

and did procure and cause to be procured for the said

*Richard Brown*

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

*- 5 - 15 L 5 cts*

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

0190

SECOND COUNT—

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

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

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

*One Marion Street*

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

THIRD COUNT—

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

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

And that he the said

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

*One Marion Street*

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

*Richard Brown*  
and did procure and cause to be procured for the said

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

*5 15 L 5 cts*

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

0191

FOURTH COUNT—

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

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

*One Marion Street*

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

FIFTH COUNT—

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

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

*One Marion Street*

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

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

DANIEL G. ROLLINS,  
District Attorney.

0192

No 22

Day of Trial,  
Counsel,  
Filed 8 day of Feb 1881  
Pleads

Selling Lottery Policies.

THE PEOPLE

vs.

Said to be dead

B.

Charles Parker

alias

Charles Parker

DANIEL G. ROLLINS,

District Attorney.

A TRUE BILL  
H. H. H. H. H.  
21  
1881

0 193

Police Court — First District.

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

Richard Brown  
of No. 173 Mulberry Street,  
being duly sworn, deposes and says, that on the 1<sup>st</sup>  
day of February 1887, at the City and County of  
New York,

he went into the premises  
No. 1 Marion Street and  
saw there Charles Baker  
whom deponent asked for  
the numbers 5 first and 15  
last in a lottery ticket. That said  
Baker told deponent he was  
not writing and handed depon-  
ent a slip of paper on which to  
write the numbers and took  
from deponent ten cents.  
That deponent afterwards  
saw said Baker register  
said numbers in a book  
which he had for that purpose  
that the ticket with said numbers is hereto  
produced as evidence in this complaint.

Richard Brown  
I come to depose me this  
1<sup>st</sup> day of Feb'y 1887  
P. H. M. J. J.  
Police Justice

0194

COUNSEL FOR COMPLAINANT.

Name, .....  
Address, .....

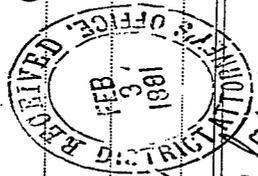
COUNSEL FOR DEFENDANT.

Name, .....  
Address, .....

Police Court—First District.

THE PEOPLE, &  
ON THE COMPLAINT OF

*Richard P. Ryan*  
173 Military St.  
*Charles Baker*



Offence, .....

Dated *February 1st* 1891

*J. Crandall* Magistrate.

*John J. Reman* Officer.

*14* Clerk.

Witnesses, .....

BAILED,

No. 1, by

*George Lambrode*  
*14 Second Street*

Residence, .....

No. 2, by

Residence, .....

No. 3, by

Residence, .....

No. 4, by

Residence, .....

No. 5, by

Residence, .....

No. 6, by

Residence, .....

\$ *5.00* to answer

at *Remond* Sessions, *Police*

Received in Dist. Atty's Office.

*CRM*

0 195

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY } ss.  
OF NEW YORK.

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

Question. What is your name?

Answer. *Adolph Busing*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *Germany*

Question. Where do you live?

Answer. *61 Elizabeth St*

Question. What is your occupation?

Answer. *clerk*

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

Answer. *I am not guilty*  
*Adolph Busing*

Taken before me, this

*30*

day of *December*

188*1*

*[Signature]*  
POLICE JUSTICE.

0196

*Ex No 15  
142830 of 25  
Sedg*

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

ANTHONY COMSTOCK, of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that *John Dor otherwise known as Smith* ~~Barker, Adolph Parising~~ did, on or about the *15<sup>th</sup>* day of *November*, 1880, at number *347 Broome st* street in the City of New York, and County of New York, unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and further, that the said *John Dor otherwise known as Smith* ~~Barker,~~ *and is commonly known and called a policy slip or lottery policy.*

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

Subscribed and sworn to before me,  
this *29<sup>th</sup>* day of *December*, 1880

*J. M. Patterson*  
Police Justice.

*Anthony Comstock*

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

*John G Van Burt* of 150 Nassau St being duly sworn deposes and says that on the *15<sup>th</sup>* day of *November*, 1880 he purchased the annexed certain paper or instrument purporting to be a ticket, or part of a ticket in a lottery or lottery policy, which said paper instrument and ticket is commonly called a *policy slip or lottery policy*, and the said *John Dor* ~~Barker,~~ *Adolph Parising* aforesaid did sell the same to this deponent as more fully stated in the foregoing affidavit, and deponent knows the facts as set forth in the above affidavit to be true of his own knowledge concerning the said party and place complained of.

Subscribed and sworn to before me  
this *29<sup>th</sup>* day of *December*, 1880

*J. M. Patterson*  
Police Justice.

*John G Van Burt*

0197

Warrant No. 59  
POLICE COURT — DISTRICT.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF  
*Anthony Constock*  
VS.  
*John H. Constock*  
1880

LOTTERY AND POLICY.

Dated *December 23* 1880  
*W. C. M. M. M.* Magistrate.  
Clerk  
Officer.

WITNESSES:  
*John H. Constock*  
*150 Nassau St.*

*W. C. M. M. M.*  
Notary Public  
*Samuel Henderson*  
*163 Leonard*  
Street.

X

0198

Court of General Sessions of the Peace  
City and County of New York

The People

vs

Charles Baker

City and County of New York, to wit:

George Van Arsdale of said  
City, being duly sworn, deposes and says,  
that he is bail for Charles Baker and has  
been notified to produce the said Charles  
Baker this day; that the said Charles  
Baker is now lying ill and suffering  
from Pneumonia in the Roosevelt Hospital  
under the assumed name of Adolph Busing;  
that deponent has visited him and knows  
him to be the identical person for whom  
he became bail.

