

0009

BOX:

118

FOLDER:

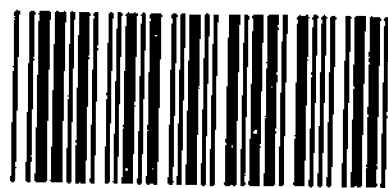
1245

DESCRIPTION:

Wah, Sun

DATE:

10/25/83



1245

Applying for
satisfaction of the State
men's of McReeche
of the writer or number
now of the complainant
of satisfaction - It is
advised that the anti
indifferent
complaint be dismissed
the tort discharged
May 12 1883
F. S.

1524

Counsel,
Filed 25 day of Oct 1883
Pleads

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

JOHN McKEON,
District Attorney.
Indictment dismissed.
A TRUE BILL.

W. H. Hudson
Foreman.

Now Rem. Confers with Mr. Barker
J. C. H.

00 10

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 Wath

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

Sam Wath

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

The said Sam Wath

late of the City and County of New York, on the twenty 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 Wm. Wath

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 Wath

with a certain knife which he the said

Sam Wath

in his right hand then and there had and held, the same being then and there an
instrument likely to produce grievous bodily harm, him,
the said Henry Wm. Wath 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

00 12

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. C. Beecher and the District Attorney Mr. Fallow. The offense ~~with~~ ^{of} which the defendant is ~~charged~~ ^{guilty of} 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 declare my civil claims against him settled & satisfied.

Inspector of
W. C. Beecher

Henry Wunsch

00 13

LAW OFFICES OF
LEWIS & BEECHER.

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

237 Broadway, New York City.

July 31st 1883

People &c

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 arraigning
the defendant to plead.

And obligi

Yours Respectfully
W. C. Beecher

0014

154

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *Sam Wale*
2. *Sam Wale*
3. *Sam Wale*
4. *Sam Wale*

Offence, *Fel. assault*

Dated *July 21* 188*3*

Watterson Magistrate.

Alfred 11 Officer.

Clerk.

Witnesses, *Nicholas Murphy*
No. *342* Locet *13*th Street,
Watterson 538 Locet
No. *68* Locet *13*th Street,
Watterson 538 Locet

No. *1010* to answer *July 22* 188*3*
Watterson Court
July 22/83

BAILED,
No. 1, by *Sam Wale*
Residence *17 Locet* Street,
No. 2, by *Sam Wale*
Residence *17 Locet* Street,
No. 3, by *Sam Wale*
Residence *17 Locet* Street,
No. 4, by *Sam Wale*
Residence *17 Locet* Street,

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

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 21st* 188*3* *E. M. Patterson* Police Justice.

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

Dated *July 22nd* 188*3* *E. 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.

00 15

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Son Wah 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. *Son 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.*

Son Wah

Taken before me this *21*
day of *July* 18*89*

William J. Sullivan
Police Justice.

00 16

Police Court— 3rd District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.
17 years a Salaman
of No. 253 Second Street,

Henry Wunsch aged

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~~ ^{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 21 day
of July 1883 }

J. M. Patterson

POLICE JUSTICE.

Henry Wunsch

00 17

BOX:

118

FOLDER:

1245

DESCRIPTION:

Walden, Arthur

DATE:

10/12/83



1245

POOR QUALITY
ORIGINAL

00 18

Day of Trial,

Counsel,

Filed *12* day of *Oct*

1885

Pleads

THE PEOPLE

vs.

Dear

Orlando Watson

BURGLARY—Third Degree, *and*

Receiving Stolen Goods.

[50498-506-578 and 530]

24
Joseph P. Kelly
JOHN MCKEON,

District Attorney.

A True Bill.

W. H. Anderson
Oct 15 1885
Foreman.

Heads Jury
W. H. Anderson
Oct 15 1885

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.:

of No.

occupation

deposes and says, that the premises No

in the City and County aforesaid, the said being a

Street, aged 61 years,

being duly sworn

Street,

and which was occupied by deponent as a

and in which there was at the time ^{no} human being, by ~~name~~ said premises

were BURGLARIOUSLY entered by means of forcibly

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

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 Warton, now here, for the reasons following, to wit:

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

Philip Heinrich

Sworn before me this 27th day of September 1883
at New York City
Jesse F. Smith
Notary Public

0021

Sec. 198-200

CITY AND COUNTY
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer. *Arthur Naeton*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *Melrose N. J. 3 weeks*

Question. What is your business or profession?

Answer. *Machinist*

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. Walden.*

Taken before me this

day of

1883

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 *778*

THE PEOPLE, &c.,
ON THE COMPLAINT OF
William H. Dennis
195 Michigan St.
William H. Dennis
Entrusted

1 _____
2 _____
3 _____
4 _____
Offence _____

Dated *October 8* 188 _____
Magistrate *Wm. H. Dennis*
Officer *Wm. H. Dennis*
Precinct _____

Witnesses
Wm. H. Dennis
No. *212-1150* Street *Wm. H. Dennis*
Sessions, *Wm. H. Dennis*

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 _____ 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
Arthur ^{VS} Walton } Union County
proof (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 Sixth day
of October 1863
John L. Gurnie
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
25th 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 the further
do with or the Law directs here if you are
not to fail and for so doing this shall be
your warrant

Witness my hand and
Seal this fifth day of
October 1883

John Anderson
Justice of the Peace

POOR QUALITY
ORIGINAL

0025

Warrant-
State-
N.S.

