

BOX:

45

FOLDER:

534

DESCRIPTION:

Wheelock, Augustus

DATE:

08/09/81



534

Bailed by
Wm. A. Wheelock
Capt. Capt. Bk
320 Broadway
13 N. 48th St
(Back cover)

The app. Wheelock is
indicted for forger. It is
claimed for him that he was
a partner in the firm of
H. Walcott & Co. & that
was the fact he was of
course authorized to give
up the checks charged to
be forged. Am I am?
the accompanying copy?
the documents between
Walcott & Co. and Walcott
indicates me that he was
as claimed a partner in
that firm and so each
had the transfer authority
to do what is now charged
to be a criminal offense?
The indictment based on the
Dec 20, 1861
Assistant

Counsel,

Filed 9 day of Aug 1881

Pleads

THE PEOPLE

INDICTMENT.
FORGERY in the Third Degree

Ch. P. vs. Bk

Augustus D. Wheelock
(2 Cases)

DANIEL C ROLLINS,
~~BENJ. K. PETERS,~~

District Attorney.

A True Bill.

Foreman.
D. K. Peters

Dec 20/81

Folio per equivalent.

J. C. McINTOSH & CO.

No. 22101

New York, Aug 5th 1881

THE CONFIDENTIAL NATIONAL BANK

Pay to the order of GEO. H. CHURCH and D. WHEELOCK.
Five thousand Dollars

\$ 5,000. #

J. C. McIntosh & Co.

Globe Stationery & Printing Co. 89 Liberty St. N.Y.

Pay to the order
Brown Bros & Co

A. D. Whistler :

MERCHANTS NATIONAL BANK,

[Signature]

New York 17. October 1881.

A Contract has been submitted to us in the words and figures following:

" Jan. 1. 1880

" This is to Certify that an Agreement has been
" entered into this day between J. C. Walcott & Co.
" of the first part & Geo. H. Church & Augustus D.
" Wheelock of the second part giving the said
" Geo. H. Church & Augustus D. Wheelock an interest
" in our business: which interest shall be seven
" & one half per cent each in the said business
" the said G. H. C. & A. D. W. being bound by the
" co-partnership Articles of the above named firm
" & that this interest herein mentioned shall con-
" tinue until December 31. 1880 the said Geo. H. C.
" & A. D. W. it being agreed shall draw for their
" personal expenses at the rate of \$100 each per mo.
" this amt. being guaranteed to the said G. H. C.
" & A. D. W.

" J. C. Walcott & Co.

" Accepted
" G. H. C.
" A. D. W.

" Jan. 1. 1881
" Renewed for 1 year
" G. H. C.
" A. D. W.

and our opinion is requested as to whether it constitutes
a relation of partnership between the partners and
whether it makes Augustus D. Wheelock a member

of the firm of J. C. Walcott & Co.

The Contract gives the parties thereto of the second part an interest in the business and it binds them by the co-partnership Articles of the firm, and there is a guaranteed amount allowed to be drawn by them for their personal Expenses.

We are of opinion that the above agreement constitutes in fact and in law the parties thereto co-partners and that Augustus D. Wheelock is a member of said co-partnership, and that the instrument confers upon him the usual control over the assets which the law gives to the member of a firm.

The authorities examined by us in support of this position are numerous and unanimous, we cite

Manhattan Co. v. Sears 45 N.Y. 797

Smith v. Bodine 74 N.Y. 30

Leggett v. Hyde 58 N.Y. 272

Atlantic State Bank v. Lavery 82 N.Y. 291

The cases might be indefinitely multiplied

Alexander Green

Counsel at Law

120 Broadway

New York

People on Complaint
Frank E. Dickinson
against
Augustus D. Wheelock } Forgery

I, the undersigned, the Com-
plainant in the above case
do hereby certify and stipulate
that I shall not settle or com-
promise the above case but
will faithfully prosecute the
same.

Dated New York Aug 9th 1881

Witness Frank E. Dickinson

William J. Casgrove
Detective Office
300 Mulberry St.
New York City

The People

vs

Wholesale
Separation

City and County)
of New York } S. S.

Frank A. Dickenson
being duly sworn
deposes and says that he resides
at 42 Broad St. in the City of
New York and that on Aug 5th 1881
one Augustus D. Wheelock who
was a book-keeper in deponent's
employ and as such book-keeper
was authorized to fill in blank
checks to be used in the regular
course of business, did falsely
fill out two checks (here shown)
to the amount of \$5000 each and
appropriate the money to his
own use

Sworn to before me
this 9th day of Aug 1881

Ferd Oberper
Notary Public N.Y. Co

Frank A. Dickenson

vs
ps

Aug. 2. Thelock

Forgery

affid of J. F. Davidson

J. C. MORTIMER & CO.

No. 221024

New York Aug 5th 1881

THE CENTRAL NATIONAL BANK

Pay to the order of

GEO. H. CHURCH & D. WHEELLOCK,

Five thousand

Dollars

\$ 5,000.00

J. B. Macomber

Globe Stationery & Printing Co. 89 Liberty St. N.Y.

Pay to the order
Drexel Morgan & Co
Asst Cashier

Clinton

City and County)
of New York) ss

Frank J. Dickinson
being duly sworn
deposes and says that he
resides at 42 B'way St in
the City of New York and that
on Aug. 5th 1881 one
Augustus S. Wheelock who
was a bookkeeper in defendant's
employ and as such book-
keeper was authorized to fill in
bank checks ~~with the amount~~
to be used in the regular
course of business, did falsely
fill out two checks (here shown)
to the amount of \$5000 each
and appropriate the money
to his own use.
Sworn to before me
the 9th day of Aug 1881

John Dwyer Frank J. Dickinson
Notary Public in N.Y.

to 90

Aug. 2. Wheelock

Longery

App't of J. J. Dickinson

Before Church & Meelock entered the
firm the profit or loss was divided
as follows

Malcott, $66\frac{2}{3}$ }
Dickinson $33\frac{1}{3}$ } = 100%

afterwards

Malcott 60 = 80%

Dickinson 20

leaving 15% which was the share
of the united shares of C & W: therefore
it must have been contemplated that
C & W. should share that amt of pos-
sible loss as well as profit.

