

0686

BOX:

432

FOLDER:

3987

DESCRIPTION:

Vance, DeWitt

DATE:

03/20/91



3987

0687

BOX:

432

FOLDER:

3987

DESCRIPTION:

Walsh, John

DATE:

03/20/91



3987

POOR QUALITY
ORIGINAL

0688

Witnesses:

Max Vogel

Counsel,

Filed,

day of

March 1891

Pleas,

THE PEOPLE

vs.

Delwitt Vance

and

John Walsh

DE LANCEY NICOLL

JOHN R. FELLOWS,

District Attorney

Burglary in the Third degree
Grand Jurors, second
Section 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501.

A True Bill.

Alfred J. Korman

Foreman.

March 20/91

John P. Kelly
Charles Rayoley

103 172 684

17.

Police Court—3- District.

City and County { ss.:
of New York,

of No. 96 Cannon Street, aged 51 years,
occupation Tailor being duly sworn

deposes and says, that the premises No. 96 Cannon Street, 11th Ward
in the City and County aforesaid the said being a factory building,
the second floor of
and which was occupied by deponent as a coat factory
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening the lock
of a door leading to said premises

on the 7th day of March 1891 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Five coats, of the value
of about
Eighty five (85) Dollars

the property of deponent

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

Dewitt Vance and John Walsh (both now
here) who acted in concert with each other
for the reasons following, to wit: Deponent says—Said property
was contained in said premises, and is
informed by his daughter Minnie Vogel that
on about 7 P.M. of said date she ~~then~~ left
said premises securely locking the doors and
fastening the windows on leading, and when he
came to said premises at about 6 A.M. of the 8th he
elicited that his premises had been burglariously
entered, in the manner aforesaid, and that said

0690

Property of deponent was missing. Deponent further says he is informed by Officer William J. McCormick Peter 130 Precinct Chapin information he received he arrested defendants on suspicion of having committed the herein burglary and that defendants confessed to said Officer that they did commit said Burglary and informed said Officer where a portion of the proceeds of said crime could be recovered. Deponent further says - said Officer secured said property which he identifies as the missing property. Whereupon, deponent charges defendants with together burglariously entering said premises, and taking stealing and carrying away said property from his possession. Deponent to become
this 12 day of March 1893 Max Yager
Police Justice.

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
Hundred Dollars
of the City of New York, until he give such bail.
Dated 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
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.

Police Court, District,	Offence—BURGLARY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Dated 1888	Magistrate.
	Officer.
	Clerk.
Witness,	
No.	Street,
No.	Street,
No.	Street,
No.	to answer General Sessions.

POOR QUALITY
ORIGINAL

0691

CITY AND COUNTY } ss.
OF NEW YORK,

aged _____ years, occupation _____ of No. _____

13th Ave Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this _____

day of _____ 1890.

John J. McCormick

James J. McCormick

Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

De Witt Vance

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

United States

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

Answer.

14th & Ave A - 2 weeks

Question. What is your business or profession?

Answer.

Miscellaneous

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

De Witt Vance

Taken before me this

12

day of *March* 188*9*

Wm. M. Russell Police Justice

POOR QUALITY
ORIGINAL

0693

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John Walsh 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.

John Walsh

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

United States

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

Answer.

29 Delancey St - 2 years

Question. What is your business or profession?

Answer.

Boiler maker

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

Answer.

I am not guilty.

John J Walsh

Taken before me this

day of

March 1887

Alfred J. McLeod
Police Justice

POOR QUALITY
ORIGINAL

0694

BAILED,
No. 1, by _____
Residence _____
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

Michael J. ...
Robert ...
John ...

Offence

Burglary

Dated *March 12* 1891

McKee Magistrate.

Frederick ... Precinct Officer.

Witness *Dr. J. M. ...*

No. *13* Precinct Street



No. _____ Street

No. *1077* East 9th St.

Carroll ...

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...

Defendants

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

Dated *March 12* 1891 *Frederick ...* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*De Witt Vance and
John Walsh*

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

De Witt Vance and John Walsh

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

The said

De Witt Vance and John Walsh, both

late of the *Eleventh* Ward of the City of New York, in the County of New York
aforesaid, on the *seventh* day of *March* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
night - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *in certain building, to wit:*

the factory of one Max Vogel —

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said

Max Vogel in the said
factory ~~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

0696

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*De Witt Vance and
John Walsh*

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

De Witt Vance and John Walsh

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

The said *De Witt Vance and John Walsh, both*

late of the *Eleventh* Ward of the City of New York, in the County of New York
aforesaid, on the *seventh* day of *March* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
night - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *a certain building, to wit:*

the factory of one Max Vogel —

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said

*Max Vogel in the said
factory* 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

0697

SECOND COUNT—

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

De Witt Vance and John Walsh
of the CRIME OF *Grand* LARCENY in the *second degree*, committed as follows:
The said *De Witt Vance and John Walsh, both*

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
time of said day, with force and arms,

ten coats of the
value of eight dollars and fifty
cents each

of the goods, chattels and personal property of one

factory
in the dwelling-house of the said

Max Vogel
Max Vogel
in the factory
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.