Arthur M. Miller

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 of Smith Henderson
within ~~mentioned~~, 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
Justice of the Peace

Justice of the

If we live the world is ours, with
the love of the Prince in each
this 8th day of October 1883
W. B. Simpson

0026

I ran Stein said I got
 acquainted with Clemmens at
 the coffee house corner of
 Houston St and 2nd Ave ~~by~~
 met him there at different times.
 all I know about this I took
 the letter to Heinrichs. the man
 who gave it to me 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 Heinrichs
 give him this letter and
 I done so ~~he~~ he told me to take
 him Mr Heinrichs 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 ~~was arrested~~ I was then
 arrested and taken to
 New York.

Frank ~~Chen~~

0027

Hudson Co. N.Y.

Taken before me this 8th day of
October 1883

Smith Henderson
Justice of the Peace

0028

Hudson County } ss

The examination of Arthur
Walton of Springfield, blacksmith, 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 Burglary.
The said Arthur Walton, saith

0029

Arthur Mallon Smith

Ques who took the Matrick from
Ans Mr Hendricks store

195 William St on the 25th
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 \$10⁰⁰ ^{two}

Ques Is this part of the money ^{I have} that
Ans I don't 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 don't
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~~
~~and~~ who used to sleep in a
lodging house ^{in Canal St. by the name of ~~Belmont~~ ^{also called}}
~~just one up the~~
~~road from Hendricks~~ I met this
man the morning ~~after~~ I came
out of the store about 7 o'clock
near the Statly Building 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 ^(the goods) ~~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 2nd Ave but
don't recollect talking to him

the man who put me up to rob
 Mr. Hendricks 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. Hendricks 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. Waddell.

Witness to the above statement.

Captain Edmundson
 2nd Prec, City Police
 Taken before me this }
 8th 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

1944
Day of Trial,
Counsel,
Filed 17 day of 1883
Pleads/

THE PEOPLE

vs.

Assault in the First Degree.
[3217 and 218]

Monroe

328 1/2
Wasser
[3 cases]

JOHN McKEON,
District Attorney.

Paul D. Dwyer
A TRUE BILL.

W. H. Muelson

Foreman.

Decr. 16/84

Joan S.

3 cases
Dec. 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, willfully 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, 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.

0035

Police Court—2 District.

CITY AND COUNTY
OF NEW YORK, } ss.

Adam Grill
32 yrs 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 Morris
Waller (now 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

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

Morris Waller 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. 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. Prism 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

day of

1883

Police Justice.

0037

Money de bond

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Street,

Street,

Street,

Street,

Street,

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Waller

238 W 28 St

William Waller

Offence *Receives and*

Dated *October 14* 188

John W. Samuel Magistrate.

20 Precinct.

Witnesses

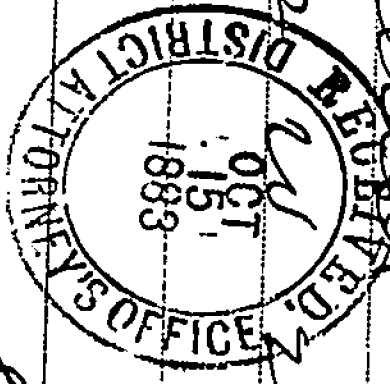
No. 1, by

Street,

Frederick J. Berg

No. 2, by

Street,



No. 3, by

Street,

No. 4, by

Street,

to answer
guilty: Sentence accepted
and in the sum of \$100
that William Waller must
appear at Court Room
at 10 o'clock on the 14th
of November next and
be bound by the undertaking
of the City of New York
to answer the crime of
Receives and

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 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* 188 *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.*

Swire, James admitted
this 8. day of March
1884

R. B. Ballantine

District

N. Y. Charles
de la Harpe

The People &

Morris Haller

Notee

Motion

J. Randolph P.
Martine Esq.
District Attorney

0039

W. General Sessions

The People vs *W*
W Morris Waller *W* Assant.

Please to take notice that we shall move this Court before Hon Henry St. Gildersleeve one of the Judges holding Part I thereof on Wednesday March 9th 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 8th 1887.

W
 Andrew B. Martin
 District Attorney.

Yours &c
 Horace St. Gildersleeve
 Clerk of the Court
 87009 Cent St
 my AS-

0040

N. Y. General Agents
✓

The People's

✓
Morris Haller

✓
Notice

✓
Notice

✓

✓
Pamphlet O'Neil

✓
Drotsky

✓
Oct 11/87

0041

N. J. General Sessions.

The People vs. } Assault.
 Morris Maller }

Please to take notice that we shall move this Court before Hon. Henry A. Gildersleeve one of the Judges holding part 1 thereof on Wednesday March 9th 1884 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 8th 1884

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 eightythree with force of arms, at the City and County aforesaid, in and upon the body of Adam Sherr in the peace of the said people then and there being, feloniously did make an assault and in the said Adam Sherr 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 Sherr 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 Sherr then and there being, feloniously did, willfully and wrongfully, make an assault and in the said Adam Sherr 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 24 Feb - 1883
Nov 30/83
a'p'le

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

THE PEOPLE
vs.
B
328 West 26. Warden
B case

Assault in the First Degree.
[33217ans218]

JOHN MCKEON,
District Attorney.

