

0009

BOX:

118

FOLDER:

1245

DESCRIPTION:

Wah, Sun

DATE:

10/25/83



1245

1874

Counsel,  
Filed *25* day of *Oct* 1883  
Pleads

THE PEOPLE  
vs. *B*  
*Sum War*  
Assault in the Second Degree.  
(Section 218, Penal Code.)

*Nov 12/83*, JOHN McKEON,  
District Attorney.  
*Spoken in & dismissed*  
A TRUE BILL.  
*J. H. Madson*  
Foreman.

*Nov 12. Confes with Mr. Beecher  
J. H. M.*

*Approving the  
satirization of the State  
ments of Mr. Beecher  
& the writer or number  
ment of the complainant  
of said police - in  
order that the anti  
indignant  
complaint be dismissed  
of the fact discharged  
May. Nov 12, 1883  
J. H. M.*

0010

0011

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Sam Wash*

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

*Sam Wash*

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

The said *Sam Wash*

late of the City and County of New York, on the *twentieth* day of *July*, in the year of our Lord one thousand eight hundred and eighty-~~three~~ with force and arms, at the City and County aforesaid, in and upon one

*Henry Wunsch*

in the peace of the people of the said State then and there being, feloniously did willfully and wrongfully make an assault: and the said *Sam Wash*

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

*Sam Wash*

in *his* right hand then and there had and held, the same being then and there an *instrument* likely to produce grievous bodily harm, *knif*, the said *Henry Wunsch* then and there feloniously did willfully and wrongfully strike, beat, *stab*, *cut* bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*John McKeon*

*District Attorney*

0012

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Sun Wah

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; ~~but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.~~ and do not have to withdraw my complaint, and to compromise with the defendant. As I am informed by Mr W. Beecher and the District Attorney Mr Fallow. The offense ~~with~~ <sup>of</sup> which the defendant is ~~charged~~ <sup>guilty by proof or all</sup> is in effect but an assault & battery in the third degree, for which I would have had a remedy in a Civil Court - and the defendant having settled with me for the damage, I have sustained at his hands - I release my civil claims against him settled & satisfied.

Inspector of  
W. Beecher

Henry Munch

0013

LAW OFFICES OF  
LEWIS & BEECHER.

JOHN V. B. LEWIS. WILLIAM C. BEECHER.

237 Broadway, New York City

July 31<sup>st</sup> 1883

People &

Sam Wray

McDonnell

Dear Sir-

I have been asked  
to look after the interests of the  
defendant in the above case.  
and I expect to be absent on  
my vacation during the month  
of Sept.

Will you be kind enough to de-  
fer sending this case to the Grand  
Jury until the October Term, and  
in case an indictment is found  
will you give me two or three days  
notice in advance of arraignment  
the defendant to plead.

And obligi

Yours Respectfully  
W. C. Beecher

0014

157

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1. *Sam Clark*  
2. *Henry Arnold*  
3. *203 E 22 St*

Offence, *Fel. assault*

Dated *July 21* 1883

*Patterson* Magistrate.

*Alford* 11 Officer.

Clerk.

Witnesses: *Nicholas Murphy*

No. *142* Locet *13<sup>th</sup> St*

No. *68* *W. 21<sup>st</sup> St*

No. *23* *P. 10<sup>th</sup> St*

No. *1010* to answer

*Julius* Court

*July 22/83*

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 *Sam Wahn*

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 *July 21<sup>st</sup>* 1883 *J. M. Patterson* Police Justice.

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

Dated *July 22<sup>nd</sup>* 1883 *J. M. Patterson* 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.

0015

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3

District Police Court.

*Sun Wah*

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. *Sun Wah*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *China*

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

Answer. *118 Chatham Street 3 days*

Question. What is your business or profession?

Answer. *Laundry*

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 was in a Car, the Complainant  
took my hat and struck me in the  
face, the driver of the car told him  
to stop, and he would not stop.*

*Sun Wah*

Taken before me this

day of July

*1909*

*W. J. Patterson*  
Police Justice.

0016

Police Court— 3rd District.

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

Henry Wunsch aged  
17 years a Seaman  
of No. 253 Second Street,

being duly sworn, deposes and says, that  
on Friday the 20 day of July  
in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Sam Wale (now here)

who cut and stabbed deponent  
in the left hand, and left arm  
with a knife he held in his  
hand

with the felonious intent to ~~take the life of deponent, or to do him~~ <sup>grievous</sup> bodily harm; and without any justification on the part of the said assailant :

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

Sworn to before me, this 21 day  
of July 1883 }

J. M. Patterson POLICE JUSTICE.

Henry Wunsch

0017

BOX:

118

FOLDER:

1245

DESCRIPTION:

Walden, Arthur

DATE:

10/12/83



1245



POOR QUALITY ORIGINAL

0019

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Arthur Walden  
otherwise called  
Arthur Walton

The Grand Jury of the City and County of New York, by this indictment, accuse  
Arthur Walden, otherwise called  
Arthur Walton

of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said Arthur Walden, otherwise called Arthur Walton late of the Fourth Ward of the City of New York, in the County of New York, aforesaid, on the 24th day of September in the year of our Lord one thousand eight hundred and eighty three with force and arms, at the Ward, City and County aforesaid, the Laundry of

Philip Heinrich

there situate, feloniously and burglariously, did break into and enter, the same being a part of a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said

Philip Heinrich

then and there being, then and there feloniously and burglariously to steal, take and carry away, and

three thousand copper matrices of the value of one dollar each

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

so kept as aforesaid in the said Laundry 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.

John McLean  
District Attorney

0020

Police Court - 4th District.

City and County of New York, ss.:

Philip Heinrich of No. 195 William Street, aged 61 years,

occupation Typefounder, being duly sworn deposes and says, that the premises No. 195 William Street, in the City and County aforesaid, the said being a Typefounder

and which was occupied by deponent as a Typefounder and in which there was at the time no human being, by said premises being in the 7th Ward of said City were BURGLARIOUSLY entered by means of forcibly

opening the door of said second floor of said premises by means of a false key as deponent is informed and believes on the 27 day of September 1883 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Two Copper Matrices of the value of Three Thousand Dollars

the property of Deponent

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

Arthur Nacton, now here, for the reasons following, to wit:

That said deponent was in deponent's employ at the time of said burglary, and that said deponent admits and confesses the taking of the property above described.

Subscribed before me this 27th day of September 1883  
J. J. [Signature]  
J. J. [Signature]

P. Heinrich

0021

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

*Arthur Naeton* 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 took the goods out of spite on account of the bad treatment I received.*

*A. Waldenz.*

Taken before me this  
day of *Dec 11* 188*8*  
*Arthur Waldenz*  
Police Justice.

0022

BAILED,

No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court *1st* 778  
 District

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*195*  
*William J. Dennis*  
*195*  
*William J. Dennis*  
*195*  
*William J. Dennis*

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_  
 Offence \_\_\_\_\_

Dated \_\_\_\_\_ 188

*Sept. 11th*  
 Magistrate  
*Sept. 11th*  
 Officer  
*9, C. D.*  
 Precinct

Witnesses  
*Frank Stern*  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
*212 W 45th Street*  
 No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_  
 Sessions, \_\_\_\_\_  
 \$ *2500*  
 to answer \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_

*John*  
 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 *Defendant*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty 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 *October 8* 188 *Andrew J. [Signature]* 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.

0023

Warrant  
State } Union County  
Arthur <sup>W.S.</sup> Walter }  
proof } To any Constable of said County  
(being made to me one of the justices of the  
Peace of the County of Union that the name  
of Smith Henderson within signed is the handwriting  
of the justice of the Peace within mentioned I do hereby  
authorize you and all other persons to whom  
the said warrant is directed to execute the same  
within the said County of Union  
Given under my hand and seal this 6th day  
of October 1853  
John L. Currier  
Justice of the Peace

POOR QUALITY  
ORIGINAL

0024

State of New Jersey  
Hudson County } S.S.

