

0542

BOX:

174

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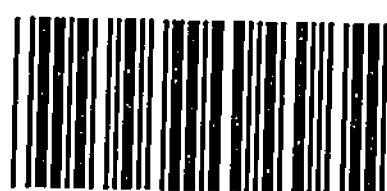
1765

DESCRIPTION:

Smith, Adolphns

DATE:

04/10/85



1765

0543

**BOX:**

174

**FOLDER:**

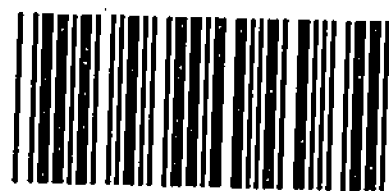
1765

**DESCRIPTION:**

Tangney, Eugene

**DATE:**

04/10/85



1765

0544

**BOX:**

174

**FOLDER:**

1765

**DESCRIPTION:**

Walsh, William

**DATE:**

04/10/85



1765



0545

**BOX:**

174

**FOLDER:**

1765

**DESCRIPTION:**

Sullivan, James

**DATE:**

04/10/85



1765



Witnesses:

John B. Radcliffe  
Crgt - Foster

Off 55

Counsel,

Filed 10 day of April 1885

Pleads Mchully

THE PEOPLE  
vs.  
Adolphus Smith  
James Sullivan  
Engene Tangney  
William Walsh

Grand Larceny, 3rd degree  
(From the person.)  
[Sections 528, 530, 531, Penal Code]

Grand Jurors: ~~Madeline~~  
April 14, 1885

~~No. 1~~ District Attorney.  
No. 2. Guilty 4, 2, 1 & 4  
No. 3 acquitted

A True Bill.

*Wm. J. Gully*

Ordered to N. H. Court of Oregon  
and Terminer for trial April 13/85  
April 14, 1885

No I. Pleads Guilty P. O. G.

S. P. Hooyeas

James Sullivan certified  
to Geo. H. State Rep. July 1885  
Almon

0546

0547

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Abraham Smith*  
*James Sullivan*  
*Eugene Sangrey and*  
*William W. W. W.*

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

*Abraham Smith, James Sullivan, Eugene Sangrey*  
*and William W. W. W.*  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *Abraham Smith, James Sullivan*  
*and Eugene Sangrey and William W. W. W.*, each  
late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirteenth* day of *March*, in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*one watch of the value of one thousand*  
*dollars, and one chain of the value of*  
*seventy-five dollars,*

of the goods, chattels and personal property of one *John B. B. B.*  
on the person of *the said John B. B. B.*,  
then and there being found, from the person of the said *John B. B. B.*,  
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.

0548

SECOND COUNT—

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

*Adolphus Smith, James Sullivan and Eugene Savage*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Adolphus Smith, James Sullivan*  
*and Eugene Savage, each —*

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

*one watch of the value of one*  
*thousand dollars, and one chain*  
*of the value of seventy five*  
*dollars,*

of the goods, chattels and personal property of *John P. Batistich, Jr.*  
*one William Walsh and —*

by — certain *other* persons to the Grand Jury aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said

*John P. Batistich, Jr.,*

unlawfully and unjustly, did feloniously receive and have; the said *Adolphus Smith,*

*James Sullivan and Eugene Savage,*

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

*Charles J. Martin,*  
**PETER B. OLNEY,**

District Attorney.



0549

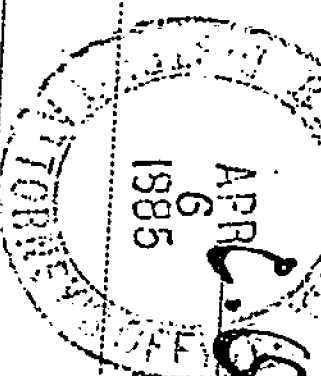
Police Court 3 District 386

THE PEOPLE, &c,  
ON THE COMPLAINT OF

*John J. Russell*  
59 *Frankfort*  
*Adolphus Smith*  
*James Sullivan*  
*James Parnsey*  
*Frederick Beverly*  
Office *Superv &*  
*Recd. Stolen Goods*

Dated *March 30* 1885

*Adolphus Smith*  
Magistrate.  
*Frederick Beverly*  
Officer.



No. 4 by *Adolphus Smith*  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3 by *Adolphus Smith*  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2 by *Adolphus Smith*  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 1 by *Adolphus Smith*  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *Adolphus Smith* 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. *Each* 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 2* 1885. *John J. Russell* Police Justice.

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

Dated *April 1* 1885. *John J. Russell* 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 \_\_\_\_\_ 1885. \_\_\_\_\_ Police Justice.

0550

Sec. 198-200.

CITY AND COUNTY { ss  
OF NEW YORK, }

Alford District Police Court.

Eugene Tangney 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. Eugene Tangney

Question. How old are you?

Answer. 15 years of age

Question. Where were you born?

Answer. New York

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

Answer. 367 Hunt St. Five months

Question. What is your business or profession?

Answer. Welder

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. Not guilty - and Waive Examination

Eugene Tangney

Taken before me this

day of

1885

Police Justice.

0551

Sec. 198-200.

*Second* District Police Court.CITY AND COUNTY }  
OF NEW YORK, } ss

*James Sullivan* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Not Guilty and Waive Exculpation*

*J. Sullivan*

Taken before me this

day of

*March*

1885

Police Justice.



0552

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

*Maurice Beverly* 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 *Maurice Beverly*

Question. How old are you?

Answer *37 years*

Question. Where were you born?

Answer. *England*

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

Answer. *503 Pearl Street 6 years*

Question. What is your business or profession?

Answer. *Fireman*

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*

*M. Beverly*

Taken before me this *21*

day of *March* 188*7*

*John J. Gorman*

Police Justice.

POOR QUALITY  
ORIGINALS

0553

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK { ss

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

Question What is your name?

Answer

*Adolphus Smith*

Question How old are you?

Answer

*19 years*

Question Where were you born?

Answer

*Staton Island*

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

Answer

*15 Dover Street 2 months*

Question What is your business or profession?

Answer

*Driver.*

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 got the Watch from Walsh,  
I sold to Mr. Beverly in Pearl Street  
I got 60 dollars for it  
I gave Walsh Sullivan & Pagny  
of the money I kept 14 dollars*

Taken before me this

day of

*March*

1886

*William J. Sullivan*

Police Justice.

*A. Smith*

0554

CITY AND COUNTY  
OF NEW YORK, ss.POLICE COURT, 2<sup>nd</sup> DISTRICT.

Adolphus Smith  
of No. 15 Dover Street, aged 19 years,  
occupation Driver, being duly sworn deposes and says,

that on the 13 day of March 1885

at the City of New York, in the County of New York, one William Welsh  
gave deponent an open face Gold Watch  
at the hour of about 8 o'clock  
That said Welsh requested deponent  
to sell said watch for him, he  
~~he~~ told deponent he took said watch  
off a drunken man <sup>in Frankfurt Street near the Court office</sup> deponent  
received said watch and on the  
following day deponent sold said  
watch to Frederic Beverly in Pratt  
Street near Park Street,  
That deponent received, 60 dollars from

Sworn to before me, this

188

Police Justice



0555

said Beresly for said match and  
that he deposited said 60 dollars  
between James Sullivan, Eugene Pongney  
and William Walsh,

Sworn to before me this 7 A. Smith.  
21<sup>st</sup> day of March 1887  
John Hornum Police Justice

Police Court, District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFRIDA VIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0556

Deponent therefore prays that  
a search warrant may be issued  
for the Watch secreted in the  
premises of said Behele in Pearl  
Street and for his arrest for  
having received said stolen property  
he well knowing that said  
property is stolen property.

Sworn to before me this } John B. Ratcliff,  
20<sup>th</sup> day of March 1885 }  
John J. Hornum }  
Deputy Justice

POOR QUALITY  
ORIGINALS

0557

Police Court—Second District.

Affidavit—Larceny.

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

John B. Radcliff,

of No. 59. Frankfort. Street, aged 48 years,

occupation Leather Dealer. being duly sworn

deposes and says, that on the 13 day of March 1885 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz :

One gold Watch of the Value of  
one Thousand dollars and one  
gold Chain attached of the Value  
of seventy five dollars, said property  
being in all of the Value of One Thousand  
75 Seventy 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 Adolphus Smith, James Sullivan,  
Eugene Parzeney (nowhere) and one  
William Walsh not arrested from the fact that at the hour of about 7 o'clock on the night of said 13<sup>th</sup> day of March 1885 deponent was walking along Frankfort Street when deponent had said Watch attached to said Chain in the left hand pocket of the coat then worn upon deponent's person. That when deponent was near William Street about 50-60 person came up to deponent, one of said person snatched said Watch from his pocket when said Sullivan attempted to steal a Grand Street

Sworn to before me, this

day

1885

Police Justice.



0558

from the Short Bureau of defendant  
that all defendants were away,  
said Adolphus Smith acknowledged to  
deponent in the presence of witnesses that he  
sold said watch to Mr. Bebele in Pearl  
Street between Park & Centre Street for sixty  
dollars, and that he gave a portion of  
said money James Sullivan and  
a portion to William Walsh, and a  
portion of the same to Eugene Pargney,  
and that he kept \$14<sup>00</sup> of the money  
obtained for said watch.  
said Sullivan and said Pargney  
acknowledged to deponent that they  
received a portion of the money obtained  
for said watch.

Deponent therefore charges  
that said Smith, Sullivan, Pargney & Walsh  
did steal deponent's property as aforesaid  
and that said Bebele did feloniously receive  
the said property he well knowing at the time  
that the same was stolen.

Dated 1888 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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,

THE PEOPLE, &c.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—LARCENY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

\$ to answer Sessions.

Second District Police Court.

John B. Radcliffe

vs.

Fredrick Deery

STENOGRAPHER'S TRANSCRIPT.

March 28th 1885

BEFORE HON.

John J. Gorman

Police Justice.

David A. Polkman

Official Stenographer.

0560

STENOGRAPHER'S MINUTES.

*Second* District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

*John D. Rodcliffe*

VS.

*Frederick Perry*

BEFORE HON.

*John J. Lorman*  
POLICE JUSTICE,

*March 28th* 188*5*

APPEARANCES:

For the People,

For the Defence,

*Edmund C. Price*

*March 28th* 188*5*

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

*Adolphus Smith*  
*Frederick Perry*

*David J. Lorman*

Official Stenographer.



0561

Second District Police Court

The People on the Complaint of

John D Radcliffe.

vs.  
Frederick Bently.

Before Hon  
John J Gorman  
& Police Justice

March 28th 1885

Appearances.

Edmund E Price for the defendant

Adolphus Smith being called on  
the part of the people being duly sworn  
deposes and says.

Cross Examined by Mr Price

Q Do that your right name is  
Adolphus

Q are you the one that acknowledged robbing  
the complainant?

