

0672

BOX:

294

FOLDER:

2804

DESCRIPTION:

Brien, Michael

DATE:

01/19/88



2804

POOR QUALITY
ORIGINAL

0673

P.2 Oct. 21. 1889
No. 2. discharged on
verbal recognizance

Witnesses:

D. J. Ames
N. G. Williams
Geo A Williams
Officer Hunt

On consultation with the
Spectator Byrnes and officers of his
Communion and also with the Chief
Special Agent of the U. S. Treasury
I am informed that it was thought
Dept. Williams the silk was
received and that he disall in
his power to air the authorities
in detecting the crime and that
crippled with the fact that as
the trial he will surely testify
on behalf of the people and
materially aided in the conviction
I am informed to recommend
that the said Dept Williams
be discharged on his own
recognizance

Date May 29. 88
John Wolff
Asst. District

248 R. H. Barker
445 Court St Brooklyn

Counsel,

Filed 19 day of Aug 1889

Pleads

Grand Larceny
a/k/a

[Sections 528, 530, 550, Penal Code]

George A. Williams

Michael Brien

JOHN R. FELLOWS.

RANDOLPH B. MARTINE

May 16. Parks

May 16. Parks

May 16. Parks

A True Bill.

A True Bill.

A True Bill.

A True Bill.

Foreman.

Foreman.

Foreman.

Foreman.

0674

(P) (S) (T) (U) (V) (W) (X) (Y) (Z) (AA) (AB) (AC) (AD) (AE) (AF) (AG) (AH) (AI) (AJ) (AK) (AL) (AM) (AN) (AO) (AP) (AQ) (AR) (AS) (AT) (AU) (AV) (AW) (AX)

New York, May 16, 1888.

For the People, Asst. Dist. Atty. Goff,

GEO. A. WILLIAMS, a witness for the People, testified:

I know the deft. at the bar, Michael Brien. About four weeks before the 15th. of Dec. I had a conversation with him in front of No. 15 Tenth Avenue. He said to me "George, you can drive a truck". I said "Certainly, have you got a job for a fellow" ? He said "I want you to take some goods to Patchogue or Jersey, I don't know where I will send them to, but as soon as my partner gets the papers ready I will have you do it. He agreed to pay me \$20 for the job. I saw him three or four different times after that and finally one evening he came to me and he told me to have a truck ready the next morning at seven o'clock and to go up to the public stores and he would see me up there. When I got up there he gave me two slips which I presented at a window there and after some delay, some cases, the contents of which I didn't know,

were bought out and put upon the truck. I then drove down th the Christopher St. Ferry. When I got over on the other side of the River I drove to Palisade Avenue and Lake St. Mr. O'Brien ran out to the barn which is on the Lake St. side; he opened the door of the barn; I backed the truck up to the barn door and put the goods in the barn. He and I then came back over the 14th. St. Ferry to New York. He told me that he was going to see Andy Roberts that same night and that he would get the money from him to pay me. I waited a couple of days for the money and finally I went up to McKay's and there I saw Roberts and the deft. Brien but I did not get the money from them. I was arrested soon after that by Detective Dolan and Detective Handy. I went over to this barn in Jersey with Inspector Byrnes and two other detectives. I showed them just where all the silk was stored. Before I was arrested, I removed one day and took half of a case of silk home to my house. I did this because I had not been paid the \$20 as I had agreed to be paid. Mr. Brien told me to sign any name at all to the receipt which would be handed to me at the Public Stores and I did so.

CROSS-EXAMINATION:

I am not a thief. I did not steal these goods in question. I simply carted them over to Jersey for Mr. Brien, for which I was to be paid \$20. I never was paid a cent. I didn't know that the goods were stolen. When

**POOR QUALITY
ORIGINAL**

0676

3

I was arrested I told the officers all about it. I did know that they were stolen when I saw it in the newspapers a few days after I carted the goods over to Jersey. I have never been in State Prison in my life. I was arrested once on the complaint of my wife for abandonment but was not sent to State Prison. The name of the man whom I took over to Jersey with me the day I brought the silk back was "Da,light". I do not know his other name. I have worked all my life for a living. I first worked for the Journal of Commerce as a printer and afterwards for a hatter, as a coal-passer on a steamship, as an oyster-man and finally as a peddler in partnership with a man named Kluff. I also worked for a time as a conductor on the Brooklyn City Railroad. I did not know at the time O'Brien asked me to cart these goods he-he he was in the dry goods or not. I saw an opportunity to make \$20 and I went in to make it. I remember asking the watchman up at the Public Stores if I could get a cover to put over the cases as it was raining. I got one from another man for 50 cents. I did not have time to inform the police about these goods being stolen because I was arrested just as soon as I came out of the house.

SAMUEL C. WATSON, testified that he resided in Hoboken and remembered seeing the deft. in company with Williams at his liquor store in Hoboken during the month of last Dec. They had several drinks there..

CATHARINE HUBERT, testified that she resided in Lake St., West Hoboken and that she had seen the defendant during

**POOR QUALITY
ORIGINAL**

0677

4

the month of last Dec. in the back yard at the corner of Lake St. and Palisade Avenue, Hoboken. She saw him two or three times.

NELSON G. WILLIAMS testified that he was a Deputy Collector of the Port of New York and was assigned to duty at the public stores; that no goods are allowed out except on delivery orders. That these delivery orders are presented at a window on the ground floor and are then passed through the hands of different clerks to see if they are correct. This delivery order must have the signature of the Chief Clerk. Before being signed it is verified by the clerk assigned to that purpose who receives a notice from the cashier that the duties have been paid. This notice he gets from the cashier's office in the Custom House. The papers which are shown me are delivery orders similar to those in use in our department. They appear to be correct delivery orders. My signature on this paper was not written by me.

TIMOTHY F. O'NEIL, a witness for the People, testified:

I was Register Clerk in the "Public Stores last December. My duties were to examine the orders given me by the Order Clerks and compare the entry on the left hand upper corner of the order with a report which I received from the cashier's office at the Custom House to see whether the duties were paid or not. From these papers which are shown me I can tell that that process was gone

**POOR QUALITY
ORIGINAL**

0678

5

through with in this case.

JOSEPH C. WISWALL, a witness for the People, testified:

I am an Examiner in the Appraise 's Department.

My duty is to examine the cases. From the papers which are shown me I can tell that I examined the invoice and the goods referred to on these orders and found them to be correct.

ARNOLD O. SCHMIDT, a witness for the People, testified:

I am in the employ of the firm of Spielman & Company as Custom House clerk. These invoices which are shown me passed through my hands and I made an entry on them to have the duties paid. We received one case of these goods on the arrival of the steamer and the second case we received from Police Headquarters some time later.

HEINRICH H. MEYER, a witness for the People, testified:

I am a member of the firm of Passavant & Co. The invoice which is shown me passed through my hands and the duties were paid upon the goods named thereon. We received these goods from Police Headquarters.

JOSEPH L. SCHERRER, a witness for the People, testified:

I am confidential clerk for the firm of Sulzbacher & Co. This invoice which is shown me was sent us from Lyons. We got one of the cases of goods named on the invoice from the Public Stores. We made an effort to get the goods several days before we finally got them but found that the goods were not there. I don't know where the goods were.

JOHN H. ESCHER, a witness for the People, testified:

I am in the employ of the firm of Abegg, Daneke & Co. The invoice which is shown me contains a list of goods which arrived from Switzerland about the end of November, consigned to us. The duty was liquidated upon these goods. We got the goods after some delay.

MARSHALL J. CORBETT, an employee at the Public Stores, testified as to the mode of conducting business there and that the delivery orders referred to passed through his hands and were checked by him as correct.

CHARLES B. BROOM, FRANK FINLAY, FRANK P. DOUTNEY also gave testimony as to the conduct of business at the Public Stores.

JAMES KARVIS, gave testimony corroborating the witness' Williams' statement that he procured a cover to place over the cases for fifty cents.

DANIEL T. AINES, an expert in handwriting, testified that the signatures of General Nelson G. Williams and O'Neil and also the stamps upon the invoices in question are forgeries.

THOMAS MULVEY and PATRICK F. HUNT and MARTIN HANDY gave testimony regarding the arrest of the deft. and also of the witness Williams.

The Jury found the prisoner guilty of receiving stolen goods.

POOR QUALITY
ORIGINAL

0680

Indictment filed Jan. 19. 1888

THE PEOPLE

against

MICHAEL BRIEN

Abstract of testimony on
trial May 16th 1888.

Abstract of testimony on
trial May 16th 1888.

George Williams

POOR QUALITY
ORIGINAL

0681

A.D. Case
W.H.M.
Gascogne
For 6. May 16th 1887
P.W.L.
DELIVERED
DEC 15 1887
U.S. POSTAL SERVICE

POOR QUALITY
ORIGINAL

0682

To Mr. J. C. ...
Step 1. to Order 2
Y. Conn.
Edward P. ...
1327
Pff Ent 4
val
Jan 12/88

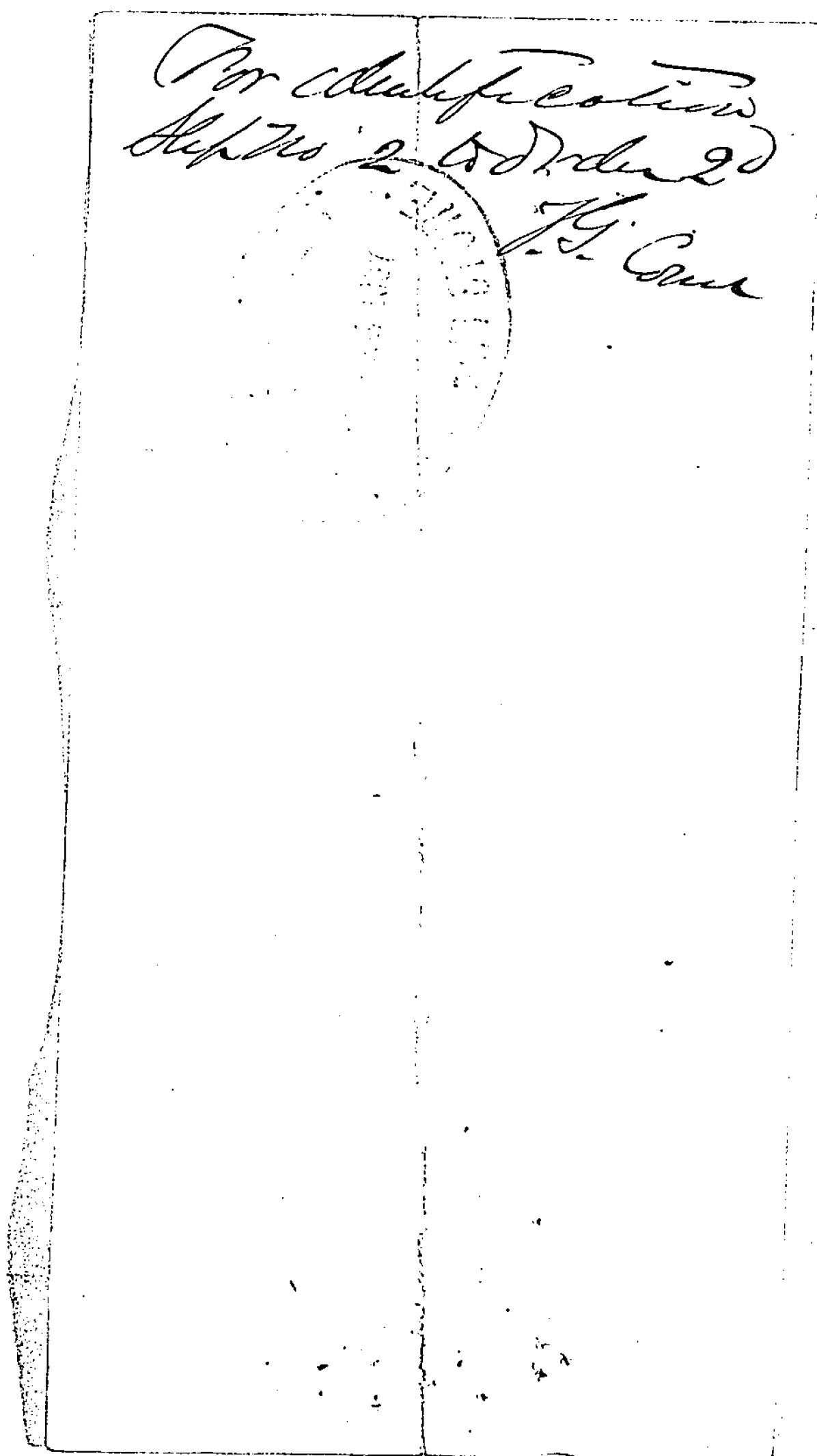
POOR QUALITY
ORIGINAL

0683

A. D. R. *on C. M.*
May 5-16th *prmg* *H. J.*
DELIVERED
DEC 15 1887
La Graciosa M. R.

**POOR QUALITY
ORIGINAL**

0684



POOR QUALITY
ORIGINAL

0685

No. of Invoice, *391*

N. Y. Cat. No. 771.

Bond No. _____

DELIVERY ORDER.

DUTY PAID. *331*

Custom House, Port of New York,

U. S. Public Stores, No. 91 Laight Street,

DEC 14 1887

188

The DELIVERY CLERK of the United States Public Stores will deliver the following Examined Packages, the Appraiser having reported the same "Correct" viz:

A D + C # 1

Ex 1: May 16th 1888

Pmg. One Saffron

M. J. C.

Imported by *C. A. Amfornordt*

in the Ship *La Gascoyne*

from *Havre*

(Ed. 8-11-'87-100,000.)

W. J. McLean
Deputy Collector.

**POOR QUALITY
ORIGINAL**

0686

*For Identification
Order No 2.*

M. Com

*Officer
J. H. [unclear]
[unclear]*

of Stafford

G. Allen

3253

POOR QUALITY
ORIGINAL

0687

S. G. W. 110

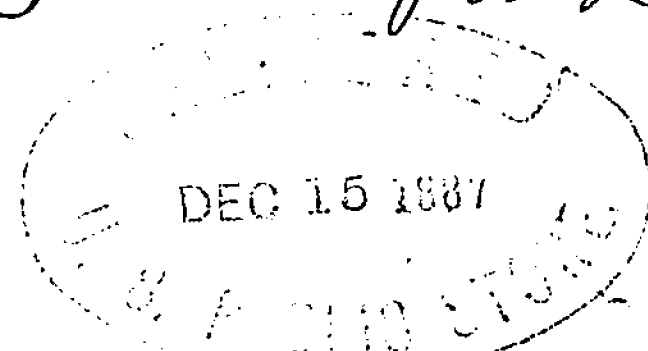
S. & C. 453 -

VI G. 6757

Thru Cases

La Bretagne

B. L.
Ex 3 - Mary 16th
P. M. L.



M. J. L.

**POOR QUALITY
ORIGINAL**

0600

For identification
Shp 2. to order 1-
Y. com

0689

*For Walter C. Lewis
Sep 1 - to Perryville*

Elmore R. Wright

1327

PS 3

Dec 1st / 88

POOR QUALITY
ORIGINAL

0690

7/15 110 ✓
5-10 453 ✓
MC 625 ✓
Free case
Entire
Ex 4. May 16
pined.
DEC 15 1897
J. H. R.

POOR QUALITY
ORIGINAL

0691

No. of Invoice, 596

N. Y. Cat. No. 771.

Bond No.

DELIVERY ORDER.

DUTY PAID.

Custom House, Port of New York,

U. S. Public Stores, No. 91 Laight Street,

DEC 14 1887

, 188

The DELIVERY CLERK of the United States Public Stores will deliver the following Examined Packages, the Appraiser having reported the same "Correct," viz:

S. G. W. 710
S. V. C. 1453
M. C. 6257

Ex 2 - 16 lbs
Mant - 1 lb

Imported by

in the Ship

from

C. A. Cuffner
La Bretagne

DELIVERED
DEC 15 1887
E. J. MULLIN

E. J. Mullin

Deputy Collector.

(Ed. 8-11-87-100,000.)

POOR QUALITY
ORIGINAL

0692

Dr. J. H. Thompson
Post-
W. C. C. C. C.
G. Allen
3253
117 orchard St.
2/1/19

POOR QUALITY
ORIGINAL

0693

MEMORANDUM
TIME _____ M.
NAME OF OFFICER: _____

Detective Bureau

300 MULBERRY STREET,

NEW YORK,

Ex. No. 10
May 17th 1888
P. M. L.

27
150
65
25

A D C # Invoice calls for
25 ps Bk Merrilleux.

4 " " Satin de Chine

19 ps Monmelleux

3 " " Satin de Chine } former at
Police Hd Qrs

S G W # 110 Suburban

Invoice calls for 60 ps
all of which were found
at Hd Qrs.

M G # 6257. Passavant

Invoice 68 ps Satin

2981 ps am. of these goods

65 ps were found at Hd Qrs

(about 2852.5 ps am)

POOR QUALITY
ORIGINAL

0694

Dr C.H.B. Spielman

Invoice calls for 25-

for items all of which

Had gone

POOR QUALITY
ORIGINAL

0695

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Harrison H. Holahan
agst.

George Williams
Andrew Roberts
William Breen
James Clark

Examination had *January 12* 188 *8*

Before *Samuel P. Smith* Police Justice.

I, *Samuel P. Smith* Stenographer of the *1st* District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of

the original Stenographer's notes of the testimony of *Geo. Williams James Clark*
Samuel James, Nelson Williams Michael David
August Miller, Catherine Hubert, Patrick H. Hart, Thomas Mulvey
Michael Mulvey, James J. Doherty, John Breen
as taken by me on the above examination before said Justice.

Dated *January 16* 188 *8*.

Samuel P. Smith
Police Justice.

Samuel P. Smith
Stenographer.

First District
Police Court
The People ^{vs}
James F. McElhann

^{a vs}
George Williams
Andrew Roberts
William Druce ^{vs}
James Clark

Charged with
Grand larceny
Jury
Before Hon
John P. Smith
Police Justice

Mr Purdy Defendants Roberts ^{vs}
Druce's counsel

It is conceded by the
defendants Roberts ^{vs} Druce
^{vs} I suppose also by Mr Clark that
on the 15th of December 1887. four
cases of silver of the value of
about three thousand dollars
were stolen from the public
stores of the United States in the
City of New York by means of
certain forged ^{vs} counterfeit official
papers purporting to be the usual
papers by which goods are

POOR QUALITY
ORIGINAL

00697

taken from the public stores on
payment of duty. That the said
goods were the property of Sulzberger
Guthrie & Co., Passavant & Co
Hegg & Co. & Co. & Co. & Co.
under the custody of the United States
government. & that the loss
was committed by their & Co.
By the Court

Williams! (one of the dependants)
do you want counsel?
Williams

I don't think it necessary
for me to have counsel.
By the Court

Do you dispute that fact.
that those goods were stolen at
that time & that they were owned
by those parties?
Williams I don't dispute it
By Mr. Blake
Counsel for Dependants
Plon?

We make the same

3

concession as far as Plork is
concerned.

Ogdens ally

Will you concede the orders
that the goods were taken out?
Mc Purdy

I have made the concession
in the broadest terms that
they were taken out by certain
official papers. ^{My} To save further
trouble will admit they were
forgeries that there were the forged orders.
Papers marked in evidence as
Off Ex 1. My 3.

David J. Ames a witness
swears on the part of the people
being duly sworn deposes
and says

On the Court

Where do you reside?
Elizabeth H. I have an office at
205 Broadway New York.
What is your business?

I am a writer, ^{and} publisher
of a newspaper ^{and} often am
called as an expert to examine
^{and} give testimony in disputed
handwriting.

Direct Examination.

Q. I show you plaintiffs Exhibit One
^{and} ask you to look at the signature
of W. J. Williams ^{and} also at the
word O'Neill under the stamp
of duty paid. ^{and} state whether or
not those signatures are in the
genuine handwriting?

A. They are not.

Q. Have you subjected those signa-
tures to microscopic examination
and how?

A. What do you find?

A. The result shows first on the
face that they have been manipu-
lated deliberately ^{and} traced ^{and} then
shaded subsequently ^{and} drawn
in a very careful manner ^{and}
that they are disconnected.

Q Not all done at one time
if the other words the handwriting
is not that of a person writing
affixed is it?

Answer

Q If it was done in sections?
Answer Sir, under the microscope
the lines should appear as 3 or 4
different lines drawn side by
side. ^Q The space or white lines
may be seen right in the middle
of it showing first a light line
^Q and afterwards touched in by a
series of motions of the pen
so as to shade it

Q Can you state Mr. Ames if these
signatures had been produced
by tracings previously to putting
on the ink?

A It is my judgment that it was
there may be slight tracing and
then followed afterwards, they
might have been made by
a pencil first or tracing

6

this paper over the signature and
then traced and the shading put
it in afterwards

Of whom you would exhibit two and
read at the same question as to
the signature of H. J. Williams
and Quett?

A. My answer is the same. That
they are manufactured by the
same hand and same process
have examined two marked.

From to before me
(the 17th day of January 1888)

Chas. J. Fox

2

W. Henry Williams called as
a witness on the part of the
Dea. all being duly sworn
deposes and says:

By the Court

Q. What is your occupation?
A. Deputy Collector in charge of
the custom stores
District Examination

Q. What are the duties of your
office please?

A. The general duties of the office
is the receiving of merchandise
orders there for examination
by the collector turned over to the
appraiser for examination. And
the delivery of the same to
the importer. After they have
been examined and reported upon
by the appraiser.

Q. What preliminaries are necessary
to appear an order which you
sign in order to enable
importers to get their goods?

8

The plain description of the goods
as they were received in the
public store, the report of the
appraiser on the invoice; the
check of the clerk designating
for that purpose to advise me
whether the duties had been
paid or not; and the check of
the clerk who measures out
the decaying order;

What you are doing to do with
the accompanying papers with
the order presented?

Answer I accept the check of
the order clerk that it is correct.
What is the clerk's name whose
duty it is to announce on the
paper that the duty has been
paid?

Mr. O'Neill

Is he here?

Answer He is very sick and had to
go home

Should you exhibit one and

9

ask you to look at the signature the
of William is that your signa
ture?

Answer

yes and your Exhibit too. Ask you
the same question?

Answer

Mr Purdy

all that you are going
to ask this witness about the
fingerprints has been admitted
by my counsel. There is no
use in wasting my time on
that.

I am to before me
this 12th day of January 1888

Per J. L. L.

George Williams and the
dependants. Cases are closed
after being duly sworn
deposed. By the Court.

By the Court

You are one of the depen-
dants. Here is the case. As you
are at liberty to make any state-
ment or not as you may see
fit. As anything that you may
say will be used against you
as you can decide to make any statement
in your trial. Do you wish to
be sworn?

Yes Sir.

Where do you reside?
At 21 De la Salle Street
in this city.

Yes Sir.

What is your occupation?
A Vendor of produce.

Direct Examination

By the Direct Atty.

If you know the dependants
Direct?

Ayesa

Q. By what name do you know him?
A. O'Brien

Q. Do you know his Christian name?
A. I don't know. I saw in the papers.
That is all.

Q. How long have you known him?
A. Since last summer last July.
Q. Did you have any business
transactions with him?

A. Yes, about 8 weeks ago.
Q. What was the nature of it?
A. I went to hire a man to truck
some goods.

Q. What did he say to you?
A. He asked me if I could drive
a truck. I said yes. I said
why have you got a job for
me? He said does it pay a
man. I said no and my
partner expect some goods in
the city pretty soon. He said
how to truck them away, I
may ship them to P. to T. to T. to T.

12

"I saw him after that until
thirteen days on Sunday the 11th
of what month?

A last month December he came
to me and says want you to
go hire a truck for me on mon-
day morning. "I said out and hired
the truck. "I said I would meet him
that night until twelve. "I
he says I don't want that truck
yet in the morning because
my partner will get the paper
ready yet. "I said it has to be a
kind of funny way to do business.
Tuesday he came to me
and said I want the truck for
tomorrow morning. "I said
I am not going to hire any
truck unless you stand for
some that you want it in
the morning. "I went away
and came back at 6 o'clock
and he says you can have it
and I will have money to pay

13

for it at 8 o'clock on ^{the} 11th he
dressed to meet at 8 o'clock
at half past 8 Mr. Brown came
there and he handed me 3 dollars
which did you have the money from
A Mr. Pittsfield.

Q Do you remember the date was
the 14th of December?

A Yes sir

Q Then he told you to have the money
ready by Thursday?

A Yes sir

Q Do you remember what date
that was?

A 14th, most certainly. He
told me that night to meet
him corner of Watts and
Greenwich Street at 8 o'clock.

Q Did he tell you at that time what
the nature of the business was?

A Yes sir

Q Did he tell you where you had to
go?

A Yes sir

18

Q Did he tell you who his partner
was?

A He told me several times
yorks?

A Andy Roberts.

Q Do he lose?

A Yes Sir (pointing out Roberts)
Q Did he tell you what he was
his partner before or after
you were engaged?

A Before that I met him one
day in 14th Street back of
there, I don't know several
times before but I didn't
know it.

Q Did you ever have any conversation
with Roberts?

A No Sir.

Q Did you ever have any conversa-
tion with O'Brien in Roberts
presence?

A No Sir.

Q Did O'Brien ever say anything
to you in Roberts presence?

15

Quesada

Q Never had any conversation with
back of them while they were
together?

Quesada

Q On the morning of December
15th did you go for the truck?

Quesada

Q Just state what you did that
morning?

A Went and got the truck and
went down to the corner of
Watts and Jefferson St. I took the
truck and on the corner and
took a driver. He took two
papers. He said you go down
to the corner of 14th and Washington
St. Get the goods.

Q Did he hand you two papers?

A Yes. He said Good afternoon and he
took a driver back.

Q Would you exhibit one and
ask you if you recognize that
paper as one that he gave you

15

Q I cannot say because I did not
pay any attention to it
Q Did it bear any resemblance
to it?

A Yes it looked like it.

Q Did you read the paper that
he gave you?

A I read the printed portion of it
"Custom House Port of New York"
Q Did the paper that he gave
you bear the same words as
this? (showing Ex. 1)

A It said Custom House Port
of New York.

Q The same as that paper (showing)
Ex. 2?

Q I show you exhibit 2 & I ask
you the same question?

A They were both alike. One paper
called for 3 cases & one paper
for one case of goods.

Q You are sure of that?

A Yes sir.

Q Did he say anything to you

16

when he gave you those papers
about giving a receipt in the
Custom house for the storage
of them.

When he gave me the papers I
said is there going to be any
difficulty about it? He said
no doubt be there. He said all
right I will go and drive
down the document and put the
two papers in on the table
on the side office and I stayed
there a little while and I got
two more papers from the
man in the office.

Do you recognize this as a
paper that you got from the
man inside (the source)?

A That is one of them. This is
one of them.

scrips on Ex 1 - 4 offered in
evidence and notes of Exhibits
3 and 4.

Is that your signature on each

19

one of them

Quesada

Q What is that meant for (referring witness)
A I don't know myself. He looked
him well & sign my name to
it & he said sign my name.

that doesn't make any difference.

Q Did you signed on this slip any
thing that came into your hand.
Quesada

Q Now go on and state what took
place when you went to the
window & presented the printed
orders?

A The man at the window lifted
up the window halfway & the
gentleman sitting there took
the papers & I stayed there a
minute or two & he passed me
out these papers & I went to
the front and as soon as
I got to Laight street side of
the building I saw a man
there & he said what are

18

you after I told him some
goods. He said let me see
your slips. He looked at them
and said they will be down in a
few minutes. I asked him to
come around and have a
drink. It was raining pretty
hard. He said he would not
go to that corner but took me
to the other corner. He had a
drink. Our cigars. And when we
came back he said give me
the papers. These are your goods.
I gave them to him.

Q Do you know this man?
A Yes sir.

Q Do you know his name?
A I don't know his name.

(Person referred to by witness
is Frank Dettrey)

Q Go on?

A It was raining very hard and I
had no cover for the truck and
I asked him if he knew where

19

I could get a cover And he said he'd
be a minute And I may have one
And he said some tall man
And he said this man will give
you a cover And he gave me a cover
And I gave him a half dollar
And this man helped me to load
the truck

Q How many cases do you have?
A Four

Q And you described four?
A Yes sir

Q How did you come to go to West
Havannah?

A The order of Mr O'Brien

Q When did he give you the order?
A That morning

Q Did state what he said?

A He said Andy Roberts will be
there to keep you in with it

Q Did he describe the place?
A Yes

Q Describe it

A He said to go over the ferry and

20

turn down the street to the court
house. You go right up the
street until you cannot go any
further. You turn to your right. It
was up a big hill. We paid Palliade
Arcene. We were still about fifty
feet from the corner. We were
a barn store. We asked I got there
O'Brien told me Andy Roberts
was up there to keep me in
we were not there.

Q From the time you first saw
O'Brien up to the time you
brought the goods to him had you
seen him?

A I saw him walking through the
public stores.

Q Did he speak to you then?
Arcene

Q Did he give you any sign or
signal?

Arcene

Q And the next time you saw
him was in St. Lawrence?

21

Apr 21

What did he say when you arrived
there?

He said he was right in the house & is
there anybody here to help me
in with it? He said Andy
Roberts was to be here. He said
he would tell the house to get in the
best way you can. He dumped
the goods. He jumped on the
truck. He jumped on the truck
and coming over it. He shot
I said to him I want my money.
He said all right. He it was
passing very bad. He was
sick and I went home and
changed my clothes. He saw
him at 5 o'clock. He said to
him did you see Roberts?
He said yes! He went to Mr.
Mays room at 7 o'clock. He
saw him there. Roberts
came in. He Roberts and I
went in the back room together.

22

1.

We remained there a few minutes
 for or three minutes. We then went
 out of a side door. We didn't
 see any more of Roberts or
 O'Brien for half an hour. When
 O'Brien came back we said
 he had no money. We told him
 we had to wait until we
 dispose of the goods. We said
 at any rate I will try and give
 you some money tomorrow.
 And I didn't see him until Sat-
 day. We told me Andy Roberts
 and him had been over to
 Hoboken. We examined the goods
 and found out they were not
 what they were cracked up to be
 and that they were real skin
 linings or sack linings. It
 Friday morning I saw in
 the paper. We went to him and
 said this is a hell of a low dog
 do. We hoped this would make
 any difference a man would

2/3

Emily is going to be discharged
 and James will make a keel of
 a stick through the floor for
 a while and then it will all blow
 over. and I said it isn't paying
 me and I got no money, Sunday
 and Monday I got none. Tuesday
 I got none. and on Tuesday I went
 over to the horse & wagon and
 took a case of goods and took them
 home. Tuesday night I met
 Arthur. Wednesday I hear you was over
 to Jersey were you. and I said yes
 Wednesday take a walk and we
 walked to 14th Street and 10th Avenue
 and had a drink. and he said did
 you take those goods from there
 and I said yes I took them goods
 and he said where did you take
 them to? and I said I don't care
 to tell you it doesn't make any
 difference to you? And Andy
 Roberts tell you you could take
 them and I said no he didn't

but if you will pay me \$20 dollars
you can have them. I saw him no
more until I got arrested.

Q Did you notice when you got the
goods from the public store if
they bore any marks or numbers?
A Noted me that they scratched
the marks off

Q Who told you?
A Henry Roberts.

Q When you left the case in Hoboken
the marks were on when you
received it in the store house?

A Yes Sir

Q When you went to Hoboken
and took the goods away you
saw that the marks were erased

A Yes Sir

Q You took one case?

A Yes Sir

Q Did you take any of the contents
of the other case?

A Took the stuff over in bags

Q Were there four cases there?

285

Q Yes Sir

Q Were they in the same condition
that you left them in when
you brought them there?

A No they were all piled up in
one corner and there was straw
planted over them.

Q You didn't leave them in that
condition?

A Yes Sir

Q Were they in the same building
Kyes Sir

Q Did you see anybody about the
prisoners the second time you
went there?

A Yes Sir

Q Was this barn or out house
connected with a dwelling
house?

A Yes this barn was in the rear.

Q When you went there the first
time where was O'Brien standing?

A He was coming out of the ~~stable~~

Q ~~At~~ ~~stop~~ of the dwelling house

26

Q Did you see him coming out?
A Yes sir

Q Did you see any other persons
there?

A Yes sir

Q After you brought the suit back
to New York where did you place
it?

A I had it in my own room
where was that?

Q St. Bonaparte Street

Q What did you do with it?
A I kept it there

Q What became of it?

A I cannot tell because the next
day I was arrested.

Q Have you seen any portion of
those goods since?

A Yes sir detectives were there and
took them away

Q Did you tell them where it was when
they arrested you?

A Yes sir

Q From the time when you was

24

Roberts then Brown together in
McKays liquor store did you
see Roberts after that time?
Answer

Q Did O'Brien say anything to you
about having any friends in
the public store?

Answer

Q Did he say anything about any-
body there knowing him?

Answer

Q Mention the name of any
person who was connected
with the public store?

Answer afterwards, when he
said Drury was going to be
discharged

Q And did he give any reason why
or say anything further than
what you have testified to?

A I cannot say exactly if it was
Drury or Amely, it was some-
thing like it

Q How you had any conversation

28

with Bruce since you were
arrested?

Answer

If now have you told us that you
know in connection with
this whole transaction?

Answer.

By the Court

If you say that you took one of
these cases of goods?

Answer

Where did you take it from?
A From this place in Saborno to
my house

Did you know what became
of it?

Answer De testes were there
the same day and took it away
If were you there when they took
it?

A Part of the time

Case Excluded

By Mr. Paddy

If do William your right name?

29

Q/Where were you born?

A Brooklyn

Q/How long have you been in New York?

A 13 or 14 years

Q/When did you first meet Brice?

A Last Summer

Q/Where were you then?

A At the Avenue W. Recreation field there

Q/What were you doing at that time?

A I was selling stuff in the market

Q/For your aunt's account.

A Yes and my partner

Q/You didn't suppose that these goods were stolen did you?

A Not at that time

Q/Well your superiors advised when you got to the public stores that they were stolen?

A As far as we were going to Hoboken I thought so.

Q/And when you passed them away in that boat you knew that

30

they were stolen?
Ayes Sir I never that something was
wrong

Grand Brien never discussed with
with you the fact that they were
stolen did he in all the conversa-
tions had with him, he didn't
say that they were stolen? you
told him what you saw in the
newspapers?

A we laughed it over
Grand the first time that
you had done any writing?
Ayes Sir.

Q You had been a constable before
Ayes Sir

Q How long before?

A 203 years ago for Minto Hastings
Q Have you ever been arrested before
Ayes Sir once for family diffi-
culties

Q Not convicted of any crime?
Ayes Sir

Q You say that Brien asked you to

31
1

here a truck what was said about
the pay?

Q He said he may want it a day
and may only want it half a day

Q And he gave you \$300.00 and took
back one, that left you \$200.00
for expenses?

A Yes Sir

Q When was the first occasion that
he mentioned to you about hiring
a truck?

A Several days ago.

Q What day of the week was it; do you
recall when you hired the truck?

A Yes Sir

Q Where were you when he mentioned
the fact to you about hiring the
truck?

A 10th Avenue

Q Didnt you think it rather queer that
he should come to you to hire a
truck?

A Yes Sir

Q Didnt you tend bar some place?

132

A Used to tend bar there for the bar
when he was out and he used to
come in to drink

Q Did you think it was known that
you a bartender should be employed
by him to drink?

A He did not know that I was the bartender
He saw me only in there once or
twice

Q When was the last time that
you saw him about getting a
truck?

A He spoke to me several times
about getting a truck,

Q Did you know O'Brien's Business
Auto Co?

Q Did he tell you what he wanted to
do with the truck?

A Only more or less good

Q Did he tell you where?

A Either Jersey or Paterson

Q Did he tell you what kind of
goods?

A No sir

33

Q You had several interviews with
him about this truck?

A Yes sir

Q He talked it over several days? He
was not quite ready

A The goods had not come to the city

Q Just did you hire the truck from?

A Mr. Zellefeld.

Q How near him?

A Yes sir

Q Stranger to you?

A Yes sir

Q How did he come to trust you with
the truck?

A He lets them to anybody mostly

Q On that day you said to Mr. Brown
I hope there ain't going to be any

difficulty about this matter?

A I said no difficulty in getting
the goods

Q Didn't you think it was a sort of
strange thing for a man to come
to a saloon and ask you a bartender
to do trucking for him. A went

34

your suspicious very much aroused.
Then that those goods were stolen
and so

Q Why did you ask that question
A Because meeting him in the saloon
Q Was the difficulty you thought was
concerning the goods that you
thought were stolen?

A I ^{didn't} think then that the goods were
stolen. We didn't care.

Q When you asked him what name
you should sign he said sign
any god damn name

Q Yes sir
Q Didn't that arouse your suspicion
when he told you to sign
any god damn name?

Answer

Q A Preci told you that he would
be there at the bank's store when
you got there?

Answer

Q You saw him there didn't you?
Answer I saw him going through

35
1

the building
Q Did you understand from O'Brien
what he said there was going to
be no difficulty in getting the goods
that he wanted at there to sign
the papers?

A He usually said I will do there.
Q Did he speak to you?

A Yes sir

Q Did it appear strange to you that
Mr O'Brien the man who sent
you there to get the goods didn't
keep you out?

A Yes sir

Q What did you expect that he was
going there for?
A I don't know.

Q Didn't he tell you to take the
goods to Jersey the same time
that he told you there would
be no difficulty about the
matter?

A Yes sir

Q Was it before you asked him the

36

question if there would be any
difficulty or afterwards that he told
you to take the goods to Jersey?
A-I don't remember

Q-You said the fact of the goods
being taken to Jersey aroused your
suspicions?

A-It did

Q-When your suspicions aroused
in the morning when he told
you to take the goods to Jersey?
A-Yes

Q-But when you did cost them there
it was enough to arouse your
suspicions?

A-Yes

Q-Didn't you expect when O'Brien
told you to get these goods from
the public stores that he would be
able that he would aid you?

A-Yes I didn't want any aid
he said there was no difficulty
Q-He gave me these papers to get
them.

37

Q. You got on the wagon and got the
goods and took them to Jersey.

A. Yes sir.

Q. Were you found a person waiting
for you?

A. Yes sir.

Q. What time did you arrive at
this home in Jersey?

A. About 12 o'clock in the day.

Q. What time of the day did you
get them out of the public store?
A. 9 o'clock.

Q. Did you see anybody there but
a person in Jersey?

A. Yes sir.

Q. What did you do?

A. I backed in and left them.

Q. Were your suspicions then aroused
after meeting a man in the
public store and taking these goods
to Jersey and finding nobody there
but him after his saying Robert
would be there and leaving them
there?

38

Q Answer it did
Q When your thoughts they were stated
Advised they were never got right
Q Did you tell Inspector Byrnes that
you were to have \$125.00 for moving
these goods?

Answer \$50 dollars.

Q After you came back from Jersey
who came with you?

A O'Brien

Q Then you were to get your money
Answer

Q Are you sure it was only 20 dollars
you were to get?

A That is all

Q What were you working at then?
Answer

Q When you came back with O'Brien
where did you stop?

A 14th Street ferry, who told me
he would meet me the same
afternoon about 5 o'clock and
have the money

Q Did you get it?

39

Amosii

Q. When did you want to see him?
A. That evening, in ^{the} days before
Q. And you didn't get it then?

Amosii

Q. Now when did you take these goods?
A. Tuesday

Q. And you took some from each one?

Amosii

Q. Why didn't you take them all from
one place?

A. Some were pretty open and
that was the easiest way to
get them.

Q. Now you mean these goods were
stolen goods and you were bound
to get him without that?

A. I cannot say they were stolen

Q. And you say a minute ago
when you got back from Jersey
you knew the goods were stolen

A. I only knew it when I read it
in the paper Sunday morning

Q. You own the whole thing in the

40

newspaper?

Answer

Q and at that time you had some
of the goods in your house?

Answer

Q and you knew then that you got
them on forged papers?

Answer I only read a little of
the news paper

Q Did you read the whole of it?

Answer

Q After reading in the papers that
these goods were stolen ^{by} you
having a portion of them did
you communicate it to the police?

Answer

Q Why not?

Answer

Q Roberto ^{was} you never had any
conversation did you?

Answer

Q You did not know anything about
him until a Priest mentioned
his name did you?

41

Answer:

By Mr. Sullivan

Q. When you came back from ferry
what ferry did you cross?

A. It is the ferry that you went up to 16th Street

Q. And all the goods you brought
over you took to your house?

Answer:

Q. Are you acquainted with McClen
A. Only from seeing him in the
Imbo.

By Direct Atty

Q. Did the defendant & his men
you to be engaged in trucking or
doing any carting?

A. I told him I drove a truck

Q. Was that at the time or before he
employed you to do the trucking?

A. That was when he asked me if
I could drive a truck.

Q. Do you mean if he ever paid you
with a wheelbarrow wagon?

Answer: He has

Q. Before that?

42

Ayes si

Did O'Brien ever make an appoint-
ment with you in relation to
this business? And meet him with
Roberts in his company?

Answer

By Mr Purdy

Of McKays saloon is a large place
is it?

A Yes its quite a large place.

By Mr Sullivan

When you went over you took those
goods in a hurry, didn't you?

Answer

Of how many bundles
you took?

Answer

Of about how many?

A I cannot tell.

Of were the parcels wrapped up in
paper?

Answer

Of and did you have them all when
you got back?

243

A I am not positive

Q might you not have lost some of
the bundles on the way over?

A I might

Q How did you bring them over?

A In a single wagon, under horse
and wagon

Q How did you feed them?

A Put them in feed bags & threw
them in the back of the wagon
Q Did you notice particularly the
goods that you were bringing over?
Answer

Q And you could not swear if any
fell out of the wagon or not?
Answer

By the Dist Atty

Q How many dogs do you say
you killed?

A Ten (10)

Q How many did you have when
you arrived at your house?

A I supposed I had ten (10) I didn't
count them.

44

Q Do you remember how many
bundles you put in each bag
A Yes Sir

Q Was the barn door open when
you got there?

A There was a staple in the door ^{and}
I forced it open.

Q Was there a lock on it?

A Yes Sir

Q Did you left it closed & did not
lock it?

A Yes Sir

45

Charles E. Broome called
on the part of the people
being duly sworn deposes and
says

By Mr Purdy

He will execute all
that Mr Broome says or will say.

—H—

46

Michael David called on
the part of the people being
duly sworn before ^{my} oath
Discretion

Q To what district are you attached
A To the district

Q And you arrest the defendant
A Yes sir

Q What under what circumstances
you made the arrest

A On the morning of the 5th
about the hour of 2³⁰ I was
standing on the corner of 16th
Street and 10th Avenue ^{and} I saw
him on 14th Street and 10th Avenue
with a bag ^{and} when I got to
15th Street he went up with Fred
and he went to a dwelling house
and I followed him up 9th Street
and 15th Street and I asked him
what he had there and he said
nothing and I asked you
got seen there where did
you get it and he tried to hit

49

me on the lead with the bag and
I discovered it. We took him and
asked him where he got
it. We heard 13th Street and 11th Street
and I arrested him.

Q. Now that all the statement that
was made by the defendant
was true?

A. Yes, Sir.

Q. Now the next question when you got
it?

A. Yes, Sir.

Q. The bag?

A. The bag was partly wet.

Q. Did he tell you where he found
it?

A. 13th Street and 11th Avenue
District.

Q. What reason did he give for
being out at that hour?

A. That he was following up a
man who was an

Q. What day of the month was
it you arrested him?
A. 1st of January.

48

Q What kind of a boy was this?
A It looks like a putative boy.

By McMillan

Q It was a boy as Williams
just described doesn't it?
A Yes.

Q Did you notice if any marks
were upon this boy?

A No sir.

Q How many times after was in this boy?
A Two (2) W

49

George Williams Recalled
Q Can you say how many bundles
of linen you placed in each bag
Answer

Q Did you place more than two?
Answer from two (2) (3) 4 5

Q Can you state now if any of
the bags only had two in?
Answer

Q Do you remember what day it
was that you brought them over
from Hoboken to your residence
in Bloomfield Street?

A 30 December

Q How long did they remain there
A The next day and the affairs
took them out the next day

Q So they were only in your place
from the 30th to 31st?
Answer

Q Is your home near 13th Street and
11th Avenue?

A Yes very much

— to

50

James Clark and after the defen-
dants being duly sworn depose
that

Q Where do you live?

A 319 W 16th Street

Q What is your business?

A Boice maker

Q Tell his honor in your own way
how you got those goods? or let
an attorney be represented with
the defendants?

A I saw them in prison
that is all.

Q Go on.

A I was in the act of going home
when on the corner of 16th Street
I saw two men and a woman
going down 9th Avenue and
I followed them to 13th Street
on 9th Avenue and they went
out in the middle of the street
where there was a lumber
bulkhead and I didn't want to
go any further I was afraid

257

This lumber pile was blocked up.

Q They didn't force the goods?

A Yes sir.

Q Tell only tell us about the goods.

A I left them ^{the} ~~was~~ ^{was} ~~and~~ ^{and} in the middle of the street. 14th Street.

^{the} ~~There~~ ^{was} a large pile of

iron castings there ^{the} ~~I~~ ^{found}

this lying on the lumber pile

and when it in a wet condition when you found it?

A Yes sir. ^{the} ~~I~~ ^{found} it up ^{the} ~~was~~ ^{was} carrying it when the officer arrested me.

Q Had you read of the robbery having been committed?

A Yes sir.

Q And you were not aware that this was a part of that robbery?

A Yes sir.

Cross Examined

By the District Attorney

Q How long have you lived there?
A One year.

4/2

Q Where did you live before you lived
there?

A 413 W 35th Street

Q How long did you live there?

A A couple of years 2 or 3 years I guess
before that I lived in 76th Street

Q How long have you lived in the
City of New York?

A All my life

Q Where were you working when you
were arrested?

A I was working up to the 19th of
November in the Navy Yard
boiler shop 3 months before
that I was in the weighers depart-
ment. 18 months I was weighing
all kinds of goods merchandise
and I was along Jersey.

Q Before you went to the Navy
Department where did you work?

A Illuminated Iron works Express

Q How long a time elapsed between
the time you worked at the
Illuminated Iron works and the

53

time you went to the weighing
department?

A short month.

What were you doing at that time
looking for employment?

Where did you reside during
that time?

A short street 16th Street

Where did you first go to the
Deameters down work?

A few days ago.

Were you working continuously
there for 3 years?

Yes Sir I cannot say for sure
if it was 3 years ago. I think
it was 1879 or 1880.

Now have you given all the places
you worked from the time you
went to Deameters down to the
present time?

A short

Now you say that you worked
3 months in the Navy Department
at different times

54

previous to the last election
9 years ago I was there and worked
a couple of months ^Q then I
was discharged ^Q about April
I worked a couple of months ^Q
and was discharged ^Q from the 19th
of last August to November.

Q What year was it that you were
arrested for Burglary?

A 1904 it was in the 90th
fortnight

Q That was before you went to
Alcatraz?

A Yes Sir I came out of prison
9 years ago about I was in
state prison 3 years ^Q 2 months

Q You worked in the weighers
department before you went
to prison ^Q in the navy yard
Alcatraz

Q When were you appointed weigher
in the weighers department?

A I cannot tell you that

Q Did you sign any papers or take

55

any oaths?
Answer

I have many more times than
you have testified to have you been
in prison?

Answer for counterfeit money.

Question did you go?

Answer I cannot exactly tell that.

It is 80 or 90 years ago, I am home
from prison for 9 years. I

served for that 3 years and
9 months. These were the

only terms. On the night
in question I left my house

about 7 o'clock. I am a married

man and have a wife & children

my wife is not living with

me and she is not in court

my sister is the person who

exposed to me here. I live with

her. I went from her house

down to the sign store on 16th

Street and to the Avenue and then

to the sign store and remained there

56

half an hour ^{the} I saw the boss
^{the} people going in and out I
 am acquainted with the boss he
 knows me. I didn't have a drink
 there from there I went to
 16th Street ^{the} 9th Avenue ^{the} I stood
 on the corner a while ^{the} I saw
 people walking up and down but
 nobody that I knew ^{the} I spoke to
 no person ^{the} I remained there
¹⁰ minutes ^{the} then I went down
 13th Street to Hudson. ^{the} I remained
 there a few minutes I went to see
 if I could see a young fellow
 that works there. ^{the} that I might
 see him.

The further hearing was
 then a guard to January 13th
 3:30 P.M.

✓7

January 13th 1888

Examination Continued

August Müller asked on the
part of the people being duly
examined & asked the day

of where they reside?

A 197 Washington Street Hoboken
of what is your age?
A 50 years

of what do you assume?
A Real Estate agent

of you are the agent letting the house
on Lake Street near Pascua Avenue
Ayes si

of about the 14th of latter end of November
were you called upon by a man
who proposed to rent that house
Ayes si

of look around & see if you see that
man here?

Ayes si (witness pointing defendant
O'Brien)

of what name did he give you?
A John Milton

58

Q What did he say?

A He hired the house from the first of December to 1st of April for
\$4.00 per month.

Q Did he pay you any money?

A He paid me one month rent.

Q Did you give him the keys after
he had paid?

A Yes.

Q Did you see him any time after
that?

A I saw him in the first part of
December.

Q How was it that you came to
see him?

A He called on me in response
to the letter I sent him.

Q Where did you send it to him?

A To the Street Newspaper.

Q Was it No. 19, 30th Street, New York?

A Yes, Sir.

Q Did you direct it as John Keller
a David?

Q Was that the name & residence he

49

Q Are you?

A Yes Sir. In response to that
letter he called.

Q What did he say?

A I said that nobody had moved in
yet. We wanted to know why that was.

Q If he wanted to keep the house
why he said he wanted keep it.

Q That he had some little trouble
in getting ready. I was afraid
because nobody was in it.

Q The cold weather that the
pipes would get frozen.

Q Did he pay any more rent?
A No Sir. He paid only 1 month's rent.
Q How long have you taken possession of the
house since?

A Yes Sir. When we heard of the
sale being there.

Q Did you find any furniture
or evidence of occupancy there?

A No Sir.

Q Did you see the defendant
after that?

60

W. J. [unclear] since his arrest at
Police headquarters in [unclear]
of [unclear] identify him as the
man who hired the house
from [unclear]?

Ryce St.

Care Examination advised.

—H—

61

Latherin Hubbard called by the
people being duly sworn depose
any days

Q where do you reside ?

A Lake Street Hubbard

Q Do you know the house at Lake Street
near Lakeside Avenue of which
the last witness has testified
about ?

A Yes Sir

Q Do you live near that house ?

A Yes Sir

Q How near do you live ?

A 30 feet from it

Q Can you see from your house
into the yard of the premises
of that house at Lake Street ?

A Yes Sir

Q I want you to look at the defendant
Baker and state if you ever saw
him in those premises before
about this ?

A Yes Sir

Q About when did you first see

62

him?

About the early part of December
what was he doing?

He was coming from the front
yard to the back.

Where were you?

I was up at my back window
of your house overlooks this building
Ayosii

Did you see him doing anything

Ayosii just merely passing through

was he going in the house?

Ayosii He was going in the yard

Go there about on the rear
of the premises?

A He was about in Late Street

was he going in the direction
of the house from the house?

A He was going that way when I
saw him?

How many times did you see
him?

A 3 times altogether

Were those times all in the

63

month of December?

A I cannot say that

where they were each after?

A I cannot say that.

Q Did you know how many wells
slipped between the times you
saw him?

A I cannot tell you

Q Did you see him afterwards in
the city of New York?

A Yes in the United States Court House
Q Did you see him also at police
headquarters?

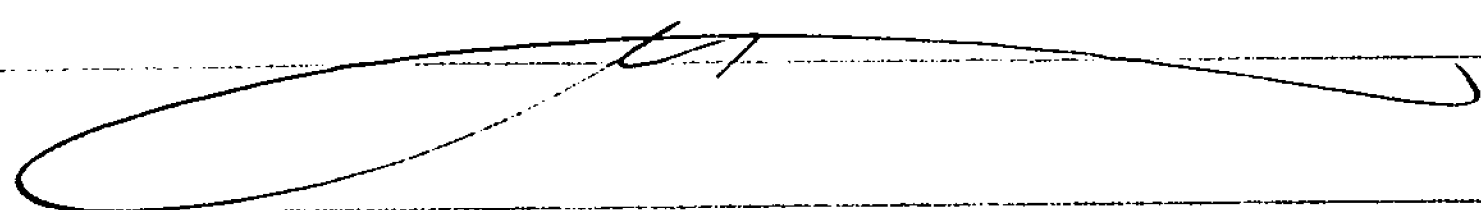
A Yes sir

Q And you identify him as the man
A Yes sir

Q Did you see any articles of furniture
moved in or out of that house?

A No sir

Cross Examination waived



64
64
2

John Clark Recalled for
further cross examination
that was the young fellows name
you want to see?
A John Murphy. I suppose he is
home I don't know the number
of his house it is in Washington
Street near 13th Street on the south
side of the street. He is a bailer
man. After I left him I
took a walk as far as 4th St
West. By 9th Avenue I came
down 8th Avenue West, I guess
it was then a little after one
o'clock I had no purpose in
taking the walk. It is in one
half an hour or more I
left 13th Street about 10:30. I
didn't say it was 7:30, when
I left there I left my house
I said at 7:30. I remained
in Ben's half an hour or
more. It was about 7:30 then
I left there then I came to

65

16th Street Street & 9th Avenue and
remained there 10 minutes on
the South west corner I generally
stood there then I went to 13th Street
to see Murphy I don't know
how long that took me, so after
that when it seemed being it
up to 9 o'clock about. ^{from} 44th
Street & 4th Avenue I walked to
Hudson Street to Canal only
taking a walk I once in a
while take these walks for
the good of my health ^{from}
there I crossed to the Battery
^{from} Battery to Beekman St
^{from} thought Beekman to Hudson
Street only for a walk that
was all. ^{from} then I walked across
14th Street I stood there a
while at the produce place
thought I would see some fellow
I knew I don't think Fitzpatrick
he lives on 13th Street I don't
know the number and another

66

man I can't call by name and
you & others they generally stand
under the awning at the police
place it is better for them to
stand there than go to a liquor store
on 14th Street. Try to assume the
South West corner I can't give
you the names of any other at
present. I am associated with
them 3 or 4 months I know of it
quite a number of persons.

There was Mike M. Conky
I don't know where he lives
I don't know the other names
now. I didn't meet any of
these men there I stayed there
about 3 quarters of an hour.

It may have been after 10 o'clock
that I went there I don't think
it was raining at this time
I generally see these men there
than I haven't noticed the
before I don't know of any
place that I went after that

69

I did not go to bed that night because
I was arrested at 14th Street and
9th Avenue. From 14th Street I
went to 11th Avenue then to 19th
Street and 10th Avenue. And then to
19th Street and 8th Avenue. And then
16th Street and 9th Avenue. I don't
know how long I walked
around. From 16th Street and 9th
Ave. I went to 14th Street and 9th
Avenue again. And then to 16th Street
and 10th Avenue. And I stood there a
while and saw nobody. I knew I
didn't expect to meet anybody.
And from 16th Street I went to 9th
Avenue again. I was just walking
around. I got to where the officer
arrested me because I saw
three women going down
9th Avenue to 16th Street as I did
you before. And I followed them.
The woman appeared a little
nervous. And I followed her. The
men were sober. I followed

68

them to the backhead of the human
yard. I left them I turned and
came back to 13 Avenue and
the officer arrested me. I picked
up this bag in 13th Avenue.
near the river side I was walking
in the street when I saw it there
are no car tracks there. And when
I saw the bundle I stopped because
it was visible I saw it this
way (describing) it was not raining
then, I was going to take it
home when I was arrested
I took the stuff out because
the water was dripping and then
I carried it this way (describing)
I walked or swam unless I
was arrested I think a little
I didn't meet any person that
night that I knew I didn't go
back to Beane's liquor store
after the first time I can't
give you the name of any
person that I met. I am not

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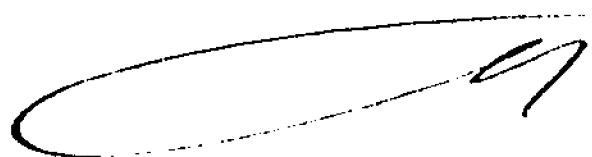
69

a drinking man. Stole the
stuff out of the bag at 10 to 12
and 13 to 14 I just lost it
down and took it out (describing

W

70
1

Michael David Rosales
When you first saw the prisoner
was he carrying this bag?
A He had the bag over his back
when I first saw him under
the Electric lights in 14th Street
New York Avenue



71.

George William Roscoe.
Q. When you were arrested were you
with any person?

A. Yes sir. Mr. O'Brien the depen-
dant.

Q. Where was he?

A. Right in front of my door.

Q. Did you have a conversation?

A. He said something I don't know
what he said. I was leading
my maverack to put in on when
I got arrested.

Q. Had you not some conversation
then about taking the goods
from Haberman?

A. I cannot say.



92

Patron ~~Frank~~ called by the
People being duly sworn
deposed ^{that} says

Q you are an officer of the
precinct?

A yes.

Q have you seen the defendant
William ^{and} A. Brice?

A yes sir.

Q did you meet the defendant
William?

A yes sir.

Q about when?

A 23^d of December

Q where did you meet him?

A in front of his aunt house
21 Bevanfield Street

Q did you see the defendant O'Brien
in company with him when
you met him?

A yes sir.

Q what was he doing?

A He was in conversation when
I saw him that is all I know

93

about the matter

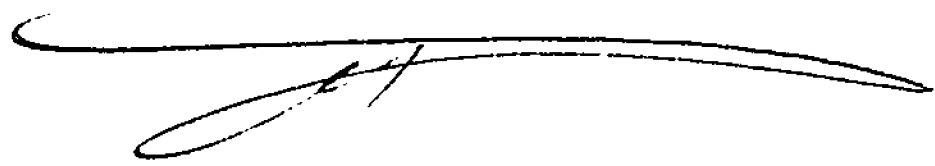
Were you with Sergeant Mulvey
when O'Brien was arrested?

Answered

I believe did the arrest take place
at corner of 16th Street & 8th Avenue
about an hour after meeting
McCluney

Was there any person in your
company with O'Brien?

Answered Roberts.



74

Thomas Mulvey being called by
the people being duly sworn
deposed ^{my} says

Q Did you arrest the defendant
O'Brien?

A Yes sir

Q You were sergeant detective?

A Yes sir

Q Where?

A Corner of 16th Street & 4th Avenue
Q Do that new Bloomfield street

Avenue quite away from there

Q You had been there that day?

A Yes sir

Q Did you see Roberts in company
with O'Brien?

A Yes sir

Q Did you see Officer Handy of the
Central office that day?

A Yes sir

Q Did you see him before or after
the arrest?

A Before.

Q Was he on duty with you for

95

the purpose of arresting these
dependants?

Answer:

Where did you see him before
the arrest?

A I saw him on the corner of Little
13th Street & 10th Avenue

Q Do you remember what time
of day that was?

A Between 11 & 12 o'clock

JP

96

In that study called by the
people being duly sworn before
law says

If you are a sergeant detective
F. J. J. Central office

Did you go to the house in Lane
street and Callowade Avenue in
London during December
any time?

Answer

There are above there on the premises
also a little way from the
house on the grounds

Did you examine the premises
there?

Answer

Did you find any cases of goods
Yes I found 3 cases that were
quite full but one case was
empty

Did you notice if there were any
marks on the cases?

All the cases were all scratched off
That is they bore evidence of

77

more as they were scratched off
Assess

Q where did you bring the cases to
A To the Central office.

Q are they there yet?

A I don't know whether the owners
got the property I left them there
Q Do you remember officer
Mullvey's testimony as to the
day O'Brien was arrested?

Assess

Q you heard him testify that he
met you at Little 12th Street
Assess in a building there
Q were you on duty there for the
purpose of effecting an
arrest?

Assess

Q Do you know the time of day
that that arrest was made
A About noon time

Q Did you see the defendants
O'Brien around there prior to
the arrest?

718

Ayer I saw him on 2 occasions
that same morning the
first was 9 o'clock he came
along to the arcade and he
went in a saloon ^{and} he came
out of the saloon and were
speaking with a woman who
pointed the way for him
it was about an hour and a
half after he went in that he
came out

Q Did you see the defendant at
all that day?

A No Sir I didn't make the meet
at 11 o'clock

Q Did you see the defendant
Roberts at any time prior to
the arrest?

A I saw him once in Hudson Street
near little 12th one of those
streets that runs through there



79

Patron's Hunt Recalled
you see the seat transferred
from the house of Bloomfield
street?
Ayco's
you conducted it to head
quarters:
Ayco's

—

80

John Clorn Recalled.

Q Did I understand you today
inferred there were one or two
rolls of silk in that bundle?
A There were two packages that
I saw with ^{no} paper around it
Q There was nothing about it
only the bag?
A That was all

8/1

Patron F. Hunt Received
When you arrested I saw how
many bundles of wire are
in his possession?

A few rolls but it was all in
one bundle.

It was wrapped in paper?
A Partly some paper around it

—

82

During forty years and
the part of the people being duly
in our dearest ^{the} camp.

If you are a young and debeture,
Ayessii

If you know the dependant
Roberts,

Ayessii

If you know the dependant
O'Brien,

Ayessii for 9 months by sight
of the early part of December
did you see O'Brien and Roberts
together in the city of New York
Ayessii

When did you see them together
during the summer months
around that neighborhood I
saw them down at Chamber
Centre Street on one occasion
If you would show up Centre St
to Broome and running after passing
I kept them there and I saw the
old gentleman O'Brien in

83

McKays signer stone
Garden did you last see him there
A Sometime in the summer two
or three times

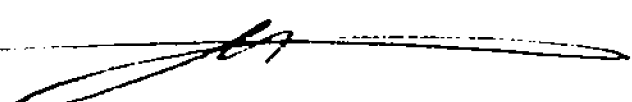
Did you ever see Roberts there?
Answer

At the time you saw O'Brien and
Roberts together were they under
surveillance?

Object as to

By the Court objection

Sustained



84

John Bean called by Defendant
 Counsel Mr Sullivan being
 duly sworn deposes ^{that} says
 that you reside
 at 398 4th Avenue
 what is your business?
 A Ice cream keeper
 How long have you been there
 A 2 years
 How long in the city of New York
 A 24 years
 Do you know Clark?
 Answer Sir
 How long have you known him?
 A 25 years
 It has been testified to by him
 that he was in prison on several
 occasions?
 Answer Sir
 If you have known him before ^{and}
 since?
 Answer Sir I know him 25 years
 Do you know him well?
 Answer Sir

85

What has been his character
do you know anything against
him in the last 9 or 10 years?
Answer

Cross Examined }
By the last atty }

If you have heard Clarks testimony
about visiting your place on
a certain night?

Answer I remember the night
he had reference to

Where you in the saloon that night
Admiring for myself
About what time did he
go in the saloon?

I remember him coming in
there but I cannot tell you
within an hour about 8
o'clock to my best recollection
I was not interested in the case
at that time

Was there anything particular
about his visit that you remember
Anything more than seeing him there

36

Q How did you know that it
was the night he testified to
A Because I heard he was arrested
next day.

Q Have you stated to any person
that he called in at a different
house than you have here stated
Answer: I stated different stories
about the store that he was in
there maybe at 7 or 8 o'clock
Q Did you think it was later than
that?

Answer: I don't.

Q Was it not true before that he
was there?

A I cannot tell within an hour
it was the early part of the
evening

Q Did you tell the officers that
it was near 10 o'clock?

A I did not I told him I could
not tell within an hour
as to the exact time

Q Were the men close together

87

of yours?

He says he may be in for 3 weeks
Did you know him before he
went to State prison?

Asked you knew him 20 years
ago you know how many times
he had been to State prison?

Answer

If you heard that he has been
to State prison

it only what I heard since he
was arrested

[Signature]

88

Michael David Rosales

Did you have a conversation
with the last witness?

Answer

I state what it was

Q. I asked him if he was interested
in the Elm case. He said

he only came down to look in

at. I asked you said he was in

your place that night at 10

Q. What? He said

he could not tell within

an hour or two is that so?

A. I don't remember his saying
anything like that

The further hearing was
then adjourned to January
16th 3:30 P.M.

Police Court—1st District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 304 East 55th Street, aged 40 years,
occupation Chief Special Agent Treasury Dept U.S. being duly sworn
deposes and says, that on the 16th day of December 1887 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:

Four bales of silk of the value of
about Three Thousand dollars

the property of Sulzbacher Gitterman & Co Passavant
& Co and Begg Deniker & Co in the care
and custody of the United States Government
and that this deponent

do not suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by George Williams, Andrew Roberts
and William Brien from the fact that on

the 17th day of December 1887 one of the owners
or consignees of a portion of said
property called at the United States public
store corner of Laight and Washington Streets
and presented a proper order for a portion
of the aforesaid property and deponent is
informed by the delivery clerk in said public
store that all of the above described property
was missing and delivered to the defendant
Williams. Upon the production and delivery
of two forged orders and deponent is further
informed that the defendant Brien and
Roberts made said forged orders and that the

Sworn to before me this

1887

Notary

Defendant Brian gave said orders to the
defendant Williams. Wherefore deponent
charges the said defendants with acting
in concert with each other as deponent
is informed and believes and prays that
the said defendants may be apprehended
and dealt with as the law directs

Sworn to before Me this

6th day of January 1889

Manning F. Holahan

Deputy Sheriff

Police Justice

Police Court—

District.

Affidavit—Larceny.

City and County
of New York, } ss.

of No. 304 East 55th Street, aged 40 years,
occupation Special Agent Treasury Dept U.S. being duly sworn
deposes and says, that on the 15 day of December 1888 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:

Four Cases of Silk of the Value
of About Three thousand dollars—

the property of Leuzbacher, Littenman, & Co. Passavants
& Co and Reg. Service & Co. and in the care
and charge of the United States Government

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

James Clark (nowhere)
from the fact that on said date the
said property was feloniously taken
stolen and carried away from
the United States Government
Public Stores located on the Corner of
Washington and Fifth Sts. That deponent
is informed by Michael Dvor that
he arrested the said Clark and found
in his possession about One hundred
and fifty yards of Silk which has
been identified as a portion of the
property taken stolen and carried away
from said Public Stores as deponent
is informed by Special Agent Montgomery

Maunice F. Holahan

Sworn to before me, this 15 day
of December 1888
Police Justice

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Police Officer of No. 16th Avenue

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Maria J. Holahan

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

Sworn to before me, this 10

day of January 1888

Michael Dowd

Salon Belmont
Police Justice.

Sec. 109-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer.

George A. Williams

Question. How old are you?

Answer.

35 Years -

Question. Where were you born?

Answer.

N. Y.

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

Answer.

21 Bloomfield Street 4 Months

Question. What is your business or profession?

Answer.

Promice Vendor -

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 demand an Examination

George A. Williams

Taken before me this

10

Day of *May* 188*8*

John J. Smith

Police Justice.

POOR QUALITY
ORIGINAL

0790

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

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

Question. What is your name?

Answer. *Andrew Roberts*

Question. How old are you?

Answer. *50 Years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *New York City*

Question. What is your business or profession?

Answer. *Port Keeper*

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 demand an Annulment*

Andrew Roberts

Taken before me this

10

Day of

1888

John R. Smith
Police Justice.

POOR QUALITY
ORIGINAL

0791

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question. What is your name?

Answer.

Michael Brin

Question. How old are you?

Answer.

47 years -

Question. Where were you born?

Answer.

State of New York

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

Answer.

Refused.

Question. What is your business or profession?

Answer.

Ward Keeper -

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 demand an examination

Michael Brin

Taken before me this

10

day of

May

1888

at

Michael Brin

Police Justice.

POOR QUALITY
ORIGINAL

0792

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this _____ day of _____ 188 }

Police Justice.

POOR QUALITY
ORIGINAL

0793

Sec. 151.

District Police Court.

CITY AND COUNTY
OF NEW YORK,

In the name of the People of the State of New York; To the Sheriff of the County
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 Maurice A. Glahan

of No. 304 East 5th Street, that on the 15 day of December
1888 at the City of New York, in the County of New York, the following article to wit:

Four Cases of Silk

of the value of about Three Thousand Dollars,

the property of George A. Williams, Pasca & others in the cars and
and taken, etc., and as the said complainant has cause to suspect, and does suspect and
believe, by George Williams, Andrew Roberts and William Brien

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 ies of the said Defendant and forthwith
bring them before me, at the 1st 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 16th day of January 1888
John B. Smith POLICE JUSTICE.

POLICE COURT, 1st DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maurice A. Glahan

George Williams
Andrew Roberts
Michael Brien

Warrant-Larceny.

Dated Jan'y 16th 1888

Smith Magistrate

Michael Williams Officer

The Defendant George A. Williams
Andrew Roberts Michael Brien
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Green-Metal Officer.

Dated Jan'y 18th 1888

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest Jan'y 10th/1888
George A. Williams 21 Bloomfield St.
Andrew Roberts Michael Brien
Native of N.Y. city.

Age, 1 35 yrs

2 50

3 67

Sex M

Complexion, 1 fair

Color 1 blue

Profession, 1 Printer

Married 3 yes

Single, 2 yes

Read, 3 yes

Write, 1 yes

POOR QUALITY
ORIGINAL

0794

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

Police Court-1st District.

THE PEOPLE, vs.
ON THE COMPLAINT OF

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

Dated January 16 1888

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

James William Brown

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 George William Brown

and William Brown guilty thereof, I order that they be held to answer the same ~~and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.~~

~~and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.~~

Dated January 16 1888 Solomon Smith Police Justice.

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

Dated _____ 1888 _____ Police Justice.

There being no sufficient cause to believe the within named Armed Robert and James Brown guilty of the offence within mentioned, I order they to be discharged.

Dated January 16 1888 Solomon Smith Police Justice.

POOR QUALITY
ORIGINAL

0795

People
as
Michael Brian
& Ann

Exhibits

District Attorney's Office
City & County of
New York

COURT OF GENERAL SESSIONS.

----- x
The People &c., :
--against-- :
Michael Berman :
x ----- x

Sir:-

Please take notice that I will move in Part ^{to} One of
the Court of General Sessions, on ~~Tuesday~~ ^{Friday}, October 14th.,
1889, for the discharge of the above named defendant under
Section 668 of the Code of Criminal Procedure.

Purdy & McLaughlin,

Counsel for Defendant,

No. 280 Broadway,

New York City.

To

John R. Fellows,

District Attorney,

N. Y. Co.

Dated, New York, October 7th. 1889.

POOR QUALITY
ORIGINAL

0797

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

..... being duly
sworn, says that he resides at No Street, in the City of
New York; that he is years of age; that on the day of
18....., at Number in the City of
New York, he served the within on
the by leaving a copy thereof with

Sworn to before me this
day of 18 }

U.S. Court of Gen. Sess.

The People

Plaintiff,

against

Michael Bruce

Defendant.

Notice of Motion

PURDY & McLAUGHLIN,

Attorneys for

No. 280 BROADWAY, New York City.

Due and timely served on of the within

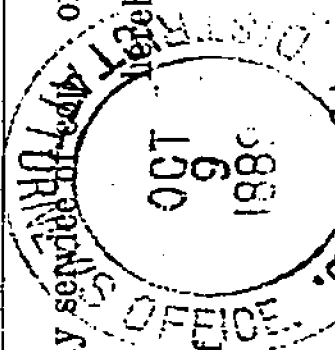
hereby admitted

this day of 18

Attorney.

To *John A. McLaughlin*

District Attorney



District Attorney's Office.

PEOPLE

vs.

George A. Williams
+ Michael Brien }
Custom House case

Williams witness
for the State though
his air the silk was
recovered

Affidavit & c as to
character

POOR QUALITY
ORIGINAL

0799



Brooklyn, May 25th 1888

Dist Atty. Fellows

New York City

Dear Sir

I wish to say that I have known
Geo. Williams for 20 years and
know him to be Honest, sober,
industrious and in every way a good
young man.

Very Resp yours

Daniel Lake
County Auditor
Kings County

State of New York }
City of Brooklyn } S S
County of Kings }

William P. Williams being duly sworn deposes & says that he resides at 191 Prospect Ave in the City of Brooklyn and that he has been a Member of the Police Department for 23 years and that George A. Williams is his son and up to this present case now pending against George A. Williams he has lived an honest & industrious life he has a wife & two children - and can at any time procure Highest Recommendations for Honesty & Trustworthiness for any position from the best Business men in the City of Brooklyn - and from what information I have from this case he was drawn into it by older men who have been deep in crime all their lives time and men I have known as a Police detective for years and men who are capable of deceiving the best young men in world

William P. Williams

(over)

Sworn to before me
This 26th day of May 1888
Benj. T. Ripston
Notary Public.
Kings Co.

The People
of the County of Kings

George A. Williams

Attorney at Law
of the County of Kings

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

Keiran Donohue Being duly
Sworn deposes & says that ^{he} himself
does Business at No 426 West
St Cor 11th St in the City of New
York and that George A. Williams
now a prisoner at City Prison
was in his employ for some time
and that ^{he} found him Honest &
Industrious & Trustworthy and
in my absence he had charge
of my Business and that he would
willingly give him employment
again or recommend to any one.

Sworn to before me
this 26th of May 1888

Wm M. Hequo.

Notary Public 32.

N. Y. City

Keiran Donohue

POOR QUALITY
ORIGINAL

0003

The People
against
George A. Miceaux

Opposition of
Ramon Donkhu

State of New York
City of Brooklyn
County of Kings

Frederick A.
Newman being duly sworn
deposes and says that he
resides in fifty fifth St Brooklyn
and that he is engaged in
the lumber business at the
dock at the foot of 25th St
Brooklyn.

Deposent further says that
he has known the prisoner
George A. Williams about
fifteen years, and that the
said George A. Williams has
been employed by deposent
for several years and during
deposent's absence from business
said George A. Williams has
had full charge of deposent's
business and collecting
debts due deposent, and
that said George A. Williams
has always been honest,
industrious and sober and
in every way a trustworthy

young man, and defendant
would be perfectly willing
to again employ said George
A. Williams.

Frederick A. Newman

Sworn to before me
this 26th day of May 1888.

Gustaf M. Mendenhall
Notary Public
Chicago

POOR QUALITY
ORIGINAL

0005

Appts. as to Character
Court.

The People
Plaintiff

against
George A. Williams

Defendant

Exhibits of
Frederick G. Newman

ROSWELL H. CARPENTER.
Attorney for
44 COURT STREET,
BROOKLYN, N. Y.

To
Esq.

Attorney for

Due and timely service of a copy of the within

is hereby admitted.

Dated 188

Attorney for

At a General Term of the Supreme Court of the State of
New York, held in and for the First Judicial Depart-
ment, at the County Court House in the City of New
York, on the *tenth* day of *July*,
in the year of our Lord one thousand eight hundred
and eighty-*nine*.

Present,

The Honorable, *Charles H. Van Brunt, P. J.*

The Honorable, *John R. Brady, c*

and The Honorable, *Charles Daniel, J. J.*

THE PEOPLE OF THE STATE OF NEW YORK,
Respondents,
against

Michael Buier,

Appellant.

ORDER OF REVERSAL.

The above-named Appellant having been, at a Court of General Sessions of the Peace,
held in and for the City and County of New York, at the City Hall in said City, on the *seventeenth*
day of *May* in the year of our Lord one thousand eight hundred and eighty-*eight*,
convicted by the verdict of a jury of a felony, to wit: *Criminally receiving stolen*
goods
whereupon it was considered by the said Court of General Sessions of the Peace, and ordered and
adjudged, that the said appellant for the felony aforesaid whereof he was so convicted as aforesaid
be imprisoned in the State Prison at hard labor for the term of *five years*.

And the appellant aforesaid, having thereafter duly appealed from the said judgment to this
Court, and the said appeal having come on to be heard in due form of law, and the return herein being
now before this Court, and having been by this Court duly inspected, upon which inspection it has
and doth now appear to this Court that certain errors of law were committed upon the trial of the
above-named appellant in the said Court of General Sessions of the Peace, and this Court upon such
examination and inspection of the said return and the facts herein, there represented, having exercised
its discretion, and having refused a new trial upon the facts herein, and having also refused a new
trial upon the ground that the verdict was against the weight of the evidence,

Now, therefore, after hearing *Ambrose H. Purdy and Abraham Suydam*
of Counsel for the appellant, and *John W. Goff, Assistant*
District Attorney for the respondents, due deliberation being had thereon, it is

Ordered and adjudged, that for the errors of law aforesaid, so found in the said return, and
not for errors of fact, nor as a matter of discretion, the said judgment of the said Court of General
Sessions of the Peace, so appealed from as aforesaid, be, and the same hereby is in all things
reversed, and that the appellant have a new trial, which is hereby ordered, And it is further

Ordered, that the proceedings herein be, and the same are hereby remitted to the said Court
of General Sessions of the Peace.

M. H. G.

*A Copy
Edward T. Reilly
Clerk*

se take notice that an order of which
in is a certified copy, was entered
in the

188

Yours, &c.,

RANDOLPH B. MARTINE,
District Attorney.

Attorney for Appellant.

N. Y. Supreme Court.

GENERAL TERM.

THE PEOPLE,

Respondents,

vs.

Michael Brien,

Appellant.

ORDER OF REVERSAL.

RANDOLPH B. MARTINE,

District Attorney.

Due service of a certified copy of the
within order, is hereby admitted.

New York,

188

Attorney for Appellant.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

George A. Williams
and *Michael Green*

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

George A. Williams and Michael Green

of the CRIME OF GRAND LARCENY IN THE *First* DEGREE, committed
as follows:

The said *George A. Williams and Michael*
Green, both ———

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

four cases of silk of the value
of seven hundred and fifty dollars
each case, and two hundred and
twelve pieces of silk of the value of
fifteen dollars each piece,

of the goods, chattels and personal property of *one the United*
States of America. —

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.

SECOND COUNT—

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

George A. Williams and Michael O'Brien

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *George A. Williams and Michael O'Brien, both* —

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

of value of the value of seven hundred

and fifty dollars each case, and

two hundred and twelve pieces

of value of the value of fifteen

dollar each piece,

of the goods, chattels and personal property of *the United States of America.* —

by *a certain person or persons* to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *the United States of America.* —

unlawfully and unjustly, did feloniously receive and have; the said *George A. Williams and Michael O'Brien*

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

~~RANDOLPH B. MARTINE,~~

~~District Attorney.~~

~~Court of General Sessions of the Peace~~

~~OF THE CITY AND COUNTY OF NEW YORK.~~

~~THE PEOPLE OF THE STATE OF NEW YORK,~~
~~against~~

Third Count.

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

Further accuse the said George A. Williams and Michael Green

of the CRIME OF GRAND LARCENY IN THE *First* DEGREE, committed as follows:

The said *George A. Williams and Michael Green, both*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *21st* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, with force and arms, *one case of silver of the value of seven hundred and fifty dollars, and twenty five pieces of silver of the value of fifteen dollars each piece, of the goods, chattels and personal property of one Charles Friedman the owner, one other case of silver of the value of seven hundred and fifty dollars and twenty nine other pieces of silver of the value of fifteen dollars each piece, of the goods, chattels and personal property of one Henry Deegan, one other case of silver of the value of seven hundred and fifty dollars, and sixty pieces of silver of the value of fifteen dollars each piece of the goods, chattels and personal property of one William Suberger, and one other case of silver of the value of seven hundred and fifty dollars, and sixty other pieces of silver of the value of fifteen dollars each piece,*

of the goods, chattels and personal property of one *Herman Passavant,*

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.

Fourth
SECOND COUNT—

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

Eugene A. Williams and Michael O'Brien

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Eugene A. Williams and Michael O'Brien, both* —

late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, one case of bills of the value of seven hundred and fifty dollars, and twenty five pieces of bills of the value of fifteen dollars each piece, of the goods, chattels and personal property of one *Charles Sigelman the younger*, one other case of bills of the value of seven hundred and fifty dollars, and twenty nine other pieces of bills of the value of fifteen dollars each piece, of the goods, chattels and personal property of one *Henry Albee*, one other case of bills of the value of seven hundred and fifty dollars and ^{other} sixty pieces of bills of the value of fifteen dollars each piece, of the goods, chattels and personal property of one *William Subgrader*, and one other case of bills of the value of seven hundred and fifty dollars, and sixty eight other pieces of bills of the value of fifteen dollars each piece, —

of the goods, chattels and personal property of one *Herman Cassavant*,

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Charles Sigelman the younger, Henry Albee, William Subgrader and Herman Cassavant*, unlawfully and unjustly, did feloniously receive and have; the said *Eugene A.*

Williams and Michael O'Brien

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

JOHN R. FELLOWS.

~~RANDOLPH D. MARTINE~~

District Attorney.

0013

BOX:

294

FOLDER:

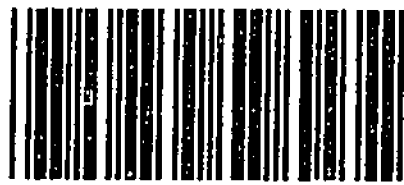
2804

DESCRIPTION:

Willson, John

DATE:

01/27/88



2804

POOR QUALITY
ORIGINAL

0014

Witnesses:

E. Ringgold
Officer Barry

Real Name M. G. Mack

466

Counsel,

Filed

1888

Pleads,

THE PEOPLE

vs.

John Wilson

JOHN R. FELLOWS,

District Attorney.

A True Bill.

James C. M.

Foreman.

Part III February 1/88

Pleads

Attempted Burg 3d deg.

W. H. S. P.

Burglary in the Third degree.
Section 498, 506, 528, 532.

POOR QUALITY
ORIGINAL

0815

Police Court—2 District.

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

Eugene Ringgold
of No. 416 East 119th Street, aged 40 years,
occupation Shoe salesman being duly sworn.

deposes and says, that the premises No 383 Canal Street,
in the City and County aforesaid, the said being a ~~three~~ four story
brick building

and which was occupied by ~~deponent~~ ^{deponent} as a shoe store, and of which
and in which there was at the time a human being, by name

Deponent was manager for B. Walther
were BURGLARIOUSLY entered by means of forcibly smashing a
heavy plate glass window pane in the
show window of said store

on the 21st day of January 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

men's shoes of the value of about
ten dollars \$10 a quantity of

the property of Benjamin Walther
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
John Wilson, now here

for the reasons following, to wit: Deponent securely locked
and closed the said premises at 10:45
p.m. on said date. On entering the
said store at 8:20 a.m. on Dec 23,
deponent discovered that the said
burglary had been committed. Deponent
is informed by Policeman James
J. Barry of the 8th Precinct that about
11:30 p.m. on said date, he saw

POOR QUALITY
ORIGINAL

08 15

the defendant and two others
not arrested standing very close
to the said broken show window.
that said Barry gave chase and the said
three men ran away; that the said
Barry followed the said three
men and arrested the defendant
and did not lose sight of
him either from the time he
was standing at the said window
until the time he was arrested.

Subscribed before me this
23d day of January 1888

Eugene Ringgold

James C. Reddy
Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

23.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

POOR QUALITY
ORIGINAL

08 17

CITY AND COUNTY }
OF NEW YORK, } ss.

James F. Barry
aged 27 years, occupation Police of No. 542

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

Sworn to before me, this 23
day of January 1888 James F Barry

Samuel H. Smith
Police Justice.

POOR QUALITY
ORIGINAL

0018

Sec. 198—200

2 District Police Court.

CITY AND COUNTY)
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

John Wilson

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer,

U.S.

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

Answer.

64 Varick

Question. What is your business or profession?

Answer,

Printer

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. I had nothing to do with the burglary

John Willson

Taken before me this

29

day of

January
188*7*

Sam'l A. Smith
Police Justice.

POOR QUALITY ORIGINAL

0019

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

Police Court-- 2 District. 150

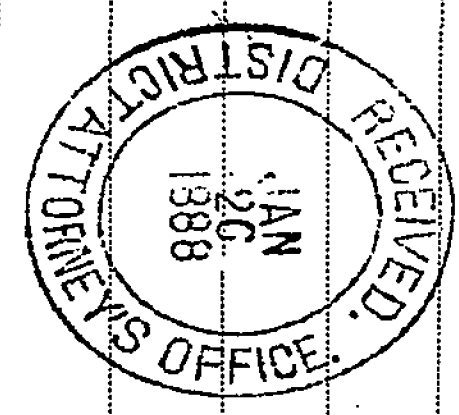
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Eugene Ringgold
476 E. 119 St
John William
2 _____
3 _____
4 _____
Offence Burglary

Dated Jan 23 1888
O'Reilly Magistrate.

Beary Officer.
Precinct.

Witnesses
Callahan

No. _____ Street _____
No. _____ Street _____
No. _____ Street _____



N _____ Street _____
\$15000 to answer SD
Committed

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 Fifty 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 Jan 23 1888 Paul J. [Signature] Police Justice.

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

Dated _____ 1888 [Signature] Police Justice.

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

Dated _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0020

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Wilson

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

John Wilson —

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

The said *John Wilson*.

late of the *Twelfth* Ward of the City of New York, in the County of New York, aforesaid, on the *Twelfth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Store* of one

Benjamin Walter —

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Benjamin Walter —

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

POOR QUALITY
ORIGINAL

0021

SECOND COUNT—

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

John Wilson —

of the CRIME OF ~~Perjury~~ LARCENY.—

committed as follows:

The said *John Wilson*.

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

Five shares of the value of Two
dollars each.

of the goods, chattels and personal property of one

Benjamin Walther.—

in the ~~store~~ of the said

Benjamin Walther.—

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

John R. Kellogg
Attorney

0822

BOX:

294

FOLDER:

2804

DESCRIPTION:

Wilmot, Peter

DATE:

01/10/88



2804

POOR QUALITY
ORIGINAL

0023

#89
HARR

Counsel,
Filed day of Jan 1888
Pleads Guilty.

THE PEOPLE
vs.
Peter Wilmet
Assault in the Second Degree.
(Section 218, Penal Code.)
Sentenced by Court Jan. 10/88

JOHN R. FELLOWS,
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
Foreman.

Part III Jan. 20/88
1/11/88
1/11/88
1/11/88

#89
Witnesses:
Thos. Farney
Mr. Walker
Off Farney
Comp. for shooting
with a gun.
Arrested in 1878 or 79.
Sent for a medal
for serving 2 years

PA

POOR QUALITY
ORIGINAL

0024

Police Department of the City of New York,

Precinct No.

New York, 188

May 14th 1878 at 142 A.M.
James Merrick of 335 Livingston st
charged Peter Helms of 76 Silangen st
with the assault by shooting him in
his left breast with a pistol in Tompkins
near Grand st.
Complainant's residence Feb 14th 1879

Lucy Webb

POOR QUALITY
ORIGINAL

0025

Police Court—3rd District.

City and County { ss.:
of New York,

of No. 40 Sheriff Street, aged 27 years,
occupation Steam-fitter being duly sworn
deposes and says, that on the 3rd day of January 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Peter Wilmoth, now here, who
violently cut deponent three
several times on the face,
with the blade of a knife
which knife he Wilmoth, then
held in his hands.
That deponent was so Beaten

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 3rd day

of January 1888

Thomas Farnes

J. M. Patterson Police Justice.

POOR QUALITY
ORIGINAL

0026

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

3 District Police Court.

Peter Wilmoth 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. Peter Wilmoth

Question. How old are you?

Answer. 42 years of age

Question. Where were you born?

Answer. New York

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

Answer. No. 8 Mangin St. 6 months

Question. What is your business or profession?

Answer. Private Watchman

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
Peter Wilmoth

Taken before me this

day of January

188 8

3 Jan

John D. Sullivan
Police Justice.

POOR QUALITY
ORIGINAL

0027

BAILED,
No. 1, by Anthony Jancinoy
Residence 608 Grand Street
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____
No. 5, by _____
Residence _____
No. 6, by _____
Residence _____
No. 7, by _____
Residence _____
No. 8, by _____
Residence _____
No. 9, by _____
Residence _____
No. 10, by _____
Residence _____

Police Court- 3rd 26
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Jancinoy
40 Street
Peter Wilmut
2nd David Lane

3
4

Offence Assault
felonious

Dated January 3 188 8

William Magistrate.

William Officer.

12 Precinct.

Witnesses Augustine

No. 139 Street.

No. 139 Street.

No. 68 Street.

No. 357 Street.

No. 15th Street.

Conrad

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 _____

Peter Wilmut

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifteen 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 January 3 188 8 W. J. Patterson 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0020

COURT OF GENERAL SESSIONS.

.....X
THE PEOPLE, &c.,

vs.

PETER WILMOT.
.....X

Sir:-

Please take notice that I will move, on the annexed affidavits, in Part Three of the Court of General Session on Monday, November 26th, 1888, for remission of fine imposed by Recorder Smyth, on January 20th 1888.
Dated, New York, November 22, 1888.

Ambrose H. Purdy,
Attorney for Deft.
280 Broadway,
New York City.

To Hon. John R. Fellows,
District Attorney,
New York City.

COURT OF GENERAL SESSIONS.

.....X
THE PEOPLE, &c.,

VS.

PETER WILMOT.
.....X

CITY AND COUNTY OF NEW YORK. : SS.

WILLIAM LEONARD, being duly
sworn, says, he resides at *191 Prince* Street,
in the City of New York.

That he knows the defendant's family to be in
destitute circumstances and dependent upon friends, that
deponent will see that the defendant is employed if dis-
charged.

Sworn to before me, this
22nd day of November, 1883.

Wm. H. Leonard

Jas. H. Driscoll
COMMISSIONER OF DEEDS,
N. Y. C.

POOR QUALITY
ORIGINAL

0030

3

COURT OF GENERAL SESSIONS.

.....X
THE PEOPLE, &c.,

vs.

PETER WILMOT.
.....X

CITY AND COUNTY OF NEW YORK, : SS.

B R I D G E T W I L M O T, being duly
sworn, says, she resides at No. 315 Rivington Street,
that she knows the family of defendant, and that they
are in very poor circumstances and have little or no sup-
port, except what they receive from friends, that depo-
nent can get employment for him as soon as discharged,
deponent having been promised a place for him.

Sworn to before me, this :

22nd day of November, 1888. :

Bridget Wilmot

John G. Reed
COMMISSIONER OF DEEDS,
N.Y.C.

COURT OF GENERAL SESSIONS.

.....X
THE PEOPLE, &c.,

vs.

PETER WILMOT.
.....X

CITY AND COUNTY OF NEW YORK. : SS.

J O H N W I L M O T , being duly sworn,
says that he is the brother of the defendant and that
he resides at No. 315 Rivington Street in the City of New
York; that the defendant's family are suffering from
great want, that the family are entirely dependent upon
friends for support; that deponent has done everything
he can for them, but can no longer afford it and as his
term has expired, deponent prays that the fine be remit-
ted and the defendant discharged, as it would be an act
of charity and the means of providing for his home, for
his family.

Sworn to before me, this :
25th day of November, 1888.: *John Wilmot*

Wm. C. Smith
COMMISSIONER OF DEEDS,
N. Y. C.

POOR QUALITY
ORIGINAL

0032

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.,

VS.

PETER WILMOT.

NOTICE.

Ambrose H. Purdy,
Att'y. for Defendant,
No. 280 Broadway,
New York City.

*In accordance
of the papers in
the case concerning
Me. What the price
of the household
should be given
Marian Dean
Apr 26/98*

*John C. Holloway
Writ. atty.
per Gray*

POOR QUALITY
ORIGINAL

0033

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Widmuth

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

Peter Widmuth

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

The said *Peter Widmuth*.

late of the City and County of New York, on the *third* day of

January, in the year of our Lord one thousand eight hundred and
eighty*seven*, with force and arms, at the City and County aforesaid, in and upon one

Thomas Samary.

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said *Peter Widmuth*.

with a certain

knife

which *he*

the said

Peter Widmuth

in *his* right hand then and there had and held, the same being then and there a *weapon*

and an instrument likely to produce grievous bodily harm, *him*,

the said *Thomas Samary*, then and there feloniously

did wilfully 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 R. FELLOWS.

District Attorney

0034

BOX:

294

FOLDER:

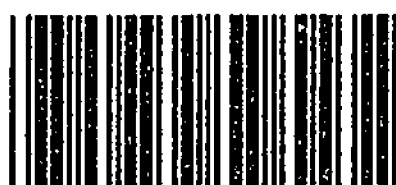
2804

DESCRIPTION:

Wilson, Frank

DATE:

01/09/88



2804

POOR QUALITY
ORIGINAL

0035

* 88-

Witnesses:

Chas. A. W. French

Counsel,

Filed,

Pleads,

9 day of Jan'y 1888

THE PEOPLE

vs.

Frank Wilson

Grand Larceny second degree
[Sections 528, 531 Penal Code]

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Samuel L. Dr

Jan'y 1888 Foreman.

Charles G. Gaulty

S. J. Swogood

POOR QUALITY
ORIGINAL

0036

Police Court—2 District.

Affidavit—Larceny.

City and County
of New York, } ss.

of No.

61 East 11th

Street, aged 26 years,

occupation

Clerk

being duly sworn

deposes and says, that on the 14 day of December 1887 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 coat and one vest pair
of pants. all of the value of
forty dollars
(\$40.00)

the property of

Deponent

and that this deponent

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

from the fact that deponent missed said property from his room in said premises on the above mentioned date. And the said defendant who was employed in said premises as a waiter disappeared on the same day and deponent did not see him until ~~until~~ after his arrest on the 30th day of December. Deponent is informed by Officer John J. Sullivan of the 11th Precinct Police that after he arrested the said defendant he the defendant gave him the officer a pawn ticket representing the coat and vest above mentioned and also showed him

POOR QUALITY
ORIGINAL

0037

where said pants were pawned, and
admitted and confessed to him the Officer
that he did take steal and carry away
said property.

Wherefore defendant prays the said defendant
may be held and dealt with according to
law.

Served to before me
this 21st day of Dec/1887

W. A. Stepien

J. P. Reilly
Police Justice

POOR QUALITY
ORIGINAL

0030

CITY AND COUNTY }
OF NEW YORK, } ss.

John S. Sullivan
aged _____ years, occupation *Police Officer* of No. _____

11th Street Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Charles A. Herpich*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this _____

day of _____

188

John S. Sullivan

P. J. Coffey
Police Justice.

POOR QUALITY
ORIGINAL

0039

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Francis Wilson

Question. How old are you?

Answer.

29 years old

Question. Where were you born?

Answer.

Newark N.J.

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

Answer.

61 East 11th St & Mrs

Question. What is your business or profession?

Answer.

Waiter

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

Answer.

I am guilty

Frank Wilson

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0040

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

Police Court- District.

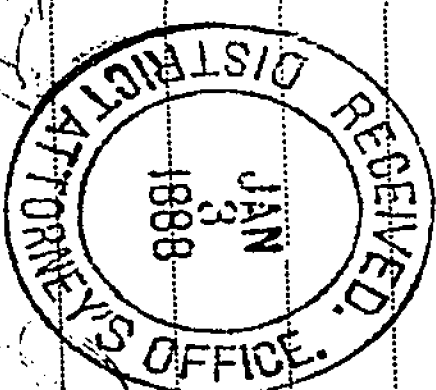
THE PEOPLE, &c.,
ON THE COMPLAINT OF

1761 East 141st St
Francis Wilson
2
3
4
Offence

Dated Dec 21 188

Magistrate.
John D. Sullivan

Witnesses
John D. Sullivan
No.
Street



No.
Street
to answer

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

Francis Wilson

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 Dec 21 188

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 he to be discharged.

Dated 188

Police Justice.

POOR QUALITY
ORIGINAL

0041

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Franka Wilson

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

Franka Wilson

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Franka Wilson*,

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

one coat of the value of
twenty five dollars, one set of
the value of five dollars and
one pair of trousers of the
value of ten dollars,

of the goods, chattels and personal property of one *Charles A. Herjida,*

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 R. Fellows,
Attorney

0842

BOX:

294

FOLDER:

2804

DESCRIPTION:

Wilson, Frederick

DATE:

01/27/88



2804

POOR QUALITY ORIGINAL

0043

481

Witnesses:
Officer Higgins

~~Evidence in this case insufficient
for conviction
Date, Jan 18 1888
Dep. Sec. of State~~

The evidence herein so, in
my opinion, insufficient to
sustain the indictment
accordingly recommended
dismissal
Feb 18 1888
App. Sec. of State

Counsel,
Filed, *Jan 18* 1888
Pleads, *Not Guilty*

THE PEOPLE,
vs.
B
Frederick Wilson
VIOLATION OF EXCISE LAW
(Keeping Open on Sunday.)
(III Rev. Stat. (7th Edition), page 1889, Sec. 6)

JOHN R. FELLOWS,
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
[Signature]
On mo. of Dist. Atty. Indict.
dro. & bail discharged.
Feb 8/88
[Signature]
J.P.S.

Court of General Sessions.

The People
against
Frederick Wilson } Revere.

Depositions:
Frederick Wilson:

67 Monmouth Street,

I am bar keeper for Mr. Andrew Mc-
Carthy, at his saloon No. 72 Oliver Street.
On the 22^d of January, 1888, at about
8.30, P.M., I went to the said saloon
for the purpose of keeping up the fire.
It was a very cold night. Three friends,
Messrs. Phene, Redding and Haggerty
were in my company. I was in the
saloon for only about 10 or 15 mi-
nutes. I raised the curtains of the
store windows, so that any one
could see from the street what was
going on in the saloon. Just after
I had raised the curtains, the
officer came in and arrested me.
Neither I, nor my friends took
any drinks while we were in
the saloon. There was a light burning
in the place; the door was not locked.

Harry Redding.

105 Monroe Street.

I am a bar tender, but have been out of work for the last two months. I have known the defendant for three to four years. I was in his company when he was arrested on the 22^d of January, 1888. I have heard his above statement, and know of my own knowledge that the same is true.

Michael Higgins,

Patrolman 4th Precinct

On the evening of January, the 22^d, 1888, I saw several parties come out of the hallway of No. 42 Oliver Street, where the defendant is employed as bar keeper. I tried to get in, but the door of the saloon was not opened. Thereafter I met a woman in the street, who said she wanted to get a drink. She went to defendant's place and when she was admitted, myself and officer Clark also entered the room. The woman asked for a whisky, and the defendant told

her to go into the box. While she was going towards the box, the defendant recognized officer Clark, and thereupon I arrested the defendant. I did not see any liquor sold or given away. There were about three men sitting at a table, playing cards, but I am not positive whether they were playing. The curtains of the front windows were not raised.

~~Edward Grosse~~
~~Dep. Sheriff.~~

John D. Clarke,

Patrolman, 4th Precinct,
In the evening of January 28,
1888, I stood opposite No. 42 Oliver
Street and saw officer Higgins
enter the vestibule of said house
with a woman. I followed them.
They entered the store and, when
I entered, officer Higgins and
the woman walked towards the
so-called box. Higgins turned
around and said to the defendant

that he was arrested. I heard no other conversation. There were three or more young men in the store at the time. I did not see any liquor on the bar or on the tables. While we were in the saloon, a girl came in with a pail, but did not get any liquor.

Edward Grosse
Dep. Asst.

POOR QUALITY
ORIGINAL

0040

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Frederick Wilson

BRIEF OF FACTS.

For the District Attorney.

Dated, February 8, 1888.

Edward Moore

Deputy Assistant.

POOR QUALITY
ORIGINAL

0049

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Fred Wilson

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

Sweden

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

Answer.

67 Monroe St. 1 1/2 years

Question. What is your business or profession?

Answer.

Barber

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

Answer

*I am not guilty - and
demand a trial by jury
if held.*

Fred Wilson

Taken before me this

day of January 1894

Wm. H. McCall
Police Justice.

0850

1000000

Dated 188 *Police Justice.*

POOR QUALITY
ORIGINAL

0851

Excise Violation—Keeping Open on Sunday.

POLICE COURT- 1 DISTRICT.

City and County } ss.
of New York,

of No.

South Reciner Street
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the *22* day
of *January* 188*8*, in the City of New York, in the County of New York,

Fred Wilson (now here)
being then and there in lawful charge of the premises, No. *92 Oliver*

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

WHEREFORE, deponent prays that said *Fred Wilson*
may be arrested and dealt with according to law.

Sworn to before me, this *22* day
of *January* 188*8*.

W. A. Field Police Justice.

Michael Higgins

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

Plaintiffs

against

Frederick Wilson

Defendant.

The Grand Jury of the City and County of New York. by this indictment accuse the above named defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant late of the City of New York, in the County of New York, aforesaid, on the *twenty-second* day of *January* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and permit, to be open, and to remain open ; 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 R. Fellows,

~~RANDOLPH B. MARTINE~~, District Attorney.

0853

BOX:

294

FOLDER:

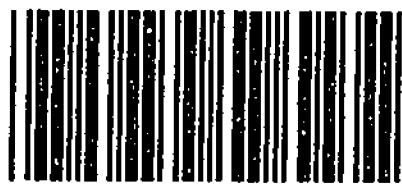
2804

DESCRIPTION:

Witte, Frank

DATE:

01/11/88



2804

POOR QUALITY
ORIGINAL

0054

Witnesses:

Officer Hogan

#121-

McDonald

Counsel, *W. P. Prater*

Filed, *11* day of *January* 188*8*

Pleads, *Guilty (12)*

THE PEOPLE

vs.

44. 29.
733. 1

Frank Witte

Grand Larceny *3rd* degree
[Sections 528, 581 Penal Code]

JOHN R. FELLOWS,

RANDOLPH B. MARTINE,

District Attorney.

Jan 21/88 *Prater* 1888

quads 22

A True Bill. City Prison 5 days.

Dymond

Feb 10

Foreman.

Jan 30

1888

The defendant
opens a plea of
Guilty of Petit
Larceny - as to
have doubt whether
the property is value
exceeds 25 - accept
the plea - *Feb 10*
G. S. A.
G. S. A.

POOR QUALITY
ORIGINAL

0055

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 233 East 9th Street, aged 20 years,
occupation Butcher being duly sworn

deposes and says, that on the 3rd day of January 1888 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.

Two silver watches, one
gold plated, and one cov-
er the whole being of
the amount and value
of Thirty-two dollars
\$32.00
the property of Louis Hahn and

this Deponent and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Frank Witte (now here)

for the reasons following, to wit:
On the above described date the
said property was in deponent's
room in said premises and
this deponent was a lodger in
said premises. Deponent having
missed the said property and
this deponent having failed to
return to said premises since
deponent missed the said property
the said deponent (after being
informed of his rights) admits and
confesses in open court to having
taken, stolen and carried away the
ofor said property. J. B. Hahn

Subscribed to before me, this

day

188

Police Justice.

POOR QUALITY
ORIGINAL

0056

Sec. 198-200.

152 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Frank Witte being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is *h* right to
make a statement in relation to the charge against *h* *him*; that the statement is designed to
enable *h* *him* if 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. *Frank Witte*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *233 East 9th St 2 Months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am guilty*

Frank Witte

I have before me this

John J. [Signature]
Police Justice

POOR QUALITY
ORIGINAL

0057

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

Police Court District 15-41

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Herman Kahn
Frank White

Offence *Robbery*

Dated *Jan 4th* 188

Smith
Magistrate

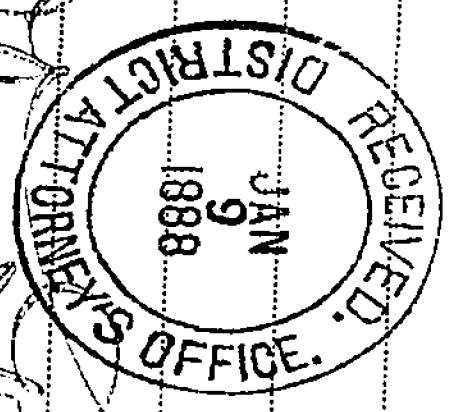
Smith
Officer

Witnesses _____
Precinct _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____
to answer



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

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

Dated *Jan 4th* 188 *Solomon* 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.

The People
agst.

Frank Witte

Herman Hahn states that on the 3^d day of
January 1898 he occupied a room at 233 E 9th
st this city & that when he went to his
work as usual that morning he left in
said room an overcoat worth \$12. & two
silver watches & a chain worth the
sum of \$20. Witness states that he is
well acquainted with defendant, that
he was a frequent visitor of witnesses
room & knew that said room was never
locked & that defendant's coat & watches
were there ~~at the~~ and knows moreover that
for 2 weeks previous to his arrest, he
was out of work. Witness states that
defendant has since voluntarily admitted
to him that he took said coat & watches &
had pawned them & lost the pawn tickets.
All witness knows further is that ^{said} coat & watches are gone.
Daniel J. Hagan the arresting officer in
this case states that defendant voluntarily
came to Precinct 10, confessed he had
stolen the above described overcoat &
watches & gave himself up.

POOR QUALITY
ORIGINAL

0059

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.

vs.

Frank W. H. a

BRIEF OF FACTS.

For the District Attorney.

Dated January 16th 1888.
Andrew H. Davidson

Deputy Assistant.

POOR QUALITY
ORIGINAL

0050

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frank Wille

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

Frank Wille

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Frank Wille*,

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

Two watches of the value
of Twelve dollars each, one chain
of the value of four dollars, and
one overcoat of the value of ten
dollars;

of the goods, chattels and personal property of one *Herman Hahn*,

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 R. Hallam,
Attorney

0862

**END OF
BOX**