"These parties share both profit & loss;
Partnership exists"

Story on Part - see 59 &

Bennett vs. Harrison 19 Barb. 53

Came as above "with right to use
capital" constitutes a full partner-
ship: Vassar vs. Camp. 14 Barb. 241

"Agreement must be for a portion
of the profits, as such & not in place
of wages"

Everett vs. Coe & Davis 180

Hemstreet vs. Howland & Davis 68

Story on Partnership see 32-33 &c

Brookway vs. Burnap, 16 Barb. 304
Fitch vs. Hill 16 How. Pr. 175

Hodgman vs. Smith 13 Barb. 302
3 Kent's Comm. 33

Which is true in this case; no
mention of wages is made in the
agreement & C. & W. each have $7\frac{1}{2}\%$
of the profits & are bound by the
partnership agreement, which is
mentioned & thereby made part
of the agreement with C. & W.

"If one is to share in the net profits,
which supposes him to have a
participation of profit and loss
he would be a partner."

Story on Partnership sec 34

Which is true in this case.

"The intention of the parties, is,
however the main thing to be
considered."

3 Kent's Comm. 33

Satter vs. Lane 31 N. Y. 321

The rule as laid down in Mar-
by all of the cases above cited

is: if a receive a certain share of profits as such then he is a partner; but if he receive an amount equal to a ^{Certain} share of the profits, as Compensation for service then he is not a partner.

In this case C & Wheelock were bound to give their time & attention as were the other partners, by Article III of the original agreement: And there is nothing, but that article, which calls for any service whatever.

As the agreement seems perfectly clear & it is doubtful whether evidence would be admissible to show that less than a partnership, was intended.

ARTICLES OF AGREEMENT, made this fourteenth day of February, eighteen hundred and seventy-six, between JOSEPH C. WALCOTT and FRANK F. DICKINSON, both of the City and County of New York, WITNESSETH:--

ARTICLE I. That the parties above named have agreed to become partners in business and by these presents do agree to be co-partners for the transaction of a general banking and brokerage business, for the purchase and sale of stocks, bonds, gold and other securities on commission, under the style and firm name of J. C. WALCOTT & CO., and will occupy offices for the present at Number 29 Broad Street in said City of New York, said co-partnership to continue for one year, unless sooner terminated as hereinafter provided.

ARTICLE II. As a capital in the said business the said Joseph C. Walcott contributes the sum of Ten thousand dollars besides a special deposit in stocks, viz, One hundred and fifty shares of the Lake Shore and Michigan Southern Railway Company, it being, however, agreed upon, that interest at the rate of seven per cent per annum on the currency value of the stock shall be paid the said Joseph C. Walcott, and that he shall have the option of withdrawing said stock at any time, and that these sums shall be used exclusively in and for the management and conduct of said business.

ARTICLE III. It is agreed also by and between the said parties to these presents that, at all times during

the continuance of the said co-partnership, they and each of them shall and will give their entire time and services for the interests, profit, benefit and advantage of the said co-partnership, and that neither of them shall engage directly or indirectly in any transaction with any other party or parties outside of said co-partnership for any purpose of gain or speculation without the consent of the other party. It being distinctly understood and agreed by and between the parties hereto, that the business of this co-partnership shall be conducted only as a commission business it is hereby further agreed that either party being interested in the sale or purchase of stocks, bonds, gold, or other securities in any other way than for the benefit of said co-partnership and upon a commission, as hereinbefore stipulated, without the consent of the other party, shall be deemed to have forfeited his position in said firm, and the other partner shall thereupon have the right to dissolve said co-partnership without notice.

ARTICLE IV. The said parties hereby mutually covenant and agree to and with each other that during the continuance of the said co-partnership, neither of them shall or will endorse any note or otherwise become surety for any person or persons whatsoever, without the consent of the other party first obtained in writing.

ARTICLE V. It is agreed by and between the said parties that there shall be had and kept, at all times during the continuance of the said co-partnership, true and correct books of account, wherein shall be entered all the

transactions of said business and all matters whatsoever to the said business and management thereof in any wise belonging, said books to be open at all reasonable times to the inspection of either party hereto or to their legal representatives.

ARTICLE VI. It is further agreed that at least once a year there shall be an accounting or balance taken off, showing a just and true statement of the profits and increase made, or of the loss sustained in said business, after which each party hereto shall be credited or charged (as the result may require) on his own individual account in manner and proportion as follows, to wit:--

To the account of Joseph C. Walcott, $66\frac{2}{3}$ per cent;

To the account of Frank F. Dickinson, $33\frac{1}{3}$ per cent;

This proportion to continue for three months from the date hereof, subject, however, at the end of the said three months, by the mutual agreement of the parties hereto, to a re-adjustment of the said proportions.

ARTICLE VII. It being understood that the memberships of either and both parties at the Stock Exchange and Gold Board are at the risk of the said business and so constitute a part of the working capital of the said co-partnership.

ARTICLE VIII. In case of the death of either party hereto the business shall be brought to a termination as shall be mutually agreed upon between the surviving partner and the legal representatives of said deceased partner.

ARTICLE IX. At the end of said co-partnership or other sooner termination thereof, the said Joseph C. Walcott shall make or cause to be made a just and final account of all matters relating to the said business and in all things truly adjust the same, and after paying off all liabilities and obligations of said firm, including the capital which may belong to each partner, the said Joseph C. Walcott shall divide the profits and increase, if any, between the parties hereto, or to their legal representatives, in manner and proportion as hereinbefore stated.