A no sir

Q You were with the parties that assisted  
this party in robbing him were you  
not?

A no sir

Q Then you don't know anything about the  
robbery?

A no sir

0562

Q. Did you tell these officers (referring to the two detectives) that you helped to rob him (meaning the complainant)?

A. Yes sir.

Q. Then all you say you know about this is that a man by the name of Nalok gave you this watch to sell for him?

A. Yes sir.

Q. You knew where he got it about you, you knew he stole it didn't you?

A. I didn't know where he got it at the time.

Q. How old was this boy Nalok?

A. 14 or 15 years old.

Q. Is he a full of you now? A. No sir.

Q. Pure?

A. Yes sir.

Q. You don't go together? A. No sir.

Q. What do you do for a living?

A. Drive a wagon.

Q. Whose wagon?

A. I drive for Mr. Tyson at 44 St. Street and 5th Avenue.

Q. What is his business?

A. Butcher.

Q. How long?

0563

3

A all of one winter

Q How many years ago?

A About 1 year ago.

Q Where have you been since then?

A In the city here.

Q Doing what?

A Doing anything I could

Q Where do you live?

A 15 Dover Street

Q Have you ever been arrested in your life?

A Yes sir

Q For what?

A On suspicion of stealing a watch

Q What did they do with you on suspicion?

A They charged me

Q When?

A About 3 weeks ago

Q Who was it that had you arrested for it?

A A policeman

Q What officer was it that arrested you?

Q To what police station were you taken?

A He was a detective of the 4th Precinct

Q Do you know his name?

A No sir



0564

Q. Was it English?

A. Yes.

Q. Then if you don't know that his name was not English you do know his name?

Answer given it to us?

A. I don't know it.

Q. Why do you say it was not English?

A. I don't know who it was.

Q. Do you know if it was Willie Cain - was it Moore?

A. I know Moore took him from the place where I was arrested to the station house.

Q. And before this arrest you were arrested, how many times altogether?

A. I don't know.

Q. Have you been arrested twenty times?

A. Yes.

Q. How many times?

A. Six.

Q. And for stealing every time?

A. Yes.

Q. How many times for stealing?

A. 3 times.

Q. How many times have you been on the

island?

A Only once on the island for 10 days

Q House of Refuge?

A Yes sir

Q How long were you in the House of Refuge?

A 13 months all excepting 3 days

Q What was it for stealing?

A Masai for taking some old iron.

Q What did you get 10 days for?

A Swimming

Q You mean to say for simply swimming they gave you 10 days?

A I don't remember

Q What court?

A In the courts

Q How long ago? A. The latter part of last summer

Q How often did you see this boy Violet?

A Several times

Q Was this the first time you ever spoke to him?

A Yes sir

Q How many times had you spoken to him?

A A hundred times

Q When did you first learn that this water was stolen from the Complainant?

0566

6

A about 2 hours after I had it

Q And how long did you have it before you paid it?

A From Friday night until Saturday morning

Q So that about 2 hours after you received it you knew it was stolen property?

A Yes sir

Q And you still kept it? A Yes sir

Q When were you arrested?

A Thursday morning

Q Were you the first of the 4 that were arrested?

A Two of us taken together were <sup>and Sullivan</sup>

Q Sullivan that is here now? A Yes sir

Q One of the persons charged with this crime with you?

A Yes sir not for stealing but for receiving  
Q When you were arrested did you know the names of the officers that arrested you?

A Yes sir

Q Do you now? A Yes sir

Q So that one of the gentlemen here now <sup>(standing)</sup>  
to Detectives Jacob Foster and Alburth Woods

A Yes sir



0567

9

Q And you state to these officers that you had stolen the watch?

A Yes sir

Q And you first say you had stolen the watch?  
And after words say you did not steal the watch?

A Yes sir

Q You said to them you had never stolen the watch at all from the first?

A I didn't say anything to them at all until after I didn't know anything at all about it.

Q Was that after you paid the watch?

A Yes sir

Q So that was a lie you told them was it?

A Yes sir

Q How long were you under arrest before you told them you had received the watch from the other boy and paid it?

A A day

Q You had been under arrest a whole day. A Yes sir

Q And you swear that the defendant Mr. Perry bought the watch from you?

A Yes sir

0568

Q What time of day or night was it?

A It was in the morning.

Q You don't know what time it was?

A No sir, it was in the morning.

Q What morning?

A Saturday morning.

By the Court.

Q Was anybody with you when you  
you sold the watch to him?

A Nobody in the store with me. Sullivan  
was outside.

Q This man here, Yes sir.

Sworn to before me  
this 28th day of March 1885 } A. Smith  
Deputy Justice

Frederick Perry, the defendant  
being duly sworn in his own behalf  
deposes as follows:

Examined by Mr Price Defts Counsel

Q What is your business?

A Dealer.

Q Where do you reside?

A 503 Pearl Street

Q How long have you lived here?

A Over one year.

Q Have you been carrying on that business here  
for six years?

A Yes.

Q What else have you done besides carrying  
on that business?

A I am a church singer at the church of the  
Heavenly Host at 5th Avenue and 45th Street  
for 5 years off and on, I was away a year  
Q What other churches were you in during  
that year?

A The Holy Apostles at 9th Avenue and 28th St.

Q You have heard the testimony of this  
man Smith in regard to having sold  
you a watch is that true?



A. It is not true no sir

Q. Did officers visit your place?

A. Yes sir

Q. Those two officers that are now present (referring to officers Parker & Woods)?

A. Yes sir & two more

Q. Were there four police officers that visited your place? N. Yes sir

Q. Did you tell them about it?

A. Yes sir they told me they had a search warrant.

Q. Did they search your place thoroughly?

A. Yes sir

Q. Did you deny to them that you had purchased anything from the defendant?

A. Yes sir decidedly

Q. Now you say that this statement of Smith is maliciously false?

A. Decidedly I do

Sworn to before me  
this 28th day of March 1885

Police Justice

0571

**BOX:**

174

**FOLDER:**

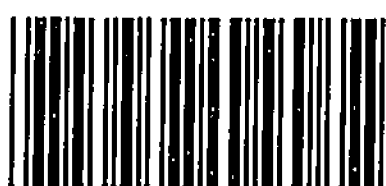
1765

**DESCRIPTION:**

Smith, Bridget

**DATE:**

04/10/85



1765

Witnesses:

Mary Dett

No. 507

Counsel,

Filed 10 day of April 1885

Pleads

Not Guilty

THE PEOPLE

vs.

P

Bridget Smith

Grand Larceny 2nd degree  
[Sections 528, 531, Pennl Code]

RANDOLPH B. MARTINE,

PETER B. O'NEIL,

District Attorney.

A True Bill.

(Hug, Cully)

Ordered to N.Y. Court of Oyer and Foreman.  
Termines for trial - April 13, 1886  
April 14, 1885  
Tried and acquitted

0572



0573

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Randolph Smith*

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

*Randolph Smith*

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

The said *Randolph Smith*, —

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

*one breast pin of the value of ten dollars, one earring of the value of fifteen dollars, one chain of the value of twelve dollars, and three charms of the value of five dollars each, —*

of the goods, chattels and personal property of one

*George W. Lark*, —

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

*Randolph Smith*

*District Attorney*

0574

Police Court—5<sup>th</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.:of No. 148 West 128<sup>th</sup> Street, aged 46 years,occupation Keep House being duly sworndeposes and says, that on the 1<sup>st</sup> day of April 1887 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One Gold Ear Ring set with Pearls,  
One Pearl-Pin and Gold Chain  
and Charms all of City Value,  
thirty dollars and \$30<sup>00</sup>/<sub>100</sub>

the property of deponent and her husband  
George H. Felt

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 Budget Smith (now here)

from the fact that said defendant was in  
 the employ of deponent as a washer woman  
 that deponent placed said property on the  
 Bureau in the back Parlor in said  
 premises at about 8 o'clock A.M. on said  
 day, that about 11 o'clock A.M. deponent  
 discovered that said property had been  
 stolen, that deponent saw defendant in  
 the back Parlor at about 11 o'clock A.M. just  
 prior to the discovery of said larceny, deponent  
 further says that no other person could have  
 taken said property but defendant during  
 said hours. She therefore asks that defendant  
 be held to answer and dealt with according to law.  
Mary G. Felt

Sworn to before me, this

day of April 1887at New York

Police Justice.

0575

Police Court, 1st District.

THE PEOPLE, &c.,

on the complaint of

Mary Wells

148 1 May 1388

Budget-Smith

APR 7 1885

Offence—LARCENY.

Dated April 5 188

Wm. H. Davis Magistrate.

Officer.

Clerk.

Witnesses,

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

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

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

\$ 500 to answer Sessions.

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 \_\_\_\_\_

Budget Smith  
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 April 5 1885. Wm. H. Davis 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 Alfred Smith  
\_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

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

\$ 500 for examination April 6. 1885 10 a.m.  
The magistrate's ruling is hereby authorized to be placed on file in the Court Clerk's Office.  
J. J. Davis



0576

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

1881

Police Justice.

0577

**BOX:**

174

**FOLDER:**

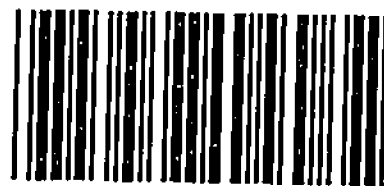
1765

**DESCRIPTION:**

Smith, James

**DATE:**

04/10/85



1765

Gas Hott  
W. Valentine  
Off McConnell

Counsel, 10  
Filed 10 day of April 1885  
Pleads Verdict, 13

THE PEOPLE

*vs.*

*James G. Smith*

Grand Larceny, 2nd degree

[Sections 528, 52 1, 540, Penal Code].

RANDOLPH B. MARTINE,

CLERK - B. CLERK.

*Tr Apr 16/85*  
*pleads pr.*  
**A True Bill.**  
*District Attorney.*

(Signed) *Wm. Lloyd Garrison*  
 President.

0578



0579

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James W. Smith*

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

*James W. Smith*

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

The said *James W. Smith*

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

*twenty-eight yards of ribbon of*

*the value of one dollar each*

*yard,*

of the goods, chattels and personal property of one

*James W. Smith,*

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

*Randolph B. Martine,*

*District Attorney*

0580

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James W. Smith*  
*James W. Smith*

APR 2 1885

Offence, *Grand Larceny*

Dated *April 2* 188*5*

*Wm. H. Smith* Magistrate.  
*Wm. H. Smith* Other.

Witnesses, *William H. Smith*

No. *1* *Greene* Street,

No. *565* *West 37* Street,

No. *522* *45* Street,

\$ *500* to answer

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

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 *April 2* 188*5* *Wm. H. Smith* 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.

0581

Sec. 198-200.

2nd

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question. What is your name?

Answer. James W. Smith

Question. How old are you?

Answer. 41 years

Question. Where were you born?

Answer. England

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

Answer. 11 Carmine Street, and about 5 weeks

Question. What is your business or profession?

Answer. Agent

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

Answer. I am not guilty of the charge

James W. Smith

Taken before me this

day of

1885

Police Justice.



0582

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 21 years, occupation Walter Valentini  
1 Greene of No.

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

Sworn to before me, this 2

day of April 1885

Walter Valentini  
P. J. Duffy  
Police Justice.

0583

Police Court—Second District

Affidavit—Larceny.

City and County } ss.:  
of New York,

James Holt  
of Rale Mill Paterson, N.J. Street, aged 24 years,  
occupation Silk finishes being duly sworn  
deposes and says, that on the 9th day of January 1885 at the City of New  
Paterson York, in the County of Passaic, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

Ninety eight yards of colored  
Good Grain Silk of the Value  
of eighty five dollars

the property of Thomas Henshall and James Holt  
Co-partners and doing business under the firm  
name of "Henshall and Holt of Paterson, N.J."

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James W. Smith (known here)  
for the reasons following, to wit: That  
on or about said date, between the hours  
of 7 and 9 o'clock in the forenoon  
Deponent gave the above described  
property to said defendant who was  
then in the employ of said firm in  
the capacity of Agent that deponent  
gave instructions to said defendant  
to deliver said property to the firm  
of Iselin, Meeker and Company at  
their place of business No. 1, Greene Street  
New York City. That deponent is now  
informed by Walter Valentine of No. 1  
Greene, who is a clerk in the firm

Subscribed and sworn to before me this  
1885 day of January

0584

of said Belus Messer & Co that said  
property was not received by said  
Company

Wherefore defendant charges  
said defendant with the larceny of  
said property and fraudulently  
appropriating the same to his own  
use

Given to before me  
the 2nd day of April 1895 J. H. H. H. H.

J. H. H. H. H.

Police Justice

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

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

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—LARCENY.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

\$ to answer Sessions.



0585

**BOX:**

174

**FOLDER:**

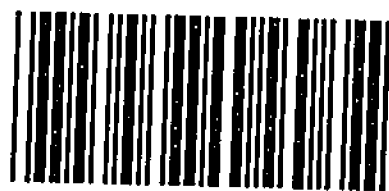
1765

**DESCRIPTION:**

Smith, Walter

**DATE:**

04/07/85



1765

0586

No. 14

Counsel, *E. W. Greedy*  
Filed *7* day of *April* 188*5*  
Pleads *Not Guilty*

THE PEOPLE  
vs. *P*  
*Walter Smith*  
Burglary in the THIRD DEGREE,  
[Section 498, of the Penal Code]

*RANDOLPH B. MARTINE,*  
*PETER B. O'NEIL,*

*Pr Apr 13/85.*  
*District Attorney.*  
*Fred Taggart.*  
**A. TRUE BILL.**

*(H. J. Greedy)*

Foreman.

Witnesses:

*Off Scully*

0587

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Walter Smith

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

Walter Smith

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

The said

Walter Smith,

late of the ~~Seventh~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~thirtieth~~ day of ~~March~~, in the year of our Lord one thousand eight hundred and eighty-~~five~~, with force and arms, at the Ward, City and County aforesaid, a certain ~~part of~~ building there situate, to wit: the ~~store~~ of one

Maier Gardiner

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

Maier Gardiner,

in the said ~~store~~ 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.

Charles D. Martin.  
District Attorney.



0500

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*William Gordon*  
*vs*  
*Walter J. Brown*  
*vs*  
*James S. Brown*

2  
3  
4

APR 2 1885  
RECEIVED OFFICE

Office.

Dated 11th March 30 1885  
 George  
 Deputy Sheriff  
 Magistrate.  
 Officer.

## Witnesses

No. \_\_\_\_\_ Direct

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

No. \_\_\_\_\_  
to answer  
\$ \_\_\_\_\_

Secret.

Attm

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

quality thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One 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 11/11/11 11 11 11

Dated March 30 1885 John E. Gorman Police Justice.

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

Dated.....188 .

There being no sufficient.....Police Justice.

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

*Dated* ..... 188 . *Police Justice.*

0589

Sec. 198-200.

3d

District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

*Walther Smith* 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-im*; that the statement is designed to  
enable *h-im* if he see fit to answer the charge and explain the facts alleged against *h-im*  
that he is at liberty to waive making a statement, and that *h-is* waiver cannot be used  
against *h-im* on the trial.

Question What is your name?

Answer

*Walther Smith*

Question. How old are you?

Answer

*31 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*115 Selwyn Street one year*

Question What is your business or profession?

Answer.

*I work in the dock department*

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*

*Walther <sup>his</sup> Smith*  
*sworn*

Taken before me this

*25*

day of *March* 188*5*

Police Justice

0590

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas J. Seally*  
aged *23* years, occupation *Police Officer* of No.

*197 Avenue C* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Haier Berlin*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *30*  
day of *March* 188*5* } *Thomas J. Seally.*

*John Herman*  
Police Justice.



0591

Police Court—3<sup>d</sup> District.City and County } ss.:  
of New York,of No. 59 Seventh Street Wm. H. H. H. aged 33 years,occupation Dry goods & clothing being duly sworndeposes and says, that the premises No 77 Avenue A Street,in the City and County aforesaid, the said being a Dwelling housewith a store on the first floorand which was occupied by deponent as a clothing storeand in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking  
a pane of glass in the store  
window leading to the place  
where the burglary was committedon the 3<sup>d</sup> day of March 1885 in the night time, and the  
following property <sup>attempted to be</sup> feloniously taken, stolen, and carried away, viz:Several pieces of cloth of  
the value of twenty dollars &c.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 <sup>attempted to be</sup> taken, stolen, and carried away byWalter Smith (name here)for the reasons following, to wit: that the deponent was  
informed by Officer Seally of the  
17<sup>th</sup> Precinct Police that he arrested  
Walter Smith at the hour of one o'clock  
A.M. on said day when he found in  
front of 77 Avenue A at the very moment  
when he heard the crash of the breaking  
of a window and no one else near the  
said premises except the deponent

0592

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

1884

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

known by the said Officer  
then and there arrested.

Walter Perkins

Sworn to before me  
this 30 day of March 1885

John J. Gorman

Police Justice

0593

**BOX:**

174

**FOLDER:**

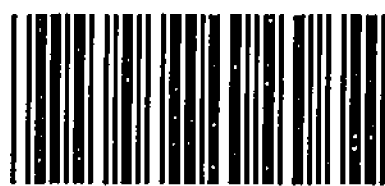
1765

**DESCRIPTION:**

Spellman, James

**DATE:**

04/23/85



1765



POOR QUALITY  
ORIGINALS

0594

Witnesses

E. Wilson  
J. J. Kelly

Counsel,

Filed 23 day of Dec 1885

Pleas,

Not guilty (ex)

THE PEOPLE

vs. M. d. vs. P

James Spellman

H.I.

[Sections 187 - Penal Code]

RANDOLPH B. MARTINE,

22 May 1985 District Attorney.  
hid + emicled Masse Ldp.  
will recow - to morey -  
S.P. it y ear.  
A True Bill.

(Hughes)

Foreman

May 7 - 90 May 1985

May 19 To May 22 1885

0595

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James S. Goodman*

The Grand Jury of the City and County of New York, by this indictment, accuse *James S. Goodman*

of the CRIME OF *Murder in the first degree,*

committed as follows:

The said *James S. Goodman,*

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and County aforesaid, with force and arms, in and upon the body of one *Rathorne* *Ward*, in the year of the said *George*, then and there being, wilfully, feloniously and of his malice aforethought, did make an assault, and a certain lighted lamp wherein there was then and there contained a quantity of illuminating oil, which said lamp the said *James S. Goodman* in his right hand then and there had and held, then and there wilfully, feloniously and of his malice aforethought did break and shatter, by reason of which said breaking and shattering of the said lamp as aforesaid, the said lamp did then and there explode, and the oil aforesaid

as aforesaid therein contained, did the same  
 become ignited and set on fire, and being so ig-  
 nited and set on fire, was then and there, by the  
 violence of the said fire, shattered and  
 exploding of the said lamp, scattered and thrown  
 upon the clothing then and there being upon  
 the person of the said Catherine March. And  
 the said James E. Johnson, with the aid  
 aforesaid, so scattered and thrown upon the  
 clothing of the said Catherine March, in manner  
 aforesaid, did then and there wilfully, feloniously  
 and of his malice aforethought, set on fire  
 and burn the clothing of the said Catherine  
 March, as aforesaid then and there being  
 upon her person, and then the said Catherine  
 March, in and upon the head, neck, breast,  
 belly, back and sides and other parts of  
 the body of her the said Catherine March  
 did then and there and by the means aforesaid,  
 wilfully, feloniously and of his malice  
 aforethought, markedly burn, and which said  
 marked burning of the body of her the said  
 Catherine March, the said Catherine  
 March, then and there died.

And as the grand jury aforesaid  
 do say, that the said James E. Johnson,  
 then the said Catherine March, in  
 manner and form aforesaid and by the  
 means aforesaid, wilfully, feloniously



POOR QUALITY  
ORIGINALS

0597

and of his malice aforethought, did  
kill and murder, 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. Martin,

District Attorney.

POOR QUALITY  
ORIGINALS

0598

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
45. Years. - Months - Days.	Ireland.	Marquee farm. Bellevue Hospital	Mar. 3 <sup>rd</sup> 1885

1<sup>st</sup> Gen. Sec. Mr. M.D.  
HOMICIDE.

AN INQUISITION

936

On the VIEW of the BODY of

Matthew Clark

whereby it is found that she came to  
her Death by the hands of

Black  
from burns of face,  
wounds, scalds and  
various other injuries

Inquest taken on the 8<sup>th</sup> day

of April 1885

before

Edward D. Clark, Coroner.

Committed April 8. 1885

Obit

Discharged

Date of death March 29. 1885

POOR QUALITY  
ORIGINALS

0599

Coroner's Office,

CITY AND COUNTY  
OF NEW YORK, SS.

*James Spellman* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz. :

Question—What is your name?

Answer—

*James Spellman*

Question—How old are you?

Answer—

*27 years*

Question—Where were you born?

Answer—

*Brooklyn N. Y.*

Question—Where do you live?

Answer—

*194 Madison St.*

Question—What is your occupation?

Answer—

*Redder*

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

*Not Guilty*

*James Spellman*  
*(marks)*

Taken before me, this *5th* day of *April* 188*5*—  
*Ernest S. Macdon*

CORONER.



POOR QUALITY  
ORIGINALS

0600

MEMORANDA.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE. When Reported.
45	Years.	Months. Days.	Ireland	Morgue St. Bellevue Hospital.	March 31 <sup>st</sup> / 88

B. F. M.

No. 950  
Quar. 188

AN INQUISITION

On the VIEW of the BODY of

Catharine March

whereby it is found that she  
came to her Death by Star

From  
James J. [unclear]  
Trinidad [unclear]  
St. Louis

Inquest taken on the 8<sup>th</sup>  
day  
of April 1888  
before

BERNARD F. MARTIN, Coroner.

0601

## TESTIMONY.

*Wm. Jenkins* M. D., being sworn says I have made  
 examination of the body of *Catherine Marsh*  
 now lying dead at *Mary* and from such  
 examination and history of the case, I am of opinion that the cause of  
 death was *Shock from burn of face, neck*  
*trunk and upper extremities.*

*Wm. Jenkins, M.D.*

Sworn to before me,

this

*30<sup>th</sup>* day of *March*, 188*5*

*Bernard J. Martin*

CORONER.

POOR QUALITY  
ORIGINALS

0602

# STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss:

## AN INQUISITION.

Taken at the *Coroner's Office*  
No. *15* *Chatham* Street, in the *4<sup>th</sup>* Ward of the City of  
New York, in the County of New York, this *1<sup>st</sup>* day of *April*  
in the year of our Lord one thousand eight hundred and  
BERNARD F. MARTIN, Coroner,  
of the City and County aforesaid, on view of the Body of *Catharine Marsh*

*now lying dead at*  
Upon the Oaths and Affirmations of  
*Seven* good and lawful men of the State of New York, duly chosen and  
sworn or affirmed and charged to inquire, on behalf of said people, how  
and in what manner the said *Catharine Marsh* came to her  
death, do upon their Oaths and Affirmations say, That the said  
*Catharine Marsh* came to her death by

*Shock from Burns*  
*of Face, Neck and Upper and Lower Extremities*  
*caused by the explosion of a Kerosene oil lamp*  
*which was thrown at Henry F. Kelly by*  
*James Spillman at No. 4 Birmingham Street*  
*on March 29/85 about 1.30 AM*

In Witness Whereof, We, the said Jurors as well as the **CORONER**, have to  
this Inquisition set our hands and seals on the day and place aforesaid.

### JURORS.

<i>Herman Heydt</i>	<i>144 7<sup>th</sup> Ave</i>
<i>Robt Pearson</i>	<i>152 4<sup>th</sup> Ave</i>
<i>James Berry</i>	<i>133 7<sup>th</sup> Ave</i>
<i>W J Taylor</i>	<i>130 - 7<sup>th</sup> Ave</i>
<i>Michael Donelan</i>	<i>135 7<sup>th</sup> Ave</i>
<i>Peter Hermann</i>	<i>103 - 7<sup>th</sup> Ave</i>
<i>Wm McQuilly</i>	<i>154 7<sup>th</sup> Ave</i>
<i>Bernard Martin</i>	

CORONER, [S. S.]



0603

## CORONER'S OFFICE.

## TESTIMONY.

Office District Virginia 7<sup>th</sup> Precinct  
 being more fully. On March 2<sup>nd</sup> 1885  
 about 1 or 2 PM a man came  
 running down Birmingham St  
 and I was in Madison St.  
 at the corner, he ~~said~~ hollered  
 "fire" as he came down and  
 said that a woman was on  
 fire at 4 Birmingham Street  
 I went to the house and  
 on the 2<sup>nd</sup> floor I was told  
 that James Spillman whom  
 I now identify threw a  
 lamp at Catherine Marsh. This  
 was told me by Mrs. Gibson.  
 I placed Spillman under arrest  
 and held William Foley as a  
 witness, when I entered the  
 room I found the gas oven  
 standing there and ~~he~~ <sup>he had</sup>  
 another lamp in his hand &  
 was looking for his hat  
 I asked him who fired the  
 lamp and he said he did,  
 the woman was lying on a  
 mattress in the middle of the  
 room on my way to the Station  
 where I met her and her

Taken before me

this 1 day of April 1885

CORONER.

0604

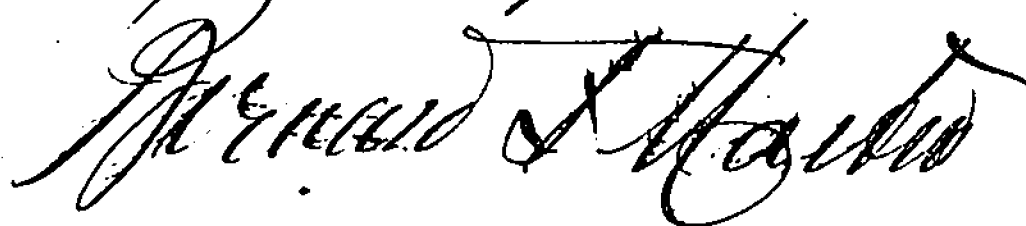
CORONER'S OFFICE.

TESTIMONY.

coming along and reported the case to the Doctor in charge and I proceeded to the Station House with the prisoner and reported the case, the prisoner did not say to me that he fired the lamp at the woman and he was intoxicated at the time. Foley was also under the influence of liquor, when I went in the room I found Foley, Mr and Mrs Wilson and the prisoner and several

Patrick Higgins

Taken before me

this 8<sup>th</sup> day of April 1885


CORONER.



0605

## CORONER'S OFFICE.

## TESTIMONY.

William Foley being sworn says I  
 reside at 45 Henry st and am a  
 paper hanger and painter. On  
 March 28th I was in Fogarty's  
 saloon in Henry st bet. Market  
 and Pike about 11.45 P.M. The  
 prisoner James Spellman came  
 in with a can and asked me  
 to go over to the house I must  
 with him and Mr Nelson asked  
 me to sit down me where in  
 a room on the 2nd floor. Mr  
 Spellman commenced to use  
 bad language to Mr Kelly, and  
 Kelly said if he did not stop  
 he would have to go out and  
 with that Spellman grabbed the  
 lamp off the table and he  
 meant to fire it at Mr Kelly  
 but struck Catherine Marsh.  
 she was screaming and I went  
 to her assistance, so did Spellman.  
 Spellman drank in Fogarty's saloon  
 so did I, I drank some ale in  
 Mr Wilson's house, I was not exactly  
 sober I saw no blows struck between  
 Kelly and the prisoner, when the lamp  
 was thrown Mrs Marsh was sitting

Taken before me

this 1 day of April 1885

CORONER.



0606

CORONER'S OFFICE.

TESTIMONY.

4

near the stove, Spillman got a spread and put the fire out, he ~~and~~ accused a lamp. I said Spillman where arrested by Officer Higgins I told him I did not fire the lamp but that Spillman did. I did not hear Spillman say anything to the Officer until we got to the Station House. I never knew Spillman before that night. I saw Kelly advance while in the room towards the prisoner he was then about three feet away it was then that Spillman threw the lamp, Kelly had nothing in his hand at the time. Spillman told the Officer that he threw the lamp, after the fire was extinguished the deceased lay on the floor.

W. C. Foley,

Taken before me

this 8<sup>th</sup> day of April 1888

Bernard F. Martin

CORONER.

0607

CORONER'S OFFICE.

TESTIMONY.

5

Henry D. Kelly, Living Person, says  
 I reside at 14 Birmingham St and  
 am a dry goods merchant. On March  
 20th last, at 1 PM I was sitting  
 in Mr Wilson's room at the above  
 number, and at supper with and  
 Mrs Wilson, the deceased, and  
 myself. I was then conversing  
 with Mr Wilson, just as he  
 was about sitting down the  
 four men and Mr Foley came  
 in, Wilson asked them to sit  
 down to supper, after a while  
 Mr Fullman began swearing  
 I said you had better stop or  
 go out he said who will put  
 me out I said I will if you  
 don't stop that language. I  
 walked towards him and he  
 threw the lamp from off the  
 table saying I will put you out  
 you son of a bitch and let  
 fly the lamp which exploded  
 against the wall by stove  
 setting the flames around Mrs  
 Marsh I ran down the stairs  
 into the street and met Officer  
 Higgins and told him that

Taken before me

this 1 day of April 1885

CORONER.



0608

CORONER'S OFFICE.

TESTIMONY.

6

There was a fire at V. Birmingham  
 on 2<sup>nd</sup> floor he ran as fast  
 as he could to the house &  
 then went for another policeman  
 and he went to the house &  
 returned to V. Birmingham at  
 and went into a neighbors house  
 I was arrested on the following  
 Sunday, I had some words with  
 the Prisoner some time before but  
 he was then intoxicated, the globe  
 of the lamp struck me on the head,  
 Spelman and Mrs. Marsh had no  
 words together that night, I never  
 was employed in this City as a  
 dry goods packer, when I returned  
 to the house an ambulance was  
 in front of the door and took Mrs. Marsh  
 away.

Harry F. Kelly

Taken before me

this

day of

April 1885

Edward H. Allen

CORONER.



0609

CORONER'S OFFICE.

TESTIMONY.

7

Edward Gibson being sworn says  
 I reside at 4 Channingham Street  
 and am a newspaper letter  
 On March 29th bet. 1 and 2. A.M.  
 I was sitting in my room, my  
 wife Mr Kelly and the deceased  
 were present taking supper, I  
 met the prisoner and James  
 Foley about 12 M in a  
 saloon in Henry's Market  
 Market and Pike, I think it  
 is Dogarty's, I had gone with  
 Spellman to have a drink, I  
 went home and about fifteen  
 minutes afterwards Foley and  
 Spellman came in I asked  
 them to sit down and have  
 something to eat, Spellman  
 brought in some beer and  
 they used some bad language  
 Kelly said that the best  
 thing for him to do was to  
 get out of the room, Kelly  
 got up and Spellman said  
 who will put me out, Kelly  
 said I will, then Spellman  
 got hold of the lamp and  
 fired it at Kelly it struck the

Taken before me

this day of

188

CORONER.

06 10

CORONER'S OFFICE.

TESTIMONY.

J

edge of the stove and exploded the flames caught Mrs Marsh's dress, I ran to save her and Spillman had a cover over her head Foley and I apais but I just the flames was afterwards I put quilts under her and she lay on the floor an officer came and arrested Spillman and Foley and an ambulance came and took Mrs Marsh away she had some drink in as did Foley and Spillman, Kelly did not strike Spillman, Mrs Marsh had been in the house about fifteen minutes before she was burnt. All of us ~~just~~ had been friendly that night I did not hear Spillman say to the Officer that he had ~~lit~~ the lamp.

Edward Wilson

Taken before me

this 8th day of April 1885

Bernard Horton

CORONER.



0611

CORONER'S OFFICE.

TESTIMONY.