Sworn to before me this } George Van Arsdale  
11<sup>th</sup> day of February 1881 }

William Kestum

Notary Public -

Kings + New York Counties

0199

General Sessions

The People

vs

Charles Baker

Affiant of Bail

0200

**ROOSEVELT HOSPITAL,**

59th STREET & NINTH AVENUE.

New York,

Feb 10

1881

This is to certify that  
Adolph Busing is at the  
present time a patient  
in this Hospital suffering  
from pneumonia.  
Admitted Feb 8, 81

Yours Respectfully,  
Nelson Henry.

House Physician

Name assumed Charles Baker

M. H. Henry.

0201

ROOSEVELT HOSPITAL,

59th STREET & NINTH AVENUE.

New York,

Feb 8

1881

This is to certify that  
Adolph Bessing who  
is Charles Baker died  
in this Hospital on the  
16th of February from  
Double Pneumonia.

Respectfully,

Nelson Henry.

House Physician.

61 Elizabeth St  
Adolph Bessing

No 1 Marion Street

Charles Baker

John Brennan 14<sup>th</sup> officer

0202

**ROOSEVELT HOSPITAL,**  
59th Street & 9th Ave.,  
**NEW YORK.**

P. M.—Please return if not called for in Five Days.

Chas  
Mr Baker died on the

16<sup>th</sup> —

Is this the man mentioned  
as a heavy dealer?

0203

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

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

That

*Adolphus Beesing*

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

*John A. Van Selt*

and did procure and cause to be procured for the said

*John A. Van Selt*

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

*B Ex Noo 15*

*14. 28 30 9/25*

*Sad 7*

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.

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

0204

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

That the said Adolphus Buesing

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, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number three

hundred and forty seven Broome  
Street

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

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

That the said Adolphus Buesing

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

Adolphus Buesing

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

hundred and forty seven Broome  
Street

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

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

That the said Adolphus Buesing

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

0205

And that he the said Adolphus Buesing

on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number three hundred and forty seven Brossme Street

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

and did procure and cause to be procured for the said John H. Van Pelt

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

B. Ex No 15

14. 20. 30 of 25  
Sad 2/ -

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

Daniel S. Rollins

District Attorney.

0206

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Burke, John

**DATE:**

01/11/81



339

0207

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

McDonald, Thomas

**DATE:**

01/11/81



339

0208

99  
Counsel *W. H. D. [unclear]*  
Filed *11* day of *January* 188*1*  
Pleas *Not Guilty (1st)*

vs  
*John Burke*  
*Thomas McDonald*  
*et al*  
*James P. Collins*  
BANKRUPT  
Acting District Attorney.  
Entered June 17 1881

INDICTMENT.  
Larceny of Money, &c., from the person  
in the night time.  
THE PEOPLE  
vs  
John Burke  
Thomas McDonald  
et al  
James P. Collins  
BANKRUPT  
Acting District Attorney.  
Entered June 17 1881

A True Bill. *J. B.*  
*Timothy Darr*  
Foreman.  
*January 18 1881*  
*J. C. B.*  
*James P. Collins*  
S.P. Two copies each.

0209

FORM 112.

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

Police Court—Third District.

of No. 214 E 5<sup>th</sup> Street, being duly sworn, deposes  
and says that on the 9<sup>th</sup> day of January 1881  
2.15 a.m.  
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent and from his person

the following property viz: a pocket book containing gold  
and lawful money namely three bills  
of the denomination and value of Five dollars  
each, <sup>issue unknown</sup> and silver coin of various denominations  
of the value of one dollar all

of the value of Sixteen 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 John Burke alias Williams  
and Thomas Mc Donald (over here) and two others  
whose names are unknown that about the  
hour of 2.15 a.m. on said date deponent  
was walking towards the Boney in Hester  
Street in said City when said Burke alias  
Williams, Mc Donald and said unknown  
persons came up to him together and  
said Burke alias Williams took stole  
and carried away said pocket-book con-  
taining said money from the pocket of the  
overcoat then and there worn by deponent  
that deponent asked said Burke alias

day of

Subscribed and sworn to me this

of

Notary Public

0210

Williams to return to him said pocket-  
book when he said Burke alias  
Williams ran away and immediately  
thenceafter said Mr Donald and said  
unknown persons walked away together  
I had at the time the pocket book was  
taken by Burke Mr Donald & the unknown  
persons crowded around me and  
they were acting in concert & in aid of said Burke  
I know before me this } I have seen the same  
9<sup>th</sup> day of January 1881 } from a gang the night of 2<sup>nd</sup>

Rt & Truly Police Justice

City & County of  
New York Ss

Christopher Brady of the 10<sup>th</sup> Precinct Police  
being duly sworn says that on the 9<sup>th</sup> day  
of January 1881 at 2.15 a.m. he heard  
a cry of "my pocket book",  
whereupon he went towards  
the point where the cry  
appeared to come from  
& there said said Burke  
running through streets &  
pursued by the complainant  
Charles Winter

Sworn to before me

This 9<sup>th</sup> day of January 1881

Rt & Truly

Police Justice

Christopher Brady

0211

City of New York  
James Albert of 124 Hester  
Street being duly sworn  
in behalf of the defen-  
dant McDonald says.  
I work at 124 Hester  
Street as a bar tender  
for Miss Bella Adams  
I have worked there  
three weeks. I know  
McDonald, and have  
known him for two weeks.  
Winters was in our house  
last night. I remember  
when Winters went out  
of the Saloon. I was between  
2 + 3 o'clock in the morning.  
I saw Officer Brady come  
afterwards into the Saloon  
+ take McDonald out to go  
with him. McDonald did  
not leave the Saloon from the  
time Winters went out until  
Brady took him out. He  
might have gone into the  
back yard. I could not say  
whether he did or not as  
I was busy at the time.  
Winters left the Bar

0212

with me two dollars fifty cents  
This was for drinks -  
Winter drank just before  
he went out. He drank  
hot rum two minutes  
before he left the store  
He left between two and  
three o'clock this morning.  
He paid me ten cents  
a drink for the hot rum.  
The Madam of the store  
took the money for winter  
& the girls use of the room.  
Winter brought this girl  
in from the streets, this  
girl went out with him.