W. J. D. Discharged

A TRUE BILL.

W. J. D. Discharged

Foreman.

W. J. D. Discharged
25 Oct 1883

13

W. J. D. Discharged

Check from W. A. T. 19/87

Bailed By Deposit
By

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 *June* 18*83*

Le Roy Lewis

Justice of the Supreme Court,
holding Special Term thereof.

HOWE & HUMMEL,

Attorneys for Relator.

*Bail fixed
at \$1000
with *Walter*
as *endorsement**

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 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

James Waller
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

Deposited of \$1000
with City Chamberlain
by father of deft
(at request of Police
Justice Coffey) Oct 14/83
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 _____

act in 1883.
Morris Waller
is also charged with
with others with
assault & battery
Confessing to both
offenses, he is
admitted to bail
for same.

He has been
separated from his family
and is in custody of the
City of New York.

Police Court 2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederick Bengel.
252 # 25 St.

Morris Waller

1
2
3
4

Dated October 14 1883

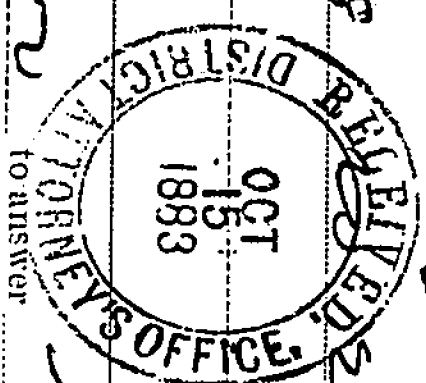
John McDaniel
Magistrate.
Officer.

20 Precinct.

Witnesses
No. 1, by _____
No. 2, by _____
No. 3, by _____
No. 4, by _____

No. 238 Street

No. _____ Street
to answer \$500



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.

0047

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

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

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 *17th*
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

Street,

Frederick Bengel.

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 Morris

Waller (now 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

of

1883

Fred Bengel

POLICE JUSTICE.

0049

BOX:

118

FOLDER:

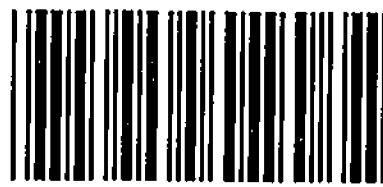
1245

DESCRIPTION:

Waller, Morris

DATE:

10/17/83



1245

0050

BOX:

118

FOLDER:

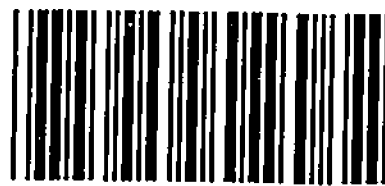
1245

DESCRIPTION:

Kearney, Patrick

DATE:

10/17/83



1245

0051

BOX:

118

FOLDER:

1245

DESCRIPTION:

Burke, Edward

DATE:

10/17/83



1245

The defendant, Barker,
having been imprisoned
since Sept. 3, 1893 and
the people having at-
tained in perfect
case against him
recommenced that
he be discharged on
his own recognizance
Nov. 13, 1893
For Mr. Brady
J. D. Don

148
Counsel,
Filed 17 day of July 1893
Pleaded
W. H. G. Kelly

THE PEOPLE
vs.
Morris' Warren
Charles P.
Patrick & James
and P.
Edward & D. J. D.

JOHN McKEON,
District Attorney.
I do solemnly swear
that the foregoing is a
True Bill.
W. H. G. Kelly
Dec 30 1893. Foreman.
Mr. D. J. D. discharged by Court
March 11/94
No. 1
Recd from A. C. D. 11/1893

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
Patrick Kearney
and
Edward Burke

The Grand Jury of the City and County of New York by this indictment accuse
Morris Waller, Patrick Kearney
and Edward Burke
of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows:

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

late of the First Ward of the City of New York, in the County of New York afore-
said, 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 *thru* 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.

0054

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

Police Court

Dis. 1885

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Kearney
Edward Burke
Assault & Battery
Dated October 11 1885

John M. McDonald
Magistrate
Precinct 20

Witnesses
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
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No. 4, by _____
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No. 98, by _____
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No. 99, by _____
Residence _____
Street _____
No. 100, by _____
Residence _____
Street _____

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

Patrick Kearney and Edward Burke
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of Three Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail. Each

Dated October 11 1885
Police Justice.

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

Dated _____ 1885
Police Justice.

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

Dated _____ 1885
Police Justice.

0055

Police Court—2 District.

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

ap 31 of No. *244 West 28* *Gottlieb Treppinger* 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 ASSAULTED and BEATEN by *Minis Waller*
Patrick Kearney Edward Burke
(in presence) 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* 1883

Gottlieb Treppinger
POLICE JUSTICE.

0056

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Burke 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 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 New York City

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

Police Justice.