To Any Constable of Said County  
Whereas Complaint hath this day been made  
to me one of the Justices of the Peace of Said  
County on oath of Ph Heinrich that on the  
25<sup>th</sup> day of September 1883 at the City of New York  
Arthur Wallen did feloniously & burglariously  
break into the Store Situated No 195 William Street  
in the City of New York and steal there from  
goods and chattels to the Amount of Two  
Thousand dollars, There are therefore in  
The Name of the State of New Jersey to Authorize  
and require you to Apprehend the Said  
Arthur Wallen if you County he may be found  
and bring him forthwith before me or some  
other Justice of the Peace in and for said County  
to answer the said Complaint, and to further  
do all with or the Law directs here if you are  
not to fail and for so doing this shall be  
your warrant

Given under my hand and  
Seal this fifth day of  
October 1883

John H. Anderson  
Justice of the Peace

POOR QUALITY ORIGINAL

0025

Warrant  
State  
N.S.

Charles Walker

Essex County - N.S. To my Constable of said County  
Proof being made to me one of the Justices of the Peace  
of the County of Essex that the name Smith Henderson  
within ~~the County~~, signed, is the handwriting of the  
Peace within mentioned. I do hereby authorize you  
and all other persons to whom the said warrant  
is directed, to execute the same within the said County  
of Essex

Given under my hand  
and seal this 13th day  
of October 1883



W. B. Simpson  
Justices of the Peace

Justice of the

I believe the within named with  
the name of the Prison in Essex  
this 8th day of October 1883  
W. B. Simpson

0026

Frank Stein said I got acquainted with Clemmens at the coffee house corner of Houston St and 2<sup>nd</sup> Ave ~~by~~ <sup>(met)</sup> him there at different times. all I know about this I took the letter to Heindricks. the man <sup>who gave it to me</sup> was small and slim built wore a moustache. he asked me if i still lived at Jersey City. I told him yes, he then said I want to meet you tomorrow morning. he told me to meet him on the ferry boat at 11 o'clock. in the morning. I met him and he said do you see that man I said yes he said that is Mr Heindricks give him this letter and I done so ~~he~~ he told me to take him Mr Heindricks to ~~the~~ East Newark and he would meet me there after I got there I could not find the man and walked out into the fields ~~the man arrested~~ I was then arrested and taken to New York.

Frank Stein

0027

Hudson Co. 358.

Taken before me this 8th day of  
October 1883

Smith Henderson  
Justice of the Peace

0028

Hudson County } 33

The examination of Arthur  
Walton of Springfield, Machineist, taken before me  
one of the Justices of the Peace in and for the County  
of Hudson, on the Eight day of October 1883.

The said Arthur Walton being charged before  
me on the Oath of Ph Henrich of Benglarry.  
The said Arthur Walton, Saith

0029

Arthur Mallon Smith

- Ques who took the Matrick from  
Ans Mrs Steinricks store  
195 William St on the 25<sup>th</sup>  
of Sept (Ans I took it alone  
Ques what time of day was it taken  
(Ans) between 3 & 4 in the morning  
Ques how did you get in the store.  
Ans. I was locked in the night  
~~before~~ - before.  
Ques what time of the day before was ~~you~~  
~~do~~ it you went into the store  
Ans. at 8 o'clock in the evening  
Ques how did you open the safe  
(Ans) the keys were in the drawer  
of the desk.  
Ques what ~~&~~ how much money  
did you take from the safe  
(Ans) about \$10,000  
Ques Is this part of the money <sup>I have</sup> that  
Ans I dont know it mixed it together  
Ques how did you get out of the store  
A Young man opened the store  
at 5 1/2 am then I walked out dont  
know if he seen me - I had  
the goods in a paper in my  
hand - I went right to hoboken

0030

and hid it in the bushes at  
the foot of the hill. I then  
went to New York and then  
came back to Hoboken and  
took the train to Milburn.  
at 11 am I saw Clemens at Springfield  
and I told him where ~~it was~~  
the things were. a man ~~living~~  
~~canal~~ who used to sleep in a  
lodging house <sup>in Canal St. by the name of ~~Miller~~ <sup>Wills</sup></sup> ~~just me self~~  
~~not Mr. Stenrichs~~ I met this  
man the morning ~~after~~ I came  
out of the store about 7 o'clock  
near the Statts fitting building  
and he asked me what I had  
in the paper I told him. I  
accidentally met this man there  
and ~~then~~ then he proposed to  
write the letters. I started to  
go to Hoboken and saw the man  
following me and he saw  
where I put <sup>(the goods)</sup> ~~the~~ I have never  
seen the goods since I put  
them in the bushes. I have  
seen the man ~~stern~~ at a coffee  
house on the corner of  
Houston St and 2<sup>nd</sup> Ave but  
don't recollect talking to him

0031

the man who put me up to rob  
Mr. Heindricks is a shorter man  
than Stein. he had chin whiskers  
and moustache - but has shaved  
off his chin whiskers. I took  
the goods out of revenge,  
as Mr. Heindricks used me  
bad - as he would strike and  
kick me when at my work.  
I can bring four or five men  
who work in the store as witnesses  
to prove how he abused me.

A. Walden.  
Witness to the above statement.

Captain Edmondson  
2nd Prec. J City Police  
Taken before me this }  
8<sup>th</sup> day of October 1883 }  
Smith Henderson }  
Justice of the Peace }

0032

BOX:

118

FOLDER:

1245

DESCRIPTION:

Waller, Morris

DATE:

10/17/83



1245

POOR QUALITY ORIGINAL

0033

194

Day of Trial,  
Counsel,  
Filed 7 day of Oct 1883  
Pleads/

Assault in the First Degree. [2170ms218]

THE PEOPLE

vs. B

Monroe  
328 1/2 N. 26  
W. 26th  
St. Louis

JOHN McKEON,  
District Attorney.

John W. McKeon  
Paul Deakins

A TRUE BILL.

J. H. Hudson

Foreman.

Decr. 16/84

John W. McKeon

3 copies  
Recd. from D.A., Feb. 19/87

By deposit  
\$1000. with City Chamberlain

0034

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Morris Walter

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

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

The said Morris Walter

late of the City of New York, in the County of New York, aforesaid, on the Second day of September in the year of our Lord one thousand eight hundred and eighty three with force of arms, at the City and County aforesaid, in and upon the body of Frederick Bengel in the peace of the said people then and there being, feloniously did make an assault and in the said Frederick Bengel with a certain knife which the said Morris Walter

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

SECOND COUNT :

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

Morris Walter

of the CRIME OF Assault in the Second Degree, committed as follows:

The said Morris Walter, late of the City and County aforesaid afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Frederick Bengel then and there being, feloniously did, wilfully and wrongfully, make an assault and in the said Frederick Bengel with a certain knife which the said

Morris Walter in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there beat, strike, stab, cut and wound

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

JOHN McKEON, District Attorney.

0035

Police Court—2 District.

CITY AND COUNTY OF NEW YORK, } ss.

Adam Grill  
of No. 238 West 28 Street,

being duly sworn, deposes and says, that  
on Sunday the 2 day of September

in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Minis  
Waller (son present), who  
cut deponent with  
a knife on the  
right hip

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

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

Sworn to before me, this 4 day  
of October 1883 }

A. Krell

[Signature]  
POLICE JUSTICE.

POOR QUALITY ORIGINAL

0036

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Morris Waller* 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. *Morris Waller*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Norway.*

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

Answer. *328 W 26 St (resided there 18 yrs)*

Question. What is your business or profession?

Answer. *Piano maker*

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

Answer. *I am not guilty -  
Morris Waller*

Taken before me this *14*  
day of *Sept* 188*3*  
*[Signature]*  
Police Justice.



Source traced admitted  
this 8. day of March  
1884.

N. Y. Cheryl  
deposed  
J. C.

R. B. Callahan

Dictating

The People &

Morris Koller

Notee

Motion

J. Randolph P.  
Martine Esq.  
District Attorney.

0039

U. S. General Sessions

The People vs *[Signature]* Assault.  
Morris Waller *[Signature]*

Please to take notice that we shall move this Court before Hon Henry C. Gilchrist one of the Judges holding Part I thereof on Wednesday March 9<sup>th</sup> 1887 at 11 o'clock in the forenoon that the bail herein be discharged & the defendant discharged on his own recognizance on the ground that the Indictments granted herein were found nearly four years ago and the District Attorney has failed to bring the defendant to trial on them & for such further & other relief in the premises as may be just.

