0117

BOX:
26

FOLDER:
315

DESCRIPTION:
Breen, James

DATE:
12/15/80

315

69

Day of Trial,

Counsel,

Filed 17 day of Dec 1880

Pleads

THE PEOPLE

vs.

vs.

Jas E Gray

James Brown

Felony

BENJ. K. PHELPS,

District Attorney.

Filed this Dec 18, 1880

Pleads guilty

A True Bill.

Wesselo W Cooper

Foreman.

Arrest of Judgment

0119

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, } ss.

James Breen being duly examined before the undersigned, 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.—James Breen

Question.—How old are you?

Answer.—14 years

Question.—Where were you born?

Answer.—New York City

Question.—Where do you live?

Answer.—287 East Broadway

Question.—What is your occupation?

Answer.—Sell papers

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

Answer.—I am guilty

James Breen

Taken before me this 1st day of September 1888

P. Patterson

Police Justice.

0120

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

of the House of detention Street,

being duly sworn, deposes and says that on the 16 day of Novber 1880, at the City of New York, in the County of New York

James Breen (over here)

did upon the person of deponent commit the abominable and detestible crime against nature

That said Breen in a Water closet on the corner of Henry and Governor Street insert his penis into deponents posterior,

Frank his ✗ mark Ferris

Sworn to this 18 day of Novber 1880 before me

[illegible]

Police Justice.

0121

927

POLICE OFFICE, THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank Ferris

~~Hoffman~~

vs.

James Breen

Affidavit—Attorney

Dated Nov 18 1890

Gilbertson JUSTICE.

Lundgren OFFICER.

WITNESSES: 7

1st 500 tons

Coal

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 James Brown late of the Seventh Ward of the City of New York in the County of New York aforesaid on the sixteenth 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 in and upon one Frank Jervis then and there being feloniously did make an assault and then and there feloniously wickedly diabolically and against the order of nature with the said Frank Jervis had a venereal affair and then and there carnally knew the said Frank Jervis and then and there feloniously wickedly diabolically and against the order of nature with the said Frank Jervis did commit and perpetrate that detestable and abominable crime of buggery not to be named among Christians, to the great displeasure of Almighty God, to the great scandal of all human kind and 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

Benj. K. Phelps
District Attorney

0123

BOX:
26

FOLDER:
315

DESCRIPTION:
Breinkheimer, Henry

DATE:
12/08/80

315

21

Filed 8 day of Dec 1880

Pleads

THE PEOPLE

vs.

Henry Breinkheimer

Assault and Battery.

B. K. PHELPS,

District Attorney.

Dec 9. 1880

Pleads Not Guilty.

A True Bill.

Marville W. Cooper

Foreman.

Henry Hoff

0125

Form 11.

Police Court—First District, Halls of Justice.

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

Geo. Miller

of No 2 Greenwich Street,

being duly sworn deposes and says, that

on Thursday the 18 day of November

in the year 1880, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Henry Breinkheimer (no friend) who struck deponent with his clenched fist on the back of the head knocking deponent down and then kicked deponent about the head knocking his teeth out and injuring his body

without any justification on the part of the said assailant

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

Sworn to before me, this 29th day of November 1880 }

George Miller

POLICE JUSTICE.

0126

9188

Form 11.

Police Court, Halls of Justice.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
George Miller
2 Greenwich St
vs.
Henry Brainkhenner

AFFIDAVIT—A. & B.

Dated Nov 29 1880

Duffy Justice.

Mallay Officer.

Witness
Michael Callahan
17 Washington Street
Kate Miller
2 Greenwich St

$500 to Ans. Sess.

Bailed by

No.

0127

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

Henry Breinkheimer

late of the First Ward of the City of New York, in the County of New York, aforesaid on the eighteenth day of November in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, in and upon the body of George Miller in the peace of the said people then and there being, with force and arms unlawfully did make an assault and him the said George Miller did then and there unlawfully beat, wound, and ill-treat, to the great damage of the said George Miller and against the peace of the People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0128

BOX:
26

FOLDER:
315

DESCRIPTION:
Bromberg, Barney

DATE:
12/21/80

315

147 Brooklyn

Counsel,
Filed 21 day of Dec. 1880,
Pleads

THE PEOPLE

vs.

Sp. old

Barney Bromberg

Larceny and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Marville W. Copley

Foreman.

Dec. 22/80

Discharged

0 130

FORM 112.

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

Police Court—Third District.

Maggie McCann

of No. 243 East 29th Street, being duly sworn, deposes and says that on the 18 day of December 1880 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 the person of deponent

the following property viz: One Pocket book containing good and lawful money of the issue of the United States consisting of three Treasury Notes of the denomination and value of two dollars each and three silver coins of the value of ten cents each and three copper coin of one cent each said property being in all

of the value of Six 33/100 Dollars

the property of Margaret McCann deponents mother

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 Bernard Bromberg (now here) and another person not arrested and who is unknown to deponent, for the reason following to wit: Deponent was standing in Grand Street between Forsyth and Allentown Street and there missed her pocket book which was in the pocket of the cloak then worn upon her person deponent was informed by some person unknown to her that said Bernard and said unknown person who is not arrested had stolen her pocket Book deponent followed said Bernard and he was caught by

Sworn to before me this day of 18

Police Justice

William Eidman of No. 267 Grand
who found the afore described Pocket Book
containing said money in his Bromley
possession

Sworn to before me this
19th day of December 1880 } Maggie McCann
J. Wilson
Police Justice

City & County
of New York } ss

William Eidman of No.
267 Grand Street being duly sworn says
he caught Bernard Bromley (another)
in Grand Street with the Pocket
book described in the within affidavit
of Maggie McCann in his possession

Sworn to before me this
19th day of Decbr 1880 } William Eidman
J. Wilson
Police Justice

Police Court—Third District.

CITY AND COUNTY OF NEW YORK. } ss.

Bernard Bromberg 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. Bernard Bromberg

Question. How old are you?

Answer. Eight years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 15 Ludlow St

Question. What is your occupation?

Answer. Peddler.

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

Answer. The other boy stole it and put it in my pocket

Barney Bromberg

Taken before me, this 19 *day of* March 1880

[illegible] POLICE JUSTICE.

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

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Maggie McCann

vs.

243 E 29th st

1 Bernard Mombery

2

3

4

5

6

AFFIDAVIT—LARCENY. Grand Larceny

Dated Decr 19 1890

Gilberta Magistrate.

Crystal 10 Officer.

Clerk.

Witnesses

$ 500 to answer

at Grand Sessions Court

Received at Dist. Att'ys Office,

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

0134

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

Barney Bromberg

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the eighteenth day of December in the year of our Lord one thousand eight hundred and eighty — at the Ward, City and County aforesaid with force and arms,

three Promissory Note s for the payment of money, the same being then and there due and unsatisfied, and of the kind known as ..... United States Treasury Note s of the denomination of two dollars and of the value of two dollars each

Three Promissory Note s for the payment of money, the same being then and there due and unsatisfied, and of the kind known as ..... Bank Note s of the denomination of two dollars and of the value of two dollars each

Three coins (of the kind commonly called dimes) of the value of ten cents each —
Three coins (of the kind commonly called cents) of the value of one cent each
One pocket book of the value of fifty cents
of the goods chattels and personal property of one Maggie McCann, on the person of one Maggie McCann then and there being found, from the person of the said Maggie McCann

~~of the goods, chattels, and personal property of one~~

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.

then and

0135

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

That the said

Barney Bromberg

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

Three Promissory Notes for the payment of money, the same 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

Three Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes of the denomination of Three dollars and of the value of Three dollars each

Three coins (of the kind commonly called dimes) of the value of ten cents each
Three coins (of the kind commonly called cents) of the value of one cent each
One pocket of the value of fifty cents

of the goods, chattels, and personal property of the said Maggie McCann

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Maggie McCann

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

Barney Bromberg

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.

BENJ. K. PHELPS, District Attorney.

0136

BOX:
26

FOLDER:
315

DESCRIPTION:
Bryant, Virginius

DATE:
12/08/80

315

0137

20

Filed 8 day of Dec 1880

Pleads Not Guilty

THE PEOPLE

vs.

P.

Virginius Bryant,

Felonious Assault and Battery.

8 1/2 7 Ar

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Marville W. Cooper

Foreman.

Dec 17. 1880.

Not Guilty

Tried & Convicted

2 yrs & 6 mos S.P.

Police Court—Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

Virginius Bryant being duly examined before the undersigned, 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 his, states as follows, viz:

Question. What is your name?

Answer. Virginius Bryant

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Virginia

Question. Where do you live?

Answer. 815 7th Avenue

Question. What is your occupation?

Answer. Waiter

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

Answer. I picked a Knife up in the street while the Complainant and I were scuffling — the Knife was open, and if i cut the Complainant it was not intentional

Virginius Bryant

Taken before me this 27 day of December 1870

Morgan O'Brien

Police Justice.

0139

ROOSEVELT HOSPITAL,

59th STREET & NINTH AVENUE.

New York, Dec 8th 1860

Albert Bowser was admitted to Roosevelt Hospital Nov 30th suffering from a stab wound of the chest wall. His injuries are probably not serious in character

J. Mount Bleyer M.D.
House Surgeon

0 140

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

Police Court—Fourth District.

Samuel Soule

of No the 32d Precinct Police being duly sworn, deposes and says,

that on the 3rd day of November 1880

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

Albert Bowser was feloniously assaulted and beaten by Virginius Bryant (now here) who stabbed said Bowser in the left breast with a pocket knife as this deponent is informed by said Bowser who is now confined in the Roosevelt Hospital in consequence of the injuries inflicted by said Bryant. That deponent confronted said Bryant with said Bowser who identified him as the person who stabbed him

Samuel Soule

Sworn to before me, this 1st day of December 1880

Morgan O'Brien Police Justice.

0141

Police Court—Fourth District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Samuel Boule
vs.
Albert Brown
AFFIDAVIT.

Date, Dec 1st 1888

Otterbourg Magistrate.

Boule Officer.

Witness,

Disposition,

Ex.

0142

Police Court—Fourth District.

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

of No. 149 West 52d Street ~~Street,~~

being duly sworn, deposes and says, that on Tuesday the thirtieth day of November in the year 1874 at the City of New York, in the County of New York, and feloniously he was violently ASSAULTED and BEATEN by Virginius Bryant (number) who stabbed this deponent with the blade of a Knife, which Knife was then held in the hand of ~~this said~~ Virginius Bryant and wherewith he wounded this deponent in the left breast. That said Virginius Bryant did so feloniously beat and assault this deponent as aforesaid

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

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

Sworn before me, this Third *day of* December 1874

Albert Bowser

McGrane Otterson

Police Justice

Police Court—Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Albert Boiser
No. 149 W. 52nd St.

Virginius Bryant

Affidavit—A. & B.
FELONIOUS.

Dated December 3d 1874

Atterb Magistrate.

Saule Officer.

22

Witness, Lewis Hill 882 Sixth Avenue (basement)
Frank Mosby. No. 369 West 52d Street
Rubin Smith 884 6th Avenue
Henry Ellis 882 Sixth Avenue
Robert Donnelly 882 6th Avenue

$500. Ans G. S.

Comm

638

The People vs. Virginius Bryant — Court of General Sessions Before Recorder Smyth Friday December 17 1880

Indictment for felonious assault and battery

Albert Barser sworn and examined, testified I am a carpet layer, I live at 119 West 27th street, I have known the prisoner about three years he used to come to my house once in a while. I never had any hard feelings against him, never had any words with him. On Tuesday 30th of November I charge that he stabbed me with a knife. it happened in front of 882 Sixth avenue near 50th st, it is a boot blacking establishment kept by Hill and Johnson in a basement it was about 7 o'clock in the evening I was cut I was not in the presence of the prisoner more than five or six minutes before I was stabbed there were several others in the basement when I went in getting their boots blacked and three or four more in there. As soon as I opened the door Bryant said "Hallo here is Barser" I said "Barser is not going to do anything of the kind" then he says "Have got half a dollar how much will you put up?" I say, I won't put up anything" He says "Damn you I bet you have a dollar you aint got a dollar" I says "Never mind what I have got, I aint going to bet if you want to bet

you can do so. The idea, he says, you told me the other day you could not spell Massachusetts. I says, No more than you did. You have not spelled it yet; let me see you spell it now. He said some words, abusive language. I contradicted him and said he had not spelled it yet. He said, you are a God damned fool anyhow. I said, you are another. Louis Hill said, "Gentlemen, we want have any muss." I said, I am not making any muss. That man wants to have a muss." He kept cursing me, and finally I asked him, what do you mean? "What are you trying to get at? It looks as if you wanted to kick up a muss." Hill says, "you will have to go out of here." I said, "All right, I can go out, I am not making a muss; why dont you talk to that man? He went out before me. He said before he went out "Damn you, I will whip you." I said, I won't let you whip me." I saw him put his hand in his pocket and put his hand back. I got out on the sidewalk and I said to the prisoner, "What is the matter? It looks as if you wanted to kick up a muss. I believe you have got a knife in your hand." He said, "It is none of your business what

I have got" I said, "you are talking about
whipping me, I won't let you whip me," I said
Will came out of the basement and said,
"Don't you all be making no noise and
fighting," I said "There is nobody making
any noise but Bryant. At that time a
man came up to me and spoke about
laying some carpets. I turned round to give
him an answer and as I turned round
Bryant said, "you are a damned scun-
drel." I says, "you are another" as soon
as I said that he jerked his hand out
of his pocket. I held on to him, he jabbed
the knife in my left side. I jumped back
and said he stabbed me. Will reached
between him and me, he jerked to get at
me again and he got excited. All at once
he ran across the street, and as he
was running away I hallooed "Police!" the
officer arested him on the other side of the
street and as the officer arested him
he threw the knife on the sidewalk. I
was struck on the left breast between
the two first ribs. I had a vest on and
it went through my vest. I was taken
to the hospital. I did not fall down. I
told the officer he stabbed me. I was at
the Roosevelt hospital two days and a half.
I went back once to have the wound dressed

I am pretty near well now only a little
sore. I never saw the Knife until he
threw it out of his hand after he stabbed me.
Cross-Examined. The officer had the
Knife last. The Knife was open. I never
saw the Knife before. I did not use profane
or insulting words to the prisoner. There
was in the place at the time Henry Ellis
Lewis Hill, Frank Morby and some other
Mr. Hill drove the prisoner and myself
out of the place. The prisoner went ahead
of me, he struck me on the sidewalk
in front of the door. Before he used the
Knife on me I did not make an attempt
to strike him. I did not take my hands
out of my pockets. I did not see him
pick something off the street. I work al-
most every day. I am not doing much
business now. I am not in the habit
of getting intoxicated every day.
Lewis Hill, sworn and examined. I keep
the Foot Racking place. When I ordered the
complainant and the prisoner to go out
they went. I afterwards went out myself.
Both were standing together. Bryant had
his back leaning against the Elevated
Railroad post on the sidewalk. Bowser
called Bryant a damned liar. Bryant

made a lick at him with something and Bowser jumped back. He said, I believe the damned nigger stabbed me; he fell back and found that it was cut. At that time he hallooed for police. I did not see the cut until he came back from the hospital. Bowser hallooed for the police after he was stabbed. Cross Examined. When Bowser came into my place, Bryant said, "Hallo, here comes Bowser," and then they commenced cursing about spelling Massachusetts. Bowser said to Bryant, "Can you spell Massachusetts and Baltimore at the same time?" Bryant said, "You would not know it if I did it." They commenced cursing then, and I said, "All go out of here, gentlemen." Bryant took the first oath and then I ordered him out. I went up stairs about a minute after they did. I do not remember that Bryant was smoking a cigar leaning against the post. I dont know what happened between the prisoner and the complainant before I got up stairs; they were both standing together face to face when I got up. I got in between them and told them to go away to not stand in front of my door making a noise; they were about a yard apart. I did not catch hold of either one. Bryant went around me on the elevated foot the

second time and Bowser said "I believe I am cut, that damned nigga stabbed me". I went between them because Bowser was going back towards Bryant. Samuel Soule, sworn and examined testified. I arested the prisoner. I heard a little noise on the opposite side of Sixth avenue. I thought there was some skylarking and pretty soon I saw a man running down the avenue on the opposite side. Immediately after there was another feller hallowing "police". So I ran down and headed him off (Bryant) at Forty ninth St, he came from Fiftieth St by the Elevated railroad steps. As I came up near him I saw him throw something out this hand. I grabbed him. Bowser came up and said, "This man stabbed me". He opened his coat and showed where he was bleeding pretty freely. So I commenced to look to see if I could find anything. I knew he threw something away. A citizen came up Forty ninth St and said, "here it is". It was ten or twelve feet from where I got Bryant. That the knife was found. How was it then? It was closed. Cross examined. You just arested the man and found the knife and that is all you know? Yes sir. I heard a little noise, that is all.

Lewis R. Hill sworn and examined I work in a glass house 108 and 110 Duane st I have known Bryant for two or three years, I have seen him very often I know the complainant to the reputation of Bryant has always been very good in my estimation and in the estimation of others as a quiet and peaceable man

Virginius Bryant sworn and examined in his own behalf testified I am a married man and live with my wife I am a waiter by trade I have kept a barber shop I was employed by Judge Van Vorst of the Supreme Court last winter I have never been arested before for anything. One evening I came by the complainants house about 9 o'clock and he was drinking liquor, he asked me to have some and I had a glass, this was not the time of the cutting. On the evening of the cutting I was down at this gentlemans boot blacking establishment I sat down and Brewer came in and he commenced about spelling Massachusett, and he told me that I never had spelled it I told him I had I divided each syllable as I went along he was not satisfied we had some words. The gentleman who kept the store said "If you and Brewer are going to quarrel go out in the sidewalk." My motive always is when I get with a drunk

[illegible] me in the elevated [illegible] me

and find that they are quarrelsome I always leave them. I was smoking a cigar at the time. I walked down in front of the shop and leaned against the lamp post. This man got up right behind me this way after me with his hand in his pocket. He said "Here I am Bryant if you want to whip me now do it." I said "I don't want to whip you." He said, "Why should you keep spelling Massachusetts that way?" "You are a damned liar." I says, "You are another." He struck me in the forehead with his left hand. Mr. Hill came up and got between us, he had a brick trying to get after me, and at that moment something fell against the lamp post at my feet. I stooped down and picked it up and as I picked it up, I shoved both hands this way (showing) It was a Knife that I picked up, a light handled Knife, I had not a chance to look at it; it was open when I picked it up. I never carried a Knife. When Bowser was cut, if he was cut by you, it was when he came at you? Yes sir, he came after me so I picked up the Knife. Before you did anything to him he began the

attack on you? Yes I had no intention of hurting him. Cross Examined. I did not expect there was going to be a quarrel inside of the saloon, but the proprietor told us both to go out. I went out to get rid of the complainant. I knew he was a quarrelsome man. Hooper C. Van Vorst, sworn and examined. I know the prisoner, he was employed in my family as a waiter; we all thought his character good. He was a peaceable man and attended to his duties. I have got the impression it was about two years ago. Mr. Van Vorst thinks very well of him according to her statement with regard to the matter. Virginius Bryant examination recalled. I did not know that I cut the complainant at all. I ran away and the crowd all ran when he called a policeman. When I saw the policeman coming on the corner I stopped. I did not tell the policeman right away that the complainant was chasing me. I threw the knife away before I commenced to run. I have not carried a knife since I was in New York last. I came here the 9th of March. I was with Judge Van Vorst during the winter for a five months. The knife fell at my feet right by a lamp post; the knife was open already

I did not have any intention of using it when I picked it up, he made for me, I did not intend to use it, he made for me as soon as I picked up the Knife. I do not recollect the way I did strike. You had no intention of doing him any harm, had no ill feeling against him? No sir By the Court You did not strike him, but he run against you, is that what you say? Yes sir When I held the Knife up he was making for me and he ran against the Knife. You did not run the Knife against him? No sir. As I straitened up with the Knife he was right upon me. You went to shove him off? Yes sir. You could not help striking him? No sir.

Frank Mosby, sworn and examined, testified. I am a carpet shaker and chimney sweeper I know Bryant and Bowser. I was down in the basement that day and I was up on the sidewalk. I went down behind Mr Bowser and Bryant said, "There is Bowser." Two or three gentlemen were getting their Hats blocked at the time he came in. Bryant was speaking to him in regard to some words he had up town Bowser said, "You did not spell Massachusetts right, you are a damned ignorant nigger." Bryant said

if he did spell it Bowser could not under
stand it Bryant spelled "Assachusetts"
Bowser said he left out one letter and
that he did not spell it at all, that he
was a damned liar. Mr. Bill ordered
Bryant out on the sidewalk and Mr.
Bowser followed him out. Bryant had his
back against a lamp post smoking a
cigar Bowser said, "I am up here now,
if you want to whip me you can. Bry
ant said, "I dont want to mess with you,
you are a bigger man than I am."
Bowser would insist on fighting him
Mr. Smith came up at the time and
spoke to Bowser in regard to carpet clean
ing. I saw that Bowser turned his attention
again to Bryant and said, "Do you want
to fight me now?" I dont know the reply
Bryant made, it was to the effect that
Bowser struck at him. I seen that, and
he was seperated by Lewis Bill, and when
they were separated Bryant stooped down
and whether he picked up anything or
not I know not. When Bowser came
for him again he ran on the curb
stone and said he was cut and he
hallowed "Police." Bryant walked a
little way as far as the corner. I
suppose when he seen the officer he

Testimony in the
case of
Virginius Bryant
filed Dec. 3.

0155

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 Virginius Bryant

late of the City of New York, in the County of New York, aforesaid, on the thirtieth day of November in the year of our Lord one thousand eight hundred and eighty with force and arms, at the City and County aforesaid, in and upon the body of Albert Bowser in the peace of the said people then and there being, feloniously did make an assault and him the said Albert Bowser with a certain knife which the said Virginius Bryant in his right hand then and there had and held, the same being a deadly and dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound with intent him the said Albert Bowser then and there, feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Virginius Bryant with force and arms, in and upon the body of the said Albert Bowser then and there being, willfully and feloniously did make an assault and him the said Albert Bowser with a certain knife which the said Virginius Bryant in his right hand, then and there had and held, the same being then and there a sharp, dangerous weapon, willfully and feloniously, and without justifiable and excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there willfully and feloniously do bodily harm unto him the said Albert Bowser against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Virginius Bryant with force and arms, in and upon the body of Albert Bowser in the peace of the said people then and there being, feloniously, did make another assault and him the said Albert Bowser with a certain knife which the said Virginius Bryant in his right hand then and there had and held, willfully and feloniously did beat, strike, stab, cut, and wound, the same being such means and force as was likely to produce the death of him the said Albert Bowser with intent him the

said Albert Bowser then and there feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

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 City and County aforesaid, the said Irannius Bryant with force and arms, in and upon the body of the said Albert Bowser then and there being, willfully and feloniously, did make another assault and the said Albert Bowser with a certain Knife which the said Irannius Bryant in his right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously main him the said Albert Bowser 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.

BENJ. K. PHELPS, District Attorney.

Filed 26 day of Dec 1880

Plea

THE PEOPLE

vs.

Irannius Bryant

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

Recorded

0158

BOX:
26

FOLDER:
315

DESCRIPTION:
Buckley, Edward

DATE:
12/27/80

315

191

Filed 27 day of Dec 1878

Pleads, Not Guilty 28.

THE PEOPLE

13 Mulbery vs.
140 prisons

P.

Edward Buckley

ROBBERY.—First Degree.

BENJ. K. PHELPS,

District Attorney.

Part tm Jan 5. 1881
pleads PL.

A True Bill.

Marvin W Cooper

Foreman.

Sentence suspended

0161

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

Police Court—First District.

Leo J. Schmitz

of No. 83 East 2nd Street, being duly sworn, deposes and says, that on the 16th day of December 1860 at the 14th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent, by force and violence, without his consent and against his will, *the following property viz:*

One pocket-book containing good and lawful money of the United States, consisting of silver coins and one nickel coin and being in all of the amount and

of the value of One 75/100 Dollars, the property of deponent and his father Jacques Schmitz, deponent being of the age of 13 years, and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by force and violence as aforesaid, by Edward Buckley, now here, aged 15 years, for the reasons following, to wit: That said Buckley and another did chase deponent up the stair way of a building on the corner of Grand and Mulberry streets. That they ran up the stairs after deponent, and the said Buckley caught hold of deponents and forcibly inserted his hand into the right side pocket of the coat then worn upon deponents person, in which pocket said property then was, and by means of force and violence stole and carried away said property and ran away with the same in his possession

Leo Jacques Schmitz.

Sworn to, before me, this 16 day of December 1860

Police Justice.

0163

Police Court—First District.

CITY AND COUNTY OF NEW YORK. } ss.

Edward Buckley 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. Edward Buckley

Question How old are you?

Answer. Thirteen years of age

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 140 Mulberry St.

Question. What is your occupation?

Answer. I sell papers

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

Answer. I am not guilty. I took the pocket book in jest.

Eddie Buckley

Taken before me, this 15th day of December 1880

J. Mann Morgan Police Justice.

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,

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Leo Schmitz
83 E 2nd St

1 Edward Buckley

2

3

4

5

6

AFFIDAVIT—ROBBERY.

Dated December 16 1880

Murray Justice.

Hanley 14 Officer.

McK Clerk.

Witnesses: Owen Hanley
14th Dist. Police

$ 500 to answer

at General Sessions. Cond

Received at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

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

Edward Buckley

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the sixteenth day of December in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty, at the Ward, City, and County aforesaid, with force and arms, in the night time of said day, in and upon one Leo J. Schmitz in the peace of the said People then and there being, feloniously did make an assault and

One pocket book of the value of twenty five cents Divers coins of a number, kind and denomination to the jurors aforesaid unknown and a more accurate description of which cannot now be given of the value of one dollar and seventy five cents

of the goods, chattels and personal property of the said Leo J. Schmitz from the person of said Leo J. Schmitz and against the will and by violence to the person of the said Leo J. Schmitz then and there violently and feloniously did rob, 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.

BENJ. K. PHELPS, District Attorney.

0166

BOX:
26

FOLDER:
315

DESCRIPTION:
Buckmaster, William

DATE:
12/27/80

315

Wm Halloway
30 & 14

The person whose name was changed to the forged instrument - See written notice, that I knew was forged by Officer Fields of this Office - It was claimed by Atty. Jones that he had authority to sign Davis' name and had done so on other occasions when he was engaged by Davis -

Davis denied to me that he had such authority, though he had done so on one or two occasions before. Of course without Davis testimony no conviction could be had. For these reasons and for the reasons stated in the letters of Mr Gov. Hoffman, Jas. Harper and Jas. Musgrave I think the case should be nolled

DEC 6 1881 KR.

180

Counsel,
Filed 27 day of Dec 1880
Pleads

THE PEOPLE

vs.

B.
William P. Buchanan.

FORGERY. INDICTMENT. In the Third Degree.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Marville W. Cooper
Foreman.

Dec 6/81

Nolle prosequi entered.

(See endorsement D)

Police Court—First District.

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

Richard S. Scott

of No. 55 West 19th Street, being duly sworn, deposes and says, that on the 22d day of December 1880, at the City and County of New York, William P. Buckmaster, now here, did feloniously make, forge and utter the annexed false forged and fraudulent instrument in writing, purporting to be a check or order for money on the "Manhattan Company" of the city of New York for the sum of Seventy (70) dollars, and dated December 21st 1880, and did write and forge to and upon said instrument, as the maker thereof, the name of "A. C. Davis" with the intent to cheat and defraud. That said check was presented for payment on said day at the Bank of said Company, No. 140 Wall St. to deponent who is paying teller of said Company. That deponent refused payment believing the same to be a forgery, and thereafter said A. C. Davis informed deponent that said check was a forgery and deponent heard the

said defendant, Buckmaster, admit and confess in the presence of official Lidgate of the special sessions against the, Buckmaster, and committed the forgery aforesaid.

Sworn to before me this 23rd day of December 1880 } Richard Black

J. W. Pattison Police Justice

City and County of New York, ss.

Anthony Beekman, of No. 299 Seventeenth Street South Brooklyn, being duly sworn deposes and says - that the check and note hereto attached, said check being on the Manhattan Company of the city of New York, for the sum of Seventy dollars, dated December 21 1880 and signed

J. C. Davis, was handed to deponent by the prisoner William P. Buckmaster, on the afternoon of the 22nd instant, with direction to take the same to Husey's Post No. 54 Pearl Street and have them send said check to Bank of Manhattan Co. for collection or certification. That deponent did as directed and left said check and note at Husey's Post, and paid twenty ~~five~~ cents to said Husey's Post for collecting said check, which money was given deponent by said Buckmaster.

Sworn to before me this 28 day of December 1880

Anthony Beekman

J. W. Pearson Police Justice

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, ...

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

vs.

1 .....

2 .....

3 .....

4 .....

5 .....

6 .....

Offence, ...

Dated 187

..... Magistrate.

..... Officer.

..... Clerk.

Witnesses, ...

.....

.....

.....

.....

$ ..... to answer

at ..... Sessions, ...

Received in Dist. Atty's Office,

.....

COUNSEL FOR COMPLAINANT.

Name, ...

Address, ...

COUNSEL FOR DEFENDANT.

Name, ...

Address, ...

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY OF NEW YORK } ss.

William P. Buckmaster 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. William P. Buckmaster

Question. How old are you?

Answer. Fifty-four years of age

Question Where were you born?

Answer. New York City

Question. Where do you live?

Answer. No. 209 East 30th St.

Question. What is your occupation?

Answer. Insurance Broker

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

Answer. I do not desire to say anything at present.

Wm P. Buckmaster

Taken before me this 29th day of November 1880

[illegible]

POLICE JUSTICE.

Form 66.

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Richard S. Scott

Manhattan Banking Company
40 Wall St.

vs.

Wm. Rutherford

DEC 1860

Forgery

Offence.

BAILED,

No. 1, by Wm Halleday

Residence 309 E. 11th St.

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated December 23 1860

Patterson Magistrate.

Lidgate C.O. Officer.

McK Clerk.

Witnesses, Ebenezer Lidgate
Officer Central Office
Anthony Beckman
290 - 17th St. South Brooklyn
A. C. Davis, Canal Post Building

$ 1500 to answer

Grand Sessions Court

Received in Dist. Atty's Office, Aug 2 1861.
Complaint returned. Adam C. Davis is dead. See written

COUNSEL FOR COMPLAINANT.

Name

Address

COUNSEL FOR DEFENDANT.

Name

Address

0174

William F. Buckmaster

0175

To the Commissioner
of the N.Y. Castel Garden
City

0176

Book No. 315
Folio No. 213.

Castle Garden, N. Y. Nov 21st 1878

Elizabeth Schröder birth-place Germany age 21 yrs
arrived per SS Donau from Bremen July 27 1874
and is correctly reported on Manifest.

Bond No. —

Cause, —

[illegible]

0177

DISTRICT ATTORNEY'S OFFICE,

New York, ...188

Col. Alson C. Davis
206 Broadway
Post Building.

Alson C. Davis,
died July 1888
L. W. Harmon is atty
for the estate

0178

Joseph Bell Esq
Asst Dist Atty
Memphis

Newport Dec 27/80

My dear Sir

If you can consistently with your sense of duty take a favorable view of W P Buckmaster case I beg you will do so

I know him in his professional days and I know a great deal of his adversities. They have been enough to overwhelm many men of much stronger minds than has the circumstances attending

are friends who will help for Mr
Mackenzie a fresh start. and I am
all there. I can see any possible
good to come from a further prosecution
now. and I hope and believe that
parties who have made the Complaint
will agree with me

Very truly
Wm McFarlane

Joseph Bell Esq
Cash Dist Atty

the act for which he has been arrested, as I have heard them, are such as to make me doubt the soundness of his mind. He has a lovely daughter, and a most promising son, just fairly starting in life. His further prosecution will I fear utterly ruin the lives of both, and in both I feel a great personal interest. This

0182

Joseph Bell Esq
Lord Advocate &c

0183

535 Fifth Avenue.

My dear Mr Bell, X Mas 1870

When I first knew Mr Postmaster before these sad days that have come upon him his social position was most excellent all that could be desired and men of great prominence were glad to greet him and found in him a most gentlemanly upright man — I knew him from my business relations with him to be a man of great integrity

Yours

0 184

He was as I have
told you a drunkard
before in the terrible
war he lost his wife
and he was still
fearfully stricken
with intense grief
by the loss of his
child—this brought
down from affluence
to poverty by the
loss of 20,000 $
It is hard for me
to realize that a
should find this
man in the tombs
for the crime of
forgery If justice
will allow it I could
aid this man to go
forward again in life
Respectfully yours
Thos Thompson

LAW OFFICES
—OF—
A. C. DAVIS,
206 BROADWAY,
Evening Post Building. Rooms 88 & 89. Take Elevator.

New York, Feb 3 18 77

A. H. Buckmaster Esq
My Dear Sir

Your in mind and cont. noted. I must see your father at once. This is the last request I shall make. Unless you respond to it I shall undertake to find him myself, and I shall not fail my patient in being put to trouble and expense in

0187

A. C. DAVIS,
Attorney and Counsellor at Law,
Rooms 88 and 89.
EVENING POST BUILDING,
206 Broadway, NEW YORK.

Return as above if not delivered within ten days.

A H Buckhouster Esq
Dunkirk

0188

155 Broadway
July 7. 1881

My dear Sir

I enclose the two letters. The second one called forth by the answer to the first. is not quite as savage as the first. perhaps because there has been "a long time between drinks"

Very truly yours
Wm M Hoffman

Joseph Bell Esq

0189

HARPER & BROTHERS.

325 TO 337 PEARL STREET,
FRANKLIN SQUARE, NEW YORK CITY.

December 30, 1880

Dear Sir,

I wish to intercede with you for one W. P. Buckmaster recently indicted for forgery, said Buckmaster comes of good stock, has been a successful merchant and for years a member of the firm of Pease & Murphy.

Drink seems to have impaired his mind to so great an extent that at present I do not think him responsible for his acts.

Yrs

Joseph Bell, Esq
Asst District Attorney
32 Chambers St

0190

Mr Buckmaster has a very worthy family who have nothing left them but a good name and if he is sent to prison their prospect would indeed be gloomy.

I trust you may be enabled to see that justice would not be defeated by omitting to bring the fellow to trial.

Respectfully Yours
J. Ashen Harper.

0191

Personally

Joseph Bell, Esq
Ass't District Attorney
32 Chambers St.

0192

A. C. DAVIS,
ey and Counsellor at Law,
Rooms 88 and 89,
EVENING POST BUILDING,
adway, NEW YORK.

turn as above if not delivered within ten days.

S. Buckmaster Esq
Bank of Commerce
Nassau & Liberty Sts
City

0193

LAW OFFICES
—OF—
A. C. DAVIS.
206 BROADWAY,
Evening Post Building. Rooms 88 & 89. Take Elevator.

New York, July 2. 1881

A. Buckmaster Esq.

Dear Sir,

Your father has some of my papers in his possession. & has taken some steps in business matters affecting my interests which render it necessary that I should see him. I have waited in this matter until my patience is exhausted.

I am willing to meet him at Taylors Hotel Jersey City. if he is afraid to come to this State. but if he does not come to me immediately either there or here I will take steps to obtain

0194

LAW OFFICES
—OF—
A. C. DAVIS.
206 BROADWAY,
Evening Post Building. Rooms 88 & 89. Take Elevator.

New York, July 2. 1881

A. Buckmaster Esq.

Dear Sir,

Your father has some of my papers in his possession. & has taken some steps in business matters affecting my interests which render it necessary that I should see him. I have waited in this matter until my patience is exhausted.

I am willing to meet him at Taylors Hotel Jersey City. If he is afraid to come to this State. but if he does not come to me immediately either there or here, I will take steps at once

LAW OFFICES
—OF—
A. C. DAVIS.
206 BROADWAY,
Evening Post Building. Rooms 88 & 89. Take Elevator.

New York, _____ *18*

ever cost to bring him here. and perhaps I can see him when ever I please.

I must see him in the course of the day tomorrow without fail

Respfly Yours
A. C. Davis
per H

0196

brella and other novel checks.

The Death of Col. A. C. Davis.

Col. Alson C. Davis, a well-known Brooklyn lawyer, died on Tuesday last at Long Meadow, near Springfield, Mass. He was a graduate of Union College, and was in 1855 appointed by President Buchanan United States District Attorney for Kansas. He resigned his office when the war broke out and raised the Second Kansas Cavalry, of which he was appointed Colonel. He served through the war, and then came to New York to practise his profession. In 1872 and 1873 he was conspicuous in Brooklyn in connection with the reform movement and the Committee of Fifty.

Father Flemming Boycotting a Butcher.

0197

No. 40 WALL STREET.

No. 139 1-1 : New York, December 21 — 1880

MANHATTAN COMPANY,

Pay to ~~the Order of~~ J. C. McCarris or Bearer

Seventy Dollars,

$70.00 A. C. Davis

Nesbitt & Co., Printers, N. Y.

0 198

E.L.

59-T.G.

Liberty

J. C. Harris

0199

JOHN T. HOFFMAN,
155 BROADWAY,
NEW YORK.

NEW YORK
FEB 7
2 30 PM
PO

PO

Joseph Hall Esq
District Atty's Office
N Y City

0200

Mr Emerson

Get check endorsed or certified & enclose it and give to the boy -

Harris
10 Dorrance Sts

Dec 23. 1880

0201

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

William P. Buckmaster

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twenty-second 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 commonly called a bank check

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

No. 40 Kalb Street.

[2ct Red Stamp] No. 159 New York, December 21 1880

Manhattan Company

Pay to J. C. Harris or Bearer

Seventy ——— Dollars

$ 70 00 A. C. Davis

with intent to injure and defraud The Manhattan Company A. C. Davis whose real name is to the jurors aforesaid unknown but who is here designated as A. C. Davis

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.

0202

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

THAT the said

William P. Bucknaster

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 Manhattan Company
A. C. Davis whose real name is to the jurors aforesaid unknown but who is here designated as A. C. Davis

and divers other persons, to the jurors aforesaid unknown, a certain false, forged and counterfeited bank check

which said last-mentioned false, forged, and counterfeited instrument and writing commonly called a bank check

is as follows, that is to say:

2ch Red Chang

No. 159 New York, December 21 1880

Manhattan Company

Pay to J. C. Harris or bearer

Seventy Dollars

$70 00

A. C. Davis

do. to Hall Street.

the said William P. Bucknaster

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.

BENJ. K. PHELPS, District Attorney.

0203

BOX:
26

FOLDER:
315

DESCRIPTION:
Burke, Michael

DATE:
12/23/80

315

Bail
Richd Tobin
7 Rutgers st
Real 1,000
Jan 4th 1881

172

Counsel, H. B.
Filed 23 day of Dec. 1880
Pleads not Guilty

THE PEOPLE

vs.

Tried Jan 7. 1881.

I

Michael Burke

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

Surrendered & committed
Jan 7. 1881.
bail forfeited and entered.

A True Bill.

Marvin W. Cooper

Foreman.

Jan 11. 1881.

Tried & Acquitted

0205

Form 112.

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

Police Court—First District.

John P Woolley

of No. 7 Bowling Green ~~Street,~~ being duly sworn, deposes and says, that on the 15. day of December 18 80 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the possession of deponent,

the following property, viz: Sixty five fathoms rope

of the value of Thirty five Dollars, the property of Anchor Line Steamship Co and in complainants care and charge

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 Michael Burke (now present) from the foot that deponent saw the rope in said Burkes possession and the boat which Burke was in was which contained the rope was along side of the vessel Devonia which was lying at pier 20 North River Deponent further says that he saw the accused Michael Burke take the rope from the aforesaid vessel

John P. Woolley

Sworn to, before me, this 16 day of December 18 80

Police Justice.

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

Michael Burke 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. Michael Burke

Question. How old are you?

Answer, Thirty Four years

Question. Where were you born?

Answer. Ireland

Question. Where do you live?

Answer 50 West Street

Question. What is your occupation?

Answer. Keep a drink house

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

Answer. I am not guilty
Michael Burke

Taken before me, this 16 day of December 1868

[illegible] Police Justice.

This case was postponed last Thursday at Mr. D. Rollins motion because principal witness had left for Europe on the vessel from which the rope was alleged to be stolen not to return until the vessel returns to this port.

A. H. Hummel
Counsel for Prosecution
January 4th 1881.

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, ...

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John P Worley
7 Bowling Green

vs.

1 Michael Burke

2 .....

3 .....

4 .....

5 .....

6 .....

1074

Affidavit—Larceny.

Dated Dec 16 18 80

Murray Magistrate.

Gray Officer.

Clerk.

Witnesses: William J. Keller
67 Bowling Green
Herman Meyer
Cor Day & West St
Capt Jas. Nichols
Supt Pier 20

$ 1000 to answer

at Sessions

Received at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name, ...

Address, ...

COUNSEL FOR DEFENDANT.

Name, ...

Address, ...

0207

0208

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 Burke

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the fifteenth day of December in the year of our Lord one thousand eight hundred and eighty — at the Ward, City and County aforesaid with force and arms,

Three hundred and ninety feet of rope of the value of ten cents each foot

of the goods, chattels, and personal property of one John R. Wooley 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.

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

That the said

Michael Burke

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

three hundred and ninety feet of rope of the value of ten cents each foot.

of the goods, chattels, and personal property of the said John P. Wooley

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said John P. Wooley

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said Michael Burke

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.

BENJ. K. PHELPS, District Attorney.

0210

BOX:
26

FOLDER:
315

DESCRIPTION:
Burke, Thomas

DATE:
12/08/80

315

985

24

Indt.

Counsel,
Filed 8 day of Dec 1880
Pleads Not Guilty

THE PEOPLE

vs.

Thomas Burke

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Marville W. Cooper
Dec 15
Foreman.

Sent 6 Mos.
to Sing Sing FS
Sentence Suspended.

0211

0212

FORM 112.

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

Police Court—Third District.

Solomon Linde

of No. 24 East Broadway Street, being duly sworn, deposes and says that on the 25th day of November 1880 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the possession of deponent

the following property viz: One roll of cloth and a bundle containing jackets see of the

of the value of fifty Dollars

the property of the deponent

and that this deponent has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen, and carried away by Thomas Burke (Here here) for the reason that deponent is informed by Reuben Goldberg that he saw the accused take steal and carry away the aforementioned property from the premises 24 E. Broadway

S. Linde

State and County of New York ss. Reuben Goldberg of No 18 E. Broadway being duly sworn deposes and says that he saw the accused Thomas Burke take steal and carry away the aforementioned property, ~~that~~ from the premises No 24 E. Broadway that when deponent pursued the accused he ran away and threw a part of the above mentioned

Sworn to, before me this 4th day of December 1880

S. Williams
Police Justice.

property into an express wagon on E. Broadway and a foot upon the sidewalk. Deponent identifies the said Thomas Burke as the same who took state and carried away the aforementioned property.

Sworn to before me this
4th day of ~~November~~ December 1880

J. H. [illegible]
Police Justice

his
Reuben + Goldberg
mark

0214

Police Court—Third 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 was at liberty to refuse to answer any question that may be put to h . states as follows, viz:

Question. What is your name?

Answer. Thomas Burke

Question. How old are you?

Answer. Twenty eight

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 22 Madison st

Question. What is your occupation?

Answer. Blacksmith

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

Answer. I have nothing to say at present

Thomas G. Burke
his x mark

Taken before me, this 4th day of March 1880

Police Justice.

985

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Solomon Lude

vs.

24 E Broadway

1 Thomas Burke

2

3

4

5

6

AFFIDAVIT—LARCENY.

Grand

RECEIVED DEC 6 1880

Dated December 4th 1880

K Magistrate.

McSloan Officer.

Pth Clerk.

Witnesses

Patrick McCoy

4 Jefferson

Ruben Goldberg

24 E Broadway

$ 1000 to answer

at Trial Sessions Burke

Received at Dist. Att'ys 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

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

02515

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

Thomas Burke

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twenty-fifth 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,

One piece of cloth of the value of fifty dollars
Fifty yards of a cloth of the value of one dollar each yard
Ten jackets of the value of five dollars each,

of the goods, chattels, and personal property of one Solomon Linde 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.

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

That the said

Thomas Burke

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

One piece of cloth of the value of fifty dollars
Fifty yards of cloth of the value of one dollar each yard,
Ten jackets of the value of five dollars each)

of the goods, chattels, and personal property of the said Solomon Linde

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Solomon Linde

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said Thomas Burke 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.

BENJ. K. PHELPS, District Attorney.

0218

BOX:
26

FOLDER:
315

DESCRIPTION:
Burke, Thomas

DATE:
12/08/80

315

0219

BOX:
26

FOLDER:
315

DESCRIPTION:
Peters, Leroy

DATE:
12/08/80

315

No 2. Has already served a term in State Prison.

The other aged not known to the Police thus not. had from been convicted.

25

Counsel,
Filed 8 day of Dec 1880
Pleads Not Guilty

THE PEOPLE

vs.

1 P.
Thomas Burke,
2 P.
Leroy Peters

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Manville W Cooper
Foreman.

Tried Dec 13 1880.
Verdict Dec 13
Guilty P.P.

No 1. 6 mos. Clerk
" 2. 6 mos. " & $100 fine

0220

0221

3rd

DISTRICT POLICE COURT— AFFIDAVIT—Larceny.

CITY AND COUNTY OF NEW YORK, } ss. Solomon Davis

of No. 201 Division Street

being duly sworn, deposes and says, that on the 3rd day of Xber 1850

in front of the above premises City of New York,

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

the following property, viz.: One Ulster overcoat of the Value of nine dollars

the property of this deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Thomas Burke and Leroy Peters (now here) for the reason that George Nabholz informed this deponent that he saw the said Burke and Peters take the and carry away the aforementioned property.

Solomon Davis

City and County of N York, s. s. George Nabholz of No 182 Division street being duly sworn deposes and says that he saw the said Thomas Burke take the and carry away from the front of the premises No 201 Division st the aforementioned coat and gave it into the possession of Leroy Peters. And that the said Thomas Burke and Leroy Peters ran away therewith

George Nabholz

Sworn before me this 3rd day of Xber 1850

D. McCullough Police Justice.

3rd 984

DISTRICT POLICE COURT.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Selman Davis
201 Division St

vs.

Thomas Burke
Leroy Peters

AFFIDAVIT—Larceny.

DATED 8 Decemb 1880

K MAGISTRATE.

W Sweeny OFFICER
7th

WITNESSES:

George Rabbols
201 Division

DEC 6 1880

DISPOSITION 300 Dmg.
Grand Jury
Com

0223

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 Thomas Burke and Leroy Peters each

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the third day of December in the year of our Lord one thousand eight hundred and eighty ——— at the Ward, City and County aforesaid with force and arms,

One coat of the value of nine dollars

of the goods, chattels, and personal property of one Solomon Davis.

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.

then and

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

That the said

Thomas Burke and Leroy Peters each,

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

One coat of the value of nine dollars

of the goods, chattels, and personal property of the said Solomon Davis

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Solomon Davis

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said Thomas Burke and Leroy Peters

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.

BENJ. K. PHELPS, District Attorney.

0225

BOX:
26

FOLDER:
315

DESCRIPTION:
Byrnes, Harry

DATE:
12/03/80

315

No 284

Counsel,

Filed 3 day of Dec 1880

Pleads

THE PEOPLE

vs.

I

Harry Byrnes

INDICTMENT—Larceny from the Person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Dec 3. 1880 *Foreman.*

Plead Guilty

C.P. 3 years.

0226

0227

Form 112.

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

Police Court—First District.

Annette Miller

of No. 8 Rector Street, being duly sworn, deposes and says, that on the 19th day of December 1880 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 deponents person

the following property, viz: Good and Lawful Money Contained in a pocket book and consisting of Silver and Nickel Coins of the Value of fifty cents and one finger ring of the Value of fifty cents Collectively

of the value of One 10/100 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 Harry Byrne Now present from the fact that about two O'clock on said day deponent was passing along New Church Street when the prisoner suddenly approached her and thrusting his hand into an outside pocket of the sacque then worn by deponent and which contained said property took therefrom the above described property and ran away

Annette Miller

Sworn to, before me this 19 day of December 1880

Police Justice.

0228

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

Harry Byrnes 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. Harry Byrnes

Question. How old are you?

Answer, 18 Years

Question. Where were you born?

Answer. Jersey City

Question. Where do you live?

Answer 102 Washington Street

Question. What is your occupation?

Answer. Work along Shore

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

Answer. I am not Guilty

Harry Byrnes

Taken before me, this 8th *day of* March 18 99

[illegible] *Police Justice.*

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, ...

90 No 284

Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annette Fuller
8 Rector St

vs.

Harry Byrnes

1 .....

2 .....

3 .....

4 .....

5 .....

6 .....

Affidavit Larceny.

Dated, Nov 21 1890

Duffy Magistrate.

Flanagan Officer.

Clerk.

Witnesses: .....

Bail fixed

RECEIVED NOV 22 1890

$ 500 to answer

at ..... Sessions .....

Received at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name, ...

Address, ...

COUNSEL FOR DEFENDANT.

Name, ...

Address, ...

6229

0230

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 Harry Rymes

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

on the Nineteenth 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

Divers coins of a number kind and denomination to the jurors aforesaid unknown and a more accurate description of which cannot now be given of the value of fifty cents —

One ring of the value of sixty cents

of the goods, chattels, and personal property of one Annette Mueller on the person of said Annette Mueller then and there being found, from the person of said Annette Mueller 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.

BENJ. K. PHELPS, District Attorney.