ARTICLE X. It is hereby agreed that each party hereto shall draw for his personal expenses only such amounts as the profits of the business shall show belong to each party, in the proportion as hereinbefore named, except with the consent of the other party.

I N W I T N E S S W H E R E O F, the parties hereto have hereunto set their hands and seals this fourteenth day of February, eighteen hundred and seventy-six.

In presence of	: Jos. C. Walcott, (L.S.)
	Signed :
Geo. H. Church.	: Frank F. Dickinson. (L.S.)

February 14th, 1877.

Renewed this day by mutual consent until further notice.

Signed, J. C. Walcott & Co.

January 1st, 1880.

The within and annexed co-partnership is hereby renewed this day by mutual consent until December 31st, 1880.

It being understood that the memberships of the New York Mining Stock Exchange are at the risk of the said business and it is furthermore agreed that after the accounting or balance taken off at the end of the year showing a just and true statement of the profits made or the loss sustained in said business shall have been made, that each party shall be credited or charged in his individual account in name and proportion as follows, to wit:--

To the account of Joseph C. Walcott, 60 per cent;

To the account of Frank F. Dickinson, 25 per cent;

each account drawing interest at the rate of six per cent per annum, it being furthermore agreed that George H. Church and Augustus D. Wheelock shall have an interest in our business as per our agreement of this date signed by us and accepted by them, which interest shall be seven and one-half per cent each in the said business.

Witness
Geo. H. Church.

Signed: Jos. C. Walcott,
: Frank F. Dickinson.

December 31st, 1880.

Renewed for one year from above date.

Witness,
Geo. H. Church.

Signed: Jos. C. Walcott,
: Frank F. Dickinson.

January 1st, 1880.

THIS IS TO CERTIFY, that an AGREEMENT has been entered into this day between J. C. WALCOTT & CO., of the first part and GEORGE H. CHURCH and AUGUSTUS D. WHEELLOCK, of the second part, giving the said George H. Church and Augustus D. Wheelock an interest in our business, which interest shall be seven and one-half per cent each in the said business, the said George H. Church and Augustus D. Wheelock being bound by the Co-partnership Articles of the above named firm, and that this interest herein mentioned shall continue until December 31st, 1880.

THE said George H. Church and Augustus D. Wheelock, it being agreed, shall draw for their personal expenses at the rate of One hundred dollars each per month, this amount being guaranteed to the said George H. Church and Augustus D. Wheelock.

Signed, J. C. Walcott & Co.

Accepted,

Geo. H. Church,

A. D. Wheelock.

January 1st, 1881.

Renewed for one year.

Signed, Geo. H. Church,

A. D. Wheelock.

Copy of

A G R E E M E N T

- Between -

J. C. WALCOTT & CO.

- - and - -

GEORGE H. CHURCH and AUGUSTUS D.

WHEELLOCK.

- - - - -

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Augustus J. Wheelock

late of the First Ward of the City of New York, in the County of New York, afore-
said on the *fifth* day of *August* in the year of our Lord
one thousand eight hundred and ~~seventy-eight~~ *eighty* with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing
of the kind commonly called a Bank Check

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

Bank check

No 22101

New York Aug 5th 1881

The Continental National Bank
Pay to the order of Geo H. Church & A J Wheelock
Five thousand Dollars
\$5000 #

J. C. Walcott & Co

with intent to injure and defraud

Frank J. Dickinson

and divers other persons; to the jurors aforesaid unknown
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity

J. C. Walcott & Co

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

THAT the said

Augustus D. Wheelock

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said

Frank S. Dickinson

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing. of the kind commonly called a Bank check

which said last-mentioned false, forged and counterfeited is as follows, that is to say:

Bank check

No 22101

New York Aug 5th 1881

The Continental National Bank
Pay to the order of Geo H. Church & A.D. Wheelock
Five thousand and _____ Dollars
\$ 5000 #

J. C. Walcott & Co

the said

Augustus D. Wheelock

at the same time he so uttered and published the last-mentioned false, forged, and counterfeited

Bank check

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DANIEL G ROLLINS,

District Attorney.

J. C. Walcott & Co

95 A.

Counsel,

Filed 9 day of Aug 1881

Pleads

THE PEOPLE

vs.

N^o 1

Augustus D. Wheelock
(2 over)

INBICMENT.
FORGERY in the Third Degree

DANIEL C ROLLINS,
~~BENJ. K. PHILIPS,~~

District Attorney.

A True Bill.

Samuel Kautman

Foreman.

Dec 20/81

Arles Choequi entered.

see endorsement on the other
indictment.

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Augustus D. Wheelock

late of the First Ward of the City of New York, in the County of New York, afore-
said on the ~~fifth~~ day of ~~August~~ in the year of our Lord
one thousand eight hundred and ~~seventy eight~~ ~~one~~ with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing

of the kind commonly known as a
Bank Check

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

Bank check

J. C. Walcott & Co

No 22102

New York Aug 5th 1881

The Continental National Bank

Pay to the order of Geo. H. Church ~~or~~ ^{at} Wheelock

Five thousand ————— Dollars

\$ 5,000.#

J. C. Walcott & Co

with intent to injure and defraud

Frank J. Dickinson

and divers other persons; to the jurors aforesaid unknown
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity

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

THAT the said

Augustus D. Wheelock

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said

Frank S. Dickinson

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing.

of the kind commonly known as a Bank check

which said last-mentioned false, forged and counterfeited is as follows, that is to say:

Bank check

No 22102

New York Aug 5th 1881

The Continental National Bank

Pay to the order of Geo H Church & A.D. Wheelock

Five thousand ————— Dollars

\$ 5,000. #

J C Walcott & Co

the said

Augustus D. Wheelock

at the same time he so uttered and published the last-mentioned false, forged, and counterfeited

Bank Check

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DANIEL G ROLLINS,

~~Attorney at Law~~ District Attorney.

BOX:

45

FOLDER:

534

DESCRIPTION:

White, Ann

DATE:

08/08/81



534

3 cases ap^r this
Sept

54 1/2

Counsel,

Filed

8 day of Aug 188

Pleads

THE PEOPLE

vs.

Ann White
(2 cases)

DANIEL C ROLLINS,

District Attorney.

A True Bill:

Samuel Van Munching

Foreman.

Dec 9. 1881.

Plends guilty

W. B. Maslen
F.D.

INDICTMENT.
LARCENY.

District Police Court—

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 157 57 Street,
being duly sworn, depose and saith, that on the

Mary Ellen Hodgins

6 day of July 1887

Ward of the City of New York,

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

the following property viz.:

One black cashmere dress
of the value of Forty five dollars.

the property of

~~Delboncat~~ Mrs. Semir
of Gramercy Park Hotel and in
charge 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

Ben White, now present
who admitted stealing and
passing said dress

Mary Ellen Hodgins

Sworn before me this 29 day of July 1887
John J. [Signature]
POLICE JUSTICE.

54

DISTRICT POLICE COURT.

AFFIDAVIT Larceny.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mary E. Rodgers
137 East 57 St.
VS.
Mrs. White

DATED *29 July* 18*81*

H. MAGISTRATE.

Granger OFFICER.

WITNESSES:



500 to turn

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK,

Anna White being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to her, states as follows, viz:

Question. What is your name?

Answer.

Ann White

Question. How old are you?

Answer.

Nearly four years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

9th Avenue

Question. What is your occupation?

Answer.

Living out

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

Answer.

I have nothing to say
Ann^{her} White
Mark

Taken before me this

21st

day of

July

18

Police Justice.

District Police Court—

CITY AND COUNTY }
OF NEW YORK, } ss.

of No. 15 1/2 East 57 Street,
being duly sworn, depose and saith, that on the
at the
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent,

Mary Ellen Hodgins

4 day of July 1881
Ward of the City of New York,

the following property viz.:

One Black Silk Dress
of the Value of Twenty Dollars

the property of

Mrs Senior of
Grammacy Park Hotel and
in charge of deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen and carried away by Ann White, now present

who admitted stealing and
pawning said dress

Mary Ellen Hodgins

Sworn before me this
4th day of July 1881
Peterson Justice.

1747

DISTRICT POLICE COURT

THE PEOPLE, &C.,

ON THE COMPLAINT OF

Mary Ellen Hodgson
137 East 6th St.

VS.

Ann White

DATED

189

July 29

MAGISTRATE.

OFFICER.

Spangord

WITNESSES:

Dana

571 to 7th

AFFIDAVIT - Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Ann White

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

*One skirt of the value of fifteen
dollars*

*One overskirt of the value of
fifteen dollars*

*One waist of the value of fifteen
dollars*

of the goods, chattels, and personal property of one

Mary Ellen Hodgins

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

DANIEL C ROLLINS,
~~JOHN C. PHILLIPS~~, District Attorney.

Counsel,

Filed 8 day of Aug 1881
Pleads

THE PEOPLE

vs.

Ann White
(2 cases)

INDICTMENT.
LARCENY.

DANIEL C ROLLINS,

District Attorney.

A True Bill.

Edward Kenton Kautubugh
Foreman.

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Ann White

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

*One skirt of the value of twenty
dollars*

*One overskirt of the value of
twenty five dollars*

*One waist of the value of
twenty five dollars*

of the goods, chattels, and personal property of one

Mary Ann Hodgins

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

DANIEL C. ROLLINS,
~~BENJ. K. PHELPS~~, District Attorney.

BOX:

45

FOLDER:

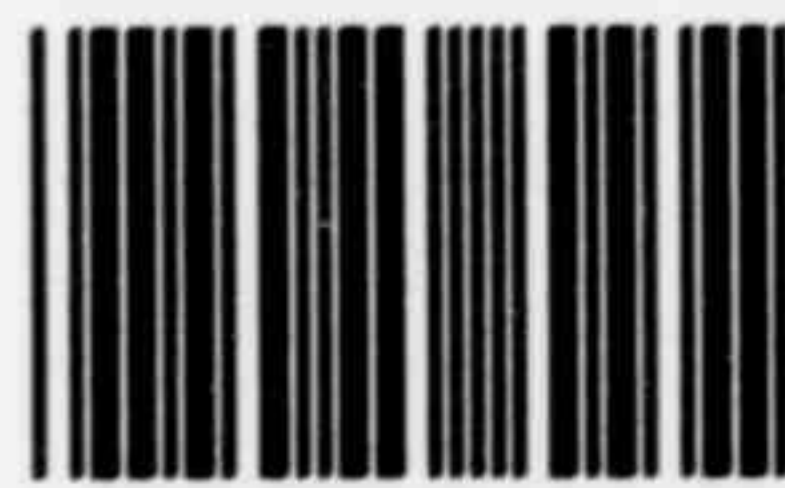
534

DESCRIPTION:

Williams, George

DATE:

08/16/81



534

Counsel, *W. B. B.*

Filed 16 day of Aug 1881

P. *Not guilty (17)*

THE PEOPLE

vs.

W. B. B.

George Williams

DANIEL C. ROLLINS,

District Attorney.

A True D.M.

Amos W. B. B.

Foreman.

Plead guilty

Sept 5 / 1881

S. P. one year.

INDICTMENT.
LARCHENY. *Arrest*

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

Police Court—Third District.

Bertha Werner
of No. *344* *Sixth* Street, being duly sworn, deposes
and says that on the *first* day of *August* 18 *81*
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent.

the following property viz: *two Silk Dresses of the value*
of thirty dollars and one Black Dress Coat
of the value of thirty dollars in all

of the value of *Sixty* Dollars
the property of *Deponent and her husband*
Julius Werner

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 Williams*

Sworn to, before me this

(now here) from the fact that on the aforesaid
day deponent engaged Thodi
Severin of N^o 91 Sherriff to remove
her furniture and meadow apparatus
from N^o 139 Pitt Street to 344 6th
Street and that said Severin brought
said Williams with him to assist in
the removal of said furniture
Deponent gave said George Williams
said property for the purpose of
placing the same on the wagon. He
took said property and ran away with the same
Bertha Werner.

day of

August

18 *81*

POLICE JUSTICE.

City & County of New York

Thos. Severin of No 91
Sheriff's Court being duly sworn says
that on the 1st day of August 1881
George Williams did assist deponent
in the removal of furniture from the
premises 139 Pitt Street for the
within complainant. That said
Williams left his work unknown
to deponent, and that he was not
paid for his labor -

Sworn to before me this }
8th day of August 1881 }
Clair. Davis

Thos. Severin
~~Severin~~
Thos. Severin

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK. } ss.

George Williams being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to *him*, states as follows,
viz:

Question. What is your name?

Answer.

George Williams

Question. How old are you?

Answer.

44 years

Question. Where were you born?

Answer.

New York City—

Question. Where do you live?

Answer.

I stop in Lodging House

Question. What is your occupation?

Answer.

Firman on Steamboat

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

Answer.

I am not guilty

George Williams

Taken before me, this

8

day of

Sept

1881

POLICE JUSTICE.

W. J. Carter

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Bertha Werner
344 W. 6th St

George Williams

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

AFFIDAVIT—LARCENY.



Dated

Aug 8

1891

Magistrate.

Maloney 13

Officer.

Clerk.

Witnesses

Sam Hill

~~His testimony for~~
send subpoena to office

\$ 200 to answer

at N.Y. Sessions

Received at Dist. Att'y's Office,

Cur

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

George Williams

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

two skirts of the value of five dollars each
two overskirts of the value of five dollars each
two waist of the value of five dollars each
One coat of the value of thirty dollars

of the goods, chattels, and personal property of one

Julius Werner

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

DANIEL C ROLLINS,
~~BENJ. E. PHELPS~~, District Attorney.

BOX:

45

FOLDER:

534

DESCRIPTION:

Wilson, James

DATE:

08/02/81



534

BOX:

45

FOLDER:

534

DESCRIPTION:

McDonald, Andrew

DATE:

08/02/81



534

H. of Det
J. L. Smith

Filed 2 day of Aug 1881
Pleads Not guilty

19
16 Hamilton
THE PEOPLE
vs.
James Wilson
Anthony McDonald
alias Anthony
Felonious Assault and Battery.

Daniel C. Rollins
BENJ. K. PHELPS,
District Attorney.

A True Bill.

Edmund Van Hook
Aug. 4/81 Foreman
No. 1. Found guilty on
Reformed Court.
No. 2. Trial & acquitted.
No. 1. J. P. 3 4 6 M. M.
F. S.

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

Police Court—First District.

John Nolan
of No. *227 South 5th Avenue* ~~Street~~, being duly sworn, deposes and says,

that on the *Eggs* day of *July* 18*87*/

at the City of New York, in the County of New York, he was violently and feloniously assaulted and

beaten by *James Wilson and Andrew McDonald*
both

now present.

~~that~~ *that* on said day at the hour of about half past three o'clock A. M. this deponent met said James Wilson and ^{said} Andrew McDonald in a house on ~~the~~ South East corner of James Street and New Battery, where said defendants assaulted this deponent, drove him from said house, pursued him and overtook him this deponent at the corner of Mulberry and Chatham Streets, and did then and there ~~for~~ violently and feloniously assault and beat this deponent, that while said Andrew McDonald did beat and strike deponent about his body and grasping deponent by the neck and ~~pressing~~ *pressing* deponent down, said James Wilson did stab deponent into the abdomen with a Knife then and there held in his said James Wilson's hand, inflicting a painful wound, an account of which he is ~~now under surgical treatment~~ *now under surgical treatment*. Deponent believes that said injury, as above set forth, was inflicted by said James Wilson with the assistance of said Andrew McDonald, ~~both acting~~.

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

Wherefore this deponent prays that the said assailant may be apprehended, and dealt with according to law.

John Nolan

Sworn to, before me, this

day of

July

18*87*/

Michael Westover Police Justice.

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK. } ss.

Andrew McDonald being duly examined before the undersigned,
according to law, on the annexed charge, and being informed that he was at liberty
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *Andrew McDonald*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *336 Waterstreet*

Question. What is your occupation?

Answer. *I am in the hardware business*

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

Answer. *I saw ~~the~~ the complainant
strike a woman, I told him it
was a shame, whereupon he struck
me upon ^{my} eye and leg. we grappled
each other and fell down together*

Anthony McDonald

Taken before me, this

9 day of July

1881

Mrs. C. C. C. C.
POLICE JUSTICE.

Police Court, First District.

CITY AND COUNTY } ss.
OF NEW YORK.

James Wilson being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. James Wilson

Question. How old are you.

Answer. 19 years

Question. Where were you born?

Answer. Troy. New York

Question. Where do you live?

Answer. 16 Hamilton Street

Question. What is your occupation?

Answer. I work in a Stone Store

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

Answer. I did not do it

James Wilson

Taken before me, this

day of July

1881

McConnell
POLICE JUSTICE.

18

Police Court—First District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

*John Mulderry &
James Wilson
Andrew McDonald*

Affidavit—Felonious Assault and Battery.

BAILED.

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated,

July 9

1881

Magistrate.

James W. Jenkins

Officer.

Clerk.

Witnesses,

*Charles Brady
H. J. O'Neil*

COUNSEL FOR COMPLAINANT:

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

1000

RESOLVED to answer

at General Sessions

Received at Dist. Atty's Office

Each,

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, July 9 1857

To whom it may concern

This is to certify that
John Nolan was treated
here for a stab. wound
of abdomen. Said
wound is in a dangerous
region but does not
penetrate the abdominal
cavity and probably

POLICE COURT-FIRST DISTRICT.

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

James W. Jordan
of No. the 4th Precinct Police Street,

being duly sworn, deposes and says,
that on the 8th day of July 188 /, at the City of New York,

in the County of New York. in Chatham Street at the hour of
half past three o'clock A. M. he arrested James
Wilson, and Andrew M. Donald, both now here,
upon complaint made by John Nolan, now in
Chambers Street Hospital, who informed deponent
that just previous to above stated time he was
assaulted and beaten by said two defendants,
that he said John Nolan was ^{then and there} stabbed into his
abdomen with a knife, then and there held in
the hands of James Wilson, that said two de-
fendants acted jointly in assaulting and beating
him said Nolan and did beat strike and beat
him. That said Nolan is now under medical treat-
ment in Chambers Street Hospital on account of wound
received as above stated and unable to appear in court
personally, deponent prays that said James Wilson

Sworn to at the

before me.

Marie

Police Justice.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James W. Jordan, an
Cary Lewis of John Nolan

vs

James Wilson

Andrew McDonald

Police Justice.

Dated

July 8

1881

Justice

Atty

Officer

Charles Brady witness
635 West 47th Street
to James W. Jordan
defendant of 300 6th St

24.

and said Andrew M. Donald, may be held to give deponent
time to produce further evidence and to enable said John Nolan
to make complaint personally. Deponent also says that said
~~two defendants were in his presence identified by said Nolan as the persons who~~
~~swore to before me this 8th day of July 1881~~
swore to before me this 8th day of July 1881

Marek Olsbaurg

James W. Jordan

Police Justice.

State of New York City and County of New York ss. Charles Brady,
having duly sworn says he resides No 635 West 47th Street in said City
that on July 8th 1881 at about 3.30 A. M. while in Chatham Street
near Mulberry Street he saw the prisoners named in foregoing affidavit
attack said John Nolan and assault and beat and strike said John
Nolan, that immediately after the arrest made as stated in foregoing
affidavit deponent found at the place where the assault was made,
the knife here produced, the larger blade of which was open
swore to before me this 8th day of July 1881 Charles Brady

Marek Olsbaurg

AFFIDAVIT

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

James Wilson and Anthony McDonald each
late of the City of New York, in the County of New York, aforesaid, on the
eighth day of July in the year of our Lord
one thousand eight hundred and eighty one with force and arms, at the City and
County aforesaid, in and upon the body of John Nolan
in the peace of the said people then and there being, feloniously did make an assault
and him the said John Nolan
with a certain knife which the said James Wilson and Anthony McDonald

in their right hands then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, stab, cut, and wound
with intent him the said John Nolan
then and there, feloniously and willfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

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

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said James Wilson and Anthony McDonald each
with force and arms, in and upon the body of John Nolan
in the peace of the said people then and there being, feloniously, did make another
assault and him the said John Nolan
with a certain knife
which the said James Wilson and
Anthony McDonald in their right
hands then and there had and held, willfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of him the said John Nolan with intent him the

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

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *James Wilson and Anthony M. Donald* each

with force and arms, in and upon the body of the said *John Nolan* then and there being, willfully and feloniously, did make another assault and the said *John Nolan* with a certain *knife* which the said

James Wilson and Anthony M. Donald in their right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *John Nolan* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Daniel G. Rollins
BENJ. K. PHELPS, District Attorney.

A True Bill.

James Wilson
Foreman

John T. Hume
Foreman

John T. Hume
Foreman

John T. Hume
Foreman

District Attorney.

Daniel G. Rollins
BENJ. K. PHELPS,

Felonious Assault and Battery.

THE PEOPLE

Filed 2 day of Aug 1881
Reads *James Wilson*

John T. Hume
Foreman

BOX:

45

FOLDER:

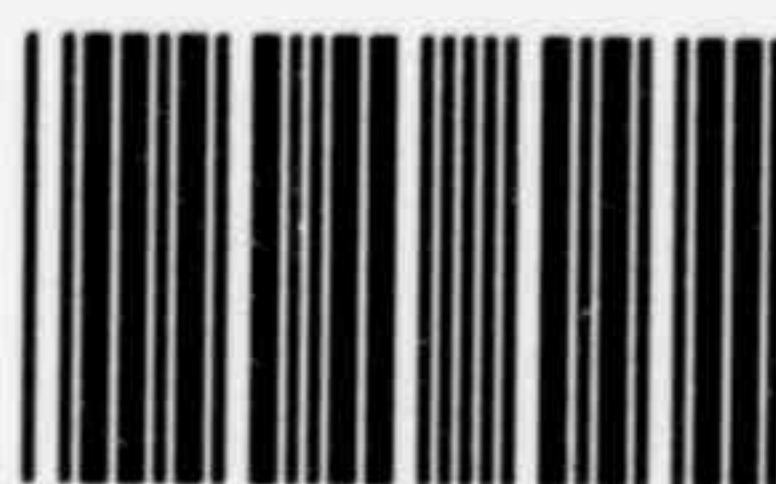
534

DESCRIPTION:

Wilson, Thomas

DATE:

08/10/81



534

Dress. }
Shoes }
Mitts }

Mr. a says that
the property was
the second -

Property Return
to owner.

Went down for

over a year

t. put. back the

Ant. Claims by

Banket

1

Counsel,
Filed 10 day of Aug 1881
Pleads Not guilty

THE PEOPLE
vs.
Thomas Wilson

Larceny, and Receiving Stolen Goods.

DANIEL C ROLLINS,
District Attorney.

A True Bill.
Foreman.

Aug 16 1881
Ben J. M. S. S.
Aug 17/81

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

Police Court--Second District.

Sarah C. Moore

of No *45* *7th Avenue* Street, being duly sworn, deposes
and says, that on the *1st* day of *August* 188*1*

at the City of New York in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent, *from the above premises from*
deponent's room

the following property, to wit: *One black skirt of the value of thirty*
dollars, One pair of shoes of the value of six dollars,
one knife two pairs of gloves one handkerchief
all

of the value of *forty two* Dollars,
the property of *the deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by *Thomas W. Wilson*

at all times
(nomine) for the reason that deponent is informed by
William H. Henderson that he caught the accused
in the act of running out of the said premises
and escaping from the custody of Officer Boyle of
the 9th Precinct Police. Deponent discloses that the
aforementioned property had been taken and stolen.

Sarah C. Moore

State of New York City of New York S. S.

William H. Henderson 311, West 4th Street being
duly sworn deposes and says that at or about nine
o'clock p.m. of the first instant he saw the accused
throw a package in the face of Officer Boyle of the 9th
Precinct and attempt to escape from his custody.
The deponent saw the accused run from the premises
45, 7th Avenue.

Wm H Henderson

Sworn to before me, this

1st day of August 1881

at New York City

day

Michael J. Murphy Police Justice.

State and County of New York, S. S. Thomas Boyle of
the 4th Precinct of New York being duly sworn deposes and
says that at about nine o'clock he noticed the accused
Thomas Wilson in the front of 43. 7th Avenue. That
Deponent saw him ^{go out} from the aforesaid premises
that he had a bundle under his arm. that
he threw it into Deponent's face and ran away
and was caught by William Henderson who
gave him into Deponent's custody, Deponent is informed
by a certain lady that she saw the bundle
picked up by an unknown man
born before me this

3rd day of August 1881

Thomas Boyle

J. L. Morgan
Police Justice

2⁷
POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas W. Wilson being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that he was at
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

Thomas W. Wilson

Question. How old are you?

Answer.

Thirty years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

Brooklyn Ring Street

Question. What is your occupation?

Answer.

Cluck

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

Answer.

I am not guilty

Thomas W. Wilson

Taken before me, this

2nd

day of

August

188

B. L. Morgan
Police Justice

Police Justice

City and County of Nebraska ss: Sarah Moore.
being duly sworn and examined
says. I had worn the skirt about a year.
at times during the year. The shoes had
been worn. one pair of gloves had been
worn; I do not know the market value.
I have merely stated the price the
articles cost me.

Sworn to this 3^d day of }
August 1881 before me } Sarah C Moore
J. L. Morgan }
Police Justice

753

Form 891.

Police Court-Second District

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Jack Collopy
45 7th Ave.

Thomas W. Wilson

Affidavit-Larceny.

DATED

August 3

1881

MAGISTRATE.

OFFICER

WITNESS:

William

311 W. 4th St.

Said Officer Boyle
4th Precinct

\$ *1500*

TO ANSWER

BAILED BY



No.

STREET.

CITY AND COUNTY }
OF NEW YORK, } 88.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Thomas Wilson

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

One skirt of the value of thirty dollars
Two shoes of the value of three dollars each
One Knife of the value of one dollar
Two gloves of the value of two dollars each
One handkerchief of the value of one dollar

of the goods, chattels, and personal property of one

Sarah C. Moore

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

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

Thomas Wilson

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

One skirt of the value of thirty dollars
Two shoes of the value of three dollars each
One knife of the value of one dollar
Two gloves of the value of two dollars each
One handkerchief of the value of one dollar

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

Sarah C. Moore

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

Sarah C. Moore

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

Thomas Wilson

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.

DANIEL G. ROLLINS,
JAMES K. PHILLIPS, District Attorney.

BOX:

45

FOLDER:

534

DESCRIPTION:

Wolf, Edward

DATE:

08/04/81



534

Counsel, *M. Carey*

Filed *4* day of *August* 188*1*

Pleads *for guilty - (5)*

THE PEOPLE

vs.
Edward Welch
alias
Abram Welch

INDICTMENT - Larceny from
the Person.

DANIEL C ROLLINS,
~~BENJ. K. PHELPS,~~

District Attorney.

A True Bill.

Geo. H. Moore

Foreman.
Aug 12. 1881

Trued & returned.

Matter

of

Edward Walcott

John Linscum

S. W. Cary
Att. for deft

\$500

New York July 21st 1887

This is to certify that I have
known Edwin Wolf for the past
nine years I have always found
him a honest upright boy

Patrick Layden

38 Elizabeth st

New York July 27th/81

This is to certify that
I have personally known
Edwin Wolfe for at
least five years -
have always found him
honest boy and upright

John Boland
34, Elizabeth Street

New York July ²⁴/1887

This is to certify that
I have known Edwin Hall
for the past five years
I have always found
him a honest-upright-
Boy

Charles M. Carthy
No 40 Elizabeth St

an y
D.

New York July 27/81
This is to certify that I have
known Edward Woofe for the past
thirteen years and have always
found him honest and industrious
boy.
Dana Rinaldi
St Catharines Ont

New York 27 July 1881
this is to certify that I have
known Edward Woofe for the last
past 14 years and I have always
seen him to be honest man.

John French
No 38 Elizabeth Street

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

Police Court—First District.

Louis Greenthal
of No. *158 Christopher* Street, being duly sworn, deposes
and says, that on the *22nd* day of *July* 18 *81*
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, *And from the left side*
pocket of the vest then on deponent's person.
the following property, viz:

One Silver Watch

of the value of *Five* Dollars,
the property of *deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property

was feloniously taken, stolen, and carried away by *Edward Wolf*
(now here) whom deponent caught and
detected in the act of taking stealing and
carrying away said watch from his person
as aforesaid and in whose possession
deponent found the same.

Sworn to, before me, this

23

day

18 *81*

John A. McNamee
Police Justice.

Louis Greenthal

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Abraham Wolf being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Abraham Wolf

Question. How old are you?

Answer,

16 Years

Question. Where were you born?

Answer.

Germany

Question. Where do you live?

Answer

38 Elizabeth St

Question. What is your occupation?

Answer.

Make Cigarettes

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

Answer.

I am not guilty

Abraham Wolf

Taken before me, this

22d day of *July* 18*81*
John J. McQuinn Police Justice.

36

Police Court—First District

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Louis Greenthal
158 Christopher St.
138 vs. Mayor

Edward Wolf

BAILED:

No. 1, by

Residence,

No. 2, by

Reside

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Affidavit—Larceny.

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Dated July 23 1881

Hammer Magistrate.

McCabe Officer.

H. Clerk.

Witnesses:

\$ 500 to answer
at
Received at Dist. Office



CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Edward Wolf*, otherwise
called and known as Abram Wolf
late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *twenty second* day of *July* in the year of our Lord one
thousand eight hundred and eighty *one* at the Ward, City, and County aforesaid,
with force and arms

One watch of
the value of five
dollars

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

DANIEL C ROLLINS,
~~DENJ. K. PHELPS~~, District Attorney.

BOX:

45

FOLDER:

534

DESCRIPTION:

Wolf, Frank

DATE:

08/17/81



534

West 1882 Sept 26

Filed 17 day of Aug 1881

Pleads *Not guilty (10)*

THE PEOPLE

vs.

P

Frank Wolf

Applicant

Felonious Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS,

District Attorney.

A True Bill.

Edward Van Vorst

Foreman.

Sept 27. 1881.

Resch on motion
warrant returned
annulment
See app 100

Police Court—

5th District.

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

of No.

James Murray
1613 Second Avenue

being duly sworn, deposes and says, that

on

Sunday the 17th day of July

in the year 1881 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Frank Woep, now here,
who did then and there
wilfully and maliciously
Cut and Stab deponent in
the back three several times
with the blade of a Knife
which Knife he, said Woep,
then held in his hands and
with which he did so Assault
and Beat deponent

with the felonious intent ~~to take the life of deponent~~ ^{deponent} to do him bodily harm; and without any
justification on the part of the said assailant :

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

Sworn to before me, this

of

18th day
July 1881

Hugh Gardner POLICE JUSTICE.

James Murray

Police Court-- 5 District.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

AFFIDAVIT-A. & B.
FELONIOUS.

James Murray
1613-2nd Ave
Hunt Noef

Dated, Jan 18 1881
Gardner Magistrate.
Farley D.J. Officer.

Witness,

Abraham Stans
1613-2nd Ave
Michael Farley
23rd Prec. Police
\$1000. Bond
Committed

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Woel being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that he was at
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

Frank Woel

Question. How old are you?

Answer.

Twenty years & a year

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

232 East 5th Street

Question. What is your occupation?

Answer.

Horse shoe

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

Answer.

*I am not guilty of the
charge.*

Frank Woel
Witness

Taken before me, this

18th

day of

July

18*80*

Blanche Gardner Police Justice.

PART 2.

THE COURT-ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK.

☒ If this Subpoena is disobeyed, an attachment will immediately issue.

☒ Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

case off until Tuesday

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *James Murray*
of No. *1613* *2nd av* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *27* day of *Sept* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Frank Wolf
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of *Sept*, in the year of our Lord 188

DANIEL G. ROLLINS, *District Attorney.*

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

Off. Farley 23^d Precinct

being duly sworn, deposes and says he *failed to give a*

Subpoena, of which the within is a copy, upon *James Murray*

of 1613 2^d Av. on the *23^d* day of

September 1881 by *reason deponent*
was informed by parties residing at
the above address that said Murray
had left the city & gone to parts
unknown

Sworn to before me, this *27* day
of *Sept.* 1881

Michael Farley

J. C. Murray

Notary Public,
N. Y. Co.

CITY AND COUNTY }
OF NEW YORK, } ss

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Frank Wolf*

late of the City of New York, in the County of New York, aforesaid, on the
Seventeenth day of *July* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms, at the City and
County aforesaid, in and upon the body of
in the peace of the said people then and there being feloniously did make an assault
and *him* the said *James Murray*
with a certain *knife*
which the said *Frank Wolf*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, willfully and feloniously did beat, strike, *stab*, cut, and wound
with intent *him* the said *James Murray*
then and there, feloniously and willfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Frank Wolf*
with force and arms, in and upon the body of the said *James Murray*
then and there being, willfully and feloniously did make an
assault and *him* the said *James Murray*
with a certain *knife* which the said *Frank Wolf*

in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, willfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there willfully and feloniously
do bodily harm unto *him* the said *James Murray*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Frank Wolf*
with force and arms, in and upon the body of *James Murray*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *James Murray*
with a certain *knife*
which the said *Frank Wolf*

in *his* right
hand then and there had and held, willfully and feloniously did beat, strike, *stab*, cut,
and wound, the same being such means and force as was likely to produce the death
of *him* the said *James Murray* with intent *him* the

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

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Frank Wolf*

with force and arms, in and upon the body of the said *James Murray* then and there being, willfully and feloniously, did make another assault and the said *James Murray* with a certain *knife* which the said

in *Frank Wolf* his right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *James Murray* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Daniel G. Rollins
~~BENJ. K. PHELPS~~, District Attorney.

West 1881
Filed 17 day of Aug 1881
Pleads *Not guilty (11)*

THE PEOPLE

vs.

Frank Wolf

Felonious Assault and Battery.

Daniel G. Rollins
BENJ. K. PHELPS,
District Attorney.

A True Bill.

James Murray

Ex parte April 27. 1881.
Foreman

Also on the 27th of May, 1881, the same was found to be appropriate.