Dated March 8<sup>th</sup> 1887.

*[Signature]*  
Nathaniel B. Martin  
District Attorney.

Yours &c  
*[Signature]*  
Attorney for Dept  
87009 Cent  
my AS

0040

N. Y. General Services  
S

The People Are

Mr.  
Morris Adler

Office

of  
Notary

S

of  
Parrish & Mather

Brooklyn

Dec 21 1987

0041

N. J. General Sessions.

The People vs } Assault.  
v }  
Morris Moller }

Please to take notice that we shall move this Court before Hon. Henry A. Gilderbloom one of the Judges holding part 1 thereof on Wednesday March 9<sup>th</sup> 1887 at 11 o'clock in the forenoon that the bail herein be discharged and the defendant discharged on his own recognizance on the ground that the Indictments granted herein were found nearly four years ago and the District Attorney has failed to bring the defendant to trial, on them and for such further and other relief in the premises as may be just.

Dated March 8<sup>th</sup> 1887.

Yours &c  
Howe Hummel  
Counsel for Deft.  
87 189 Centre Street.  
N. J. City.

To Randolph P. Martine Esq  
District Attorney.

0042

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Morris Waller*

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

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

The said *Morris Waller*

late of the City of New York, in the County of New York, aforesaid, on the *Second* day of *September* in the year of our Lord one thousand eight hundred and eighty *three* with force of arms, at the City and County aforesaid, in and upon the body of *Adam Shell* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Adam Shell* with a certain *knife* which the said *Morris Waller*

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

SECOND COUNT:

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

*Morris Waller*

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *Morris Waller, late of the City and County aforesaid* afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Adam Shell* then and there being, feloniously did, willfully and wrongfully, make an assault and *in* the said *Adam Shell* with a certain *knife* which the said

*Morris Waller*

*in his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there beat, strike, stab, cut and wound

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

JOHN McKEON, District Attorney.

0043

123  
To Court of Sessions  
Nov 20/83  
a/m

Day of Trial,  
Counsel,  
Filed, 16 day of Oct 1883  
Pleads

Assault in the First Degree.  
[33217ans218]

THE PEOPLE

vs.  
Morriss  
328 West 26<sup>th</sup> Street  
New York  
Case

JOHN MCKEON,  
District Attorney.

Paul D. DeLoach

A TRUE BILL.

J. M. Anderson

Foreman.

W. S. ...

...

Filed from D.A. File 19/87

Bailed by Deposit

0044

Supreme Court, New York.

IN RE THE IMPRISONMENT OF

*Maris Waller*

Writ of Certiorari.

I HEREBY ALLOW THE WITHIN WRIT.

Dated this *21* day of *Jan* 1883

*Le Dour*

Justice of the Supreme Court,  
holding Special Term thereof.

HOWE & HUMMEL,

Attorneys for Relator.

*Bail fixed  
at \$1000  
returned  
on *Le Dour**

0045

The People of the State of New York,

TO *Hugh Gardner* Esquire, one of the Police Justices of the City of New York, and to JOHN SPARKS, Esquire; Clerk of our Court of General Sessions of the Peace, holden in and for the City and County of New York, and to

GREETING:

We Command you, That you certify fully and at large to

CERTIORARI TO CERTIFY CAUSE OF DETENTION.

our Supreme Court of the State of New York, at a *Special Term*

*Term* thereof, to be holden at the New County Court House, in Chambers Street, in the said City of New York, on the *22* day of *February* 18*83*, at *10 1/2* o'clock in the forenoon, the day and cause of the imprisonment of

*James Waller* by you detained; as is said, by whatsoever name the said

shall be called or charged; and have you then this writ.

Witness, Honorable NOAH DAVIS, presiding Justice of our Supreme Court of the First Judicial Department, at the City Hall, in said City of New York, the *21* day of *February* 18*83*

BY THE COURT.

WILLIAM F. HOWE and ABRAHAM H. HUMMEL. } Attorneys for Relator.

*Patrick Keenan* Clerk.

POOR QUALITY ORIGINAL

0046

Deposit of \$1000  
with City Chamberlain  
by father of deft

(see note of Police  
Justice Coffey) Serial 63

BAILED.

Morris Waller

No. 1, by 378 West 26"

Residence Street

No. 2, by

Residence Street

No. 3, by

Residence Street

No. 4, by

Residence Street

Oct 14, 1883.

Morris Waller

is also charged with  
with others with  
Account of Battery  
Confession of Battery  
Confession of Battery  
are all the same  
persons.

Re payment of money  
to Morris Waller  
of \$1000  
to the City Chamberlain  
of New York  
on the 14th of October  
1883.

Police Court - 2 District

THE PEOPLE, Sec.,  
ON THE COMPLAINT OF

Richard Bengel,  
252 # 25 St.

Morris Waller

1  
2  
3  
4

Dated October 14 1883

John McSmell  
Magistrate,  
20 Precinct.

Witnesses  
Richard Bengel

No. 1, by Richard Bengel

No. 2, by Richard Bengel

No. 3, by Richard Bengel

No. 4, by Richard Bengel

\$ 500  
to answer



Offence Felony Assault  
on Battery

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

Morris Waller

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 October 14 1883 [Signature] 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 h to be discharged.

Dated 1883 Police Justice.

Re payment of money  
to Morris Waller  
of \$1000  
to the City Chamberlain  
of New York  
on the 14th of October  
1883.

0047

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Morris Waller*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Norway*

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

Answer. *328 W 26 St (resided there 18 yrs)*

Question. What is your business or profession?

Answer. *Penis maker*

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

Answer. *I am not guilty*  
*Morris Waller*

Taken before me this *11th*  
day of *Sept* 188*8*  
*[Signature]*  
Police Justice.

0048

Police Court 2 District.

CITY AND COUNTY OF NEW YORK, } ss.

22 yrs of No. 252 West 28 Frederick Bengel. Street,

being duly sworn, deposes and says, that on Sunday the 2 day of September in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Mrs. Waller present who cut deponent with a knife on the right side

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

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

Sworn to before me, this

14 day

of October

1883

Fred Bengel  
POLICE JUSTICE.

0049

**BOX:**

118

**FOLDER:**

1245

**DESCRIPTION:**

Waller, Morris

**DATE:**

10/17/83



1245

0050

BOX:

118

FOLDER:

1245

DESCRIPTION:

Kearney, Patrick

DATE:

10/17/83



1245

0051

BOX:

118

FOLDER:

1245

DESCRIPTION:

Burke, Edward

DATE:

10/17/83



1245

The defendant, Burke  
having been imprisoned  
since Sept. 3. 1883 and  
the people having at-  
tained in perfect  
case against him  
I recommend that  
he be detained on  
his own recognizance  
Nov. 13. 1883  
Geo. W. Brady  
A. D. O.

148  
Counsel,  
Filed 17 day of July 1883  
Pleads M. G. Kelly

THE PEOPLE  
vs.  
Morris Warren  
James P.  
Patrick Kearney  
and  
Edward Conroy

JOHN McKEON,  
District Attorney.  
I 2 AM 12 83  
Discharged by Hd Court  
A True Bill. Untill recognition.  
M. H. Anderson  
Dec 30 83. Foreman.  
Chas. R. Deaneby and by Court  
M. Jacob 11/27  
No 1  
Recd from A. C. 11/24/87

0052

0053

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Morris Waller  
Patricia Kearney  
and Edward Burke*

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

*Morris Waller, Patricia Kearney  
and Edward Burke*

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

The said *Morris Waller, Patricia  
Kearney and Edward Burke*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *Second* day of *September* in the year of our Lord one thousand eight hundred and eighty-*three* at the Ward, City and County aforesaid, in and upon the body of *Charles Treffinger* in the peace of the said people then and there being, with force and arms, unlawfully did make an assault and *kill* the said *Charles Treffinger* did then and there unlawfully beat, wound and illtreat, to the great damage of the said *Charles Treffinger* against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN McKEON, District Attorney.



0055

Police Court—2 District.