9

Josephine Wilson being sworn says,  
 I reside at 4 Birmingham Street  
 and am the wife of the preceding  
 witness. On March 29th about bet.  
 12 and 1. Am I was present in the  
 room when Spelman threw the  
 lamp at Mr Kelly & they went  
 out of the room. Mrs Marsh  
 had been in the room about  
 20 minutes before the accident  
 happened and she was after-  
 wards taken away in the ambulance  
 Josephine Wilson  
 Mark

Mary Coffey being sworn says,  
 I reside at 4 Birmingham St. The  
 deceased was my Mother. On Mar  
 29th about 1 Am I was told that  
 my Mother had been burnt Mrs  
 Wilson told me of it I thought  
 that my Mother had gone home  
 she was taken to Bellmore Hospital  
 and the next I came of her was  
 when she was died at the Hospital  
 Mary F. Coffey  
 Mark

Taken before me

this 31 day of April 1885

Arnold  
 Mark

CORONER.



POOR QUALITY  
ORIGINALS

06 12

Coroner's Office.

TESTIMONY.

10

Catherine Marsh age 45 - was brought  
to No 1. on Mch 29<sup>th</sup> at 2.25 a.m.,  
suffering from burns of face, chest  
and upper extremities - When admitted  
she was in a state of shock and  
did not fully rally dying at 2.45 P.M.  
of same day -  
No Autopsy - Recd'g

F. W. Gwyer M.D.  
House Surgeon  
1<sup>st</sup> Div.

Dr. F. W. Gwyer being sworn says. I spoke  
to the deceased Catherine Marsh  
the morning that she was admitted  
to the Hospital and she said  
that she had been struck with  
a lamp but that it was not  
fired at her, she did not  
mention who fired it at her  
F. W. Gwyer M.D.

Taken before me

this 8<sup>th</sup> day of

April 1885

German & Holden

CORONER.

0613

#20.

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

Police Court

336  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William Spellman*  
*W. B. Binningham*

*James Spellman*  
*W. B. Binningham*

APR 2 1885

Offence *Household*

Dated *March 30* 1885

*William Spellman*  
Magistrate

*William Spellman*  
Magistrate

*William Spellman*  
Magistrate

*William Spellman*  
Magistrate

*William Spellman*  
Magistrate

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

*James Spellman*  
guilty thereof, I order that he be held to answer the same 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 30* 1885 *John J. Minner* Police Justice.

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ 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 \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.



06 14

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY OF NEW YORK, {ss

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

Question. What is your name?

Answer.

*James Spellman*

Question. How old are you?

Answer.

*27 years*

Question. Where were you born?

Answer.

*Brooklyn N.Y.*

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

Answer.

*195 Madison Street 2 months*

Question. What is your business or profession?

Answer.

*Picker.*

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 did not intend to harm the woman nor any body else*

*James Spellman*  
*Miss*

Taken before me this

*30*

day of

*March*

188*5*

*John J. ...*  
Police Justice.



POOR QUALITY  
ORIGINALS

06 15

POLICE COURT— 3 DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Joseph Wilson  
vs.  
Samuel Spallman

AFFIDAVIT.

Dated Mar 29 1885  
Walden Magistrate.  
Higgin Officer. 7

Witness, \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Disposition Committee to  
await result of  
inquiries

POOR QUALITY  
ORIGINALS

06 16

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

POLICE COURT, 9<sup>th</sup> DISTRICT.

of No. 4 Birmingham Street, being duly sworn, deposes and says,

that on the 29 day of March 1885

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

who is now in the Bellevue Hospital  
suffering from injuries received at  
the hands of James Spellman caused  
by said Spellman by throwing a Kerosine  
Lamp on the stove thereby setting  
the room on flames and injuring  
said Catharine March.

Deponent therefore prays that said  
Spellman may be dealt as the  
Law in such cases requires.

Josephine <sup>for</sup> Wilson  
deponent

Sworn to before me, this

of March

1885

29 day

W. H. Frank

Police Justice.

POOR QUALITY  
ORIGINALS

0617

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

POLICE COURT, 3 DISTRICT.

Patrick Higgins  
of the 1st Precinct Police Street, being duly sworn, deposes and says,

that on the 30 day of March 1885

at the City of New York, in the County of New York, Henry J Kelly

and, William Foley (both now known)  
or (Material witnesses) for the  
people of the State of New York  
against, James Spillman who is  
charged with Homicide in  
Killing Catharine Marsh on  
March 29<sup>th</sup> 1885, deponent fears  
that said Kelly & Foley will not  
appear to testify when required,  
therefore deponent prays that they may be  
admitted to the House of Detention  
Patrick Higgins

Sworn to before me, this  
of March 1885

John J. McNamee Police Justice.



POOR QUALITY  
ORIGINALS

06 18

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

POLICE COURT, 3 DISTRICT.

Patrick Higgins  
of the 4th Precinct Police Street, being duly sworn, deposes and says,  
that on the 29 day of March 1885

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

James Spellman (nowhere) for having  
feloniously assaulted and beaten  
Catharine Marsh as testified to  
in the annexed complaint of Josephine  
Wilean. That since the making of  
the said arrest deponent visited  
Pellene Hospital and there  
saw the body of said Catharine  
who has since died from the  
effect of the injuries she had  
received from said Spellman

Sworn to before me, this

of

188

day

Police Justice.

POOR QUALITY  
ORIGINALS

0619

Deponer prays that said Spellman  
may be committed for ~~Examination~~  
and for the purpose to obtain further  
~~Evidence~~ and death with as the law  
directs  
Patrick Higgins  
Sworn to before me this  
30<sup>th</sup> day of March 1885  
John J. Gorman Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

AFFIDAVIT.

48.

Dated

188

Magistrate.

Officer.

Witness,

Disposition

0620

City & County  
of New York BSS

Edward McLean aged 57 years  
residing at 24 Birneyham Street  
being duly sworn says that between  
the hours of 1 & 2 O'clock in the  
morning of the 29<sup>th</sup> day of March  
1885 deponent was in his Room  
at the aforesaid premises that  
Catharine Marsh was in said  
Room. That James Spellman  
came in to said Room he used  
bile and threatening language  
to one Henry F. Kelly (nowhere)  
said Kelly told said Spellman  
to get out of said Room  
When said Spellman took a  
lighted Lamp in his hand  
saying no I will not and  
threw said Lamp on the stove  
then on fire that said Lamp  
brook and the burning Oil  
set fire to the clothing of  
said Catharine Marsh and  
severely burning her body  
that said Catharine was  
sent to the Hospital and  
deponent is informed by  
Patrick Higgins of the office



0621

Précis Police that he saw the  
body of said Catherine in  
the hospital that she had  
died from the effect of the  
injuries she had received  
all said information deponent  
believes to be true

Wherefore deponent prays  
that said James Spellman  
may be committed to answer  
the charge, and death with  
as the Law directs

Edward Wilson

Sworn to before me  
this 30<sup>th</sup> day of March 1883  
John J. Wilson  
Police Justice

City & County of  
New York

Henry Frederick Kelly  
aged 32 years Residing N<sup>o</sup> 4  
Birmingham Street being  
duly sworn deposes and says  
that in the morning of the 29<sup>th</sup>

0622

day of March 1885 between the  
 hours of 1 & 2 O'clock Deponee  
 was in the Room occupied by  
 Edward Wilson advised  
 that James Spellman came  
 into said Room and he  
 used vile and threatening  
 language. Deponee told  
 said Spellman to keep still  
 or get out of the Room,  
 where said Spellman took  
 a lamp then lighted from  
 the table at the time saying  
 to deponee you put me and  
 your son of a bitch in the  
 lamp as deponee that  
 the lamp fell upon the stove  
 in said Room then on fire  
 that the lamp broke and  
 the burning Oil set fire to the  
 clothing of Catherine Marsh  
 who was in the Room at  
 the time. That said Catherine  
 was seriously burned and  
 sent to the Bellevue Hospital  
 Deponee is now informed  
 that said Catherine has since  
 died from the effect of said  
 injuries. Harry F. Kelly

Answer to before Court  
 30 days of March 1885  
 John W. Brown  
 Clerk of the Court

0623

City & County, BSS  
of New York BSS

William Foley aged 24 years  
residing at No 95 Henry Street,  
being duly sworn deposes & says  
that between the hours of 1 & 2  
O'clock in the morning of the  
29<sup>th</sup> day of March 1885 defendant was  
in the Room occupied by Edward Wilson  
at No 4 Birmingham Street  
that he saw James Spillman  
(nowhere) throw a lamp at Henry  
F. Kelly that the lamp ~~fell~~ <sup>the light of</sup> (was  
lighted, that he saw Catherine  
Marsh who was in the Room  
at the time to be on fire that  
~~he attempted to~~ <sup>by</sup> said Catherine  
was seriously burned and  
sent to the Bellevue Hospital

Sworn to before me this } W. C. Foley.  
30<sup>th</sup> day of March 1885 }  
John J. Flanagan  
Deputy



0624

BOX:

174

FOLDER:

1765

DESCRIPTION:

Spranza, Pantalina

DATE:

04/29/85



1765

Exhibit

Johanna Cataldo

No 287

1885

Counsel, *RHP*  
Filed *29* day of *Oct* 188*5*  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
*B*  
*Pantolina Sprang*  
Assault in the Third Degree.  
(Section 219).

RANDOLPH B. MARTINE,  
JOHN McKEN,  
District Attorney.

A True Bill.  
*John McKen*  
*John McKen*  
*John McKen*  
Foreman.

0625

0626

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Santolina Dymally*

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

*Santolina Dymally*

of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows;

The said *Santolina Dymally*,

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the 25<sup>th</sup> day of April, in the year of our Lord one  
thousand eight hundred and eighty-five, at the Ward, City and County  
aforesaid, in and upon the body of *Emma Rotello*  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and then the said *Emma Rotello*  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said *Emma Rotello*, 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,

~~JOHN McKEON~~, District Attorney.



0627

**BOX:**

174

**FOLDER:**

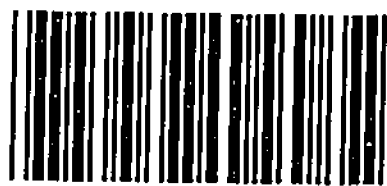
1765

**DESCRIPTION:**

Stein, Arthur

**DATE:**

04/07/85



1765

POOR QUALITY  
ORIGINALS

0629

No. 16.

Counsel,  
Filed 7 day of April 1885  
Pleads Prognath (to)

THE PEOPLE  
vs.  
Arthur S. Keene  
Grand Larceny 2nd degree  
[Sections 528, 531, Penal Code]

RANDOLPH B. MARTINE  
PETER B. OLNEY  
District Attorney.

A True Bill.

May 3, 1885  
Foreman.  
Jury foreman of  
Petit Jury  
For one year

Witnesses:

Lophias Hilbert

0630

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Arthur Klein

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

Arthur Klein  
of the CRIME OF GRAND LARCENY in the second degree, committed  
as follows:

The said Arthur Klein,

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the 28th day of March, in the year of our Lord  
one thousand eight hundred and eighty-five, at the Ward, City and County  
aforesaid, with force and arms, one real skin sacque

of the value of thirty-five

dollars,

of the goods, chattels and personal property of one

Joseph Stedman,

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

Randolph C. Martine,

District Attorney



0631

Police Court No. 336 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

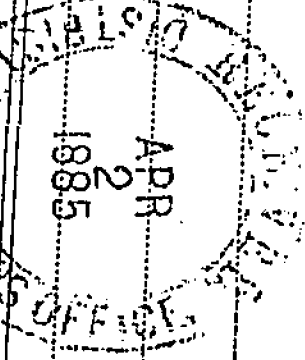
Residence

2

3

4

Dated



Offence

Magistrate

Officer

Witnesses

No.

Street

No.

Street

No.

Street

\$

to answer

Amick

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 Seven 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 30 1885 John H. Homan 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.

0632

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

59 District Police Court.

Arthur Stein 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.

Arthur Stein

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Norway

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

Answer.

111 East 11 Street 2 1/2 weeks

Question. What is your business or profession?

Answer.

musician

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

Arthur Stein  
mark

Taken before me this

30

day of March 1889

John J. Conner Police Justice.

0633

3<sup>d</sup> District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 5 East 3<sup>d</sup> Street,

Sophia Hilbers

being duly sworn, deposes and says, that on the 28 day of March 1885

at the City of New York,

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

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

One Sealsticker Sack  
of the value of thirty five  
dollars \$35.00

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by Arthur Heine (now here),

from the fact that the deponent  
saw the defendant escape from  
her premises having said described  
property in his possession and the  
defendant swore the same upon  
his person under his Oath and  
the deponent caused the  
defendant arrest.

Sophia Hilbers.

Sworn before me this

30

day of March

1885

John H. Johnson

Police Justice,



0634

Testimony in case  
of Arthur Stein

pled

April 1885.

The People's Court of General Sessions. Part 1  
 Arthur Stein Before Judge Cowing. April 15, 1883.  
 Indictment for grand larceny in the second degree.  
 Sophia Wilfers, sworn and examined,  
 testified. Where do you live? No 5 East Third  
 st. New York. What did you lose, madam, on the  
 28th of March? I saw the gentleman going out  
 of my door, and when I came to the door  
 and saw who it was, I saw Mr. Stein walking  
 right round my stoop, and under his overcoat  
 he had that saccque of mine, these gloves and  
 a silk handkerchief in the pocket of the saccque  
 and I went after him. I thought to myself,  
 "that is your saccque he has got." I went after  
 him till he got near Third st. and the  
 Bowery, I grabbed him and held him until  
 the officer came. I gave him in charge  
 of an officer. Did he run away from you?  
 No, he did not, he walked fast. I did not  
 run, I did not halloo. I walked up to him  
 and said, "you stole that saccque." He said,  
 "I must have been drunk." The officer knows  
 more about this than I do. I grabbed him  
 and gave him in charge to the officer. The  
 saccque was mine, I have got it on. It is  
 worth thirty five dollars to me; it is worth  
 more. Cross Examined. I have that saccque  
 three years. I could not tell you how

much it cost; it was given to me for a present. I am living with my brother; he is keeping a wine saloon. I never bought and sold saccques. I valued it certainly at thirty five dollars. All the rest the officer can tell you.

Peter Wohl sworn and examined.

I am a member of the Municipal Police of the Seventh Precinct and arrested the prisoner. Did you see the lady who has just left the witness box? Yes. Did she have hold of him at the time? (the defendant.) She had hold of him at the time. What charge did she make in your presence at the time you arrested him? She accused him of stealing the saccque. He had the saccque under his coat. Was his coat buttoned? No. What did he say? I asked him, and he said he knew nothing about it. By the Jurman. Did you see the saccque under his coat? It was under his coat. By M. Bedford. Was any part of it to be seen? You could see part of it underneath his coat, it ran down below. By Counsel. His coat was unbuttoned? Unbuttoned. You saw the whole saccque? No, I could not see the whole saccque, I only seen part of it. Did you unbutton his coat? No sir, his coat was unbuttoned. I took the saccque away. What appeared to be his appearance,



0637

did he look as intelligent as he does now?

Yes.

Arthur Stein, sworn and examined in his own behalf testified. Where do you live? I used to live on South St. What is there about this saccue? I could not tell you. I do not know. When I was in the Hospital, in the Asylum somebody came and told me that I was wanted. I woke up, I thought I was on a ship, I was bound in bed. They told me I got into trouble and stole saccues. I did not know. You had this woman's saccue under your coat, when she came up to you, you said you must have been drunk, was that the reason you took it? No sir, I do not think I was drunk. Which would you rather go to, the Lunatic Asylum or to the State Prison? I was never in any court, I don't know anything about any Court your Honor. If I have done anything wrong, I will leave it to the mercy of the Court. I will explain to you, the law makes provision when people are lunatics to send them to the lunatic asylum when they commit crime; what I want to get from you I would like to ascertain, assuming that this jury come to the conclusion you took that saccue without any right, you took it because

0638

You were crazy, then I could send you to the Lunatic Asylum; how would you like to go among lunatics? do you think that is the proper place for you. what do you think about it? you aint putting on? No. I do not assume anything. I am not used to that. I always had a good character. Did you do anything wrong? No sir, not as I know of.

Abraham S. Barons sworn.

Are you familiar with the value of saccques? I have been a furrier for fifty years.

I would like you to examine this saccque?

I saw the saccque as it was going along.

That saccque is about twenty years old

by the make of it and by the color of it

and by the outer trimming around

it being so faded. What is it reason-

ably worth? It would be worth from

ten to fifteen dollars.

The jury rendered a verdict

of guilty of petty larceny. The defendant

was sentenced to the penitentiary for

one year.

0639

**BOX:**

174

**FOLDER:**

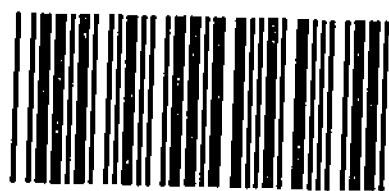
1765

**DESCRIPTION:**

Stein, John

**DATE:**

04/01/85



1765



Witnesses: *Sda Rumboscher*  
*208 E. 11<sup>th</sup> St.*  
*officer from the prison*  
*at present.*

*288*  
Counsel, *R. B. O'Keefe*  
Filed 1 day of *April* 188*5*  
Pleads *Not guilty*

THE PEOPLE  
vs. *P*  
*John Stein*  
Grand Larceny 1<sup>st</sup> degree  
(From the person.)  
[Sections 528, 530, — Penal Code].  
RANDOLPH B. MARTINE  
PETER B. O'LEARY  
District Attorney.

A True Bill.  
*W. J. C. Berry*  
Foreman.  
*April 7/85*  
*James H. O'Leary*  
*S. P. 4 years.*

0640

0641

**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 Stein*

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

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

The said *John Stein*,

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

*one pocket book of the value of ten cents,*  
*one coin of the kind known as quarter*  
*dollars, of the value of twenty-five cents,*  
*two other coins, of the kind known as*  
*dimes, of the value of ten cents each, three*  
*other coins of the kind known as five*  
*cent pieces, of the value of five cents*  
*each, and ten coins of the kind known as*  
*cents, of the value of one cent each,*

of the goods, chattels and personal property of one *Ida Burnett*,  
on the person of *the said Ida Burnett*,  
then and there being found, from the person of the said *Ida Burnett*,  
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.

*Randolph M. Mathie,*  
*District Attorney.*

0642

286  
310  
Police Court, District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

John O'Brien  
338 East 11th St.

John O'Brien  
338 East 11th St.

BAILED,  
No. 1, by  
Residence  
Street.

No. 2, by  
Residence  
Street.

No. 3, by  
Residence  
Street.

No. 4, by  
Residence  
Street.

1  
2  
3  
4

Date March 27 188

Magistrate  
McDonald

Witness  
Edmund John Walsh

No. 212 East 13th St.

No. Street.

No. Street.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One 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 27 188 John O'Brien Police Justice.

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

Dated March 27 188 John O'Brien 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 March 27 188 John O'Brien Police Justice.



0643

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

*John Stein* 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

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am very guilty of the charge.*

*John Stein*

Taken before me this

day of

188

Police Justice.

0644

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORKof No. 398 East 11 Street, Appt 13being duly sworn, deposes and says, that on the 26 day of March 1888at the Corner of Second Avenue & 14th Street City of New York,

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

of deponent and from deponent's person in the night

the following property, viz:

One Pocketbook Containing  
Good and lawful money of the  
United States issue to the  
Amount and Value of Twenty  
Six Cents

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 John Stein (now here)from the fact that at or about the hourof seven O'clock P.M. on said date deponentwas crossing 2<sup>d</sup> Avenue at East 14<sup>th</sup>street, when the said Stein camealongside of deponent, and deponentsaw the said Stein take and carryaway said property from the left hand pocketof the said Clark. Then on deponent's person,and when deponent requested the said Steinto return said property he struck deponentwith his hand, throwing deponent downand then ran away.

Ida Rumschick

Sworn before me this

27

day of

March

1888

Police Justice,

0645

**BOX:**

174

**FOLDER:**

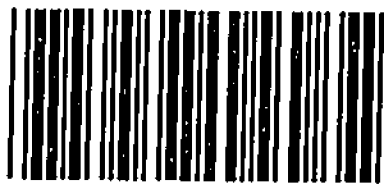
1765

**DESCRIPTION:**

Stewart, Albert

**DATE:**

04/13/85



1765



POOR QUALITY  
ORIGINALS

0646

Witnesses:

Maggie Thompson  
Off Foley

No. 96

*[Signature]*  
Counsel

Filed 13 day of April 1885

Pleads: *[Signature]*

Grand Larceny (From the person.)  
[Sections 528, 530, — Penal Code]

THE PEOPLE

vs.

*P*

Albert Stewart

RANDOLPH B. MARTINE,

PETER B. O'NEIL,

April 17/85 District Attorney.

*[Signature]*

A True Bill.

*[Signature]*

Foreman.

April 17<sup>th</sup>

*[Signature]*

*[Signature]*

*[Signature]*

Emirs Ref April 20/85

POOR QUALITY  
ORIGINALS

0647

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Albert Stewart*

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

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

The said *Albert Stewart*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*fifteenth* day of *April*, in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms, *one pocket book of the*  
*value of one dollar,*  
*one* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *United States Treasury Note* of the  
denomination of *five* dollars and of the value of *five* dollars,

*one* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *Bank Note* of the denomination of  
*five* dollars and of the value of *five* dollars,

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

and *two* Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *State Treasury*  
*United Bank Note* of the denomination of  
*one* dollar and of the value of *one* dollar each,

of the goods, chattels and personal property of one *Maggie Thompson*,  
on the person of *the said Maggie Thompson*,  
then and there being found, from the person of the said *Maggie Thompson*,  
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.

