

0592

BOX:

277

FOLDER:

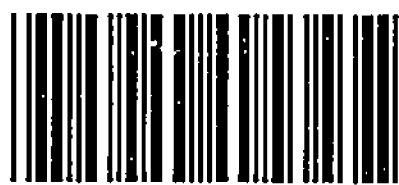
2661

DESCRIPTION:

Ahearn, Patrick

DATE:

10/24/87



2661

0593

Witnesses:

The defendant is a child
about 12 years old and
apparently connected and
has never before been charged
with any criminal act. I
am of opinion that the ends
of justice do not require
that this child should be
sent to prison. And I there-
fore recommend if he plead
guilty that sentence be sus-
pended - Randolph B. Martine
Dec 12/87 Dist. Atty.

Counsel:

Filed 24 day of Oct 1887
Pleads Guilty (no)

THE PEOPLE
vs.
Patrick Ahearn
[Section 654 - Penal Code]

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

J. C. Mearns
Foreman.
Part IV December 16/87.
Pleads Guilty
Judgt. suspended.
Dec 14/87

0594

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

144 District Police Court.

Patrick Ahern 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.

Patrick Ahern

Question. How old are you?

Answer.

12 Years

Question. Where were you born?

Answer.

This City

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

Answer.

62 Goerick Street

Question. What is your business or profession?

Answer.

Messenger

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 of the charge

Patrick Ahern

Taken before me this

day of

188

Police Justice.

0595

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 Cheam
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 *Aug 130* 188 *7* *L. J. Thompson* Police Justice.

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

Defendant
Dated *Aug 130* 188 *Wm. Morris* 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.

0596

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

Watson J. Sanford

8 10 August
Danick Cream

2

3

4

Dated

1887

Magistrate.

Officer.

Prisonet.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

Answer

Dated

Com

Ordered with

recommended

mercy

10 SEP 1887

RECEIVED

DISTRICT

AT

RECEIVED

SEP 1887

RECEIVED

DISTRICT

AT

RECEIVED

SEP 1887

RECEIVED

DISTRICT

AT

RECEIVED

SEP 1887

RECEIVED

DISTRICT

AT

RECEIVED

SEP 1887

RECEIVED

DISTRICT

AT

RECEIVED

0597

District Attorney's Office.

PEOPLE

vs.

Patrick Ahearn

Inj. to Property

Send for comp. pet. deft.
deft's counsel, officer
+ ^{deft's} ~~complainant's~~ father
see me tomorrow
afternoon at 3 P.M.

Dec 13/07 RDP

O.K.

Rudolph L. Schaff.

0598

Court of
General Sessions

The People vs

Patrick Ahearn

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23d STREET,

New York, Aug. 30th 1887

CASE NO. 31160

DATE OF ARREST

OFFICER James McGinnis

CHARGE

August 30th 1887-

AGE OF CHILD

11 years

RELIGION

Catholic

FATHER

Given

MOTHER

Hannah

RESIDENCE

62 Gaerick Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the boy has never been arrested before and that he has attended School until vacation and is well spoken of by the neighbors where he resides.

Parents are respectable and sober people.

All which is respectfully submitted,

To the Dist Atty.

Wm. J. O'Gerry
President

0599

Report of
General Society

in
the
City of New York

PENAL CODE, ss

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
NEW YORK CITY.

W. J.

0600

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, DISTRICT.

of No.

Street, aged 41 years,

occupation

that on the

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

Now present a child about 12
years old, did wilfully and
maliciously destroy and do away
with certain property to wit
"Architectural plans" of the
value of one hundred dollars
which said plans were given to the
defendant for delivery at 53 East
41st Street. That deponent gave the
said Patrick the plans for delivery and
he now confesses that he threw them into a sewer
and destroyed them & deponent believes the same to be true

Sworn to before me, this

188

Police Justice.

060,1

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Shearn

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

Patrick Shearn

of the CRIME of Unlawfully and Wilfully Destroying Personal Property of Another

committed as follows:

The said

Patrick Shearn

late of the ~~First~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~eighteenth~~ day of ~~August~~ in the year of our Lord one thousand eight hundred and eighty-seven, at the Ward, City and County aforesaid,

with force and arms, certain architectural plans and drawings (a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given) of the value of one hundred dollars, of the goods, chattels and personal property of one, ~~Edward~~ ~~Johnson~~, then and there being, then and there feloniously did unlawfully and wilfully destroy, by then and there casting and throwing the same into a certain public sewer, there situate, so that the same became and were utterly lost and irrecoverable; - against the form of the Statute in such case made, and pro-

0602

vided, 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 Patrick Shearn, of the Crime of Unlawfully and Wilfully injuring personal Property of Another, committed as follows:

The said Patrick Shearn, 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, certain architectural plans and drawings (a more particular description whereof is to the Grand Jury aforesaid unknown and cannot now be given) of the value of one hundred dollars, of the goods, chattels and personal property of one, ~~owned by~~ ^{owned by} ~~the said~~ ^{the said} ~~Shearn~~, then and there being, then and there feloniously did unlawfully and wilfully injure, to the amount of the value of one hundred dollars; by then and there casting and throwing the same into a certain public sewer, there situate, whereby the said plans, and drawings, with the waters and filth then being in the said sewer, became and were spoiled and ruined and rendered worthless against the form of the Statute in such

0603

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

Henry J. B. Smith

District Attorney.

0605

BOX:

277

FOLDER:

2661

DESCRIPTION:

Allen, Emma

DATE:

09/28/87



2661

0606

after an interview with Captain Schmittberger
of the 19th in 1887 - now - in 1893 of the
22^d precinct - The captain tells me the
house kept by Emma Allen was never a
very notorious one - That some time after
indictment found the nuisance was
abated and the deft left the city - Thus the
law has been vindicated - and I ask that
the indictment be dismissed.

May 24th 93

G. S. B.
A. D. A.

Witnesses:
Max F. Schmittberger

Counsel,
Filed 28th day of May 1893
Plends, Chicago

KEEPING A HOUSE OF ILL FAME, ETC.
(Sections 823 and 886, Penal Code)

THE PEOPLE
vs.
Emma Allen

RANDOLPH B. MARTINE,
District Attorney.

Charge on Case
May 12/93
Indictment found
May 11/93

A True Bill.

J. W. Mays
Deputy District Attorney

Delaware House
May 24th 93

In my room -
- memorandum -
Indictment
May 24th 93
G. S. B.
A. D. A.

0607

Sec. 100-200.

CITY AND COUNTY }
OF NEW YORK, } ss

3 District Police Court.

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

Question. What is your name?

Answer.

Emma Allen

Question. How old are you?

Answer.

2 years old

Question. Where were you born?

Answer.

Canada

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

Answer.

144 W. 72 St. 8 years

Question. What is your business or profession?

Answer.

Housekeeper.

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

Emma Allen

Taken before me this

23

day of

Aug

1888

Police Justice.

0608

Sec. 151.

Police Court 2 District.

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

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 Max F. Schmittberger of No. 19th Street, that on the 20th day of August 1887, at the City of New York, in the County of New York, Jane Dove did keep and maintain at the premises known as Number 144 West 32nd Street, in said City, a House of Assignment and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain ~~drinking, dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 each and every of you, to apprehend the body of the said

Jane Dove and all vile, disorderly and improper persons found upon the premises occupied by said Jane Dove and forthwith bring them before me, at the 2 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 22 day of August 1887.

[Signature]
POLICE JUSTICE.

0609

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

WARRANT—Keeping Disorderly House, &c.

Dated 188

Magistrate.

Officer.

Precinct.

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

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

The within named

06 10

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

Alexander

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

Aug 27 188

J. J. [Signature] Police Justice.

I have admitted the above-named

defendant

to bail to answer by the undertaking hereto annexed.

Dated

August 24 188

J. J. [Signature] 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.

0611

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

#367
Police Court

1347
2 District.

THE PEOPLE,

ON THE COMPLAINT OF

Max L. Schmittberger
19th Precinct
Emma Allen

2

3

4

Dated

1887

Magistrate.

Officer.

19 Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

500 G.S.
Bailed

06 12

22 W-117th Oct 8499m

DIRECTIONS.

[The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

[When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York.

To Captain Schmittberger
of No. 32 Broadway Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 23rd day of May 1893 at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Emma Allen
Dated at the City of New York, the first Monday of
in the year of our Lord 189

1887
DE LANCEY NICOLL, District Attorney.

Ask to see Mr. Redford
At 11½ o'clock A.M.

06 13

Sec. 322, Penal Code.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK.

Max F. Schmittberger
of No 19th Rect Police Street, in said City, being duly sworn says
that at the premises known as Number 144 W. 32nd Street,
in the City and County of New York, on the 20th day of August 1887 and on divers
other days and times, between that day and the day of making this complaint

Jane Doe
did unlawfully keep and maintain and yet continue to keep and maintain a House of
Assignment and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain ~~drinking, dancing, fighting~~ disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Jane Doe
and all vile, disorderly and improper persons found upon the premises, occupied by said
Jane
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 22
day of Aug 1887 Max F. Schmittberger
[Signature]
Police Justice.

06 14

W

Police Court— 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Max F. Schmittberger

vs.

AFFIDAVIT—Keeping Disorderly House, &c.

Dated _____ 188

Justice.

Officer.

Precinct.

WITNESSES :

06 15

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Max F. Schmittlenger
of No. 19th Precinct Police Officer Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the _____ day of _____ 188____
~~at the City of New York in the County of New York~~ Emma Allen

(now here) is the person
named in the annexed affidavit as
Jane Doe. and she is the person
charged with keeping a House of
Assignment at no 1444, W 92nd Street

Max F. Schmittlenger

Sworn to before me, this _____ day

of Aug _____ 188____

25

day

John J. Caffrey
Police Justice.

06 16

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Emma Allen

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

Emma Allen

(Section 322,
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND
HOUSE OF ILL FAME, committed as follows:

The said *Emma Allen*

late of the *Twentieth* Ward of the City of New York, in the County of New York aforesaid,
on the *twentieth* day of *August* in the year of our Lord one
thousand eight hundred and eighty-*seven* and on divers other days and times as well
before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County
aforesaid, a certain common bawdy house and house of ill fame, unlawfully and wickedly did
keep and maintain; and in the said house divers evil-disposed persons, as well men as women,
and common prostitutes, on the days and times aforesaid, as well in the night as in the day,
there unlawfully and wickedly did receive and entertain; and in which said house the said evil-
disposed persons and common prostitutes, by the consent and procurement of the said

Emma Allen

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers
unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in
the night as in the day, were there committed and perpetrated; to the great damage and
common nuisance of all the good people of the said State there inhabiting and residing, in
manifest destruction and subversion of, and against good morals and good manners, 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

Emma Allen

(Section 885,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Emma Allen*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *twentieth*
day of *August* in the year of our Lord one thousand eight hundred

06 17

and eighty-*seven* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in *her* said house, for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.—

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

Emma Allen

(Section 322,
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Emma Allen*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *twentieth* day of *August* in the year of our Lord one thousand eight hundred and eighty-*seven* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.

RANDOLPH B. MARTINE,
District Attorney.