0057

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Kearney being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h *is* right to
make a statement in relation to the charge against h *him*; that the statement is designed to
enable h *him* if h *he* see fit to answer the charge and explain the facts alleged against h *him*
that he is at liberty to waive making a statement, and that h *his* waiver cannot be used
against h *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 2028 st (resided there 16 yrs)

Question. What is your business or profession?

Answer.

Varnisher

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

Police Justice.

0058

Police Court 2 District.

City and County of New York, ss.:

THE PEOPLE.

vs.

On Complaint of

Gallit Treppinger

For

Edward Burke

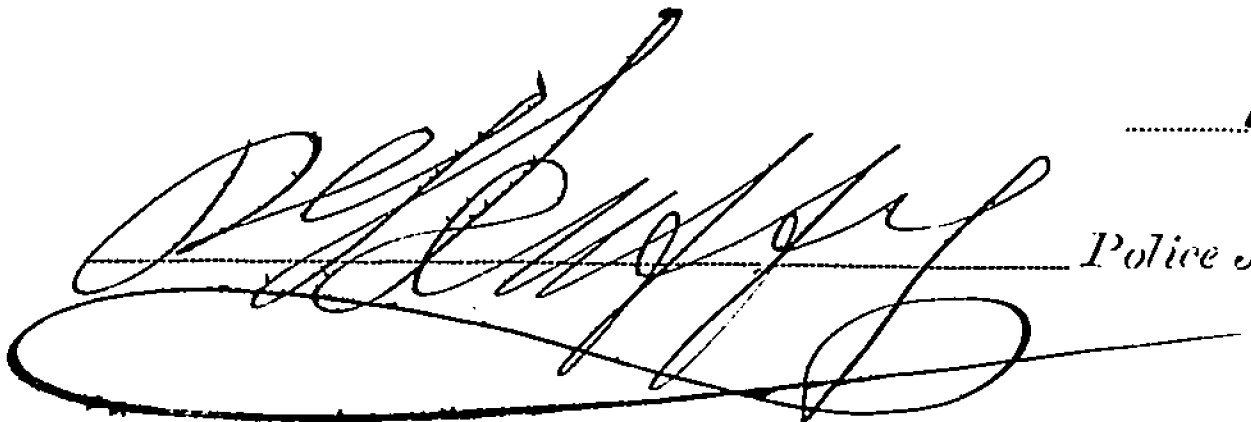
Assault & Battery

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

City and County of New York, ss.:

Police Court 2 District.

THE PEOPLE.

vs.

On Complaint of

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:

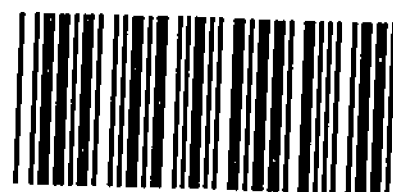
1245

DESCRIPTION:

Walley, Joel

DATE:

10/12/83



1245

0061

pg
Counsel,
Filed *12* day of *Oct* 188*3*
Pleads *Forfeiture* (157)

THE PEOPLE
vs.
Loz. Ex. Warrant
W. W. 18.
132 W. 18.
INDICTMENT.
Grand Larceny in the *Second* degree.
(MONEY)
[F528553]

JOHN McKEON,
22 Oct 1883 District Attorney.
Pleads guilty.
A True Bill.

M. H. Munroe

L. M. 6, 1883 Foreman
J. S.

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

Joel G. Walling

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

Joel G. Walling
of the crime of GRAND LARCENY IN THE *Second* DEGREE, committed as follows:

The said *Joel G. Walling*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty sixth* day of *February* 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 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

Henry L. 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.

0064

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

2d

District Police Court.

Joel E. 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. Joel E. Waller

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 18th 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 E. Waller

Taken before me this

day of

1889

Police Justice

0065

2^d District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.Patrick M. Mallon, 31 years old, liquor dealer
of No. 267 West 34th Street, New York Citybeing duly sworn, deposes and says, that on the 26th day of February 1883at the dwelling No 267 West 34th 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

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. Waller, now here,
from the following facts. At said time deponent gave
said property to said Waller at said place for
the purpose of delivering the same at the office of said
firm No 4 & 2 West 38th Street, said Waller being
then in the employ of deponent. Said Waller 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 Waller now admits and
confesses

Patrick M. Mallon

Sworn before me this

Police Justice,

1883

0066

BOX:

118

FOLDER:

1245

DESCRIPTION:

Walters, Julia

DATE:

10/22/83



1245

Bail \$1000.
Oct. 23. 1883. P. 8. 9.

~~Bank deposit of \$1000~~
~~with Co. Street,~~
~~Oct. 23. 1883.~~

Oct. 25. ~~1883~~ Bailed to
Bernard Granger
154 East 22nd Street

The nuisance in this case
having been abated as appears
by certificate of Capt. Clinchy
annexed hereto, I recommend
def't. be discharged on her
own recognizance.
W. J. Nov. 2nd. 1883.

Jno. Vincent
Dist. Dis. atty

175 Wood 22

(II) J. J. J.

Day of Trial, J. J. J.

Counsel, J. J. J.

Filed 22 day of Oct 1883

Pleads Not Guilty Oct 23/83

THE PEOPLE

vs.

Keeping a Bawdy House.

17322-385

John B. Waters

JOHN McKEON,

District Attorney.