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

Gottlieb Treppinger  
28 Street,

ap 31 of No. 444 West

being duly sworn, deposes and says, that

on Sunday the 2 day of September  
in the year 1883, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Miss Waller  
Patrick Kearney Edward Burke  
(accomplices) who struck deponent  
with some hard substance on  
the head and body

without any justification on the part of the said assailant.

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

Sworn to before me, this

day of

Sept 10  
1883

POLICE JUSTICE.

Gottlieb Treppinger

0056

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward Burke 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 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. Edward Burke

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York

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

Answer. 230 West 28th Street resided there 2 yrs

Question. What is your business or profession?

Answer. Drive an Ice Wagon

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

E. Barron E. Burke

Taken before me this

day of

11  
1888  
1888

Police Justice.

0057

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Patrick Kearney*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *252 20th St (resided there 16 yrs)*

Question. What is your business or profession?

Answer. *Vanisher*

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. *Am not guilty*

*Patrick Kearney*

Taken before me this

day of

*[Signature]*

Police Justice.

0058

Police Court 2 District.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of Gallieit Treppinger

For \_\_\_\_\_

Edward Burke ) Assault & Battery

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, ~~and my right to make a statement in relation to it,~~ and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated October 10 188 3

E. Burke

Police Justice.



0059

Police Court 2 District.

City and County of New York, ss.:

THE PEOPLE.

vs.

On Complaint of

*Gottlieb Seffinger*

For

*Patrick Kearney* Assault & Battery

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and my right to make a statement in relation to it, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated Oct 11 1883

*Patrick Kearney*

*[Signature]*

Police Justice.

0060

BOX:

118

FOLDER:

1245

DESCRIPTION:

Walley, Joel

DATE:

10/12/83



1245

0061

89

Counsel,  
Filed 2 day of Oct 1883  
Pleads Not guilty (157)

THE PEOPLE  
vs.  
Lois E. Warrant  
w.v. 18.  
132 W 18.  
INDICTMENT.  
Grand Larceny in the Second degree.  
(MONEY)  
Fifteen dollars

JOHN McKEON,  
District Attorney.  
P & Dec 16/83  
Pleads guilty.  
A True Bill.

M. H. Munson

Foreman  
L. M. G. Ross et al.  
J. G.

0062

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 G. Wally*

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

*John G. Wally*

of the crime of GRAND LARCENY IN THE Second DEGREE, committed as follows:

The said *John G. Wally*

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

*one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *three* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar, and *divers instruments and writings, the same being then and there orders for the payment of money, of the kind commonly called bank checks, of a number to the Grand Jury aforesaid unknown, the same being then and there exhibited, for the payment of and of the value of three hundred and fifteen dollars of the goods, chattels, and personal property of one*

~~on the person of the said~~ *Dennis J. Greenman* then and there being found, ~~from the person of the said~~ then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney.

0063

Police Court  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Robert W. Mallory  
167 St. St.

Joel G. Wallery

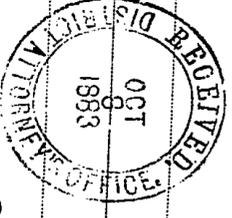
Offence Grand Larceny

Dated October 6 1889

Magistrate  
Officer  
Precinct

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

Witnesses  
No. Street  
No. Street  
No. Street  
to answer



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

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 October 6 1889 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ 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 \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

0064

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

2d District Police Court.

Joel G. Walley 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. Joel G. Walley

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York City

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

Answer. No 132 West 18<sup>th</sup> Street; 1 year

Question. What is your business or profession?

Answer. Denier

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 Joel G. Walley

Taken before me this

day of

Sept 18 1894  
[Signature]  
Police Justice

0065

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

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

Patrick M. Mallon, 31 years old, liquor dealer of No. 267 West 34<sup>th</sup> Street, New York City

being duly sworn, deposes and says, that on the 26<sup>th</sup> day of February 1883

at the dwelling No 267 West 34<sup>th</sup> Street 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, with intent to deprive of the use and benefit of the property, the lawful owner thereof, the following property, viz:

Bills or notes good and lawful money of the United States, of different denominations, and of the value, together, of thirteen dollars and sundry checks to the value of three hundred and fifteen dollars: in all of the value of three hundred and twenty-eight dollars

Sworn before me this

Signature of Police Justice

Police Justice,

1883

the property of J. C. Lyman and Henry L. Greenman said composing the firm of J. C. Lyman & Company, and in deponent's care and custody as an employee of said firm

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 Joel G. Walley, now here, from the following facts. At said time deponent gave said property to said Walley at said place for the purpose of delivering the same at the office of said firm No 42 West 38<sup>th</sup> Street, said Walley being then in the employ of deponent. Said Walley did not deliver said money or said checks or any part thereof at said office, but converted the same to his own use, as he the said Walley now admits and confesses

Patrick M. Mallon

0066

BOX:

118

FOLDER:

1245

DESCRIPTION:

Walters, Julia

DATE:

10/22/83



1245

Bail \$1000.  
Oct. 23, 1883

~~Bank deposit of \$1000  
with Co. Chest,  
Oct 23/83~~

Oct. 25<sup>th</sup> Bailed to  
Bernard Springer  
154 East 22<sup>nd</sup> Street

The nuisance in this case  
having been abated as appears  
by certificate of Capt. Clinchy  
annexed hereto, I recommend  
deft. be discharged on her  
own recognizance.

N.Y. Nov. 2<sup>nd</sup> 1883.

Jno. Vincent

Dist. Dist. Ct.

175 Wood 22

(11) J. J. J.

Day of Trial, *Sept 23*

Counsel, *Sept 23*

Filed 22 day of Oct 1883

Pleads *Not Guilty Oct 23/83*

THE PEOPLE

vs.

*Elizabeth Waters*

Keeping a Bawdy House

1322-285

JOHN McKEON,

District Attorney.

*I 2 Nov 21/83*

*Bail discharged*

A True Bill.

FILED



Foreman.

0067

GLUED PAGE

0068

Police Department of the City of New York,

Precinct No. *7*

New York, *Nov 20* 1883

Hon John McKeon  
Dist Attorney  
Dear Sir

Julia Walters  
has rented House No  
142 E 22nd St

Respectfully  
William A. Clinchy  
Captain 18th Prec

0069

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Julia Waters*

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

*Julia Waters*

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

The said *Julia Waters*

late of the <sup>18th</sup> Ward of the City of New York, in the County of New York aforesaid, on the <sup>first</sup> day of <sup>October</sup> in the year of our Lord one thousand eight hundred and eighty-<sup>three</sup> and on divers other days and times as well before as afterwards, to the day of the taking this inquisition, at the Ward, City and County aforesaid, a certain common house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

*Julia Waters*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the said

*Julia Waters*

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

The said *Julia Waters*

late of the <sup>18th</sup> Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the <sup>first</sup> day of <sup>October</sup> in the year of our Lord one thousand eight hundred and eighty-<sup>three</sup> and on divers other days and times between the said

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

THIRD COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the

said

*Julia Walters*

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

The said

*Julia Walters*

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the *first* day of *October* in the year of our Lord one thousand eight hundred and eighty *three* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in *her* said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by which the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

**JOHN McKEON,**

*District Attorney.*

0071

BOX:

118

FOLDER:

1245

DESCRIPTION:

Warren, David

DATE:

10/31/83



1245

POOR QUALITY  
ORIGINAL

0072

342 *Electra*

Day of Trial,  
counsel,

held *31* day of *Oct* 188 *3*  
reads *Not Guilty (Mrs)*

THE PEOPLE

vs.

*David B*  
*Warren*

*[5218]*  
Assault in the Second Degree,  
(Resisting Arrest)

JOHN McKEON,

*District Attorney.*

A True Bill.

*W. H. Clavelore*

*Foreman.*

0073

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

David Warren

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

David Warren

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

The said David Warren

late of the City and County of New York, on the twentieth day of  
October in the year of our Lord one thousand eight hundred  
and eighty-three at the City and County aforesaid, with force and arms feloniously  
made an assault in and upon one Patrick Gallagher

then and there being a patrolman of the Municipal Police of the City  
New York, and as such patrolman being then and there engaged in the lawful  
apprehension of a certain person whose name  
is to the Grand Jury aforesaid unknown  
for some crime to the Grand Jury  
aforesaid and the said David Warren him, the said

Patrick Gallagher

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent  
then and there to prevent and resist the lawful apprehension  
of the said unknown person as aforesaid,  
against the form of the Statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

JOHN McKEON,

District Attorney.

0074

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *David Warren*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *512 East 18<sup>th</sup> Street. 6 months*

Question. What is your business or profession?

Answer. *peddler*

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  
preferred against me. I do not know  
anything about the complainant being  
assaulted. I was not present when  
the assault took place.*

Taken before me this

day of *October*

*21<sup>st</sup>*

1883

*City, New York*

Police Justice.

*David Warren*

0075

THE PEOPLE, & c.,

ON COMPLAINT OF

Patrick Gilligan

vs.

Dana Manna

Examination of Surety.

4 District Police Court.

James Dillon

being duly sworn as to his sufficiency as bail for in the above entitled proceedings, says in answer to the following questions, as follows:

Question. What is your name?

Answer. James Dillon

Question. Where do you reside?

Answer. 271 Avenue A

Question. What is your business?

Answer. Stable Keeper

Question. Do you own any Real Estate,--if so, where situated, and of what does it consist?

Answer. No Real Estate I have personal property consisting of four horses (40), harnesses (3) Trunks, harnesses & all of the value of five thousand dollars

Question. When did you purchase, of whom, and what did you pay?

Answer. \_\_\_\_\_

Question. Are there any mortgages upon the same--and if so, to what amount?

Answer. \_\_\_\_\_

Question. When are they due?

Answer. \_\_\_\_\_

Question. Is the property in your own name alone?

Answer. It is

Question. Is the Deed or Deeds on record?

Answer. \_\_\_\_\_

Question. Are you surety for anyone else,--and if so, to what amount, and for what?

Answer. I am not

Question. Do you owe any money,--and if so, how much?

Answer. I don't owe any

Question. Are there any judgments against you?

Answer. No judgments

Question. Are there any proceedings in foreclosure now pending against you?

Answer. No

James Dillon

Sworn to before me this 23rd day of June 1888

City Clerk

Police Justice

0076

2000 for 501  
Henry Oct 20.  
10 a.m.

BAILED,  
No. 1, by James Wilson  
Residence 271 Crest St.  
Street,  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street,  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street,  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street,

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Patrick Callaghan  
vs. David Warren

Offence Assault & Battery

Dated October 21<sup>st</sup> 1883

M. J. Cooper Magistrate,  
Patrick Callaghan Officer,  
U. S. Precinct.

Witnesses William Henning

No. 410 East 17 Street,

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

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

\$ 500 Bail

Boiled

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 David Warren

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 Oct 20 1883 W. J. Cooper Police Justice.

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

Dated Oct 20 1883 W. J. Cooper 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.

0077

Patrick Gallegan )  
Warren ) A & B

Patrick Gallegan of the 18<sup>th</sup> Precinct Police being duly sworn says that he is the Complainant in this case and on being cross examined says that the assault took place about twenty minutes to ten o'clock. I had my gun and a quite a crowd had followed me. I arrested the defendant. I was ~~in~~ in front of 410 East 17<sup>th</sup> Street when I was assaulted by the defendant. I did not see the defendant before I was assaulted. I was assaulted from the side. The defendant caught a hold of my club and struck me with his fist on the forehead saying I will take your club. At that time I had a bolt of a revolver. I was right in front of the store ~~where~~ <sup>when</sup> I was assaulted. I have had any trouble with the defendant before. I arrested the defendant about two o'clock

0078

2

The Defendant was in his house  
in ~~be with~~ <sup>where</sup> I arrested him.

I ascertained where the defendant  
lived from another officer.

Q What did you ask the other officer  
about the residence of the defendant

A I told officer Flood if he saw  
David Warren to take him then he  
told me he lived in East 18<sup>th</sup> Street  
and he told me he thought he  
lived in 510 or 512.

Q Are there other Warrens living  
in that vicinity

A Yes two or three

Q Are you certain that David Warren  
is the one that struck you

A Yes I am

Patrick Galligan

Sworn before me

this 23<sup>rd</sup> day of 1883

our only Police Justice

(3)

- William Jennings of 4110 East 1st St  
 being only seven days. I saw the  
 defendant (nowhere) in front  
 of my store and I saw the defendant  
 Dave Warren ~~take~~ take the office's door  
 a way from him and strike him  
 a blow on the head with it.
- Q Have you talked with the office  
 about this affair
- A No Sir
- Q Was the office knock down
- A No Sir
- Q Did you ever see David Warren  
 before that night
- A No
- Q Did you see him any time that  
 night before the attack on the office
- A No
- Q When did you see the defendant  
 after that
- A I saw him in the State House  
 in front of the desk the office  
 ask me if that was the man  
 there was a good deal of excitement  
 that evening
- A Yes there was a large crowd of  
 people in the street
- Q Was you looking at the office or  
 at the defendant at the time

0080

(4)

The Officer was truck  
A They both stood right in front of me  
2 How near is the first Gas Lamp  
from your store  
A The Gas Lamp is a on the other  
side of the street and there is a  
big light in front of liquor store  
Next door

William Hemmings

Sworn before me  
this 28 day of October 1883  
W. J. [unclear] Police Justice

5

Priscilla Norton aged 39, Housekeeper  
 of 414 East 18th Street being asked  
 Quora says that I am a married  
 living with my husband and have  
 five children my husband is a  
 labouring man. I know the defendant  
 nowhere for the past eight years.

~~Q~~ Was on the evening of the defendant  
 going to Market I saw a large crowd  
 of people collect and I saw the  
 officer going into a store in East 17th  
 with a prisoner. And when the  
 officer came out with the prisoner  
 I saw some one trip him and  
 throw him on his face. I was within  
 three feet of the officer when he fell  
 the defendant is not the one  
 that threw the officer. I did not

see the defendant there

Q Was it on the ~~top~~ ~~side~~ north side  
 of the street you saw the officer trip?

A Yes

Q Did you see the officer pursuing  
 of a man without a coat when he  
 was tripped

A Yes sir

Q Did you see anything going on the  
 south side of the street

A Yes I saw a crowd collect

0082

(67)

A sworn affidavit of Officer Fred St. North  
Sworn before me this  
23<sup>rd</sup> day of October 1883  
Police Justice

William Staudley aged 22. Five door  
415 East 19<sup>th</sup> Street being duly sworn  
says. I am in business with my  
father. I know the defendant  
Crawford. I saw him last Saturday  
night about 5 minutes after ten  
I saw him in Captain Daly's  
Sporting House with other friends  
and was with him till eleven o'clock  
in Daly. And the defendant  
did not leave Daly's  
I did not see any defendant  
that evening that the officer was in  
Sworn before me  
this 23<sup>rd</sup> day of October 1883 William Staudley  
Police Justice

0083

(7)

Patrick Gormley 292 W.A.  
aged 18. I declare being  
Able sworn says. I know the  
defendant (her) I saw the defendant  
on Saturday night at Dally  
Sporting House about 15 minutes before  
twelve I was with him till  
about half past eleven he came  
out with me, I know Stanley  
the last witness and I saw  
him in front of Dally standing  
there a few minutes before I went  
home

Sworn before me this Patrick Gormley  
23<sup>d</sup> day of October 1883

Police Justice  
Louis Crush aged 19 years (an ass  
Padder of 412 9 cur 17) I declare being  
Able sworn says. I know the  
defendant and I saw him  
in Captain Dally's Sporting House  
at about a quarter before ten till  
after 11 o'clock he did not leave  
my sight between ten and eleven  
o'clock. We were standing on  
the corner in front of Dally about  
5 or 6 p.m. with Patrick Gormley. William  
Stanley the defendant and myself with  
a man by the name of Frank Keane

0084

P

and I went into Daly's and  
 the defendant came right in  
 after us. I saw Tom M<sup>d</sup> Chisler  
 and Geo. Bastenas there when I  
 went in. I did not see Capt  
 Daly when I went in. I know  
~~at~~ it was ~~at~~ about 15 minutes to ten  
 because Gornley asked the  
 defendant what time it was  
 from before me this

23 day of Octbr 1882 ) Louis Crush  
 deposed Plaintiff

Carvina Hayes aged 14. Blind Makin  
 417 E 22<sup>nd</sup> St being only seven  
 days. I was stopped by William Hall  
 and <sup>320 E 20<sup>th</sup> St</sup> I have lived there for the  
 past four years. I know the defendant  
 I saw him last Saturday night I  
 went in Daly's about ten o'clock I  
 saw the defendant there looking at a  
 Boxing Match. I stayed there till  
 about eleven o'clock and the defendant  
 and I came out and stood out  
 side for a few minutes and he  
 then left me to go home I saw  
 Patrick Gornley Louis Crush and other  
 I looked at the clock when I went

0085

(9)

Amu saw it was ten o'clock  
there was a low size man behind  
the bar. I did not see Capt Daly  
there that evening Edward Hayes  
sworn before me this  
23<sup>d</sup> day of October 1883

Police Justice

Sir M. Clerk aged 18 your case  
and please make William Haller  
525 E 20 St I have been in there  
employed for six months I  
know the defendant I saw him  
last Saturday night I went in  
Daly's about nine o'clock and  
the defendant was there and  
I stayed there till about 11 o'clock  
I did not see the defendant  
leave Daly's I went out and  
returned about half past nine I  
went in with Frank Kearns. I do  
not know whether the defendant  
I last saw the defendant when  
I went out of Daly's he was  
in the back room Frank Kearns  
I fit the time because I look late  
in the street I did not see Daly  
there that evening Thomas Meloshin

sworn before me this 23<sup>d</sup> Oct 1883  
W. J. O'Connell Police Justice

(10)

Frank Kearns aged 19 years  
I work in a Coal Yard for Skidmore  
and Sons in East Boston about 2 years  
of 517 East 1 & start being duty from  
says I know the defendant I saw  
him last Saturday night in Daly's  
Sporting House I went in there  
about half past nine I and M. Clark  
went in together and the defendant  
came in about ten minutes after  
I stayed there till about eleven o'clock  
the defendant was with me at the  
time I was in Daly's

Proposed

- Q Did the defendant leave Daly's  
between half past nine and eleven o'clock  
A Yes about ten o'clock  
Q How long a time was he out from  
Daly's  
A About a half hour  
Q I mean to say when he went out  
I meant he went out of the back room  
I don't know whether he left the saloon  
or not

Sworn before me this  
23<sup>d</sup> day of October 1883

Frank <sup>his</sup> Kearns  
Munk

Sworn to before me this  
27 day of October 1883

J. C. M. J.  
The Justice

0087

(11)

David Warren aged 21 Years  
 a Bachelor and resides 512 East 18th  
 being only seven days I am the  
 defendant. I left my house on  
 Saturday night about half past eight  
 I went to the stable and feed  
 my horse and then walked up  
 to Daly's and it was about twenty  
 minutes past nine. I met a young  
 man there ~~called~~ by the name of M. Gannon  
 and we had a drink. I stayed  
 in there till about 15 minutes after  
 11. I then went home. I did not  
 leave the saloon of Daly between  
 the hour of half past nine and 15 minutes  
 after 11. I was not engaged in attack  
 on the officer. I know nothing about

By the officer

Q When was you at half past nine

A I was in Daly saloon

Q Did you speak to a man by the  
name of Kelly about half past nine  
o'clock on Saturday night

A No Sir

Q Do you know Hugh Kelly

A Yes

Q What night did you speak to Kelly

A On Thursday night

From a deposition taken  
23rd day of October 1885  
at St. Louis - The Justice  
David Warren

0088

Police Court—4<sup>th</sup> District.

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

of ~~No~~ the 18<sup>th</sup> Precinct Police Patrick Galligan aged 30 years  
Street,

being duly sworn, deposes and says, that  
on Saturday the 20<sup>th</sup> day of October  
in the year 1883 at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by David Warren (now present),  
that while deponent was in the discharge of his  
duty as an officer and having a prisoner in  
custody, the said David seized hold of deponents  
club and struck deponent a blow on the  
face with his fist ~~and~~  
without any justification on the part of the said assailant.

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

Sworn to before me, this 21<sup>st</sup> } Patrick Galligan  
day of October 1883 }  
W. J. O'Connell POLICE JUSTICE.

0089

BOX:

118

FOLDER:

1245

DESCRIPTION:

Weiler, Herman

DATE:

10/03/83



1245

POOR QUALITY ORIGINAL

0090

43  
B.M. Lewis, Clerk

Counsel, *M. H. [Signature]*  
Filed *3* day of *Oct* 188*3*  
Pleads *W. H. [Signature]*

FORGERS, THE BANK OF  
ENDORSEMENT, ETC.  
521 and 521  
THE PEOPLE  
vs.  
*B*  
*Herman*  
*Weiser*  
*F*

JOHN MCKEON,  
District Attorney.  
*J. W. [Signature]*

A True Bill.  
Foreman  
*Rich. Jones* W.A. Feb 1887



And the Grand Jury aforesaid do further accuse \_\_\_\_\_

the said Herman Weiler \_\_\_\_\_ of the crime of Forgery in the Second degree, committed as follows:

The said Herman Weiler \_\_\_\_\_

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, at the Ward, City and County aforesaid, having in his custody and possession a certain instrument and writing, to wit: an order for the payment of money of the said commonly called drafts

which said draft \_\_\_\_\_ is as follows, that is to say:

*Handwritten:* \$257 <sup>54</sup>/<sub>100</sub> Pendergast Smith & Co. Bankers. Duplicate unpaid. Mexico, Texas July 23rd 1893  
 Pay to the order of J.S. Smith & Co  
 Two hundred Fifty Seven <sup>54</sup>/<sub>100</sub> Dollars  
 To Messrs. C.S. Gannon & Co. } in current funds  
 No. 6077 New York N.Y. } Pendergast Smith & Co

and on the back of which said draft there was then and there written a certain instrument and writing of the said commonly called an endorsement of the said draft, which said instrument and writing is as follows, that is to say: Pay to the order of J.S. Smith & Co

and on the back of which said draft was then and there written a certain false, forged and counterfeited instrument and writing, commonly called an endorsement of the said last mentioned draft which said false, forged and counterfeited instrument and writing, commonly called an endorsement is as follows, that is to say:

\_\_\_\_\_ & Co  
 the said Herman Weiler \_\_\_\_\_

\_\_\_\_\_ then and there well knowing the premises last aforesaid, and that the said last mentioned endorsement was false, forged and counterfeited, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously did utter and publish as true, the said false, forged and counterfeited endorsement of the said last mentioned draft with intention to injure

0093

and defraud \_\_\_\_\_

~~and direct to the persons, to the Grand Jury aforesaid and now~~; he the said \_\_\_\_\_  
*Herman Wiler* \_\_\_\_\_ at the time he so  
uttered and published the said false, forged and counterfeited *endorsement*  
*ment* \_\_\_\_\_ of the said last mentioned *draft* \_\_\_\_\_  
then and there well knowing the said *endorsement* \_\_\_\_\_  
to be false, forged and counterfeited, as aforesaid, against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York  
and their dignity.

JOHN McKEON, District Attorney.

0094

W. Reid Gould, Law Blank Publisher and Stationer, 168 Nassau St., N. Y.

The People of the State of New York,

TO John M. Conan Chief Clerk in District Office City of New York - By virtue of a writ of Subpoena duces tecum directed therewith shown before, are com-

manded The Command You, That all business and excuses being laid aside, you appear and attend before Hon. John J. Freedman one of the Justices of the Superior Court of the City of New York at a trial term of said Court to be held in Part 2 thereof in the New Court House in New York City on the 16th day of February 1886 at 10:30 o'clock in the forenoon to testify and give evidence in a certain action now pending undetermined in the said Court, between Robert Here - John P. Kent plaintiff & +

Part 1  
Feb 16/86  
10:30 a.m.

SUBPENA on the 16th day of February 1886 at 10:30 o'clock in the forenoon to testify and give evidence in a certain action now pending undetermined in the said Court, between Robert Here - John P. Kent plaintiff & +

The New York National Exchange Bank defendant on the part of the plaintiff and that you bring with you and produce, at the time and place aforesaid, a certain draft or bill of exchange as follows: dated Mexica Tex - July 31 - 83 - drawn by Prendergrast Smith & Co on Ed. Jenison & Co N.Y. favor of J. P. Smith amt \$207.04

now in your custody, and all other deeds, evidences and writings, which you have in your custody or power, concerning the premises. And for a failure to attend, you will be deemed guilty of a contempt of Court, and liable to pay all loss and damages sustained thereby to the party aggrieved, and forfeit FIFTY DOLLARS in addition thereto. Dated the 2nd day of February 1886. By the Court

Robert Fuller Plaintiff Attorney - 29 4 Broadway N.Y.C. Thomas Boese Clerk

0095

Plaintiff  
 against  
 Defendant

Affiant of Service  
 (Subpoena Duces Tecum)

County of ..... ss.:

that ..... being duly sworn, says

..... on the ..... day of ..... 18.....  
 he served the within Subpoena Duces Tecum upon .....  
 the witness named therein, by delivering to and leaving with him personally a true copy thereof, and at  
 the same time and place exhibiting to him the within original, and paying to him the sum of .....  
 ..... his fees for traveling to and from the place where he was required to  
 attend in and by the said Subpoena Duces Tecum, and for one day's attendance thereat: and that he  
 knew the said ..... to be the individual  
 mentioned and described in said Subpoena Duces Tecum as such witness.  
 Sworn to before me, this ..... day }  
 of ..... 18 .....

**SUBPENA,**  
 DUCES TECUM.

*John Cornean*  
*Chief Clerk*  
*Dist Ct's*  
*office*

0096

Jessie

0097

State of New York  
City & County of New York } ss

And C. Davis  
being duly sworn says that he is & has  
been for upwards of a year last past the  
sole manager & attorney in fact for the  
United States, of the firm of Kerr &  
Company, doing business at No. 34 Walker  
Street, New York City.

That on July 23rd 1883 a certain  
draft or bill of exchange was sent by  
mail to said Kerr Co at No 34  
Walker St. New York by the firm  
of J. L. Smith of Mexia, Texas, in  
payment for merchandise, said draft was  
dated at Galveston Mexia, Texas, July 20<sup>th</sup>  
1883, and was drawn and signed by -  
Prendergast, Smith & Co, who thereby  
ordered Messrs C. S. Jemison Co of New  
York to pay to Kerr Co by the order  
of J. L. Smith, the sum of Two  
Hundred and fifty seven <sup>54</sup>/<sub>100</sub> Dollars,  
value received, and to charge the  
same to the account of the said  
drawers, Prendergast, Smith, & Co.

✓

0098

Deponent further says that the name of Kerr & Company, the said payees of said draft, has been written and endorsed on the back thereof by a forgery, by some person other than Kerr & Company or any member of said firm of Kerr & Company or deponent, without any license or authority from said firm of Kerr & Company or from any member of said firm or from deponent; - and the money has been obtained thereon by means of said forged endorsement, - but that said draft has never been either endorsed or deposited in bank or presented for payment by deponent or the firm of Kerr & Company or any member of said firm or by any authority or license from the firm of Kerr & Company or from any member of said firm or from deponent - nor has deponent or the firm of Kerr & Company or any member of said firm or any one in his or their behalf, ever received payment for said draft or of any portion thereof.

Subscribed & Sworn to before me

this 13<sup>th</sup> day of September 1883

Charles H. Fuller

Notary Public

(Certified in Kings Co)

Mal Davis

0099

The within named

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

Dated.....188

.....  
Police Justice.

*The within warrant may be executed in the  
County of Richmond  
Dated Castleton Aug 2<sup>nd</sup> 1883  
A. B. Casey Justice of Peace*

0100

State of New York ss  
County of Richmond  
John McComack, being  
duly sworn says that he is a policeman  
of the first district police court and  
that he is acquainted with the hand-  
writing of police officer Herman the  
justice who's signature is appended to  
the annexed warrant  
Dated Switzton August 25<sup>th</sup> 1885  
W. Lacey Justice of Peace  
John McComack

POOR QUALITY ORIGINAL

0101

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by Ina C Davis

of No. 34 Walker Street, that on the 30 day of July  
1883 at the City of New York, in the County of New York, the following article to wit:

on Bill of Exchange

of the value of two hundred fifty seven dollars and fifty four  
the property of Kerr & Company and in care and charge  
of Hermann Weiler and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Hermann Weiler

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod. 4 of the said Defendant and forthwith  
bring him before me, at the 182 DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 27 day of August 1883  
[Signature] POLICE JUSTICE.

POLICE COURT. DISTRICT.  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Ina C Davis  
vs.  
Hermann Weiler  
Dated August 27 1883  
[Signature] Magistrate  
[Signature] Officer  
The Defendant Hermann Weiler  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.  
Dated August 30 1883  
[Signature] Officer  
This Warrant may be executed on Sunday or at  
night.  
[Signature] Police Justice.

Warrant-Larceny.

REMARKS  
Time of Arrest, 11:30 AM  
Native of Germany  
Age, 29  
Sex  
Complexion,  
Color, W  
Profession, Merchant  
Married No  
Single, Yes  
Read, 1  
Wife, Josephine Weiler  
[Signature]



0 103

TO THE CHIEF CLERK!

*John P. ...*  
SEND ME THE PAPERS IN THE CASE OF

*Mr*  
PEOPLE

vs.

*Wiles*

*Wiles admitted  
in presence  
of ~~W~~  
of Jna C Davis  
that he had  
no authority to  
make the order*

POOR QUALITY ORIGINAL

0104

*Re*

BAILED.

No. 1, by Joseph Schneider  
Residence 374 Greenwich Street

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

Police Court - 1st District  
695

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Davis  
et al. Petitioner &c.  
1. Hermann Weiler  
2. \_\_\_\_\_  
3. \_\_\_\_\_  
4. \_\_\_\_\_

Offence Grand Larceny

Dated 30 August 1883  
by J. R. Stephenson Magistrate.

James M. Bennett Officer.  
1st Dist. Precinct Precinct.

Witnesses E. S. Semmon  
13 9th St

No. ~~40~~ 13 9th St Street  
~~1st Dist. Precinct~~

No. 17 1st St Street  
1st Dist. Precinct

No. 10 1st St Street  
1st Dist. Precinct

1000 TO ANSWER  
[Signature]

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 Hermann Weiler

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 30 aug 1883 [Signature] 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.

0105

The People's

Hereditary

William  
Johnson,

0106

People - }  
Hermin Weber } Fugate

Witnesses

Ina C. Davis,  
34 Walker St  
City

William A. Maxwell  
Chambers & W. Broadway  
bookkeeper, National Exchange  
Bank -

Norman S. Meldrum  
of E.S. Jernison, 10 Old Slip  
or " " " " "

George Van Dewater  
48 Wall St. Clerk  
Bank of New York

0107

District Attorney's Office.

*Put One*

PEOPLE

vs.

*Herman Heiser*

*Apr. 14*

The complainant  
in this case  
has not been at  
the address given  
in 18 months  
and cannot be  
served.

0108

Mal Davis

VS  
Norman Bailey

Grand Jury

Aug 27/83

The People &c

Herrmann Weiler  
& Defendant

State of New York }  
City & County of New York } S.S.

Ind. C. Davis  
being duly sworn says that he is of  
lawful age and resides in the City of  
New York, and is and has been for  
upwards of one year last past the  
sole manager and agent for the  
United States of Kerr & Co. doing  
business at No. 34, Walker St. in  
the City of New York. -

That Herrmann Weiler the  
above named defendant has been  
for upwards of a year last past  
book keeper and clerk of said  
firm of Kerr & Co. in city of  
New York and that said defendant  
resides at Tompkinsville, Richmond  
County New York.