*Randolph S. Martin*  
District Attorney

0648

April 19/85  
R. Swile state that  
Albert - Y. Stewart  
was in my employ  
for several months  
as driver and office  
boy - I never know  
him to be guilty of  
dishonesty - He always  
had access to rooms  
of the house - Confidence  
in him was never abused

No.

JOHN R. CYPERT, M. D.,  
656 Lexington Ave., N. Y.



0649

I think 'A' was in 1882  
or early part 1883  
that he was with me

J. C. K. / per

0590

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

Police Court 2 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Charles W. Thompson  
538 West 86th St

Albert Clever



Offence Larceny

Dated April 5 1885

Magistrate,  
Henry J. Foley

Witnesses  
Henry J. Foley  
20 Precinct,  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

No. \_\_\_\_\_  
to answer \$ 5000 C. J. S.

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

Albert Clever  
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 April 5 1885 Police Justice.

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

Dated \_\_\_\_\_ 1885 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 \_\_\_\_\_ 1885 Police Justice.

0651

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, { ss

2 District Police Court.

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

Question. What is your name?

Answer. *Albert Stewart*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *343 W 38th (resided there 4 mos)*

Question. What is your business or profession?

Answer. *Coachman*

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*

*Albert Stewart*

Taken before me this

day of *August* 188*8*

Police Justice.



0652

Police Court—2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.:Maggie Thompson  
of No. 553 West 16 Street, aged 25 years,  
occupation Housekeeper being duly sworndeposes and says, that on the 5 day of April 1885 at the City of New  
York in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz:one pocketbook containing one  
one dollar bill, one two  
dollar bill, two one dollar  
bills, gold and lawful  
money of the United Statesall of the value of nine dollars  
the property of Complainantand that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Albert Stewart (now present)  
from the fact that whilst  
deponent was standing on  
the sidewalk on 9 Avenue  
between 39 & 40 Street looking  
at a difficulty between two  
persons on the sidewalk  
Stewart came up to deponent  
and touched deponent and  
said to deponent if do you  
want to say anything  
and if you don't you had  
better go home or deponent  
would be locked up. Deponent  
did not reply to StewartSubscribed and sworn to before me, this  
1 day of April 1885

Police Justice

0653

who thereupon pushed defendant  
and then thrust his hand  
into the left hand pocket of  
the jacket then and there  
secured by defendant and took  
therefrom the pocket book  
containing the money as  
above described.  
Signed to before me  
this 5 day of April 1883

John J. Thompson  
Peggie Thompson

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 and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1883 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1883 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 1883 Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

1.  
2.  
3.  
4.

Dated 1883

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.

0654

Testimony in the  
case of  
Albert Stewart

filed April

1883.



0655

42

The People vs. Albert Stewart Court General Sessions. Part I  
 Before Judge Cowing. April 17. 1888  
 Indictment for grand larceny in the first degree.  
 Maffie Thompson sworn. I live 553 West  
 Sixtieth St. and am a housekeeper. On the 4<sup>th</sup>  
 of April I met the prisoner upon Ninth ave., bet-  
 ween thirty ninth and fortieth Sts. I had nine  
 dollars in my pocket book - a five, a two, and  
 two one dollar bills. I had it in the left pocket  
 of my sacque. The prisoner was standing bet-  
 ween two pedlars. I stood looking on because  
 there was a crowd looking at the prisoner and  
 he was pretending to those pedlars that he  
 was a detective. "You must show your badge,  
 your license that you have to sell; if you  
 dont show it to me, I will give you one  
 minute and when I blow my whistle you  
 are my prisoner and you shall be locked  
 up." He called for some one else on the  
 forty first corner; he came up to me and  
 tapped me, "Do you want to buy anything  
 here or do you not; if you dont, you  
 will be locked up right away." He put his  
 hand on my shoulder and his hand  
 on this pocket (the side pocket) and took  
 my money. Then I turned around to ask  
 him I supposed he was right behind me;  
 he ran into the yard; he stepped up before

POOR QUALITY  
ORIGINALS

0656

me. I say, "you give my pocket book back." I knew he had it. "I said no more. I went for an officer and told him the prisoner had my pocket book. This was about 8 1/2 in the evening.

Cross Examined: He was behind me. I felt him doing it and knew he was taking it. There was plenty of people standing behind me beside the prisoner. He had his hand on my shoulder and the other hand around me, he had his hand in my pocket. I would not have him arrested if I did not know it was he. I am sure the prisoner is the man who took my pocket book because he did not get out of my sight.

There was another young man arrested beside the prisoner on suspicion because he was with this prisoner in front of him. I believed he had something to do with it, but he was let go.

Hugh J. Foley sworn. I belong to the 20th precinct and arrested the prisoner between 8 and 9 o'clock on the 4th of April corner of 39th st. and 9th ave. on complaint of this lady who told me he stole her pocket book and went into the yard; she told me he blew a whistle and came out of the yard again. The prisoner put his hand in his pocket and said he did not take the pocket book.



Albert H. Stewart, sworn and examined  
 in his own behalf, testified. I live 343  
 West Thirty eighth St.; am a married man and  
 remember the Saturday night I was arrested on  
 this charge. I heard the complainant testify that  
 I put my hand in her pocket and took therefrom  
 her pocket book, but I did not do so. I left my  
 house at 1/4 past seven after my supper.  
 I says to my wife, "I am going up town to  
 engage in a theatre for the coming season, and  
 you had better give me some car fare." She  
 gave me 50 cents. I went up to a friend of  
 mine on Ninth Ave. between 39<sup>th</sup> and 40<sup>th</sup> Sts.  
 I heard the dishes rattling, and as I supposed  
 he was eating his supper I did not go in.  
 On Saturday night this is a very busy  
 thoroughfare, and the people are passing  
 on that one block continually by the dozens.  
 I stayed there. I have seen peddlars there  
 on Saturday nights for the last eight months  
 and generally stop and joke with them.  
 I says, "John, I will have to arrest you, you  
 have got no license to sell that stuff." He  
 did not find any fault with that. He says,  
 "I have got my license." I had a cane  
 in my hand and one hand in my pocket  
 and while I was talking it seems this lady,  
 the complainant, had come upon the sidewalk



The complainant said to me, "What have you got to do with him? You have got no license." I supposed she was of his nationality and she took up with him. I said, "I am not interfering with you; please mind your own affairs." She said, "I am minding mine." I commenced conversation again with the peddler, and the first thing I knew was that she went to her pocket and said, "Have you got my money?" I said, "No, madam. I have not been close enough to take your money even if you handed it to me." She said, "I will find out." She called a policeman and had me arrested. At the station house she told the sergeant she felt for her money and it was gone and she thought I took it. Another boy who spoke to me on the way to the station house was arrested. I have never been arrested before. I worked for Dr. Sypher 656 Lexington Ave. nearly a year and also for Mr. Odell. I was arrested once for being drunk and disorderly. John Fick sworn. I live 548 10th Ave. I saw Stewart on the night of the 4th of April joking with two peddlars and five minutes after I saw an officer with him. I did not see him put his hand in the complainant's pocket. I saw the woman there. The jury rendered a verdict of guilty.

0659

BOX:

174

FOLDER:

1765

DESCRIPTION:

Stewart, Joseph

DATE:

04/01/85



1765

Witnesses:

*Adolphus S. Sparks*  
*192 Chestnut St.*  
*alias Augustus Sparks*  
*Officer Edward J. Brice*  
*H. B. Proctor*

*27<sup>th</sup>*  
*A. L. Johnson*

Counsel,

Filed *1* day of *April* 188*8*

Pleads, *Not guilty*

THE PEOPLE

vs.

*E*

*Joseph S. Stewart*

*H. B.*

RANDOLPH B. MARTINE,

*Attorney* District Attorney.

*Spent & acquitted.*

A True Bill.

*W. J. C. Berry*

*Foreman*

*April 27<sup>th</sup>*

*J. S. D.*

0660



0661

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Joseph S. Stewart*

The Grand Jury of the City and County of New York, by this indictment, accuse *Joseph S. Stewart*

of the CRIME OF *Unlawfully treating an animal,*

committed as follows:

The said *Joseph S. Stewart,*

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *twenty-fifth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, with *force and arms*, did unlawfully, intentionally and cruelly beat a certain animal, to wit: a horse, with a certain piece of iron which he then held against *Stewart* in his right hand down and there beat and held, and did thereby cause unjustifiable physical pain and suffering to the said horse, 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 with designing

*Charles S. Martin.*

*District Attorney*

0662

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, / DISTRICT.

Edward F. Brett

of the 4th Precinct Street, aged 28 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, Augustus Davenport

(now here) is a material witness for the  
prosecution. Deponent says that he  
will be unable to find said Davenport  
to prosecute and asks that he give  
bail for his appearance to appear  
as a witness.

Edward F. Brett

Sworn to before me, this

16th

188

26 day

Grand Justice  
Police Justice.

0663

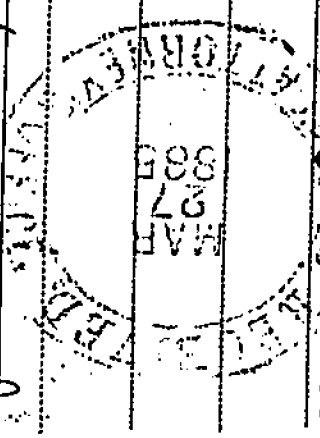
BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

270° 36  
Police Court - 1st District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Augustus Thompson

Joseph Stewart



Offence Cruelty to Animals

Dated 26 March 1885

Samuel O'Reilly Magistrate.  
Edward Pratt Officer.

Witnesses Henry Bergh

No. 100 2727 Street.

Boardman and Committee

Board of Delinquent in Street,

defendant of \$300 to appear

No. \_\_\_\_\_ Street,  
\$300 to answer 29 Sessions.

Ann

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 Joseph Stewart

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 3 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 26 March 1885 Samuel O'Reilly 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.



0664

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Joseph L Stewart*

Question. How old are you?

Answer.

*40 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*Brooklyn*

Question. What is your business or profession?

Answer.

*Driver of a truck*

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 and demand a trial by jury*

*Joseph L Stewart*  
Mark

Taken before me this

day of

*March 26 1881*

*Samuel C. Kelly*  
Police Justice.

POOR QUALITY  
ORIGINALS

0665

STATE OF NEW YORK,  
City and County of New York.

18<sup>th</sup> District Police Court.

Augustus Davenport of No 192 Chatham Street  
(Lower House)

being duly sworn, deposes and says, that on the  
26 day of March 1885, at the City of New York, in the County of New York,

Joseph L Stewart (now here) did wilfully  
unlawfully and unreasonably cruelly beat and  
unjustifiable injure a certain living  
Creature to wit a horse by then and there  
striking said horse <sup>several times</sup> with a piece of iron  
then and there held in his hand while  
said horse was attached to a truck  
which was loaded thereby attempting to  
force said horse to drag said loaded  
truck and <sup>along the street for said length</sup> did cause thereby to said to  
said living Creature unjustifiable  
physical pain and suffering in  
violation of the statute in such  
Case made and provided

Therefore the complainant prays that the said defendant

may be arrested and dealt with according to law, and more especially according to the following laws made and  
provided, to wit:

"An Act to prevent prize fights and fights among game animals," passed April 4, 1856; and "An Act to amend chapter four  
hundred and sixty-seven of the laws of eighteen hundred and sixty-two, entitled 'An Act to prevent the traffic in impure and unwhole-  
some milk,'" passed May 2, 1864; and "An Act for the preservation of the health of animals for human food," passed April 18, 1866;  
and "An Act better to prevent cruelty to animals," passed April 19, 1866; and "An Act for the more effectual prevention of cruelty to  
animals," passed April 12, 1867; and "An Act relating to animals," passed February 11, 1874; and "An Act to amend chapter ninety-  
seven of the law of 1875," entitled "An Act providing for the forfeiture of property in certain cases," passed May 4, 1875; and "An Act  
to prevent injury to animals in the City of New York," passed February 8, 1876; and "An Act relating to diseased animals," passed  
February 23, 1878; and Title XVI of the Penal Code of the State of New York, and the ordinances and regulations of the Sanitary Code  
of the Board of Health Department of the City of New York.

Sworn to before me this  
day of

26  
March 1885

Samuel C. Reddy  
Police Justice.

Augustus Davenport

0666

**BOX:**

174

**FOLDER:**

1765

**DESCRIPTION:**

Stone, Charles

**DATE:**

04/10/85



1765



Witnesses:

L. Scherf  
W. Schmidt

No 76 MS

Counsel,

Filed 10 day of April 1885

Pleads

THE PEOPLE

vs.

P

Charles Stone

Burglary in the THIRD DEGREE,

[Sections 498, 506, 528 and 532]

W. H. H. H.

W. H. H. H.

District Attorney.

A True Bill.

W. H. H. H.

Foreman.

W. H. H. H.

S. P. 18 months

0667

0668

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Stone*

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

*Charles Stone*

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

The said *Charles Stone*,

late of the *Sixteenth* Ward of the City of New York, in the County of New York aforesaid, on the *21st* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, ~~ascertain~~ *building* ~~there situate, to wit:~~ the *building* of one *Christian*

*Charles Stone* 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

*Christian Schuch*

in the said *building* 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.

0669

SECOND COUNT.

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

Charles Stone  
of the CRIME OF Pet. LARCENY,  
committed as follows:

The said Charles Stone

late of the Sixteenth Ward of the City of New York in the  
County of New York aforesaid, afterwards, to wit: on the said 10th day of  
March, — in the year of our Lord one thousand eight hundred  
and eighty-five at the Ward, City and County aforesaid, in the night  
time of said day, with force and arms,

one parcel of the value of ten  
dollars, —

of the goods, chattels and personal property of one Christian Schertz  
— in the building of  
the said Christian Schertz, —  
there situate, then and there being found, in the building 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.

Ralph B. Martin,  
District Attorney



0670

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

Police Court- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Christian Schlegel*  
*672 Greenwood St*  
*Charles Stone*  
*Burglar*

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Dated \_\_\_\_\_ 1885

*Charles Stone*  
*Magistrate*  
*Charles Stone*  
*Officer*

Witnesses, \_\_\_\_\_

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

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

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

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

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

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

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

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

*Charles Stone*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *ten* 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 *April 3* 1885 *Police Justice.*

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ 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 \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.

0671

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

*Charles Stone*

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

Question. What is your name?

Answer. *Charles Stone*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *659 Hudson St (resided there 3 mos)*

Question. What is your business or profession?

Answer. *Laborer*

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 guilty*  
*Charles Stone*

Taken before me this

day of

*August*

188*8*

Police Justice.

0672

CITY AND COUNTY  
OF NEW YORK, } ss.

Adolph H. Schmidt

aged 43 years, occupation Patrolman 16<sup>th</sup> Precinct  
Police City of New York

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Christian Scherb

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

Sworn to before me, this 3<sup>rd</sup>  
day of April 1885

Adolph H. Schmidt

P. J. Duffy

Police Justice.



0673

Police Court—2<sup>d</sup> District.City and County }  
of New York, } ss.:of No. 672 Greenwich Street, aged 50 years,  
occupation Trismith being duly sworndeposes and says, that the premises No 254 West 18<sup>th</sup> Street,  
in the City and County aforesaid, the said being a Public Hall—The Salvation Army  
and which was occupied by deponent as a Meeting Place.  
~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly Cutting a  
Cord which fastened a rear win-  
dow. and raising said windowon the 31<sup>st</sup> day of March 1885 in the Night time, and the  
following property feloniously taken, stolen, and carried away, viz:One Comet  
Value of Ten Dollarsthe 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 byCharles Stone—  
(now here)for the reasons following, to wit: that prior to said burglary  
said window was so fastened and  
what said Stone admitted to Officer  
Schmidt of the 16<sup>th</sup> Precinct that he  
said Stone burglariously entered  
said premises and took and  
carried away said Comet and told  
said Officer where he had pawned  
said Comet and deponent is also

06-74

informed by said Officer that  
he went where said property was  
pawned recovered it and  
deponent now identifies it.  
Sworn to this 3<sup>d</sup> day of  
April 1885 before me.

Christian Scherf  
Police Justice

Police Court — District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0675

BOX:

174

FOLDER:

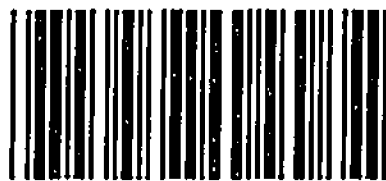
1765

DESCRIPTION:

Sweeney, George

DATE:

04/07/85



1765



06 76

**BOX:**

174

**FOLDER:**

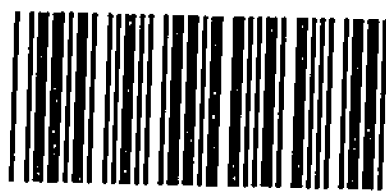
1765

**DESCRIPTION:**

Ballard, George

**DATE:**

04/07/85



1765

POOR QUALITY  
ORIGINALS

0677

Witnesses:

Rocco Loria  
Off McGrade

Counsel,

Filed

day of

1885

Pleads

THE PEOPLE

vs.

P

George Sweeney

and

P

George Ballard

RANDOLPH B. MARTINE

PETER B. OLNEY

District Attorney.

A True Bill.

Foreman.

April 14/85

Each Juror Ref.

POOR QUALITY  
ORIGINALS

0678

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

George Dwyer and  
George Ballard

The Grand Jury of the City and County of New York, by this indictment, accuse  
George Dwyer and George Ballard  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said George Dwyer and George  
Ballard, each

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*Twenty ninth* day of *March*, in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *morning* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

one watch of the value of seven  
dollars,

of the goods, chattels and personal property of one *James Gardin*,  
on the person of *the said James Gardin*,  
then and there being found, from the person of the said *James Gardin*,  
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  
ORIGINALS

0679

SECOND COUNT—

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

George Ballard

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

The said George Ballard,

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

one watch of the value of seven  
dollars,

of the goods, chattels and personal property of one Isaac Sartin, Jr.  
one George Sweeney and  
by        certain other persons to the Grand Jury aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said Isaac Sartin,

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

George Ballard,

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

RANDOLPH B. MARTINE.

PETER B. OLNEY,

District Attorney.

POOR QUALITY  
ORIGINALS

00000

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

Police Court - 1 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Loce Barti*  
*232-7th St*  
*George Greeny*  
*George Ballard*

Offence *Larceny from the*  
*person in the night*  
*Time*

Dated *30* *1885*

*20* *1885*  
*76 P. Mc Grade*  
Magistrate. Officer.

*14* Precinct.

Witnesses *Officer*

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

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

No. \_\_\_\_\_  
Street \_\_\_\_\_  
\$ *1000* to answer *3* Sessions.

*Commenced*

*\$1000 for 3 sessions*  
*2/10/85*

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 he be held to answer the same and he be admitted to bail in the sum of *10*  
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 *Nov 30* *1885* *Samuel C. Reddy* 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.

0681

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Sweeney*

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

Question. What is your name?

Answer. *George Sweeney*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *230 Mott St 5 years*

Question. What is your business or profession?

Answer. *Laborer*

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*

*George Sweeney*

Taken before me this

day of

*Nov 1888*

1888

*Samuel J. Kelly*  
Police Justice.



0682

Sec. 198-200

District Police Court

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Ballard* 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. *George Ballard*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *U S*

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

Answer. *56 Marion St 6 years*

Question. What is your business or profession?

Answer. *Stableman*

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 received the match from George Sweeney*

*George Ballard*

Taken before me this

day of

*March*

*30*

188*5*

*Henry W. Kelly* Police Justice.

0683

City & County of  
New York ss

Hugh J. McGrade of the 14th Precinct  
Police being duly sworn says that  
he arrested George Ballard (now  
here) in No 37 Spring Street &  
found in his possession the  
property described in the within  
affidavit of Rocco Sarli

Deponent further says that  
said Ballard admitted to  
deponent that said Bremer  
gave him the watch

Hugh J. McGrade  
Sworn to before me  
this 30<sup>th</sup> day of Nov 1885  
Samuel O'Reilly Police Justice



POOR QUALITY  
ORIGINALS

0684

Police Court— / 52 District.

Affidavit—Larceny.

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

Rocco Sarli

of No. 232 Mott Street, aged 42 years,  
occupation Laborer being duly sworn

deposes and says, that on the 29 day of March 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz:

One Silver Watch of the value of Seven  
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 George Sweeney and George Ballard

That about the hour of 7 1/2 P.M. deponent was  
standing in Bleeker Street in said City  
when he saw said Sweeney take said  
property from the pocket of the vest then and  
there was by deponent and hand the same  
to a person who ran away. That deponent  
seized hold of said Sweeney immediately  
thereafter and held him until officer  
McGrade came along and caused him  
said Sweeney to be taken into custody.

Deponent further says that he is informed  
by officer Hugh J. McGrade that he  
found said property in the possession  
of said Ballard on Mch 30. 1885 in premises  
no 37 Spring Street in said City Rocco <sup>his</sup> Sarli

Sworn to before me this  
30th day  
of Mch 1885

James D. Kelly Police Justice