Brought before me this James Albert  
9<sup>th</sup> day of January 1881  
Brought by Police Justice

0213

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Thomas McDonald being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him states as follows, viz.:

Question.—What is your name?

Answer.—Thomas McDonald

Question.—How old are you?

Answer.—23.

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—195 Allen Street

Question.—What is your occupation?

Answer.—Steamship waiter

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

Answer.—I dont know anything  
about it. I never left the Saloon  
at all.

Thos. McDonald

Taken before me, this

*[Signature]*

day of Jan'y

Police Justice.

1891

0214

COUNSEL FOR COMPLAINANT,

Name, .....

Address, .....

COUNSEL FOR DEFENDANT,

Name, .....

Address, .....

POLICE COURT—THIRD DISTRICT.

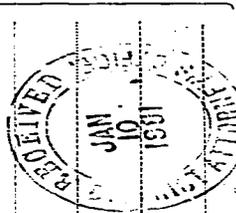
THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Winters  
214 East 5<sup>th</sup> St.

John Burke

Thomas McNally



Dated Jan 9 1891

Magistrate

Brady  
102 West 10<sup>th</sup> St

Officer

Clark

Witnesses

The officers  
May W. Donald

James Albert

\$ 15.00 to answer Each  
9 Sessions One

Received at Dist. Att'y's Office,

BAILED.

No. 1, by .....

Residence .....

No. 2, by .....

Residence .....

No. 3, by .....

Residence .....

No. 4, by .....

Residence .....

No. 5, by .....

Residence .....

No. 6, by .....

Residence .....

0215

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *John Burke and Thomas McDonald* each

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *ninth* day of *January* in the year of our Lord one thousand eight hundred and eighty-~~one~~ *one* at the Ward, City and County aforesaid, with force and arms, ~~in the night time of said day,~~ three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

*\$16.00*

*One pocket-book of the value of fifty cents*

of the goods, chattels, and personal property of one *Charles Winter* on the person of the said *Charles Winter* then and there being found, from the person of the said *Charles Winter* 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.

*Daniel J. Rollins Acting*  
**HENRY H. HARRIS, District Attorney.**

02 16

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Burke, Thomas

**DATE:**

01/20/81



339

0217

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Boyle, John

**DATE:**

01/20/81



339

0218

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

O'Hare, Daniel

**DATE:**

01/20/81



339

0219

BOX:

28

FOLDER:

339

DESCRIPTION:

Monahan, John

DATE:

01/20/81



339

0220

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Hanley, John

**DATE:**

01/20/81



339

1220

205

Filed *20* day of *May* 188*7*

Pleas

THE PEOPLE,

vs.

*Thomas Dunke,*  
*John Boyle,*  
*Samuel R. ...*  
*John ...*  
*John ...*

Indictment for Receiving Stolen Goods.

HERB A. REEDERS

*Amuel ...*  
District Attorney

A True Bill.

*Alvins ...*

*May 21/87*

Forfeiture

*1908 cents*

*Catharine ...*

0222

Police Court—Second District.

City and County } ss:  
of New York. }

*Peter Hansten*

of No. *525* *Sixth Avenue* Street, being duly sworn,

deposes and says, that the premises No. *525* *Sixth Avenue* Street, *20* Ward, in the City and County aforesaid, the said being a *rick-house* and which was occupied by deponent as a *dwelling and cigar store*

were **BURGLARIOUSLY** entered by means of *forcibly breaking a light of glass in the show window of said store, with intent to commit a crime therein*

on the *morning* of the *14<sup>th</sup>* day of *January* 18*81*, at about *the hour of four o'clock* and the following property feloniously taken, stolen, and carried away, viz:

*Three leather cigar cases, four merchant cigar holders & three merchant pipes, all of the value of twenty five dollars*

the property of *deponent.*

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

for the reasons following, to wit: *Daniel O'Scane* (all now here) and *John Monahan* and *John Hanley* (not arrested) for the reasons following, to wit: That at the hour of *three o'clock* on the night of the said *13<sup>th</sup>* day of *January* 18*81* deponent closed his said store and knows that the light of glass in the said show window was secure and intact, and that deponent afterwards informed by officer *Frederick Reigler* of the *29<sup>th</sup>* Police Precinct that he had arrested the said *Burke* about the hour of *four o'clock*

0223

on the morning of the <sup>Said</sup> 14<sup>th</sup> day of January 1881,  
with a leather cigar case and a three-room  
cigar holder in his possession, which said  
property is now here shown and fully  
identified by deponent as his property.  
and deponent was also further informed  
by the said officer that the said Burke  
acknowledged and confessed to him that  
he, Burke in company with said Boyle,  
O'Hare, Monahan and Hanley did commit  
the burglary and larceny as aforesaid.  
Sworn to before me this  
16<sup>th</sup> day of January 1881 } P. Courtier  
John W. O'Hara } Police Justice.

City and County of New York. ss: Frederick Pringle an officer  
attached to the 29<sup>th</sup> Police Precinct being  
duly sworn deposes and says that  
he has read and heard read the foregoing  
affidavit of Peter Courtier - the  
complainant herein named - and so  
much thereof as relates to deponent  
is true of his own knowledge.  
Sworn to before me this  
16<sup>th</sup> day of January 1881 } Frederick Pringle  
John W. O'Hara } Police Justice.

0224

Police Court—Second District.

CITY AND COUNTY  
OF NEW YORK, ss

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

QUESTION.—What is your name?

ANSWER.—

Thomas Burke

QUESTION.—How old are you?

ANSWER.—

Thirteen years of age.

QUESTION.—Where were you born?

ANSWER.—

England.

QUESTION.—Where do you live?

ANSWER.—

No. 415 First Avenue.

QUESTION.—What is your occupation?

ANSWER.—

Live with my aunt.

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

Answer.—

I am guilty of the charge.  
Thomas. Burke

Taken before me, this

W. C. [Signature]  
10th day of January 1887  
Police Justice.

0225

Police Court—Second District.

CITY AND COUNTY) OF NEW YORK. ) ss.

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

QUESTION.—What is your name?

ANSWER.—

*John Boyle.*

QUESTION.—How old are you?

ANSWER.—

*Twenty years of age.*

QUESTION.—Where were you born?

ANSWER.—

*New York City.*

QUESTION.—Where do you live?

ANSWER.—

*No. 467 West 42<sup>d</sup> Street.*

QUESTION.—What is your occupation?

ANSWER.—

*Newspaper*

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

ANSWER.—

*I am guilty of the charge*  
*John X Boyle.*  
*Frank*

Taken before me, this

*John J. ...*  
Police Justice  
1887.



0227

City and County of New York ss: }  
John A. Feating an }  
officer attached to the 24<sup>th</sup> Police Precinct }  
being duly sworn deposes and says that }  
he arrested John Boyle and Daniel }  
O'Hare on the 15<sup>th</sup> day of January 1881, }  
for complicity in the burglary and larceny }  
committed on the premises No: 525 }  
Sixth Avenue on the morning of the }  
14<sup>th</sup> day of January 1881, and that the }  
said Boyle and O'Hare acknowledged }  
and confessed to deponent that they in }  
company with Thomas Burke - here }  
present - and John Moushen and }  
John Hanley, did commit a burglary }  
and larceny at the said premises and }  
that the property stolen therefrom was }  
divided among them. }  
Sworn to before me this }  
16<sup>th</sup> day of January 1881. } John A. Feating  
John A. Feating Justice

0228

205  
Police Court—Second District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF  
*Peter Nordstrom*  
525 6<sup>th</sup> Ave.  
vs.  
1. Thomas *Smith*,  
2. John *Smith*,  
3. James *Smith*,  
4. John *Smith*,  
5. John *Smith*,  
Dated *January 21* 1881  
at *St. Paul*, Minnesota.

*Wm. A. Warner* Magistrate.  
*P. J. and Henry* Officer.  
*79 1/2* Clerk.

Witnesses:  
*Arnold Angler*  
*79 1/2* }  
*John A. Keating*  
*79 1/2* }  
*Phil Beckett*

Committed in default of \$ *1000* Bail.  
Bailed by *Conrad*  
No. \_\_\_\_\_ Street.

0229

CITY AND COUNTY OF NEW YORK

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

That Thomas Burke, John Boyle, Daniel O'Hare, John Monahan and John Hanley each, late of the twentieth Ward of the City of New York, in the County of New York, aforesaid, on the fourteenth day of January in the year of our Lord one thousand eight hundred and seventy-eight with force and arms, about the hour of three o'clock in the night time of the same day, at the Ward, City and County aforesaid, the Dwelling-house of

Peter Hansten there situate, feloniously and burglariously did break into and enter by means of forcibly breaking open an outer window of said dwelling house.

whilst there was then and there some human being to wit, one Peter Hansten within the said dwelling-house the said Thomas Burke, John Boyle, Daniel O'Hare, John Monahan and John Hanley then and there intending to commit some crime therein, to wit, the goods, chattels, and personal property of Peter Hansten

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of three o'clock in the night time of said day, the said Thomas Burke, John Boyle, Daniel O'Hare, John Monahan and John Hanley each late of the Ward, City, and County aforesaid,

Three cases (of the kind commonly called Regar-cases) of the value of two dollars and fifty cents each, Four holders (of the kind commonly called Regar-holders) of the value of two dollars and fifty cents each, Three pipes of the value of two dollars and fifty cents each

of the goods, chattels, and personal property of Peter Hansten in the said dwelling-house of one Peter Hansten, then and there being found in the dwelling-house aforesaid, then and there feloniously did steal, take, and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

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

Daniel J. Hollis BLM. A. HELPS District Attorney.

0230

CITY AND COUNTY OF NEW YORK, ss.

And the JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, ~~made~~ <sup>made</sup> for the body of the City and County of New York, upon their Oath, present: aforesaid do further present:

That Thomas Burke, John Boyle, Daniel O'Hare, John Chonahan and John Hanley each late of the First Ward of the City of New York, in the County of New York, aforesaid, on the fourteenth day of January in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty-one with force and arms, at the Ward, City and County aforesaid,

Three cases (of the kind commonly called cigar-cases) of the value of two dollars and fifty cents each  
Four holders (of the kind commonly called cigar-holders) of the value of two dollars and fifty cents each  
Three pipes of the value of two dollars and fifty cents each

of the goods, Chattels and personal property of Peter Hausten by a certain person or ~~undertain~~ persons, to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Peter Hausten unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Thomas Burke, John Boyle, Daniel O'Hare, John Chonahan and John Hanley then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen). against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Daniel J. Hollis DISTRICT ATTORNEY.

0231

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Butcher, David F.

**DATE:**

01/31/81



339

0232

223

Day of Trial, *Feb 11*  
Counsel, *M. M. B. Butcher*  
Filed *11* day of *Jan*, 188*1*  
Pleads *Not Guilty (Folio)*

THE PEOPLE

vs.

*Selling Lottery Policies.*

*B.*  
*David C. Butcher*  
(3 cases)

DANIEL G. ROLLINS,

*District Attorney.*

A True Bill.

*Francis Decker*  
Foreman.

0233

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

That

*David F. Butcher* \_\_\_\_\_

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

*George E. Oram*

and did procure and cause to be procured for the said

*George E. Oram*

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

*in Both 8/81*

*16. 32. 64*

*\$ 3<sup>00</sup>*

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

0234

SECOND COUNT—

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

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

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

*One hundred and thirty four Chatham Street*

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

THIRD COUNT—

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

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

And that he the said *David F. Butcher*

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

*One hundred and thirty four Chatham Street*

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

*George E. Oram* and did procure and cause to be procured for the said

*George E. Oram* a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*in Book 8/81*  
*16 . 32 . 64*  
*\$3 00*

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

0235

FOURTH COUNT—

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

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

*One hundred and thirty-four Chatham Street*

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

FIFTH COUNT—

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

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

*One hundred and thirty-four Chatham Street*

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

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

DANIEL G. ROLLINS,  
District Attorney.

0236

234

Day of Trial *Feb 14*  
Counsel, *J. W. Buntin*  
Filed *11* day of *Jan'y* 188*1*  
Pleads *Not Guilty* (Copy 10)

THE PEOPLE  
vs.  
*B*  
*David J. Boucher*  
(3 called)

Selling Lottery Policies.

DANIEL G. ROLLINS,  
District Attorney.

A True Bill.  
*Examined*  
Foreman.  
*Feb'y 14/81*  
*James Guilty*  
*See for Boucher*  
*7/11*  
*forwarded*

0237

**POOR QUALITY  
ORIGINAL  
DOCUMENT(S)**

0238

in both  
Jan 11/01 A. C. H.  
3. 8. 24  
" 6 " 45

0239

507  
Bought at  
134 Chatham St  
572 Jan 11/81  
at 945 - A.M.  
Paid 5<sup>05</sup> by L.C.

0240

Mr Both  
Jan 12/56 - Well  
3. 7. 21  
E

0241

134 Elm St.  
Boston, Mass.  
at 100 St. Louis  
Paid 5.05  
B.F.O.

0242

in ~~100~~ 800  
76.32 64  
200  
29"  
1



0244

he has reasonable hopes of again being able to do so

Deponent further says that his character and reputation has never been impeached as an honest and moral man and that he has never been arrested on any charge whatever except the arrest made in this proceeding, and that the circumstances and manner in which he came to be arrested on this charge is as follows: That 10 or 11 days prior to the arrest herein deponent was asked by one Peter McIntire, a friend of his, if he (deponent) would come and act as a clerk for him at his office No 134 Chatham Street in said City, and the reason assigned by said McIntire for desiring his services was, that his regularly employed clerk was sick and unable to attend to business. That deponent desiring to oblige the said Peter McIntire and also to make some money as he was then out of employment, he consented to act, until such time as the regularly employed clerk of said McIntire would be able to resume his duties and no longer

Deponent further says that during the 11 days above mentioned he did not write out any policy slips or sell or give out any policy slips or lottery tickets, nor did he have any business or transactions in which policy or lottery was sold or played. Deponent denies that he now is or ever was a gambler as is contained in the affidavits and which the indictment herein was founded

0245

Deponent further says that if sentence in this case be suspended he will never engage either directly or indirectly in establishing or maintaining any policy shop or lottery office or place where policy or lottery shall be dealt in, nor have anything whatever to do as clerk or employee with any gambling house, policy shop or place where policy slips or lottery tickets are sold but will immediately establish himself in some legitimate business or employment.

Sworn to before me this   
12<sup>th</sup> day of February 1881  David F. Butcher  
Cottrell J. Cahaly  
Notary Public  
King Co.

0246

City of Brooklyn  
County of Kings

Peter Mc Intire being duly sworn deposes and says that he has read the affidavit of David F Butcher hereto annexed. That deponent is the same Peter Mc Intire mentioned in said affidavit as the person who requested the said David F Butcher to take the place of his regularly employed clerk who was then sick, and that the same is true as set forth in said affidavit.

Deponent further says that the statement contained in said affidavit that the employment was not permanent, but was to cease as soon as said clerk was well enough to attend to his duties, the statement that at the time of his arrest the said clerk was still sick and unable to be at the office, the statement that at the time of his arrest he had been with him but eleven days are all true to this deponents knowledge.

Sworn to before me this  
12<sup>th</sup> day of February 1888

Coltrell J Cahaley  
Notary Public

*Peter Mc Intire*  
King Co

0247

Have made

inquirer respecting

matter referred

to herein to which

what have

been that they

are true -

1891 N.C.B. -

a. self.

Court of General Sessions

City of New York,

The People of the  
State of New York  
vs  
David J. Butcher

Defendants

WILLIAM W. BUTCHER,

Attorney for Defendant

16 Court Street,

BROOKLYN, N. Y.

Attorney for

hereby admit due and timely service of a  
copy of the within.

0248

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

George E. Straw  
of No. 137 Douglas Street,  
Brooklyn

being duly sworn deposes and says, that on the 12 day of

January 1881 at No. 132 Chatham  
Street, in the City and County of New York,

David J. Butcher now present  
did unlawfully and feloniously sell and vend to and deliver to  
deponent, for the sum of five cents  
a certain paper and document, the same being what is commonly known as,  
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,  
and document is as follows, that is to say:

hereto annexed, marked "E"

Wherefore deponent prays that the said David J. Butcher  
may be dealt with according to law.

Sworn to before me, this 21  
day of January 1881 } George E. Straw

William J. [Signature] Police Justice.

0249

Police Court

District

THE PEOPLE vs. *George P. Taylor*

Complainant

*137 Douglas St  
Brooklyn*

vs.

*David P. Taylor*  
Defendant



Dated *January 21* 1881

*Wardell*  
Police Justice

*Ray Leonard*  
Officer  
of Inspection

Witness

*L. S.*  
to return

*574*

*Com*

Booked by *Pete McInnes*

Residence

*406 West 55th St*

Street

0250

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*David F. Butcher*

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

*George E. Oram*

and did procure and cause to be procured for the said

*George E. Oram*

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

*in Both*

*Jan 11 / 81*

*A. No.*

*3 . 8 . 24*

*\$5 —*

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

0251

SECOND COUNT—

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

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

*David F. Butcher*

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

*One hundred and thirty-four Chatham Street*

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

THIRD COUNT—

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

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

And that he the said *David F. Butcher*

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

*One hundred and thirty-four Chatham Street*

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

*George E. Oran*

and did procure and cause to be procured for the said

*George E. Oran*

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

*in Both*  
*Jan 11/81* *A. M.*  
*3. 8. 24*  
*\$ 5—*

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

0252

FOURTH COUNT—

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

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

*One hundred and thirty four Chatham Street*

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

FIFTH COUNT—

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

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

*One hundred and thirty four Chatham Street*

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

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

DANIEL G. ROLLINS,  
District Attorney.

0253

396  
W. Butcher  
Attorney  
116 Court St  
Brooklyn

Day of Trial, Feb 11  
Counsel,  
Filed 11 day of Jan'y 1881  
Pleads for Guilty (Feb 10)

Selling Lottery Policies.

THE PEOPLE

vs.

B.

David Butcher  
(Sealed)

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Frederic Owen  
Foreman.

March 14 -

0254

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

George C. Oram.

of No. 137 Douglass Street,  
Brooklyn

being duly sworn deposes and says, that on the 8 day of

January 1881 at No. 134 Chatham

Street, in the City and County of New York,

David F. Putcher now present

did unlawfully and feloniously sell and vend to and deliver to

Deponent, for the sum of three cents  
a certain paper and document, the same being what is commonly known as,  
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,  
and document is as follows, that is to say:

here to annexed - marked "D"

Wherefore deponent prays that the said David F. Putcher  
may be dealt with according to law.

Sworn to before me, this 21  
day of January 1881

George C. Oram

J. B. M. [Signature] Police Justice.

0255

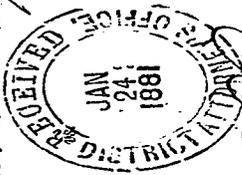
Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Gen. Edman*

*137 Douglas St - Brooklyn*

SELLING LOTTERY POLICIES.



*David C. Sule*

Dated *21 January* 1881

Police Justice.

*Edman* Officer.  
*Inspection Dept.*

Witness:

\$ *500* to answer.  
*Edman*

Bailed by *Peter McIntyre*

Residence

*406 West 55* Street.

0256

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

George E. Straud

of No. 137 Douglass Street,  
Brooklyn

being duly sworn deposes and says, that on the 11 day of

January 1881 at No. 134 Chatham

Street, in the City and County of New York,

David F. Putee, now present.

did unlawfully and feloniously sell and vend to and deliver to  
deponent for the sum of five cents  
a certain paper and document, the same being what is commonly known as,  
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,  
and document is as follows, that is to say:

hence annexed, marked "6"

Wherefore deponent prays that the said David F. Putee  
may be dealt with according to law.

Sworn to before me, this 21 day of January 1881 } George E. Straud

Police Justice.

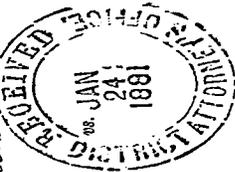
0257

Police Court--

District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*George E. Druce*  
*137 Douglas St. Brooklyn*



SELLING LOTTERY POLICIES.

*David G. Cutcher*

Dated *21 January* 188*8*

Police Justice.

*Ed. Leman* Officer.  
*Inspector Dist.*

Witness:

\$ 500

to answer.

*Ed*  
*Con*

Bailed by *Peter M. Embury*

Residence *406 West 58th St*

Street.

0258

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*David F. Butcher* \_\_\_\_\_

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

*George E. Oram*

and did procure and cause to be procured for the said

*George E. Oram*

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

*in Both*

*Law 12/81*

*A No*

*3 . 7 . 21*

*\$5—*

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

0259

SECOND COUNT—

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

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

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

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

THIRD COUNT—

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

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

And that he the said *David F. Butcher*

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

*One hundred and thirty-four Chatham Street*

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

*George E. Oran* and did procure and cause to be procured for the said

*George E. Oran* a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*in Both*  
*Jan 12/81* *A M*  
*3.7.21* *#5*

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

0260

FOURTH COUNT—

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

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

*One hundred and thirty-four Chatham Street*  
in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

FIFTH COUNT—

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

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

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

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

DANIEL G. ROLLINS,  
District Attorney.

0261

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Byrne, Charles A.

**DATE:**

01/18/81



339

0262

174

Counsel,

Filed *Wm. C. Cady* 1871.

Pleas,

THE PEOPLE

vs.

*Frank Embertzenem Larceny.*

F.

*Charles C. Cady*

*Samuel J. Pollard*  
REMARKABLES

District Attorney.

A True Bill.

*Wm. C. Cady*

*Jan 20 1871* Foreman.

*Thomas C. C.*

*Wm. C. Cady*

*Jan 21 1871*

*Samuel C. Cady*

0263

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Charles A Byrne being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to h , states as follows, viz.:

Question.—What is your name?

Answer.— Charles A Byrne

Question.—How old are you?

Answer.— Twenty one years

Question.—Where were you born?

Answer.— United States

Question.—Where do you live?

Answer.— Brooklyn

Question.—What is your occupation?

Answer.— Clerk

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

Answer.— I am not guilty

Charles A Byrne

Taken before me, this  
John B. Smith  
Police Justice

1887

0264

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

Third District Police Court.

of No. 28 Pine

Frank E. Martin

Street,  
that on the

seventh

being duly sworn, deposes and says,

day of

October

1880

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

Charles A. Byrne (now here) being a servant in the employ of deponent and not being an apprentice nor within the age of eighteen years did feloniously embezzle and convert to his own use without the consent of deponent good and lawful money to the amount and of the value of twenty five (25.00) dollars the property of deponent which had been received by said Byrne in his capacity as a servant aforesaid.

F. E. Martin

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

Thomas J. Hines of No 1271 Broadway being duly sworn deposes and says that on or about the 7th day of October 1880. He paid to Charles A. Byrne (now here) the sum of twenty five (25.00) dollars for indebtedness to Frank E. Martin the above named complainant.

Thomas J. Hines  
Sworn to before me this  
12th day of January 1881  
J. H. W. Smith Police Justice

Sworn to before me this  
12th day of January 1881  
J. H. W. Smith  
Police Justice

0265

H. W. Parrott's  
Police Court, Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank C. Martin  
29 Pine St.



Chautauque  
Dated, January 12 1880

Smith  
Magistrate.

Hindenberg & Dolan  
Central Office

500 Ave S.E.

lenn

APPRVAIT  
Gumbert

0266

BANK OF NORTH AMERICA,

NEW YORK, July 17 1876

The bearer  
Albert Byron was  
in my employ  
nearly 2 years,  
and I know him  
to be honest and  
an active boy. I  
cannot say too much  
in his favor.

Jerome H. Cady  
late Deputy Prov  
312 Broadway N.Y.

0257

OFFICE OF THE MAPLE GROVE CEMETERY,

WM. S. COGSWELL, President.  
JOHN P. MORRIS, Treasurer.  
CHAS. S. GOODWIN, Controller and Secretary. }

1278 BROADWAY, Cor. 32d Street,

Union Dime Savings Bank Building.

New York, Jan 20 1881

To whom it may concern.

Mr Chas a Byrne was employed in the office of this Association during the years 1876. 1877 + 1878. & we cheerfully state that during said time we regarded him perfectly honest & trustworthy.

Chas S Goodwin  
C. S. Secy

0268

MAPLE GROVE CEMETERY,

OFFICE,

No. 1273 BROADWAY, COR. 32d ST.

NEW YORK.

0269

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*Charles A. Byrne*

late of the First Ward of the City of New York, in the County of New York, aforesaid  
not being an apprentice or person within the age of eighteen years, on the *seventh*  
day of *October* in the year of our Lord one thousand eight hundred  
and ~~seventy~~ *eighty* was employed in the capacity of a clerk and servant to one

*Frank E. Martin*

and as such clerk and servant, was entrusted to receive a certain sum of  
money to wit: the sum of *Twenty-five*  
dollars in money and of the value  
of *Twenty-five* dollars

and being so employed and entrusted as aforesaid, the said

*Charles A. Byrne*

by virtue of such employment,  
then and there did receive and take into his possession the said certain sum  
of money to wit: the sum of *Twenty-five*  
dollars in money and of the value of  
*Twenty-five* dollars.

for and on account of

*Frank E. Martin*

his said master and employer; and that the said

*Charles A. Byrne*

on the day and year last aforesaid,  
with force and arms, at the Ward, City and County aforesaid, fraudulently and feloniously did  
take, make away with and secrete, with intent to convert to his own use, and did fraudulently and  
feloniously embezzle and convert to his own use, without the consent of his said master and em-  
ployer, and did fraudulently and feloniously and without the consent of his said master and  
employer withhold, appropriate, apply and make use of the said certain sum  
of money to wit: the sum of *Twenty-five*  
dollars in money and of the value of  
*Twenty-five* dollars

0270

of the goods, chattels, personal property and money of the said *Frank E. Martin* which said goods, chattels, personal property, and money had come into his possession and under his care, by virtue of his being such clerk and servant as aforesaid, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

And the Jurors aforesaid, upon their Oath aforesaid, do further Present, That the said

*Charles A. Byrne*

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year last aforesaid, at the Ward, City and County aforesaid, with force and arms, fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: thirty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: two hundred and forty silver coins (of the kind usually known as shilling pieces), of the value of twelve and a half cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand coins (of the kind known as three cent pieces), of the value of three cents each: three thousand copper coins (of the kind known as cents), of the value of one cent each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each.

\$20000

0271

of the goods, chattels, and personal property of one Frank E. Martin then and there being found, feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

*Daniel F. Rollins*

**BENJ. K. PHELPS**, District Attorney.

0272

**BOX:**

28

**FOLDER:**

339

**DESCRIPTION:**

Byrne, Charles A.

**DATE:**

01/18/81



339

0273

173

Comiso,  
Filed  
Ploude

May of June 1871.

INDIGMENT.  
FORGERY in the Third Degree.

THE PEOPLE

vs.

F.

Charles Hume,  
(2 counts)  
vs.  
Abel C. Collins  
ATTORNEY AT LAW

District Attorney.

ATTORNEY AT LAW

Henry Barr

Foreman.

Henry Barr  
Foreman  
Abel C. Collins  
Attorney at Law  
Charles Hume  
vs.  
The People  
District Attorney

0274

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Charles A. Byrne being duly examined before the under-  
signed, according to law, of the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—Charles A. Byrne

Question.—How old are you?

Answer.—I went one year

Question.—Where were you born?

Answer.—United States

Question.—Where do you live?

Answer.—Brooklyn

Question.—What is your occupation?

Answer.—Clerk

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

Answer.—I am not guilty

Charles A. Byrne

7  
Taken before me this  
March 10th  
City of New York  
Police Justice  
1885

0275

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

Third District Police Court.

of No. 28 Pine

Frank E. Martin

Street,

being duly sworn, deposes and says,

that on the

day of

187

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

The signature to check on Sixth National Bank signed F.E. Martin, for Thirty five dollars Number of check 73 - Dated New York 31<sup>st</sup> Dec 1880 (said check here to annexed) is not his signature and was never signed by him and that the said signature is a forgery and committed unknown to him by one Charles A. Byrne (now dead) for the reason that deponent is informed and believes by Philip Mulligan that he received said check from said Byrne and gave him thirty five dollars on the same believing it to be genuine - That from such information deponent believes that the above mentioned check was uttered by said Byrne with intent to defraud and defraud said Mulligan -

Sworn to before me

this 13<sup>th</sup> day of Jan'y 1881

Solou Smith

F. E. Martin

Police Justice

0276

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

Third District Police Court.

of No. 1259 Broadway  
Street,

Phillip Milligan

being duly sworn, deposes and says,

that on the 31<sup>st</sup>

day of December 1880

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

of New York -

Charles R. Byrne (now here) did knowingly and feloniously utter as true and did present to deponent a certain token and instrument in writing here to annexed and marked Exhibit "A" and purporting to be a check made and drawn by Frank E. Martin on the Sixth National Bank for the sum of thirty five dollars and asked deponent to cash it for said Frank E. Martin. Deponent believing the said check to be good and genuine did give to said Byrne the sum of thirty five dollars. Deponent has since been informed by Frank E. Martin that the said check is a forgery and not signed or authorized by him and returned by said Byrne with intent to defraud this deponent. Wherefore deponent prays said Byrne may be held and dealt with as the law directs.

Sworn to before me this 13<sup>th</sup> day of Decr 1880

Salou B. Smith

Phillip Milligan

Police Justice.

0277

APPEAL

Police Court, Third District

THE PEOPLE, & Co.,

ON THE COMPANY OF

Franklin  
28 Park St.

OR  
Charles A. Byrne



Dated,

Smith

Magistrate.

Shawmut - D.D.

1897.

Philip Halligan  
1259 Broadway

1500 to Cash

Phelan

0278

Wm. Jan 17<sup>th</sup> 1881  
Hon. A. G. Rollins  
Dear Sir:

I would most respectfully ask that I may be allowed the privilege of not prosecuting the prisoner Chas. O. Byrne on account of his previous good character & good family connections, believing that he was led into his misfortune by some bad female, & not being accustomed to keep such company. I am fully satisfied that he has been led astray & if permitted to have another chance

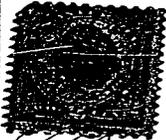
0279

to redeem himself, that  
he would be a better  
young man hereafter  
Remains  
your obedient servant,  
Philip Milligan,  
1259 Bay.

0280

Exhibit 4

U.S. P. Co. Broadway N.Y.C. No. 61. 9567



No. 73 New York Dec 31 1879

# Sixth National Bank

Pay to Cash no bears

Thirty five Dollars

\$35.00

J. E. Martin

Printed & Cash, 37, 39, Avenue, N.Y.

0281

*W. H. H. H.*

0282

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

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

That

*Charles A. Byrne*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *thirty-first* day of *December* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty*, with force and arms, at the Ward,  
City and County aforesaid, feloniously did *falsely* make, forge and counterfeit, and  
cause and procure to be falsely made, forged and counterfeited, and willingly act and  
assist in the false making, forging, *and counterfeiting* a certain

*instrument and writing of the kind com-*  
*monly called a bank check*

which said false, forged and counterfeited *bank check*  
is as follows, that is to say:

*No. 73* *New York Dec 31 1880*  
*The Sixth National Bank.*  
*Pay to cash or bearer*  
*Thirty five Dollars*  
*\$ 35 <sup>100</sup>/<sub>100</sub>* *J. E. Martin*

*Sec. Broadway, 6th Ave. 30th St.*

with intent to injure and defraud *The Sixth National Bank*  
*Frank E. Martin and Philip Whilligan*

and divers other persons, to the jurors aforesaid unknown,  
against the form of the statute in such case made and provided; and against the peace  
of the People of the State of New York and their dignity.

0283

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

THAT the said

*Charles A. Byrne*

late of the Ward, City and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said *The Sixth National Bank, Frank E. Martin and Philip Milligan*

and divers other persons, to the jurors aforesaid unknown, a certain false, forged and counterfeited *instrument and writing of the kind commonly called a bank check*

which said last-mentioned false, forged, *bank check* and counterfeited

is as follows, that is to say:

*No. 73 New York Dec 31 1880*  
*The Sixth National Bank*  
*Pay to Cash or bearer*  
*Thirty five dollars*  
*\$ 35<sup>00</sup>/<sub>100</sub> J. E. Martin*

*See Broadway (1st Ave) N. 30th St.*

the said

*Charles A. Byrne*

at the same time *he* so uttered and published the last-mentioned false, forged, and counterfeited *bank check*

as aforesaid, then and there well knowing the same to be false, forged, and counterfeited, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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