POOR QUALITY
ORIGINAL

0698

THIRD COUNT—

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

De Witt Vance and John Walsh —
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *De Witt Vance and John Walsh*, both

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,

*ten coats of the value of eight
dollars and fifty cents each*

of the goods, chattels and personal property of

Max Vogel —

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

Max Vogel —

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

*De Witt
Vance and John Walsh* —

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.

De Laurence Nicoll,
JOHN R. FELLOWS,

District Attorney.

0699

BOX:

432

FOLDER:

3987

DESCRIPTION:

Vogel, John

DATE:

03/10/91



3987

0700

POOR QUALITY
ORIGINAL

Witnesses;

Mrs. Augusta Heine

Counsel,

Filed

Lo. C. Hachert
day of March 1891
Pleads, Verdict, 11

THE PEOPLE

vs.

John Vogel

Burglary in the Third degree.
Second degree
[Section 498, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLE

JOHN R. FELLOWS

District Attorney.

OK

A True Bill.

Alfred H. H. H.

Sub 2 - April 1, 1891 Foreman.
Trial and acquitted

POOR QUALITY
ORIGINAL

0701

Police Court District.

City and County of New York, ss.:

of No. 9 Crosby (Rear) Street, aged 37 years,
occupation *Stitcher* being duly sworn
deposes and says, that the premises No. 9 Crosby Street, 14th Ward
in the City and County aforesaid the said being a *five story brick*
building and which was occupied by deponent as a *dwelling*
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly *breaking open*
the door leading from 2nd floor into
the kitchen and entering therein with
intent to commit a felony

on the 24 day of February 1891 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of jewelry and
a suit of gentlemen's clothes
all together of the value of
Two hundred and Fifty
dollars (\$250.00)

the property of *deponent and deponent's husband*
and deponent further says, that she has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

John Vogel (now here)

for the reasons following, to wit:

That at about the hour
of 5 PM. O'clock of said date
deponent securely locked and
fastened all the doors and
windows leading into said premises
and when she again returned
about a half hour later deponent
met defendant coming out of said
kitchen door with a hatchet in

POOR QUALITY
ORIGINAL

0702

his hand and defendant raised
said hatchet in a striking
attitude as he approached
defendant and then he threw said
hatchet away and run down
stairs and made his escape.

Defendant further says that
she did not again see defendant
until this morning at the 14th Precinct
Station House when she positively
identified defendant as the
person she saw on said date
(February 24, 1891). Coming out of the
door leading into said kitchen.

Wherefore defendant prays that
defendant be held to answer
and be dealt with as the law
directs.

Sworn to before me
this 7th day of March 1891
J. J. [Signature]
Police Justice

Dated 188

guilty of the offence within mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named

Dated 188

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 188

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

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

Offence—BURGLARY.

THE PEOPLE, &c.,
on the complaint of

1.
2.
3.
4.

Dated 188

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0703

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name.

Answer. *John Vogel*

Question. How old are you?

Answer. *50 years*

Question. Where were you born?

Answer. *Switzerland*

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

Answer. *No 317 Bway 7 weeks*

Question. What is your business or profession?

Answer. *Silk Weaver*

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

Answer. *I am not guilty*
John Vogel.

Taken before me this

John Vogel 1897

Police Justice

POOR QUALITY
ORIGINAL

0704

BAILED,
No. 1, by _____
Residence _____ 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

Augusta Chapman
John McCoy
John McCoy

Offence *Burglary*

Dated *March 7* 188*9*

May Magistrate.

George Officer.

144 Precinct.

Witnesses *Ellen P. Selen*

No. *9* *Brooklyn* Street.

No. _____ Street.



No. _____ Street.

No. *1077* to answer _____

Chas

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

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

Dated *March 7* 188*9* *Henry J. ...* 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

0705

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Vogel

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

John Vogel

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

The said

John Vogel

late of the *fourteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *twenty fourth* day of *February* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *Augusta Meissner*

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said *Augusta Meissner*

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

0706

SECOND COUNT—

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

John Vogel
of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said

John Vogel
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 time of said day, with force and arms, *day*

one coat of the value of twenty dollars, one vest of the value of ten dollars, one pair of trousers of the value of ten dollars, and divers articles of jewelry of a number and description to the Grand Jury aforesaid unknown, of the value of two hundred dollars

Augusta Meissner
of the goods, chattels and personal property of one

Augusta Meissner
in the dwelling house of the said

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.

DeLaney Nicoll
District Attorney