

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 May 1877

Pleas

THE PEOPLE,

vs.

Michael Brown,

James Wm. T.

David C. Collins,
MURDERERS,

District Attorney

A True Bill.

James Wm. T.

May 21/77 Foreman.

James Wm. T.
S. J. Davis & Co. Secy.

0178

2007
Filed 20 day of Jan'y 1887

Pleads

THE PEOPLE,

vs.

I.
Michael Brown

I.
James Finn

Indictment for Receiving
Stolen Goods.
Daniel C. Ballou
District Attorney

A True Bill.

Francis Warr

Jan'y 21/87 Foreman

John D. [unclear]
J. D. [unclear]
J. D. [unclear]
J. D. [unclear]

0179

Police Court—Second District.

City and County } ss:
of New York.

of No. 172 Fifth Avenue Street, being duly sworn,

deposes and says, that the premises No. 172 Fifth Avenue

Street, 15th Ward, in the City and County aforesaid, the said being a dressing house
and which was occupied by deponent as an 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 14th 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 14th 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 Sullivan that he arrested
said Brown and Finn about the hour of half past
one o'clock A.M. of said night, in Thompson Street
near Klecker Street with fourteen silk, alpaca and

0180

and gingham umbrellas in their possession,
which said umbrellas, are now here shown,
and which ^{the} Depoent fully identifies as a
portion of the property heretofore described as
stolen from him.

Therefore Depoent charges said Brown and
said Tim with the burglary and larceny
as aforesaid

Known to before me this } Thomas Seathin
14th day of January 1881 }
John A. Kamm Police Justice

City and County of New York ss: -

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

John A. Kamm Police Justice

FILED
CITY AND COUNTY OF NEW YORK
JAN 15 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

14th

day of January, 1881

Wm. 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

17th day of January, 1881

Police Justice.

0183

206

Police Court—Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Thomas Scullion
172
Michael Scullion
James Scullion
JAMES SCULLION
ATTORNEY
JAN 18 1881

OFFENCE: BURGLARY AND LARCENY.

Dated *January 16, 1881*

Hammer Magistrate.

Scullion Officer.
15th

Clerk.

Witnesses
Thomas Scullion
15th Precinct Police

Committed in default of \$ *100* Bail.

Bailed by

No. Street.

0184

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 *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. R. ROLLINS, District Attorney.

0185

CITY AND COUNTY
OF NEW YORK

aforesaid

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:~~ *aforesaid do further present:*

That *Michael Brown and James Minn* 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 Minn

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 F. Rollins

BENJ. B. PHELPS, District Attorney.

0186

BOX:

28

FOLDER:

339

DESCRIPTION:

Buesing, Adolphus

DATE:

01/14/81



339

0187

X 17059

Day of Trial,

Counsel,

Filed 4 day of May 1881

Pleads

THE PEOPLE

vs.

Charles H. Keweenaw
and
Charles Bates
Selling Lottery policies

David S. Kellie

District Attorney.

A True Bill.

Francis Davis

Foreman.

that we all were
offered from District Attorney 2/1/81

0188

X 17059

Day of Trial,

Counsel,

Filed 1/4 day of Jan'y 1881

Pleads

THE PEOPLE

vs.

Adolphus Kussong
B
alias
Charles Baker

Selling Lottery tickets

David S. Sullivan

District Attorney.

A True Bill.

Samuel Dorr

Foreman.

and see letter inside

Spent from Dec. 21/80

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

THE PEOPLE

vs.

Said Plaintiff

B.

Charles Porter

alias

Christopher Bessing

DANIEL G. ROLLINS,

District Attorney.

A True Bill

Wm. H. Hays

Foreman.

21 Feb 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 1st
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-
fore annexed as evidence in this complaint.

Richard Brown
I come to before me this
1st day of Feb'y 1887
Richard Brown
Police Justice

0194

COUNSEL FOR COMPLAINANT.

Name, _____
Address, _____

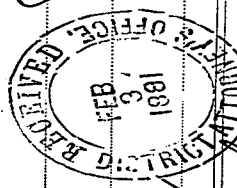
COUNSEL FOR DEFENDANT.

Name, _____
Address, _____

Police Court—First District.

THE PEOPLE, &
ON THE COMPLAINT OF

Richard M. Ryan
173 Military St.
Charles Baker
14 Second Street



Dated *February 1st* 19*31*
W. Crandall Magistrate.

John Brennan Officer.

14 Clerk.

Witnesses, _____

\$ *5.00* to answer
at *Remond* Sessions, *Prater*
Received in Dist. Atty's Office.

(Signature)

0195

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK. } ss.

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

1881

W. M. Morris
POLICE JUSTICE.

0196

*2 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 *Bencher, Adolphus Bussan* *John Dor otherwise known as Smith* did, on or about the *15th* 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* *Bencher*, and *commonly known as 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 *29th* day of *December*, 1880

Anthony Comstock

J. M. Patterson
Police Justice.

City County and State
of New York } ss.

John G Van Buit of 150 Nassau st being duly sworn deposes and says that on the *15th* 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* *Adolphus Bussan* 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 *29th* day of *December*, 1880

John G Van Buit

J. M. Patterson
Police Justice.

0197

Warrant No. 59, 1st
POLICE COURT — DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Anthony Constock,

VS.

John H. Constock

LOTTERY AND POLICY.

Dated December 23, 1880

W. C. Cullen Magistrate.

Clerk

Officer.

WITNESSES:

John H. Constock
150 Nassau St.

W. C. Cullen

Deputy

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
11th day of February 1881 }

William Kaelin

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 Rusing 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 18

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 14th 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

16th -

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 H. Van Selt

and did procure and cause to be procured for the said

John H. 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 No 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 Broome
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. D.*
Filed 11 day of *June* 1881
Pleads *Not Guilty (12)*

THE PEOPLE
vs. *John Burke*
I.
Thomas McDonald
vs. *1900*
INDICTMENT.
Larceny of Money, &c., from the person
in the night time.
Samuel Collins
BANKRUPT.

Acting District Attorney.
Put on June 17, 1881
A True Bill. *N.B.*

James Carr
Foreman.
June 18/81
(J. C. D.)
Shaw & Co. Secy
S.P. Two copies each.

0209

FORM 112.

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

Police Court—Third District.

Charles Winter
of No. 214 E 5th Street, being duly sworn, deposes
and says that on the 9th 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, ^{issue unknown} 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 McDonald (now 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 Battery in Hester
Street in said City when said Burke alias
Williams, McDonald 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

Subscribed and sworn to before me this 18th day of January 1881

day of

1881

Notary Public

0210

Williams to return to him said pocket-
book when he said Burke also as
Williams ran away and immediately
thenceafter said Mc Donald and said
unknown persons walked away together
I had at the time the pocket book was
taken by Burke the Donald & the unknown
persons crowded around me and
they were acting in concert & in aid of said Burke
I have sworn on the 9th day of January 1881
9th day of January 1881 } Charles Winter

Best Truly, Police Justice

City & County of
New York ss

Christopher Brady of the 10th Precinct Police
being duly sworn says that on the 9th 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 9th day of January 1881
Best Truly, Police Justice

Christopher Brady

0211

City & County of New York
James Albert of 124 1/2 West
Street being duly sworn
in behalf of the defen-
dant McDonald says.
I work at 124 1/2 West
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 in to the Saloon
& take McDonald out & go
with him. McDonald did
not leave the Saloon from the
time Winters went out until
Brady took him out. He
might have gone in to the
back yard. I could not say
whether he did or not as
I was busy at the time.
Winters left over 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 street, this
girl went out with him.

Brought before me this James Albert
9th day of January 1881
B 17th 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.—*Henryville*

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 don't know anything
about it. I never left the Saloon
at all.*

Thos. McDonald

Taken before me, this

day of *May*

Police Justice.

1891

0214

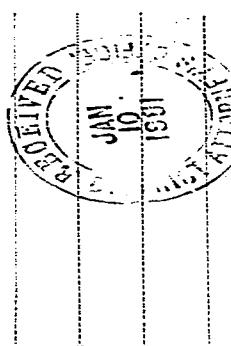
POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Wenter
214 East 5th St.

John Burke
Thomas W. Brady



Dated Jan 9 1931

Magistrate

Brady
10th Street

Clark

Witnesses

The officers
May W. Donald

James Albert

\$1500 to answer
Each
at Sessions

Received at Dist. Att'y's Office,

COUNSEL FOR COMPLAINANT,

Name,

Address,

COUNSEL FOR DEFENDANT,

Name,

Address,

0215

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 *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* 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,

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. Halliday, Acting
BENJ. A. PHELPS, District Attorney.

0216

BOX:

28

FOLDER:

339

DESCRIPTION:

Burke, Thomas

DATE:

01/20/81



339

02 17

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

0221

205

Filed 20 day of May 1887

Pleas

THE PEOPLE,

vs.

1. Thomas J. Burke,
2. John Boyle, Jr.,
3. Daniel Byrne, Jr.,
4. John McMahon, Jr.,
5. John Hanley, Jr.,
Indictment for Receiving
Stolen Goods.

WILLIAM H. REEDS,

Attorney at Law,
District Attorney.

A True Bill.

Alfred J. Davis

May 21/87

Forfeiture.

1000 cents

Carthage Station.

0222

Police Court—Second District.

City and County } ss:
of New York. }

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 brick-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 14th day of January 1881.
at about the hour of four o'clock
and the following property feloniously taken, stolen, and carried away, viz:

Three Leather Cigar Cases, Four
Merchandise Cigar Holders, Three Merchandise
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'Hare (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 13th day of January 1881 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 Fredrick Reigler of the 29th Police

Precinct that he had arrested the said

Burke about the hour of four o'clock

0223

on the morning of the ^{Said} 14th day of January 1881,
with a leather cigar case and a three-ream
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
16th day of January 1881 } P. Cantler
J. W. O'Hare } Police Justice.

City and County of New York. ss.
Frederick Bringle an officer
attached to the 24th Police Precinct being
duly sworn deposes and says that
he has heard read the foregoing
affidavit of Peter Cantler - the
complainant herein named - and so
much thereof as relates to deponent
is true of his own knowledge.
Sworn to before me this
16th day of January 1881 } Frederick Bringle
J. W. O'Hare } 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

1st

day of January, 1881.

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.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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.
Truth

Taken before me, this

John Boyle
1881.
Police Justice.

0226

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK,) ss.

Samuel O'Hare 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.—

Samuel O'Hare.

QUESTION.—How old are you?

ANSWER.—

Seven years of age.

QUESTION.—Where were you born?

ANSWER.—

New York City.

QUESTION.—Where do you live?

ANSWER.—

11th 212 West 27th Street.

QUESTION.—What is your occupation?

ANSWER.—

Menial boy

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 am O'Hare.

Taken before me this

16th

day of

January

1881

Police Justice.

0227

City and County of New York ss: }
 John S. Keating an
 officer attached to the 24th Police Precinct
 being duly sworn deposes and says that
 he arrested John Doyle and Daniel
 O'Hare on the 15th day of January 1881,
 for complicity in the burglary and larceny
 committed on the premises N^o: 525
 Sixth Avenue on the morning of the
 14th day of January 1881, and that the
 said Doyle and O'Hare acknowledged
 and confessed to deponent that they in
 company with Thomas Burke - here
 present - and John Mousham 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 } John S. Keating
 16th day of January 1881. }
 Andrew Munn Police Justice

0228

205

Police Court—Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Peter W. Anderson
525 6th Ave.
vs.
1. Thomas *Anderson*
2. John *Anderson*
3. Samuel *Anderson*
4. John *Anderson*
5. John *Anderson*
Dated January 20, 1891
Burglary and Larceny.

Wm. A. Warner Magistrate.
P. J. and Anthony Officer.
29 Dec 91
Clerk.

Witnesses:
Thomas Anderson
29 Police Precinct
John A. Keating
29 Police Precinct

Committed in default of \$ *1000* Bail.
Each Bailed by *Cond*
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~~ *eighty-one*
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 ~~they~~ 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 pro-
vided, and against the peace of the People of the State of New York, and their dignity.*Daniel J. Rollins* *Wm. A. Phelps* District Attorney.

0230

CITY AND COUNTY OF NEW YORK, ss.

And *aforesaid*

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

made 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

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

Daniel J. Hollis *BEN. H. HARRIS* District Attorney.

0231

BOX:

28

FOLDER:

339

DESCRIPTION:

Butcher, David F.

DATE:

01/31/81



339

223

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

THE PEOPLE

vs.

Selling Lottery Policies.

B.

David F. Butcher

(3 cases)

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Francis Dever
Foreman.

0232

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

late 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

\$3⁰⁰

(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 Both 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 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.

0236

234

Day of Trial *Feb 11*
Counsel *J. W. Buntin*
Filed *11* day of *May* 188*1*
Pleads *Not Guilty (Copy)*

THE PEOPLE

vs.

Selling Lottery Policies.

B

David J. Butcher.
(3 cases)

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Examined
Foreman.

Feb 14/81

James G. Gault

See 408

forwarded

21

0237

**POOR QUALITY
ORIGINAL
DOCUMENT(S)**

0238

in both
Jan 11/01 A. C. H.
3. 8. 24
"6" #5-

0239

704
Bought at
134 Chatham St
on Nov 11/81
at 945 - A.M.
Paid 505 L. E. O.

0240

Mr Both
Jan 12/16 - Well
3. 7. 2
" 8 " —

0241

134 Elizabeth St.
 Boston, Mass.
 1881
 Paid 5.05
 G. F. O.

0242

in ~~front~~ ^{8/11}
76.32 64

29 "

Court of General Sessions
City of New York.

The People of the State
of New York Plff.

David ^{ago} F. Bulcher
Reph.

City of Brooklyn
County of Kings

David F Butcher being duly sworn deposes and says, that he is the defendant in this action and resides at No 43 East 12th Street in the City of New York, with his mother. That his business for many years was that of a dealer in grease and tallow in the City of New York. That about three years ago business in his line proved unprofitable and he was compelled for the time being to abandon the same. That since then he has endeavored to obtain employment suitable to the state of his health, (for deponent is not a strong or healthy man) but so far, owing to no fault of his own he has been unsuccessful. He has also endeavored to reestablish himself in his old business and at the time of the arrest herein after mentioned and at the present time

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 on 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 
12th day of February 1881  David F. Butcher
Cottrell J. Cahaloy
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
12th day of February 1881

Coltrell J Cahaley

Notary Public

Peter Mc Intire

Kings Co

0247

Have made

inquiries respecting
the matter referred
to Court of General Sessions

to Henry & Allen
City of New York,
to what became

known that they
The People of the
State of New York
agst

David J. Butcher

Defendants

WILLIAM W. BUTCHER,

Attorney for Deft

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. O'Rand
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. O'Rand

Benjamin Police Justice.

0249

Police Court District.

THE PEOPLE & Co.,
CARE COMPLAINT

SELLING LOTTERY POLICIES.

George P. Tan
137 Douglas St.
Brooklyn

Bailed by *Peter McIndigo*

Residence

406 West 55th St.

David P. [Signature]
1881

Dated *January 21* 1881

Wardell
Police Justice.

Ed. C. [Signature]
Inspector

Witness:

5th to *Harmon*
Conn

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 *Seventh* 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. 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)

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. 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 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 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.

0253

395
Wentworth
Attorney
116 Court St. Brooklyn

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

THE PEOPLE
vs.
B.
David H. Bunker
(Jury)

Selling Lottery Policies.

DANIEL G. ROLLINS,
District Attorney.

A True Bill.
Franki Owen
Foreman.

May 14 -

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

George E. Drann

of No. 137 Douglass - Street,
Brooklyn

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

January 1881 at No. 134 Chatham.

Street, in the City and County of New York,

David F. Butler now absent.

did unlawfully and feloniously sell ~~and vend to~~ and deliver to

Reforever. 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:

Hereto annexed - marked "D"

Wherefore deponent prays that the said David G. Bullock
may be dealt with according to law.

Sworn to before me, this

day of

188

George E. Crane

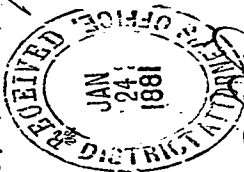
Police Justice

0255

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Edward
137 Douglas St- Brooklyn



SELLING LOTTERY POLICIES.

David C. Lister

Dated *21 January* 1881

J. M. Police Justice.

Edw. Curran Officer.
Inspection Bench.
Witness:

Bailed by *Peter McIntyre*

Residence

406 West 55 Street.

\$ *500* to answer. *L. J. Curran*

0256

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

George E. O'Rand
of No. 137 Douglas 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. 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:

hence reversed. marked "6"

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

Sworn to before me, this 21
day of January 1881 } George E. O'Rand
McMandell Police Justice.

0257

Police Court--

5/ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George E. Davis

137 Douglas St. Brooklyn



SELLING LOTTERY POLICIES.

David A. Dutcher

Dated *21 January* 188*8*

Police Justice.

Ed. Scamman Officer.
1st Inspector Dist.

Witness:

\$ 500

to answer.

Corr

Bailed by *Peter McIntyre*

Residence *406 West 58th*

Street.

0258

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

late 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

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)

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. 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 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).

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

Counsel,

Filed

Pleads,

THE PEOPLE

218

and
J. Emberelement
Tarceny.

2.

Charles C. Byrne.

and
Daniel J. Collins
RENUKAPURHAST

District Attorney.

A True Bill.

Principis

Jan 20/88.

Foreign.

Charles F. L.

Wm. Lloyd Garrison

May 21. 1881

Samuel J. May

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 him, 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
23rd day of April
1897
Police Justice

0264

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

seventh

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 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.

Frank 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
deponent before me this 12th day of January 1881 }
J. H. Smith Police Justice

deponent before me this 12th day of January 1881 }
J. H. Smith Police Justice

0265

U.S. Penitentiary
Police Court, Third District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank C. Martin
29 Penn St.



Charles F. Keene

Dated, January 12, 1890

Smith
Magistrate.

Heidelberg & Dolan
Central Office

500 Ave S.D.

Leam

Amberg
AFFIDAVIT.

0266

BANK OF NORTH AMERICA,

NEW YORK, July 17 187 6

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 Clerk Brog
312 Broadway N.Y.

0267

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 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

then and there did receive and take into his possession *by virtue of such employment,*
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

said 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

Counsel,
Filed 18th day of June 1891.
Ploude

THE PEOPLE

INDICTMENT.
FORGERY in the Third Degree.

L.

Charles H. Hume
(2 cases)

James C. Collins
DISTRICT ATTORNEY

District Attorney.

ATTEST

James H. Carr

Foreman.

James H. Carr
James H. Carr
James H. Carr

0274

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 him, states as follows, viz.:

Question.—What is your name?

Answer.—Charles A. Byrne

Question.—How old are you?

Answer.—I am about 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

Taken before me this

day of Jan

1875

Police Justice

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 31st Dec. 1880 (said check here 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 defendant 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 defendant believes that the above mentioned check was uttered by said Byrne with intent to defraud and defraud said Mulligan -

Sworn before me
this 13th day of Jan'y 1881 } J.E. Martin
Solou Smith

Police Justice -

0276

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

Third District Police Court.

of No.

1259

Broadway

Phillip Milligan

Street,

being duly sworn, deposes and says,

that on the

3/02

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 that the said check is a forgery and not signed or authorized by said Frank E. Martin and that 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
Free this 13th day of Decr 1881

Salou B. Smith

Phillip Milligan

Police Justice.

0277

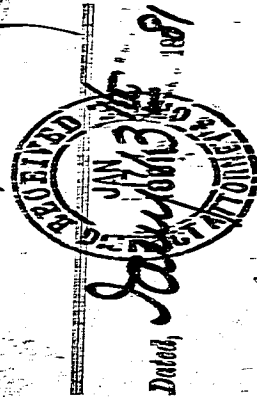
36/ Police Court, Third District

THE PEOPLE, & Co.,

ON THE COMPLAINT OF

Frank E. Martin
28 Peach St.

Charles A. Bynoe



Dated,

1897

Smith

Magistrate.

Handwritten - E.D.

Officer.

Philip Sullivan
1209 Broadway

1500 to 1800

Prison

0278

Wm Jan 17th 1881
Hon. A. G. Rollins
Dear Sir:

I would
most respectfully ask that
I may be allowed the
privilege of not pros-
ecuting the prisoner Chas
A. Byrne on account of
his previous good char-
acter & good family con-
nections, believing that
he was led into his
misfortune by some bad
female, & not being accus-
tomed to keep such comp-
any. I am fully satis-
fied 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 &
remain

Your obedient servant,
Philip Milligan,
1259 Bay.

0280

Exhibit 34

No. 73 New York Dec 31 1879

Sixth National Bank

Pay to Cash on bearer

Thirty five Dollars

\$35.00

J. E. Martin

Payee's Cash, 37 60 Avenue, NY

W. P. Conover, 100 Wall St. N.Y.

0281

W. B. G. G. G.

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
\$ 35 ¹⁰⁰/₁₀₀ *J. E. Martin*

Sec. Broadway, 11th Nov 30th 81

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

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, _____ 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
\$35⁰⁰/₁₀₀ J. E. Martin

Ex. Broadway 11th Ave. N.Y.C.

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.