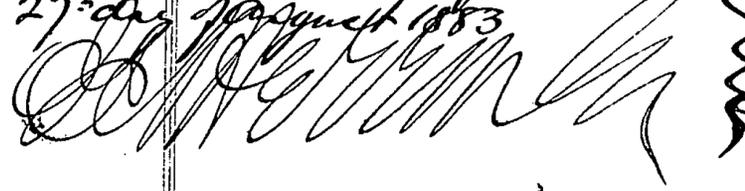
And that on July 30<sup>th</sup> 1883, at  
New York City, said Herrmann  
weiler whilst he was such

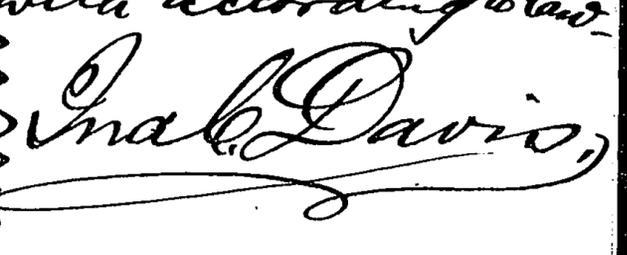
bookkeeper and Clerk and in such capacity did receive by mail a certain draft or bill of Exchange, which was the property of said Kerr Co. and should have been deposited in the Pacific Bank to the credit of said Kerr Co. - The said draft or bill of exchange was for sum of Two hundred and fifty seven and <sup>100</sup>/<sub>100</sub> <sup>54</sup>/<sub>100</sub> Dollars, - and was drawn by Prendergraft Smith Co. at Mexia, Texas, on E. S. Jamieson and Co. of New York City and in favor of J. L. L. Smith Co. and dated July 23<sup>rd</sup> 1883, said draft was endorsed by said J. L. L. Smith Co. to said Kerr Co. and was sent to said Kerr Co. by mail in payment for merchandise and was thereafter received by the defendant, and should have been placed by him in the Pacific Bank to the credit of said Kerr Co. but the said Hermann Weiler instead of doing with the said bill of exchange or draft as aforesaid did thereupon to wit,

01111

on the 30<sup>th</sup> day of July 1883, at New York City, with felonious intent, did appropriate and convert the said draft or bill of exchange to his own use and did obtain and receive the money thereon by endorsing the same without any authority or right from said Kerr & Co. or deponent, or anyone, and deposited the same in a bank where he - said Hermann Weiler then kept an account, and as his - said Hermann Weiler's own draft, and obtaining payment thereon, and applying the money therefore to his own use, contrary to Section 528. of the Penal Code, and of the laws of this State of New York.

Deponent therefore prays that legal process may be issued and that the said Hermann Weiler be apprehended and arrested and held to answer said complaint and be dealt with according to law.

Subscribed and sworn to before me this 27<sup>th</sup> day of August 1883.  


 Ina C. Davis,

0112

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

Hermann Weiler 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. Herman Weiler

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. Germany

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

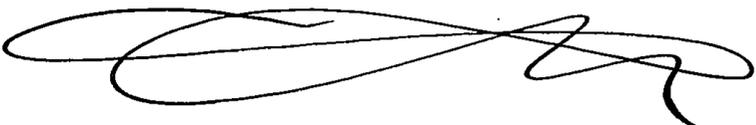
Answer. Staten Island 7 years

Question. What is your business or profession?

Answer. Merchant

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 don't wish to make any statement at present & I waive examination

Hermann Weiler  


Taken before me this 9th day of August 1898  
W. H. [Signature]  
Police Justice.

POOR QUALITY ORIGINAL

0113

3207-54

*Pendragon Smith & Co. Bankers*

Duplicate Unpaid

PAID AT THE BANK OF NEW YORK

July 2 1880

*Pay to the order of J. F. J. [unclear]*

*Two Hundred Fifty Seven Dollars*

*To Messrs. C. F. Kemison & Co.*

*New York N.Y.*

*Pendragon Smith & Co.*

AB 6077

POOR QUALITY ORIGINAL

0114

~~Ex 8~~  
~~10/11/14~~  
~~10/11/14~~  
~~10/11/14~~  
~~10/11/14~~  
 10/11/14  
 10/11/14  
 Pay Acc & Co #  
 J.H. Phillips Co  
 Cash  
 Kerr & Co  
 Linnemiller Weiler  
 Endorsed &  
 guaranteed  
 D.M. Haddock  
 etc

0115

BOX:

118

FOLDER:

1245

DESCRIPTION:

Weir, William

DATE:

10/23/83



1245

0116

BOX:

118

FOLDER:

1245

DESCRIPTION:

Smith, John

DATE:

10/23/83



1245

0117

199

Counsel,  
Filed *23* day of *Oct* 188*3*  
Pleads

Grand Larceny, *Stealing Goods*  
Degree, and  
THE PEOPLE  
vs.  
*William Davis*  
and *P. J. Smith*

[5318295531]

JOHN McKEON,  
District Attorney

A True Bill.

*M. H. Madison*  
Foreman.

*Oct 24th 1883*  
*John P. Leary*  
*John D. [unclear]*  
Clerk from [unclear]

0118

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Weir  
and  
John Smith

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

William Weir and John Smith

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

The said William Weir and John Smith

W.D. late of the First Ward of the City of New York, in the County of New York, aforesaid; on the ~~one~~ day of October in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms one piano cover of the value of fifty dollars

of the goods, chattels and personal property of one Denny Gershe 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.

John McLean  
District Attorney

0119

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Weir  
and  
John Smith*

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

*William Weir and John Smith*

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

The said *William Weir and John Smith*

*1883* late of the First Ward of the City of New York, in the County of New York, aforesaid; on the ~~one~~ day of *October* in the year of our Lord one thousand eight hundred and eighty-*three*, at the Ward, City and County aforesaid, with force and arms *one piano cover of the value of fifty dollars*

of the goods, chattels and personal property of one *Denny Crosse* 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.

*John McLean  
District Attorney*

0120

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

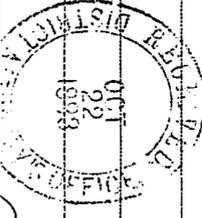
*Edward W. Harbo*  
160 6th Ave 72d St  
William Herr  
John Smith

Offence *Grand Larceny*

Dated *October 18 1883*

*J. M. J. Powers* Magistrate  
*James P. Sumner* Officer  
*1st* Precinct

Witnesses  
*James P. Sumner*  
*1st Precinct*



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

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

\$ *1000* to answer *Q.S.*

*Sumner*

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 *William Herr*

*John Smith*, 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 *October 18th 1883* *W. J. Powers* 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.

0121

Sec. 198-200

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

*John 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.

*John Smith*

Question. How old are you?

Answer.

*17 years -*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*487 West 16th Street, One year*

Question. What is your business or profession?

Answer.

*I have no business*

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 portended against me*

*John Smith*

Taken before me this

day of

*October*

1882

*William*

Police Justice.

0122

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

William Weir 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. William Weir

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York

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

Answer. 418 West 42<sup>nd</sup> Street, two years

Question. What is your business or profession?

Answer. Piano business

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 preferred against me

9

William Weir

Taken before me this

day of October 1883

Wm. C. C. C.

Police Justice

0123

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation James Curran  
a Police Officer of No. the First Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Edward G. Gerette  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 18<sup>th</sup>  
day of October 1883 } James P. Quinn

Wm. J. Cronin  
Police Justice.

0124

H

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Edward G. Gerstle, aged 25 years

of No. 160 East 72<sup>nd</sup> Street,

being duly sworn, deposes and says, that on the 18<sup>th</sup> day of October 1883

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 Piano cover

of the value of fifty dollars - \$50.00

Sworn before me this

day of

the property of Henry Gerstle, deponent's father

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 William Meir and John Smith

(now present), and another person whose name is unknown to deponent. From the fact that previous to said larceny the said piano cover was on the piano in the front parlor of said premises, and this deponent was informed by Officer James P. Quinn, that he Quinn saw the said Smith and said Meir in the act of leaving the said premises

1180  
1180  
1180

0125

through the front door, and said Smith did then and there have the said piano cover in his possession and that the said person whose name is unknown to deponent was standing on the sidewalk in front of said premises keeping watch for the said Smith and Heir deponent believes that the said Smith Heir and the person whose name is unknown to deponent were then and there acting in concert and collusion with each other

POLICE JUSTICE

188

Sworn to before me this } Edward G. Grotte.  
18 day of October 1883 }  
City of New York

Police Justice

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

Dated \_\_\_\_\_ 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION