

0009

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Seebeck, Charles

**DATE:**

01/09/88



2797

POOR QUALITY  
ORIGINAL

0010

Witnesses:

*E. Stagermuller*

*Officer Cronen*

Upon investigation of all the testimony herein, after a thorough examination of the introduction for the defense of prosecution, I am of opinion that the evidence herein is absolutely insufficient to sustain the indictment, & I accordingly recommend that it be dropped.

*Feb 27/08. Ad Barker*  
*Da Da*

*Wm. (son) 16.6 Trial brief ready*  
*Feb 11*

*Jacob Foreman*  
*99 Nassau St*

*C. Stagermuller*  
*of Grand Jury*

Counsel,  
Filed day of *Jan* 188*8*

Pleads *Guilty (10)*

THE PEOPLE

vs.

*Charles Seebeck*  
*Jan 16/08*

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

JOHN R. FELLOWS.

RANDOLPH B. MARINE,

District Attorney.

A True Bill.

*Jan 16/08*  
*Foreman*  
*on record of Dist. Atty*  
*indict. dtds. 10.3.11*



POOR QUALITY  
ORIGINAL

00111

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK. } ss.

5 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty, if  
held after examination  
I demand a trial  
by*

*Chas Seebick*

Taken before me this

day of

188

Police Justice.

POOR QUALITY  
ORIGINAL

0012

BAILED.  
No. 1, by Henry J. Jones  
Residence 2011 3rd Ave  
Street.  
No. 2, by  
Residence  
Street.  
No. 3, by  
Residence  
Street.  
No. 4, by  
Residence  
Street.

Police Court--

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John J. Jones  
of the County of New York  
vs  
John J. Jones  
Defendant

Dated

188

John J. Jones  
Magistrate

Witnesses

Officer

No.

Street

No.

Street

No.

Street

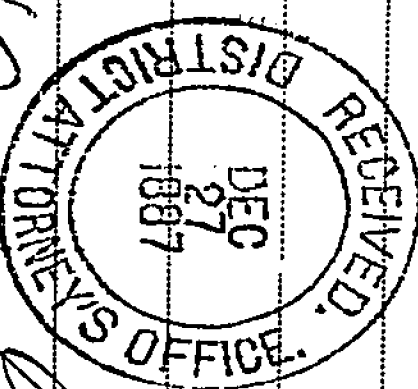
No.

Street

to answer

by

Street



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

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

Dated Dec 23 1887 Police Justice.

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

Dated Dec 23 1887 Police Justice.

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

Dated 1887 Police Justice.



POOR QUALITY  
ORIGINAL

0013

DOCTOR JOHN DWYER,

OFFICE HOURS:  
Before 10 A. M.  
1 to 2 P. M.  
After 6 P. M.

182 East 111th Street,

NEW YORK.

Feb 8/88

Edward Hagamiller of  
76 East 109<sup>th</sup> St. is  
under my professional  
care & confined to his  
bed - He will not probably  
be able to leave it for  
two weeks yet

Respectfully  
J. Dwyer M.D.

17 71  
**POOR QUALITY  
ORIGINAL**

00 14

Police Court—

5 District.

CITY AND COUNTY } ss.  
OF NEW YORK.

of No. 76

occupation

on the

in the County of New York,

he was violently

now (here) who struck deponent

on his head and body several

violent blows with a club

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

day of

188

Edward Hagermuller

Police Justice



POOR QUALITY  
ORIGINAL

0015

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Seelbach*

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

*Charles Seelbach.*

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

The said *Charles Seelbach.*

late of the City and County of New York, on the *twenty second* day of  
*December*, in the year of our Lord one thousand eight hundred and  
eighty*seven*, with force and arms, at the City and County aforesaid, in and upon one

*Edward Staggemüller.*

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

with a certain *knife* which *he* the said

*Charles Seelbach.*

in *his* right hand then and there had and held, the same being then and there a  
*weapon*, likely to produce grievous bodily harm, *him*,  
the said *Edward Staggemüller*, then and there feloniously  
did wilfully and wrongfully strike, beat, *bruise and wound*,  
against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

*John R. Fellows,*  
*District Attorney*

00 16

**BOX:**

294

**FOLDER:**

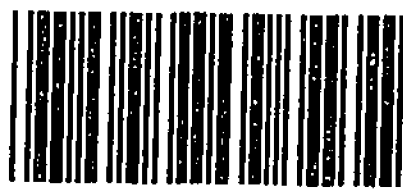
2797

**DESCRIPTION:**

Seelig, Frederick J.

**DATE:**

01/05/88



2797



0017

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Seelig, Frederick J.

**DATE:**

01/05/88



2797

WITNESSES:

*P. H. Harris*

\* 43-

Counsel,

Filed 5 day of Jan 1888

Pleads

*Guilty (6)*

THE PEOPLE,

vs.

*B*

*Frederick Seelig*

ADULTERATED MILK.

(Chap. 183, Laws of 1885, Section 1, as amended by Chap. 577, Laws of 1886, Section 1; Section 186, Sanitary Code, and Section 575 of the N. Y. City Consolidation Act of 1882.)

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

*Pl. 3 Jan 9 '88*  
District Attorney.

A True Bill.

*Edmund E. Smith*  
Foreman.

Part IV January 9 '88

Complainsant sent to Special Session

0018



0019

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Frederick J. Seelig*

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

*Frederick J. Seelig*

of a MISDEMEANOR, committed as follows:

(Chap. 183, Laws of 1885, § 1, as amended by Chap. 577, Laws of 1886, § 1.)

The said *Frederick J. Seelig*,

late of the City of New York, in the County of New York aforesaid, on the  
— *twelfth* — day of *October* in the year of our Lord  
one thousand eight hundred and eighty-*seven*, at the City and County aforesaid,  
did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated  
and unwholesome milk, (the same not being skimmed milk produced in the said County)  
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: (§ 186, Sanitary Code.)

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

*Frederick J. Seelig*

of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said *Frederick J. Seelig*

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale, three quarts of milk which had been and was then and there watered, adulterated, reduced and changed by the addition of water and other substances to the Grand Jury aforesaid unknown, and by the removal of cream, against and in violation of the Sanitary Code of the Board of Health of the Health Department of the City of New York, duly adopted and declared as such at a meeting of the said Board of Health, held in said city on the second day of June, 1873, as amended in accordance with law, and particularly in violation of a certain ordinance thereof, to-wit: the one hundred and eighty-sixth section of said code, which is as follows, that is to say:

"No milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, or offered for sale at any place in the City of New York; nor shall any one keep, have or offer for sale in the said city any such milk."

Which said section and ordinance above set forth was, by a certain resolution duly passed and adopted by the said Board of Health and by said Health Department, at a meeting thereof duly held in said city on the twenty-third day of February, 1876, added to and made a part of the said Sanitary Code aforesaid, and adopted and declared to form a portion thereof, pursuant to the authority and power conferred by law upon the said Board, and which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in the said city, to-wit: in the issues of such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876, and which said Sanitary Code so amended and altered was then and there, at the time of the committing of the offense hereinabove alleged, in full force and operation, and was by law declared to be binding and in force in said city, and which said section and ordinance above set forth was then and there in full force and virtue, having been in nowise altered, amended or annulled by said Board of Health: against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,

~~RANDOLPH B. MARTINE,~~

District Attorney.



0021

**BOX:**

294

**FOLDER:**

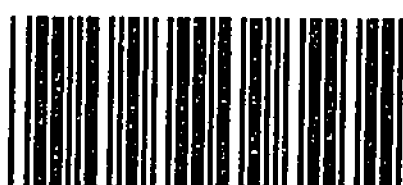
2797

**DESCRIPTION:**

Sherwood, James H.

**DATE:**

01/10/88



2797

POOR QUALITY  
ORIGINAL

0022

Witnesses:

*J. Rosenberg*

Counsel,

Filed, *10* day of *July* 188*8*

Pleads,

THE PEOPLE

vs.

Grand Larceny *in the* *second* degree  
[Sections 528, 531 and 550, Penal Code].

*P.I.*  
*James H. Sherwood*

JOHN R. FELLOWS.

*6/11/88*  
RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*Commander J. H.*

*James H. Foreman.*

*James H. J.*

*James H. J.*



POOR QUALITY  
ORIGINAL

0023

Police Court—

2

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Andrew Overend

of No. 70 Fulton Street, aged 27 years,  
occupation clothier or about being duly sworn

deposes and says, that on the 20th day of December 1887 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz :

One overcoat  
of the value of twenty eight dollars  
(\$28)

the property of M. Ferguson & Co and  
then in deponent's care

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 James Henry Sherman,  
now here, for the reason that  
deponent was employed by the  
said Ferguson & Co as porter,  
that he had no right to receive  
property, and was detected on  
the 21st day of December 1887  
hawking the same with the  
firm of J. M. Rosenberg & Son at  
No 385 Canal St. as deponent  
is informed by Julius Rosenberg  
Andrew O. Overend

Sworn to before me, this

day

of 1887  
Police Justice.



POOR QUALITY  
ORIGINAL

0024

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Paumotu of No.

385 Canal Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Anders Overend  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 30  
day of December 1887

Julius Rosenberg  
Police Justice.

POOR QUALITY  
ORIGINAL

0025

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*James Henry Sherwood*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*61 Thompson St - 2 weeks*

Question. What is your business or profession?

Answer.

*Porter*

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

Answer.

*I deny that I stole the overcoat. I deny that I pawned it. I leave the place every night at 6.30 with the other employees and had no chance to take the said property.*

*J H Sherwood*

Taken before me this

day of

December

188

*20*

Police Justice.

POOR QUALITY  
ORIGINAL

0026

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

13076-  
Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Andrew Overend  
70th Street, N.Y.  
for H. Sherwood

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

Offence C. Larceny

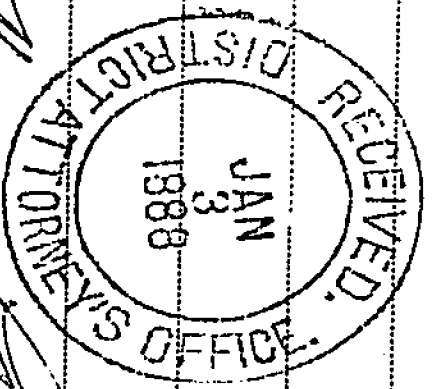
Dated Dec 30 1888

Magistrate,  
Proctor & Handy  
Officer,  
Precinct.

Witnesses  
Andrew Overend  
Street,  
No. 385 Canal

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

No. \_\_\_\_\_  
Street,  
to answer



X Larceny

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

James H. Sherwood

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

Dated Dec 30 1888 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

0027

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*James H. Sherwood*

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

*James H. Sherwood*

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

The said *James H. Sherwood*,

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

*one overcoat of the  
value of Twenty eight dollars.*

of the goods, chattels and personal property of one *Max Bergerson*,

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

**POOR QUALITY  
ORIGINAL**

0028

SECOND COUNT—

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

*James H. Sherwood*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*James H. Sherwood*

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,

*one parcel of the value of*

*twenty eight dollars.*

of the goods, chattels and personal property of one

*Max Ferguson*

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

*Max Ferguson*

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

*James H. Sherwood*

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

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0029

**BOX:**

294

**FOLDER:**

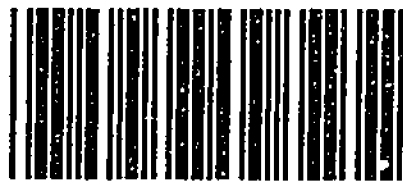
2797

**DESCRIPTION:**

Siedentopp, Sadie

**DATE:**

01/13/88



2797



POOR QUALITY  
ORIGINAL

0030

Witnesses:

C. Lente  
Officer Clark

Counsel,

Filed, 13 day of June 1888

Pleads

THE PEOPLE

vs.

P

Sadie Sidentoff

Grand Larceny Second degree  
[Sections 528, 581, 550 - Penal Code]

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney.

22 Aug 24/88  
reads guilty

A True Bill. Pen 3 and

Foreman.

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 263 5th Avenue ~~Street~~, aged 31 years,

occupation Liquor dealer being duly sworn

deposes and says, that on the 20th day of November 1888 at the City of New

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

of deponent, in the Night time, the following property viz :

One Diamond Shirt Stud  
of the value of forty five dollars

(\$45.00)

the property of

Deponent

and that this deponent

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

and carried away by Ladie Siedentop (nowhere) and

an other woman whose true name is unknown

and not yet arrested, from the fact that at

about the hour of midnight said date the

said deponent and the said unknown

woman came together and in company with

each other in to deponent's Saloon at the above

address and bought a drink. Deponent served

them with the drink when they went out,

deponent then went to the toilet room leaving

this scarf with said stud in it on the

end of his bar and after being in said

toilet room for several minutes deponent

came out when he immediately discovered that

said scarf with said stud in it was missing

Sworn to before me, this 20th day of November 1888  
Police Justice



deponent ran out of his saloon and saw  
the said defendant and the said unknown  
woman about getting in an 1<sup>st</sup> avenue car  
going up town. and shortly thereafter.  
deponent found said scarf missing the scarf  
lying near the gutter in front of his saloon.  
And deponent is informed by Robert W.  
Clark of the 20<sup>th</sup> Precinct Police that  
after the arrest of the said defendant she  
admitted and confessed to him the affair  
in the presence of Officer Jacob W. Grees  
of the same precinct that she and the  
said unknown woman did take said scarf.  
Wherefore deponent charges the said defendant  
and the said unknown woman not yet arrested  
with being together and acting in concert with  
each other. and feloniously taking stealing  
and carrying away said property.

Served to before me }  
the 8<sup>th</sup> day of Jan'y 1888 } Charles Lamb

J. Thompson  
Police Justice



POOR QUALITY  
ORIGINAL

0033

CITY AND COUNTY }  
OF NEW YORK, } ss.

Robert W. Clark  
aged \_\_\_\_\_ years, occupation Police Officer of No. \_\_\_\_\_  
10th Precinct Police ~~Street~~, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Charles Lente  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this \_\_\_\_\_

day of \_\_\_\_\_

1888

Robert W. Clark

G. Henry Ford

Police Justice.

POOR QUALITY  
ORIGINAL

0034

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Police Officer of No. 28th Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Charles Lente  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

188

Jan 1888 Jacob W. Eless  
James D. Ford  
Police Justice.

POOR QUALITY  
ORIGINAL

0035

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I don't know anything  
about it*

*Ladie Sudentoh*

Taken before me this

day of

188

Police Justice.



POOR QUALITY  
ORIGINAL

0035

Has bail for \$  
Jan 9<sup>th</sup> 10 a.m.

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

The Justice presiding in the  
Court will hear and  
adjudge this case by  
reason of my absence  
of my attorney  
Police Justice

Police Court-- District.

THE PEOPLE, &c.  
BY THE COMPLAINANT

Charles J.oute  
1363-108<sup>th</sup> St  
New York

Charles J.oute  
1363-108<sup>th</sup> St  
New York

Offence Larceny  
(felony)

Dated Jan 8<sup>th</sup> 1888

Magistrate.

Green St. Blank

20 Precinct.

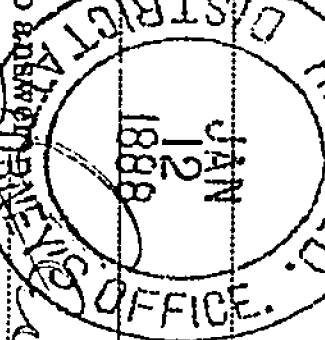
Witnesses Robert M. Clarke

No. 20 Precinct Street.

No. 20 Precinct Street.

No. 20 Precinct Street.

No. 20 Precinct Street.



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

Louis L. L. L.

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

Dated Jan 8<sup>th</sup> 1888 Police Justice.

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

Dated \_\_\_\_\_ 1888 Police Justice.

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

Dated \_\_\_\_\_ 1888 Police Justice.

The People

vs

Sadie Sieden Top

Officer Robert W Clark says he belongs to 20<sup>th</sup> Precinct & that he arrested defendant on admissions made by her of her guilt of the theft of the diamond pin owned by Complainant and which he had notified witness had been stolen from his counter in his Bar Room when only defendant & another woman whose name she refuses to give was in the said Bar Room

Jacob W Feess says he is also a member of the City Police Force and belongs to Precinct 20 & is ready to corroborate the above statement.

Charles Lute says he is the Complainant herein & lost the pin mentioned above that he had just delivered to defendant & another woman with her in his Bar Room on 6<sup>th</sup> of about 12 m Nov 20<sup>th</sup> 1887 the drinks they called for & taking off his collar & tie in which the said pin was pinned & kept only for one moment out of the room, during which time no other person entered that room & when



POOR QUALITY  
ORIGINAL

0030

he returned the tee was there but the  
Pen was gone & likewise a dependant  
& her unknown companion



POOR QUALITY  
ORIGINAL

0039

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs,

Sadie Siedentop

BRIEF OF FACTS.

For the District Attorney.

*17*  
Dated January 19 1888.

Andrew H. Dawson

Deputy Assistant.

POOR QUALITY  
ORIGINAL

0040

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Sadie Siedentopp*

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

*Sadie Siedentopp*

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

The said

*Sadie Siedentopp*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*twentieth* day of *November* - in the year of our Lord  
one thousand eight hundred and eighty- *seven*, at the City and County aforesaid,  
with force and arms,

*One stud of the value of forty -  
five dollars*

of the goods, chattels and personal property of one

*Charles Lente*

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

POOR QUALITY  
ORIGINAL

0041

SECOND COUNT—

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

*Sadie Siedentopp*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Sadie Siedentopp*

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,

*One stud of the value of forty -  
five dollars*

of the goods, chattels and personal property of one

*Charles Kente*

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

*Charles Kente*

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

*Sadie Siedentopp*

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

JOHN R. FELLOWS.  
~~RANDOLPH B. MARTINE,~~

District Attorney.



0042

**BOX:**

294

**FOLDER:**

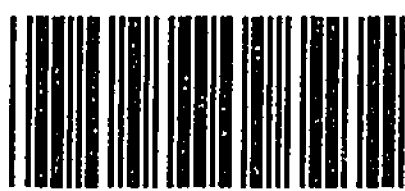
2797

**DESCRIPTION:**

Smidt, Frank

**DATE:**

01/04/88



2797

POOR QUALITY  
ORIGINAL

0043

8/3-

Counsel,  
Filed *4* day of *July* 188*8*-  
Pleads,

THE PEOPLE

vs.

*Frank Smidt*

JOHN R. FELLOWS,

~~RA~~NDOLPH B. MARSHALL,

District Attorney.

*Sections 402, 506, 528, 532*  
*as set forth in the second Degree.*

A True Bill.

*Edmund D. Orr*

Foreman

*July 5/88.*

*Wm. J. May*

*S. A. Price*

Witnesses:

*J. A. H. H. H.*

POOR QUALITY  
ORIGINAL

0044

Sec. 198-200.

6 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer. Frank Smith

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Austria

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

Answer. Globe Lodging House, Park Row

Question. What is your business or profession?

Answer. Carpet weaver

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

Answer. I am guilty

Frank Smith

Taken before me this

24

day of

December 1889

Police Justice.



POOR QUALITY  
ORIGINAL

0045

Police Court—6<sup>th</sup> District.

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

I, John Aitken  
of No. 828 East 161<sup>st</sup> Street, aged 35 years,  
occupation Lawyer being duly sworn  
deposes and says, that the premises No 828 East 161<sup>st</sup> Street,  
in the City and County aforesaid, the said being a two story frame building

and which was occupied by deponent as a dwelling  
and in which there was at the time a human being, by name Annie  
Aitken  
were BURGLARIOUSLY entered by means of forcibly opening a window  
on the first floor by introducing a knife and  
slipping the fastening of the sash

on the 24<sup>th</sup> day of December 1887 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz: one Ladies hood,  
made of white muslin, of the value of One  
dollar and fifty cents; one piano cover  
of the value of twelve dollars and one rug  
of the value of six dollars—in all of the value  
of thirteen dollars and fifty cents

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  
Frank Smith, now here,

for the reasons following, to wit: At about midnight deponent  
closed said house. At about three A. M., as  
deponent is informed by officer Francis McDermott  
of the 33<sup>rd</sup> Precinct, said officer McDermott, noticing  
an unusual light came at the door of said house  
found said Frank Smith in the act of coming  
out, and said property in a bundle in the area  
way. Deponent being awakened found that said window  
had been forced open as aforesaid.  
John Aitken

Sworn to before me this  
24<sup>th</sup> day of December 1887  
J. W. Smith, Justice

POOR QUALITY ORIGINAL

0046

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court- 6<sup>th</sup> District. 2131

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John A. Litten  
828 E 161st  
Frank Smith alias  
Smith

3  
4

Offence Burglary

Dated December 24 1887

W. H. Deane 24<sup>th</sup> Magistrate.

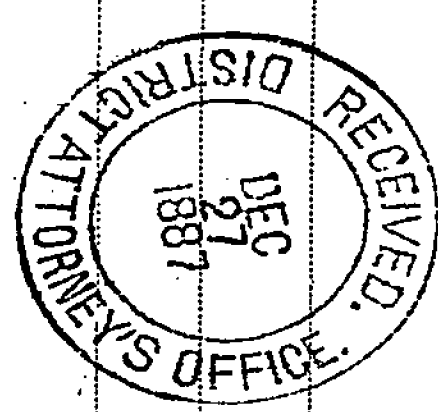
Officer.

Precinct.

Witnesses

No. Street.

No. Street.



No. Street.  
\$1500 to answer

Mr.

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

Smith guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 1500 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated December 24 1887

A. J. White Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

POOR QUALITY  
ORIGINAL

0047

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Franka Smith*

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

*Franka Smith*

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

The said *Franka Smith*,

late of the *Second Ward* Ward of the City of New York, in the County of New York  
aforesaid, on the *Twenty-fourth* day of *December*, in the year  
of our Lord one thousand eight hundred and eighty-*seven*, 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 one *John Arthur*.

there situate, feloniously and burglariously did break into and enter, there being then and there some  
human being, to wit: *one Annie Arthur*,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels  
and personal property of the said *John Arthur*.

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,



POOR QUALITY  
ORIGINAL

0048

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Franka Smith*

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

*Franka Smith*

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

The said *Franka Smith*.

late of the *Fourth* Ward of the City of New York, in the County of New York  
aforesaid, on the *fourth* day of *December*, in the year  
of our Lord one thousand eight hundred and eighty-seven, 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 one *John Aitken*.

there situate, feloniously and burglariously did break into and enter, there being then and there some  
human being, to wit: *one Annie Aitken*.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels  
and personal property of the said *John Aitken*.

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,

SECOND COUNT—

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

*Franka Smith*  
of the CRIME OF ~~GRAND LARCENY, IN THE~~ ~~DEGREE~~, committed as follows :

The said *Franka Smith*,

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

*one hood of the value of one dollar  
and fifty cents, one pair of  
the value of twelve dollars, and  
one ring of the value of six dollars.*

of the goods, chattels and personal property of one *John Aitken*.

in the dwelling house of the said *John Aitken*.

there situate, then and there being found, from 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.

*John A. Halloran,*  
*Attorney*

0050

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Smith, Daniel

**DATE:**

01/03/88



2797



POOR QUALITY  
ORIGINAL

0051

Witnesses:

*Spencer Mordant*

*DeDonne R. S. G.*

#9  
*John C. Moore*

Counsel,

Filed,

1888

Pleads,

*W. J. Mordant*

THE PEOPLE

vs.

*Daniel Smith*

JOHN R. FELLOWS,

~~RANDOLPH B. MATTINE~~

District Attorney.

*Mr. James J. M. C.*

A True Bill.

*Chambers J. M.*  
Foreman.

*James J. M.*

*James J. M.*

*S. J. Mordant*

(2 yrs & 9 mos.)

Grand Larceny, 1st Degree,  
(From the Person.)  
[Sections 528, 530, 532, 550 Penal Code].

New York, 24th Jan. 88.  
Hon. Henry J. Aldrich.  
Judge Court of Gen. Sessions.  
My Dear Sir:

I was arrested  
for "Robbery" and your Honor accepted  
a plea for Grand Larceny in the  
2nd degree.

I am told by my Counsel  
that the District Attorney is keeping  
me as a witness against Edward  
DeFrame. I gave the watch to DeFrame  
as he always wanted me to get a watch  
for him. He was arrested because  
I told the officers that I gave him the  
watch, and when he was brought to  
Jefferson Market, he said that he had  
got the watch from me, and had given  
it to Marks, and Marks said he gave him



POOR QUALITY  
ORIGINAL

0053

#25- for it.

We were taken to your Honor's Court the same day, but DeFrome got out on bail, and brags that he will never be tried, although he has been in State Prison twice.

The officers everything, and sent my sister, and got the chair back, and she paid \$10- to get it back.

The officer said said that DeFrome should be punished more than one.

Will your Honor please see that my case is disposed of finally, soon.

Very Respectfully  
Daniel Smith.

L. J. Tombs.



POOR QUALITY  
ORIGINAL

0054

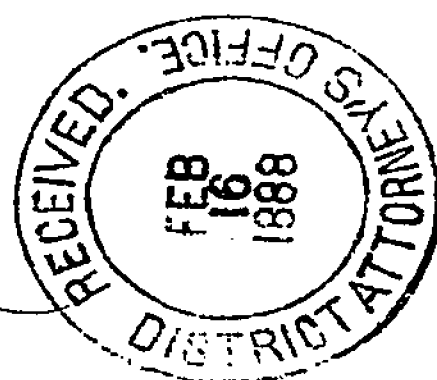
21-429

W. J. Lawrence Esq.

State of New York

David Smith

Attorney at Law



Court of General Sessions  
New York County  
The People vs

vs  
Daniel Smith  
Sir

Please take notice that the above  
named defendant will move this  
Court, in Part 2 thereof, for some de-  
termination or judgment on the  
indictment against him on Fri-  
day the 17<sup>th</sup> of February 1888 at 11  
a.m. or so soon thereafter as counsel  
can be heard.

Dated New York  
16 Feb, 1888

Frank J. Yellow

Attorney for Defendant  
280 Broadway

D. Hon. John F. Yellow  
District Attorney

Court of General Sessions  
New York County  
The People vs

<sup>10</sup>  
Daniel Smith  
Pr.

Please take notice that the  
above named defendant  
will move this Court, in  
Part 2 thereof, for some  
determination or judgment  
on the indictment against  
him, on Friday the 17th Feb.  
ruary 1888, at 11 a.m. or  
as soon thereafter as Court  
shall be heard.

Entered New York  
16 Feb /88

Frank J. Krueger  
att for def  
280 Broadway

Wm. John R. Fellows  
District atty



POOR QUALITY  
ORIGINAL

0057

Mr. J. J. J. J.

The People's

Journal

Notice of

Reference to  
the Journal

POOR QUALITY  
ORIGINAL

0058

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 18 years, occupation John Frick of No. 29, Duane

Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Michael J. Healey  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 21

day of Dec

188

J. Frick

J. M. Patterson

Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 26 years, occupation William R. Sheridan of No. 300 Mulberry

Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Michael J. Healey  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 21

day of Dec

188

William R. Sheridan

J. M. Patterson

Police Justice.



POOR QUALITY  
ORIGINAL

0059

Police Court— District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 155 East 29 Street, aged 44 years,  
occupation House painter being duly sworn

deposes and says, that on the 13<sup>th</sup> day of December 1887 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

Person of deponent, in the night time, the following property viz :

One hunting Case gold watch. Gold  
Watch Chain and Gold Eocket  
together of the value of One hundred  
and thirty seven dollars

(\$137.00)

the property of

Deponent

and that this deponent  
has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Daniel Smith alias

Prisoner (nowhere) from the fact  
that at about the hour of 8.30 Clock  
P.M. said date deponent was in the water  
closet in the hallway of the premises No  
29 3<sup>rd</sup> Avenue. and at that time deponent  
had said watch in the lower left hand  
pocket of his vest with the Chain with said  
Eocket on it attached to said watch the other  
end of said Chain made fast to a button  
hole of said vest. and as deponent was  
in the hallway after coming from said water  
closet a man came up to deponent and  
caught hold of said watch Chain and  
snatched it with the watch and Eocket

Subscribed and sworn to before me, this  
13<sup>th</sup> day of December 1887  
Police Justice



from defendant's vest. Defendant caught hold of him when he the said man caught defendant's fingers in his mouth and bit them he then tripped defendant causing him to fall. he then made his escape.  
Defendant is informed by John Frick who is a bartender employed in the bar room in the premises No B 9, 3<sup>rd</sup> Avenue. That at about the hour of 8:30 A.M. said date the defendant came into the bar room and asked him the said Frick where the water closet was he Frick told him that the water closet was in the hallway when he the defendant went into said hallway and he Frick did not see him again. and almost immediately thereafter Frick was informed by this defendant that he had left his property.  
Defendant is further informed by William P. Sheridan that he had a conversation with the said defendant when he the defendant told him Sheridan where he could get the watch. he Sheridan went to the place designated by the said defendant and there recovered the watch.  
Defendant has since seen said watch so recovered by Officer Sheridan and fully identifies it as his property.  
Wherefore defendant charges the said defendant with feloniously taking, stealing and carrying away said property from the vest then on his body, clothing.

Sworn to before me  
this 21<sup>st</sup> day of Dec 1897

M. J. Healy

J. M. Sullivan  
Deputy Justice

POOR QUALITY  
ORIGINAL

0051

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Daniel Smith*

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

Question. What is your name?

Answer.

*Daniel Smith*

Question. How old are you?

Answer.

*18 years old*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*209. East 122nd St 2 months*

Question. What is your business or profession?

Answer.

*Blacksmith*

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

Answer.

*I am not guilty*

*Daniel Smith*

Taken before me this

day of

188

*John J. ...*

Police Justice.



POOR QUALITY  
ORIGINAL

0062

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

Police Court-- 2118  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael J. Healy

15-7-82  
Daniel Smith

2  
8  
4

Dated Dec 21 188

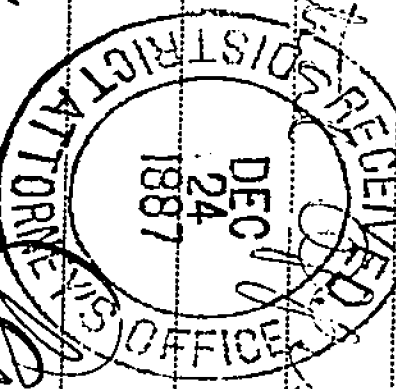
William Magistrate

Shenlan & McQuitty

Witnesses  
John F. Wick  
No. 3, 3rd Avenue Street,  
Precinct.

Am. O. Shenlan

No. 10, 10th Street,  
Precinct.



No. 1500, 10th Street,  
Precinct.

Dec 22

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

Daniel Smith

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

Dated Dec 21 188

Wm. Patterson Police Justice.

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

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

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

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



POOR QUALITY  
ORIGINAL

0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*David Smith*

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

*David Smith*

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

The said

*David Smith,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirteenth* day of *December*, in the year of our Lord one thousand  
eight hundred and eighty *seven*, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*one watch of the value*  
*of one hundred dollars, one chain*  
*of the value of twenty dollars and*  
*one pocket of the value of seventeen*  
*dollars.*

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

POOR QUALITY  
ORIGINAL

0064

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Daniel Smith*

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

*Daniel Smith*

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

The said

*Daniel Smith,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirteenth* day of *December*, in the year of our Lord one thousand  
eight hundred and eighty-seven, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*one watch of the value*  
*of one hundred dollars, one chain*  
*of the value of twenty dollars and*  
*one pocket of the value of seventeen*  
*dollars.*

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

POOR QUALITY  
ORIGINAL

0065

SECOND COUNT—

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

*David Smith* —

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

The said

*David Smith*,

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,

*one watch of the*

*value of one hundred dollars, one*

*chain of the value of twenty*

*dollars, and one pocket of the*

*value of seventeen dollars.*

of the goods, chattels and personal property of one

*Michael J. Healy.*

*by a certain person*

persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

*Michael J. Healy.*

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

*David Smith* —

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

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.



0066

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Smith, George E.

**DATE:**

01/06/88



2797

0067

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Dallard, Philip

**DATE:**

01/06/88



2797



POOR QUALITY  
ORIGINAL

0060

Witnesses:

J. Opperman

Counsel,

Filed 6 day of Jan 1888

Pleads

THE PEOPLE

vs.

George E. Smith

35-25-2nd

Philip Dollard

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney,

Demitted & allowed

by Court Feb 10/88

A TRUE BILL.

Prs. May 28/88

Prs. please give

Commander

Foreman

Get 2nd 1888 all parties must

be ready then.

Attest. Justice of the peace

of all counties of

— 145th

[Sections 528 and 582, Penal Code].  
(False pretenses).  
LARCENY,



Court of General Sessions of the Peace,  
in and for the City and County of New York.

The People of the State  
of New York, )  
-agst.- )  
George E. Smith and  
Philip Dollard. )

The defendants, George E. Smith and  
Philip Dollard, above named, demur to the  
indictment presented by the last Grand Jury, on  
the 9th. day of January, 1888, charging them  
with the crime of Petit Larceny, on the following  
grounds:

That the facts stated in said indictment  
do not constitute a crime.

Wherefore these defendants ask judg-  
ment of the Court that they be dismissed and  
discharged from the said premises specified  
in the said indictment.

Dated New York City, Jan'y. 9th. 1888.

Freund & House,  
Attorneys for Defendants,  
25 Chambers St  
N. Y. City.

POOR QUALITY  
ORIGINAL

0070

Demmer  
overruled  
N.Y.C.

N.Y. General Sessions Court.

The People &c

Plaintiff

against

George E. Smith and  
Philip Holland

Defendant

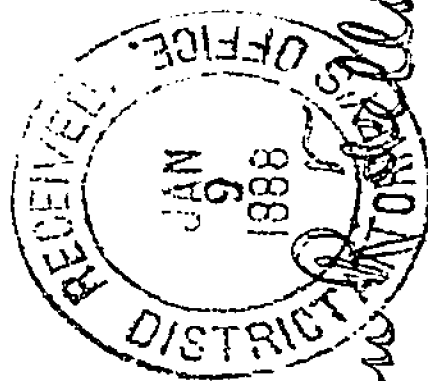
Demmer

Frederick V. 1701  
MERZBACH & FRIEND,

Attorneys for Defs

25 CHAMBERS STREET,

NEW YORK CITY.



District Attorney  
filed Jan 10 1888



Doubt  
&  
Dollard

XII Johnson 291 People vs Johnson.

67

Defendant was indicted under the statute for obtaining goods by false pretenses in Gen Sec.

The indictment charged that the defendant pretended to one Alfred Clark that he lived with and was employed by one Jacob Tier (Tier being well known to Clark) and that he was sent by Tier to Clark for a pair of shoes of the value of one dollar, of the goods and chattels of Clark, with intent to cheat and defraud him, Clark of the same whereas the defendant did not live with nor was employed by Tier nor had been sent by him for <sup>the</sup> shoes or any shoes whatever, in the name of Tier.

Care submitted without argument and the court below suspended judgment, notwithstanding that it was of opinion that the offense was indictable under the statute, for the reason that it wished to have the question settled by the opinion of the Supreme Court.

Section 52 of P.C. has not altered the statute, concerning this class of offenses ~~so as to bring the~~ "The statute is a transcript," says the learned Chief Justice Thompson who delivered the opinion of the court of the English Statute (30 Geo II ch 24) which according



to the English decisions has been considered as extending the common law offense of cheating, and as introducing a new rule of law. The common law extended to cheats, effected by means of <sup>any</sup> false tokens having the semblance of public authority or in any manner touching the public interest. This was the principle adopted by the court in *People v. Goben* (4 Johnson Rep 201) which was an indictment at common law. The Statute (33 Henry VIII Chapter 2) extended the common law rule but still required some false token to be used. But this being found too limited to prevent the evil intended the Statute of Geo II was passed which adopted the more general term of false pretences and which has been considered in England as extending to every case where where a party has obtained money or goods by false pretences representing himself to be in a situation in which he is not or by falsely representing any circumstance that has not happened to which persons of ordinary credit might give credit.

In the case he was a false pretense and one too naturally calculated to deceive and impose upon the seller. If the false pretense

3

created the credit & has been considered  
as bringing the case within the Statute  
(2 Easton's L.R. 530)

The case before us clearly falls  
within the rule, the jury having found  
the facts as stated in the indictment to  
be true. We are accordingly of the  
opinion that judgment ought to be  
pronounced on the prisoner by the  
Court below.

Fredrick Belschowsky vs People (3 June 40)

Where, in an indictment for obtaining money  
by false representations (pretence, several representations  
are set out as sufficient to show any one of such  
representations was false, provided it is  
proved to the satisfaction of the jury, that  
such representation was a substantial  
inducement to the parting with the money.

Upjohnal prosecution was allowed to  
show that Fredrick Belschowsky and one of his co-accused  
had attempted to obtain money from another  
woman by means of some false representations  
which were set out in the indictment. Held,  
evidence admissible to show intent of  
accused in the particular offence and



3

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had attempted to obtain money from another  
woman by means of some false representations  
which were set out in the indictment. Held,  
evidence admissible to show intent of  
accused in the particular offense and



also as showing tendency to show the known  
falsity of pretext on which money was  
obtained.

Evidence of previous offenses of  
accused may be given in order to show  
the intent with which the particular  
transaction was committed although it  
may unduly prejudice his  
character in the minds of the jury.

Commonwealth vs. (The W. Wilson (1826)  
(4 Pickersupp Reports 144)  
Follen, Case 1/4 tickets

Court there held

"It was not necessary to prove  
that Hammond was actually defrauded  
of the night bank check and if there was  
an intent to defraud him this sufficed."

(11 Wend 554 reversed 14 Wend 546. Followed  
15 Am 282:288; 82 N.Y. 238:240;  
Sheld 17).

82 N.Y. Intent proved also representation  
not shown by influence mind of prosecution

5

17 Weedell 351.

An indictment will not lie for obtaining money by false pretenses where the money is paid with a charitable donation although the pretense moving to the gift are false and fraudulent.

"We all agree that the pretense had been exercised in a matter of trade or credit would have fallen within the statute.

1 Sheldon 17 People vs Sally

It is sufficient if the pretense be proven in substance and effect the precise words need not be used and the pretense may be proven by the conduct and acts of the prisoner in connection with his statements.

POOR QUALITY  
ORIGINAL

0077

Sec. 151.

Police Court 4 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*  
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Edmund J. Herman  
of No. 330 East 145 Street, that on the 10 day of December  
1887 at the City of New York, in the County of New York, the following article to wit:

Good and Lawful Money to  
the amount of  
of the value of ten Dollars,  
the property of complainant

as Charles R. Smith and Philip Ballard  
taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals ~~and Policemen~~, and every of you, to apprehend the bodies of the said Defendant  
and forthwith bring them before me, at the 4 DISTRICT POLICE COURT, in the said City, or in  
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the  
said charge, and to be dealt with according to law.

Dated at the City of New York, this 15 day of Dec 1887

Edmund J. Herman  
POLICE JUSTICE.



POOR QUALITY  
ORIGINAL

0078

Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated ..... 188

Magistrate

Officer.

The Defendant .....  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

State of New York,  
COUNTY OF KINGS,  
CITY OF BROOKLYN,

SS.

of ..... being duly sworn, says

he is acquainted with the handwriting of. ....

the Justice who issued the annexed warrant, and that the signature to this warrant is in

the handwriting of said .....

Sworn to before me this ..... 16 .....  
day of ..... December 1887

Police Justice.

GLUED PAGE

POOR QUALITY  
ORIGINAL

0079

Brooklyn, N. Y.

Dec. 16 1887

The annexed warrant may be executed  
in the City of Brooklyn.

*[Signature]*  
Police Justice

This warrant may be served in the  
night time or on Sunday.

*[Signature]*  
Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Officer.

The Defendant

taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated

188

been brought before me under this  
WARRANT and KEEPER of the City Prison of  
City of New York  
is committed for examination to the

Hemhold  
Crahan, an  
front St  
16th  
Green Point  
Bushwick  
Art

The within named

Police Justice.



POOR QUALITY  
ORIGINAL

00000

Police Court

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 388 East 45<sup>th</sup> Street, aged 38 years,  
occupation Brewer being duly sworn

deposes and says, that on the 10<sup>th</sup> day of December 1887 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz :

ten dollars good and  
lawful money

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

George E. Smith and Philip  
Dallard acting in collusion that on  
said day they together called on  
deponent and representing that they  
were employed in the Sheriff's Office  
in this City stated to deponent that  
Sheriff Grant sent his respects to deponent  
that they then stated that they were  
only authorized to sell tickets for an  
Entertainment and Festival to be held  
under the auspices of "The Municipal  
Association" on Washington's Birthday at  
Odd Fellows Upper and Lower Halls and  
asked deponent to purchase some tickets  
that deponent wholly relying on the truth

Sworn to before me, this 10<sup>th</sup> day

Police Justice





**POOR QUALITY  
ORIGINAL**

0082

FIRST GRAND

**Musical \* Entertainment**

—AND—

**FESTIVAL**

— UNDER THE AUSPICES OF —

**THE MUNICIPAL ASSOCIATION,**  
FOR THE BENEFIT OF THE LIBRARY AND READING ROOM,  
AT ODD FELLOWS' UPPER AND LOWER HALLS,  
WASHINGTON'S BIRTHDAY,  
WEDNESDAY EVENING, FEBRUARY 22D, 1888.

TICKETS, Admitting Gent. & Ladies, ONE DOLLAR.

R. P. BLAINE, President.      W. N. GRAHAM, Treasurer.      J. WILSON, Secretary.  
P. DOUGLAS, Sergeant-at-Arms.      W. REARDON, Messenger.

T. F. EAGAN, PRINTER, 158 EAST 42D ST.



POOR QUALITY  
ORIGINAL

0083

205

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POOR QUALITY  
ORIGINAL

0084

330

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POOR QUALITY  
ORIGINAL

0005

*George E. Smith*  
CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *Charles H. Smith*

Question. How old are you?

Answer. *32 Years*

Question. Where were you born?

Answer. *This City*

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

Answer. *157 East 106 Street*

Question. What is your business or profession?

Answer. *Salesman*

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

Answer. *I am not guilty of  
the charge and I demand a  
trial by jury*

*George E. Smith*  
*The defendant's representative*

Taken before me this  
day of  
188

Police Justice.

POOR QUALITY  
ORIGINAL

0086

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *Philip Dallard*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *2435-2-Avenue*

Question. What is your business or profession?

Answer. *Agent*

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

Answer. *I am not guilty of the charge  
and I demand a trial by jury*

*Philip Dallard*

*The Defendant refuses to sign this statement*

Taken before me this  
day of *Dec*

188*7*

Police Justice.



POOR QUALITY  
ORIGINAL

00007

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

U30 / 2081  
Police Court District.

THE PEOPLE, &c.,  
OF THE COUNTY OF

George E. Smith  
Philip Dallard  
Larceny  
Misch

Offence

Dated Dec 18 1887

Magistrate  
Officer  
Precinct

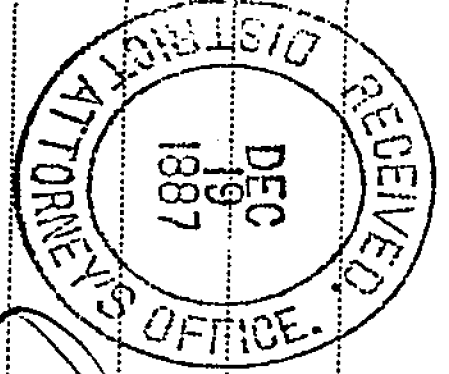
Witnesses

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

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

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

\$ \_\_\_\_\_ to answer



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

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

Dated Dec 18 1887 Police Justice.

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

Dated \_\_\_\_\_ 1887 Police Justice.

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

Dated \_\_\_\_\_ 1887 Police Justice.

POOR QUALITY  
ORIGINAL

00000

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

George E. Smith  
and Philip Dollard

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

George E. Smith and Philip Dollard

of the CRIME OF **Petit** LARCENY, -  
committed as follows:

The said George E. Smith and Philip Dollard, both -

late of the City of New York, in the County of New York aforesaid, on the Tenth  
day of December, in the year of our Lord one thousand eight hundred and  
eighty-seven, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud Fredrika Oppermann the

younger, -

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the  
use and benefit thereof, and to appropriate the same to their own use, did then and  
there feloniously, fraudulently and falsely pretend and represent to the said

Fredrika Oppermann the younger,

That they the said George E. Smith and  
Philip Dollard were then officially  
connected with the Sheriff's Office of the  
said City and County, and that they  
of the Sheriff of said City and County  
had recommended them to call upon the said  
Fredrika Oppermann <sup>daughter</sup> and to offer and endeavor  
to sell to him tickets of admission to the intended  
entertainment and Festival hereinafter alluded to.

That they the said George E. Smith and Philip  
Dollard were members of an association called the  
Municipal Association, that the said association had  
made arrangements for the giving and holding of a  
musical entertainment and Festival under its auspices  
at a place in said City called "Old Hollow's Tavern  
and Soda Hall," on Washington Street, near  
Madison Street, 1888, and had raised and printed  
and caused to be printed and issued tickets of admission  
therein. That such tickets were sold for admission  
for a gentleman and ladies and were issued at the  
price of one dollar each, and that certain tickets  
which then the said George E. Smith and Philip  
Dollard then produced and exhibited to the said  
Fredrika Oppermann the younger were duly issued  
by and under the authority of the said association and



were good for such admission.

By color and by aid of which said false and fraudulent pretenses and representations, the said *George E. Smith* and *Philip Dollard* did then and there feloniously obtain from the possession of the said *Fredrick Oppermann the younger*, the sum of ten dollars in money, lawful money of the United States and of the value of ten dollars, of the proper money, goods, chattels and personal property of the said *Fredrick Oppermann the younger*, during the price and consideration of and for ten of said tickets, which by reason of the nature of the said tickets and fraudulent pretenses and representations of the said *Fredrick Oppermann the younger* was induced to and did then and there surrender and give up of the proper money, goods, chattels and personal property of the said *Fredrick Oppermann the younger* and the said *George E. Smith* and *Philip Dollard* did then and there feloniously so obtain the said sum of money with intent to deprive and defraud the said *Fredrick Oppermann the younger* of the same, and of the use and benefit thereof, and to appropriate the same to their own use.

Whereas, in truth and in fact, the said *George E. Smith* and *Philip Dollard*, nor either of them, were then in any way connected with the said Sheriff's Office, either officially or otherwise, and did not have a desk therein, and the said Sheriff had not recommended them to call upon the said *Fredrick Oppermann the younger*, and to offer and endeavor to sell to him the said tickets of admission to the pretended entertainment and festival aforesaid,

And whereas in truth and in fact the said *George E. Smith* and *Philip Dollard* were not members of the said "municipal association" and there was no such association then in existence and the said pretended association had not made arrangements for the giving and holding of a musical entertainment and festival under its auspices at the said place called "Odd Fellows Hall" or at any other place in said city, and there was no place called "Odd Fellows Hall" and *James Hall* in said city, and the said association had not raised and caused to be printed and issued tickets of admission thereto, and such tickets were not good for admission for a gentleman and ladies, and were not raised at the price of one dollar each, and the said tickets neither then



**POOR QUALITY  
ORIGINAL**

0090

*the said George E. Smith and Philip Dollard  
so produced and exhibited were not signed  
by and under the authority of the said association  
and were not good for such admission*

And Whereas, in truth and in fact, the pretenses and representations so made as  
aforesaid by the said *George E. Smith and Philip Dollard*  
to the said *Fredrick Opperman the younger* was and were  
then and there in all respects utterly false and untrue, as *they* the said  
*George E. Smith and Philip Dollard*  
at the time of making the same then and there well knew.

And so the Grand Jury aforesaid do say: That the said  
*George E. Smith and Philip Dollard*, on  
the day and year first aforesaid, at the City and County aforesaid, in the manner and form  
aforesaid, and by the means aforesaid, with force and arms, the said proper moneys, goods,  
chattels and personal property of the said *Fredrick Opperman*  
*the younger*,  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said People.

JOHN R. FELLOWS,

~~RANDOLPH B. MARTINE,~~

District Attorney.

0091

**BOX:**

294

**FOLDER:**

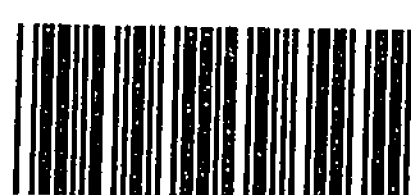
2797

**DESCRIPTION:**

Smith, James

**DATE:**

01/05/88



2797

0092

**BOX:**

294

**FOLDER:**

2797

**DESCRIPTION:**

Murphy, Thomas

**DATE:**

01/05/88



2797



0093

W. Coleman

Filed  
day of Jan 1888

Pleads, *Prozyny*-(6)

**vs.**

Robbery, *James* degree. [Sections 224 and 228, Penal Code].

James Smith

and  
P-1

Thomas Murphy  
JOHN R. FELLAM

SAO7777-B NHOF

RANDOLPH B. MARTINE

1 Jan 9. 1857  
District Attorney.

# A True Bill

Samuel L. Dr.

*Foreman.*

May 9/88

66.142

*Wanda Coffey Zeller*

S. A. Five years



0094

Spent Money

50.000 years each.

POOR QUALITY  
ORIGINAL

0095

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT—FOURTH DISTRICT.

William Cook aged 39, Oper Chop House,  
of No. 566 Second Avenue  
being duly sworn, deposes and saith, that on the 27<sup>th</sup> day of December  
1887, at the 2<sup>nd</sup> 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 Silver Watch of the value of fifteen  
dollars \$15.00

under the name of

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property  
was feloniously taken, stolen, and carried away, by force and violence, as aforesaid, by

James Smith and Thomas Murphy (both now known)  
from the fact, That said defendants came into deponent's  
Saloon at said number and street and ordered Stew of  
Oysters, that said Smith pretended to be asleep and  
deponent amused him and told him he had better  
eat his Oysters before they got cold that after eating  
said Food he said Murphy paid for it, that deponent  
then ordered the men out and while conveying  
them to the door, he said Smith seized hold  
of deponent's Watch which was then and there worn  
by deponent as a part of his bodily clothing, that as  
soon as Smith seized the Watch deponent seized  
him Smith and held him, that he said Murphy  
immediately struck deponent several blows on the  
face with his clenched hands in order to make  
deponent let go of him said Smith, that he  
said Smith got said Watch and then they  
said defendants both ran away then ran  
about one block when they were arrested by  
James P. Mullane of the 2<sup>nd</sup> Precinct Police.  
Deponent positively identifies the defendants as the persons  
that robbed him and he asks that they be held to  
answer and dealt with according to law.

day of

Sworn to before me, this

24<sup>th</sup> Dec 1887

Police Justice



POOR QUALITY  
ORIGINAL

0096

Sec. 138-200

CITY AND COUNTY  
OF NEW YORK } ss.

4th District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer,

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

Answer.

Question. What is your business or profession?

Answer,

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

Answer.

*I am not guilty.*  
*James Smith*

Taken before me this

day of *September* 1887

Police Justice.

POOR QUALITY  
ORIGINAL

0097

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK.

*the* District Police Court.

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

Question. What is your name?

Answer.

*Thomas Murphy*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer,

*New York*

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

Answer.

*235 Forsyth Street, 2 months.*

Question. What is your business or profession?

Answer,

*Clerk*

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

Answer.

*I am not guilty,*

*Thomas Murphy*

Taken before me this

*2nd*

*of the year 1908*  
*John J. McLaughlin*  
Police Justice.



POOR QUALITY  
ORIGINAL

0098

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

Police Court No. 47 District. 2/3/87

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William West

James Smith

Thomas Murphy

Robbery

Offence

Dated December 27<sup>th</sup> 1887

Henry Smith Magistrate

James O'Malley Officer

Q/1

Precinct

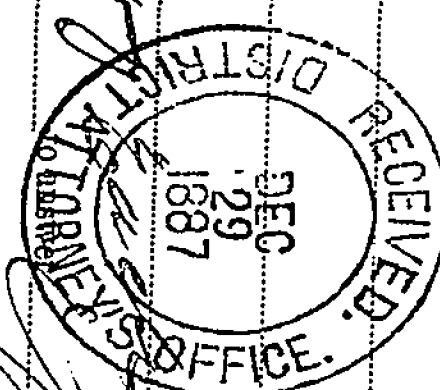
Witnesses

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

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

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

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



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

James Smith and Thomas Murphy  
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of  
Five Hundred Dollars, each and be committed to the Warden and Keeper of  
the City Prison of the City of New York, until they give such bail.

Dated December 27<sup>th</sup> 1887 Police Justice.

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

Dated \_\_\_\_\_ 1887 Police Justice.

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

Dated \_\_\_\_\_ 1887 Police Justice.

**POOR QUALITY  
ORIGINAL**

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VI

STATE OF NEW YORK.  
*Executive Chamber,*  
ALBANY.

August 15, 1888.

Sir:

Application for Executive clemency having been made on behalf of Richard Green, alias Thomas Murphy, ---- who was convicted of Robbery, 2nd degree, in the county of New York, --- and sentenced January 9, 1888 to imprisonment in the Sing Sing Prison----- for the term of five years,----- I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

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

I am,

Hon John R. Fellows,  
District Attorney New York Co.,  
New York City.

very respectfully yours,

  
Private Secretary.



POOR QUALITY  
ORIGINAL

0 100

Answered  
Sept 24<sup>th</sup> / 88  
J. R. S.

POOR QUALITY  
ORIGINAL

0101

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Smith*  
and *Thomas Murphy*

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

of the CRIME OF ROBBERY in the *First* degree, committed as follows:

The said *James Smith and Thomas Murphy*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*27th* day of *December*, in the year of our Lord one thousand  
eight hundred and eighty-~~seven~~, in the *night* time of the said day, at the Ward, City  
and County aforesaid, with force and arms, in and upon one *William Rada*,  
in the peace of the said People, then and there being, feloniously did make an assault, and

*one watch of the value of*  
*fifteen dollars.*

of the goods, chattels and personal property of the said *William Rada*,  
from the person of the said *William Rada*, against the will,  
and by violence to the person of the said *William Rada*,  
then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*James Smith and Thomas Murphy*  
and each of them, *being then and*  
*there aided by an accomplice actually*  
*present, to wit: each by the other.*

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

*John R. Bellows*  
*District Attorney*