I do not sign

Bail discharged

A True Bill.

FILED

W. J. Vincent
1883
Foreman.

GLUED PAGE

0068

Police Department of the City of New York,

Precinct No. *8*

New York, *Nov 20* 1883

Hon John McKeon
Solicitor General
Dear Sir

Julia Walters
has vacated House No
142 E 22nd St

Respectfully
William A. Clinchy
Captain 18th Precinct

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 ~~18th~~ ^{18th} Ward of the City of New York, in the County of New York aforesaid, on
the ~~first~~ ^{first} day of ~~October~~ ^{October} in the year of our Lord one thousand eight
hundred and eighty-~~three~~ ^{three} 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 afore-
said, 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, dis-
turbances and lewd offences as well in the night as in the day, were there committed and perpe-
trated; 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 ~~18th~~ ^{18th} Ward of the City of New York, in the County of New York aforesaid,
afterwards, to wit: on the ~~first~~ ^{first} day of ~~October~~ ^{October} in the year of our Lord one
thousand eight hundred and eighty~~three~~ ^{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, 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 *18th* 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:

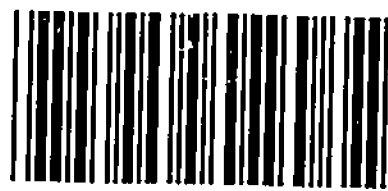
1245

DESCRIPTION:

Warren, David

DATE:

10/31/83



1245

POOR QUALITY
ORIGINAL

0072

342 Election

Day of Trial,
Counsel,

Filed 31 day of Oct 1883
pleads Not Guilty (Mr 2)

THE PEOPLE

vs.

David B
Warren

[81-25]
Assault in the Second Degree.
(Resisting Arrest.)

JOHN McKEON,
District Attorney.

A True Bill.

W H Chandler

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 twenty 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 unknown 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

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

David Warren 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.

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 18th 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.

David Warren

Taken before me this

day of *October*

21st
1883

City of New York

Police Justice.

0075

THE PEOPLE, &c.,

ON COMPLAINT OF

Patrick Gilligan

vs.

Dana Manner

Examination of Surety.

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) Trucks
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 on foreclosure now pending against you?

Answer. No

James Dillon

Sworn to before me, this 23rd
day of June 1888

J. J. O'Connell

Police Justice.

0076

2000 for 188
Nov 20
to a 188

BAILED.
No. 1, by James Wilson
Residence 271 Crest St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court District 188
THE PEOPLE, &c.,
ON THE COMPLAINT OF
David Ballant
vs.
David Warren
Dated October 21st 1883
in J. Cooper Magistrate.
David Ballant Officer.
Witnesses William Hemmings
No. 410 East 17 Street.
No. _____ Street.
No. 570 Street.
\$ 500 Bail.
1883

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 23 1883 W. J. Cooper Police Justice.

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

Dated Oct 23 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 Gallagher / A & B
 Maria Warren

Patrick Gallagher of the 18th
 Precinct Police being duly sworn
 says that he is the Complainant
 in this case and on being Cross ex
 amined says that the assault took
 place about twenty minutes to
 ten o'clock. I had been arrested
 and quite a crowd had followed
 me. I arrested the defendant
 I was ~~then~~ in front of 410 East
 17th 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 ~~when~~ I was assaulted. I
 have had no trouble with the
 defendant before. I arrested the
 defendant about two o'clock

0078

2

The Defendant was in his house
in ~~br. 7th~~ ^{17th} I arrested him.

I ascertained where the Defendant
lived from another officer.

2 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 18th and
and he told me he thought he
lived in 510 or 512.

2 Are there other Warrens living
in that vicinity

A Yes two or three

2 Are you certain that David Warren
is the one that stuck you

A Yes I am

Patrick Galligan

Sworn before me

this 23rd day of 1883

my comy Police Justice

(3)

William Hearnings 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 officer's club
 away from him and strike him
 a blow on the head with it.
 Have you talked with the officer
 about this affair

2

A

No Sir

2

Was the officer knocked down

A

No Sir

2

Did you ever see David Warren
 before that night

A

No

2

Did you see him any time that
 night before the attack on the office

A

No

2

When did you see the defendant
 after that

A

I saw him in the State House
 in front of the desk the officer
 ask me if that was the man
 there was a good deal of excitement
 that evening

2

A

Yes there was a large crowd of
 people in the street

2

Was you looking at the officer or
 at the defendant at the time

0080

(4D)

A The Officer was truck
2 They both stood right in front of me
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. May Police Justice

3

Priscilla Norton aged 39. Housekeeper
of 414 East 18th Street being asked
Quinn 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 someone 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

By the officer see the defendant there

Q Was it on the ~~same~~ ~~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

(6)

Around the Officer Fredrick North
Sworn before me this
23^d day of October 1883
Police Justice

William Shandley aged 22. Five door
4115 East 19th Street being duly sworn
says. I am in business with my
father. I know the defendant
knowing I saw him last Saturday
night about 5 minutes after dark
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^d day of October 1883 William Shandley
witness
Police Justice

0083

(7)

Patrick Gormley 292 W. A
 aged 18 Mexican being
 only seven days. I know the
 defendant ^{then} I saw the defendant
 on Saturday night at Dady
 Sporting House about 15 minutes before
 ten o'clock 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 Dady standing
 there a few minutes before I went
 home

Sworn before me this

Patrick Gormley

23rd day of October 1883

officer Police Justice

Louis Crush aged 17 years saw and
 Reader of 212 9 Ave 1st Street being
 only seven days I know the
 defendant and I saw him
 in Captain Dady'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 out
 the corner in front of Dady about
 5 or 6 of us with Patrick Gormley. William
 Stanley the defendant and myself with
 a man by the name of Frank Kern

0084

D

and I went into Daly's and
the Defendant came right in
after us. I saw Tom M^d Chikun
and Geo. Bastenides 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 Gormley asked the
Defendant what time it was
from before me this
23 day of Oct^r 1882) Louis Crush
deposed Police Judge

Carvane Hayes aged 18. Blind Man
417 E 22nd St. being only two or
three days. I was stopped by William Hall
and ^{320 E 20th St} I have known him for the
past few 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 Gormley Louis Crush and others
I looked at the Clock when I went

0085

(9)

And 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^d day of October 1883
 Police Justice

Geo M. Clarkin age 18 years dark
 and blue make William Hallborn
 525 E 20 St I have been in there
 employ for six months I
 know the defendant I saw him
 last Saturday night I went in
 early 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 early~~ I went out and
 returned about half past nine I
 went in with Frank Kearns. I do
 not know with the defendant
 I last saw the defendant when
 I went out of early 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 Melosh
 sworn before me this 23^d Oct 1883
 s. j. O'Neil Police Justice

(10)

Frank Kearns cigar 14 ft
 I work in a Coal Yard for Skidmore
 and Davis in East Boston about 2 years
 of 5 1/2 Cents 1 & start being duty from
 pays 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 W. Clutter
 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 mean he went out of the back room
 I don't know whether he left the saloon
 or not

Sworn before me this
 23^d day of October 1883

Frank ^{his} Kearns
 (Mark)

Sworn to before me this
 27 day of October 1883

Ex J. M. 24
 W. J. Carter

11

David Warren age 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 before me this
 20th day of October 1885 David Warren
 at Court - The State

0088

Police Court—4th District.

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

of ~~No~~ the 1st Precinct Police Patrick Galligan aged 30 years
Street,

being duly sworn, deposes and says, that
on Saturday the 20th 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 deponent's
club and struck deponent a blow on the
face with his fist ~~and caused the prisoner~~
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 October

21st
1883

Patrick Galligan

My, sworn POLICE JUSTICE.

0089

BOX:

118

FOLDER:

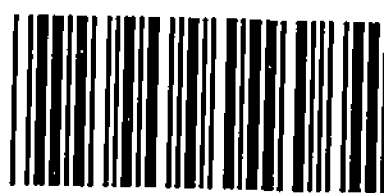
1245

DESCRIPTION:

Weiler, Herman

DATE:

10/03/83



1245

0090

Counsel, *W H C*
Filed *3* day of *Dec* 188*3*
Pleads *W H C*

Counsel, *[Signature]*
Filed (*3*) day of *May*, 188*2*.

Pleads *Not Guilty*

THE PEOPLE
vs.
Herman
Weiser
F

JOHN McKEON,

District Attorney.

W. H. Auden

A True Bill.

Forematti

Recd from W.A. Felt 1/17

0091

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,
against

Herman Weller

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

Herman Weller

of the crime of Forgery in the Second
committed as follows:

The said Herman Weller

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the thirteenth day of July in the year of our Lord one
thousand eight hundred and eighty three 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 kind commonly
called drafts

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

\$257⁵⁴/₁₀₀ Pendergast, Smith & Co. Bankers.

Duplicate unpaid

Mexia, Texas July 23rd 1883

Pay to the order of J. P. Smith & Co

Two hundred Fifty Seven & 54/100 Dollars.

To. Messrs. E. S. Yarns & Co. in payment of
new York N. Y. Pendergast, Smith & Co.

no. 6077

and on the back of which said draft, there
was then and there written a certain instrument
and writing of the kind commonly called an en-
dorsement of the said draft, which said endorse-
ment is as follows, that is to say:

Pay to E. S. Yarns & Co. & J. P. Smith & Co. & Co. & Co.
the said Herman Weller

afterwards, to wit, on the
day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid,
feloniously did falsely make, forge and counterfeit, and did cause and procure to be falsely
made, forged and counterfeited, and did willingly act and assist in the false making, forg-
ing and counterfeiting on the back of the
said draft a certain instrument and writing
commonly called an endorsement which said false, forged and
counterfeited instrument and writing, commonly called an endorsement
is as follows: that is to say,

Yarns & Co.

to injure and defraud with intention

and deliver to other persons, to the Grand Jury aforesaid un-
known 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.

0092

And the Grand Jury aforesaid do further accuse _____

the said Hermon Walter _____ of the crime of Forgery in the Second degree, committed as follows:

The said Hermon Walter _____

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:

\$257.54 Prudergast Smith & Co. Bankers.
Duplicate unpaid. Mexia, Texas July 23rd 1883
Pay to the order of J.S. Smith & Co
Two hundred Fifty Seven & $\frac{54}{100}$ Dollars
To Messrs. C.S. Jensen & Co. } in current funds
no. 6077 New York N.Y. } Prudergast 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 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:

Jensen & Co
 the said Hermon Walter _____

_____ 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 the persons, to the Grand Jury aforesaid unknown~~; he the said _____
Norman 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. Conner Chief Clerk in District Office N.Y.C. - By virtue
of a writ of Subpoena duces tecum & you 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 Room 1600 thereof in the New Court House in New York City

Part 1
Feb 16/86
10.30 a.m.

SUBPENA
DUCES TECUM.

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 H. Kern - John P. Kent
Water Price 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 - Mexico Tex - July 31 - 83 - Drawn by Prendergrast Smith & Co
on Ed. Jenison & Co. N.Y. for of J. S. L. 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.

Witness

Peet & Fuller

Plaintiff

Attorney

294 Broadway N.Y.C.

Teste

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
mentioned and described in said Subpoena Duces Tecum as such witness.
to be the individual

Sworn to before me, this day
of 18 }

SUBPENA,
DUCES TECUM.

John Cornean
Chief Clerk
Dist. Ct.
office

0096

Jessie

0097

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

Inda 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 20th
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 ³⁴/₁₀₀ 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 13th day of September 1883

Charles H. Fuller
Notary Public
(Certified in Kings Co)
N.Y.C.

Malcolm

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 2nd 1883
H. L. Casey Justice of Peace

0100

State of New York ss
County of Richmond
John McBrumack, 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 whose signature is appended to
the annexed warrant
Dated Easton August 28th 1885
W. L. Lacey Justice of Peace
John McBrumack

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
taken, stolen, 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. 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
POLICE JUSTICE.

POLICE COURT. DISTRICT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Ina C Davis
vs.
Hermann Weiler
Warrant-Larceny.
Dated August 27 1883
Magistrate
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
Officer
Dated August 30 1883
This Warrant may be executed on Sunday or at
night.
Police Justice.

REMARKS
Time of Arrest, 11:30 AM
Native of Germany
Age, 29
Sex
Complexion,
Color, W
Profession, Merchant
Married, No
Single, Yes
Read, Y
Wife, Josephine Weiler
Children, Edmund

0102

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

0 103

TO THE CHIEF CLERK!

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

Mr
PEOPLE
Conrad
vs.
Weiler

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

0104

Dated _____ 188 _____ *Police Justice.*

0 105

The People's

Germany Order

Witnesses for
prosecution,

0106

People &c. }
Herrmannweiler } J. J. J.

Witnesses

Ina C. Davis,
34 Walker St.
City

William R. Maynard
Chambers & W. Broadway
bookkeeper, National Exchange
Bank

Norman S. Meldrum
of E. S. Johnson, 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 Wiles

Grand Jury

Aug 27/83

The People &c

~~The People &c~~
Hermann 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 Hermann 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.

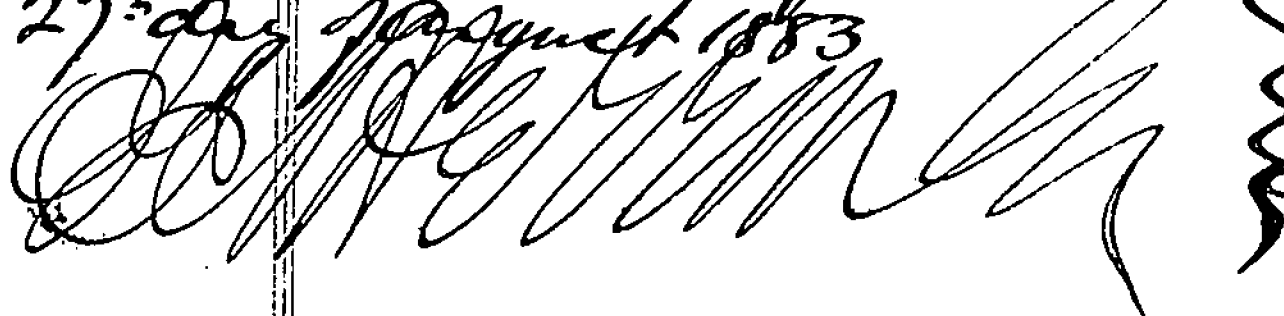
And that on July 30th 1883, at
New York City, said Hermann
weiler whilst he was such

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 ⁵⁴/₁₀₀ Dollars, - and was drawn by Prendergast Smith & Co. at Mexico, Texas, on E. S. Farnham and Co. of New York City and in favor of J. D. L. Smith & Co. and dated July 23rd 1883, said draft was endorsed by said J. D. 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,

on the 30th 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
27th 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

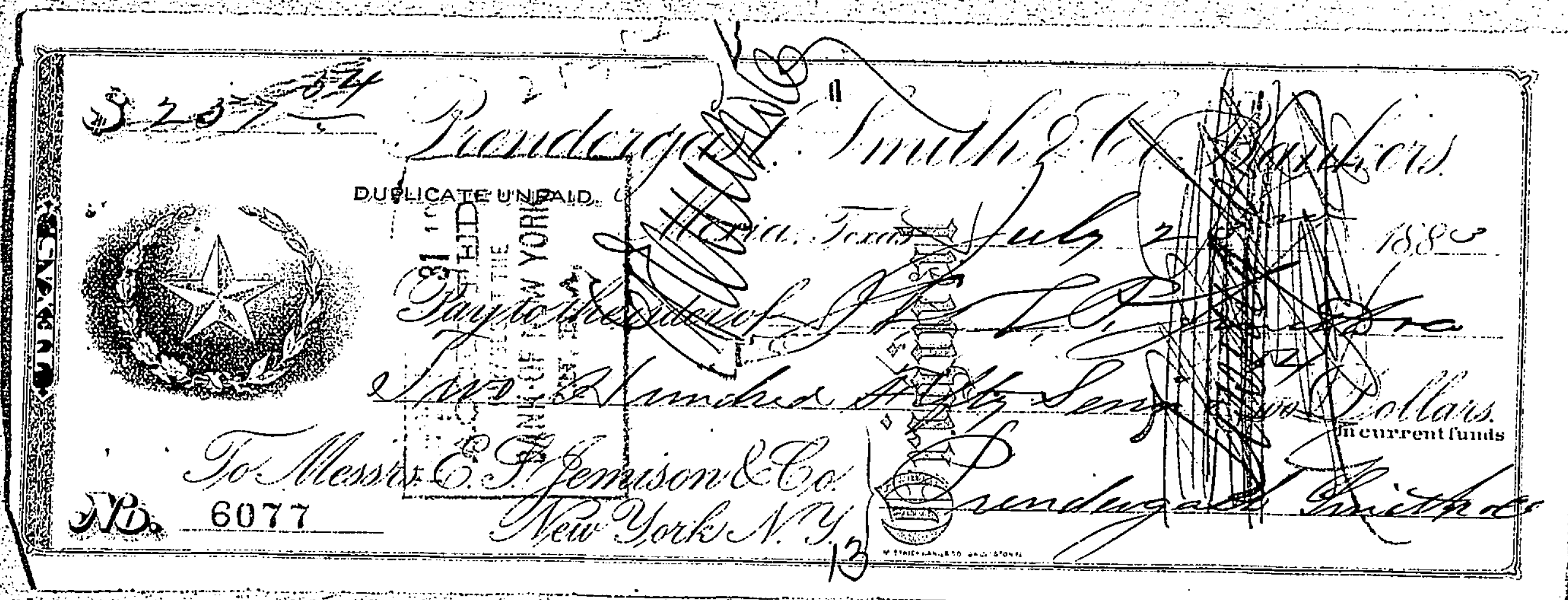
Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

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

Hermann Weiler

Taken before me this 20 day of August 1918
Ed. J. [Signature]
Police Justice.

0113



0114

E. F.
~~Out me~~
~~Out me~~
~~Out me~~
 207
 1845
 1845
 Pay Acc & Co. #
 J. H. Phillips &
 Haco
 Kerr & Co
 Linnemiller Weiler
 Endorsed by
 guaranteed
 D. H. Hattis &
 Co.

0115

BOX:

118

FOLDER:

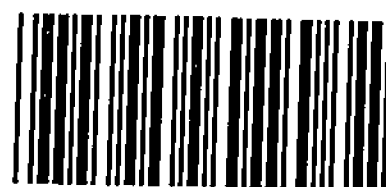
1245

DESCRIPTION:

Weir, William

DATE:

10/23/83



1245

0116

BOX:

118

FOLDER:

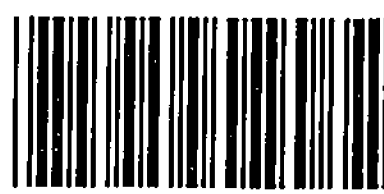
1245

DESCRIPTION:

Smith, John

DATE:

10/23/83



1245

0117

199

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

THE PEOPLE
vs.
William Davis
and *P. J.*
John Smith

Grand Larceny,
Second Degree, and
Possessing Stolen Goods
[*24528 and 531*]

JOHN McKEON,
District Attorney

A True Bill.

M. H. McKeon
Foreman.

Oct 24/83
John Davis
John Smith
John Smith
John Smith

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

Vol. 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

~~late~~ 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 Henry C. G. G. G.

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. *885*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward C. White
160 6th 72d St.
William Herr
John Smith

Offence *Grand Larceny*

Dated *October 18 1883*

J. M. J. Powers Magistrate.

James P. Quinn Officer.
1st Precinct.

Witnesses
James P. Quinn
Wm. Rosnick

No. _____ Street, _____
No. _____ Street, _____
\$ *1000* to answer *Q.S.*
Quinn

OCT 22 1883

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* 188 *3* *Oct 10 1883* 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

CITY AND COUNTY,
OF NEW YORK, } ss.

4 District Police Court.

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 preferred against me*

John Smith

Taken before me this

day of

October
188*2*

City of New York

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 42nd 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 18th
day of October 1883 } James P. Quinn

Wm. J. Cronin
Police Justice.

0124

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Edward G. Gerstle, aged 25 years

of No. 160 East 72nd Street,

being duly sworn, deposes and says, that on the 18th 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 Weir 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 Weir in
the act of leaving the said premises

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

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.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION