

0582

BOX:

164

FOLDER:

1678

DESCRIPTION:

Salofsky, Abraham

DATE:

01/07/85



1678

Witnesses:

Saml. Friedman

Officer Boyer  
10<sup>th</sup> Precinct

#42

Counsel, *RPM*  
Filed 7 day of Jan 1885  
Pleads *Not Guilty*

THE PEOPLE

vs.

*I*

*Abraham Salofsky*

Grand Larceny *3rd* Degree  
(From the person)  
[Sections 528, 530, — Penal Code]

RANDOLPH B. MARTINE,

~~DEPUTY DISTRICT ATTORNEY~~

*Pr May 29/85* District Attorney.

*med & accepted.*

A True Bill.

*RPM* Foreman.

0583



0584

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.of No. 39 Eldridge Street,being duly sworn, deposes and says, that on the 29 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 and from the person of deponent at night

the following property, viz :

One Silver Watch of the Value of  
Twenty dollarsthe property of deponent and William Friedman  
deponent's fatherand that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by Abraham Sakolofski(now here) from the fact that deponent  
had said Watch in the left hand pocket  
of the vest then worn upon deponent's  
person. That deponent was in the Saloon  
N<sup>o</sup> 101 Mott Street in Company of said  
defendant. That said defendant  
took hold of deponent about his  
person. Deponent missed said property.  
Deponent is informed by Samuel

Sworn before me this

day of

Police-Justice,

188-

0585

Saloman of N<sup>o</sup> 103 West. Street that  
he was in the said Saloman at that  
time, and that said defendant showed  
him a Match Box. I say I saw  
match that then said Saloman  
told defendant to return said  
match to defendant where said  
defendant answered I will I will  
only have a little fun with him  
defendant since that time demanded  
said match from said defendant,  
who says he has not got it  
defendant therefore charges that  
said defendant did take said  
match from defendant's person and  
possession with the intent to steal  
the same.

Shown to before me  
this 1<sup>st</sup> day of Jan'y 1885

John Floman. Police Justice.

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0586

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Samuel Salomon*  
aged 24 years, occupation Express of No.

103 Hester Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Samuel Friedman*

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

Sworn to before me, this 2  
day of January 1886

*Sydney Salomon*

*John Glen*  
Police Justice.



0587

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss

6 District Police Court.

Abraham Salofsky 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 Abraham Salofsky

Question. How old are you?

Answer 20 years

Question. Where were you born?

Answer. Germany Russia

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

Answer. 113 Eldridge Street 1 month

Question What is your business or profession?

Answer Bookbinder

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

Abraham Salofsky  
Guilty

Taken before me this

day of

1885

John J. Quinn

Police Justice.



0500

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 Rosa Anna Galaghi

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 May 2 188 John J. Gorman 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.

0589

BAILED.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Samuel Friedman*  
*39 Eldridge St*  
*Abraham Valogish*

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

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

*James J. Gorman* Magistrate.

*Boyer* Officer.

*10* Precinct.

Witnesses *Samuel Solomon*

No. *103* *Hester* Street.

*Harry Ruben, Clerk*

No. *14* *Forsey St* Street,

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

\$ *500* to answer *95*

*Chase*

District Attorney.



0591

BOX:

164

FOLDER:

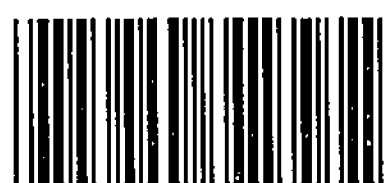
1678

DESCRIPTION:

Scharnikow, Henry

DATE:

01/30/85



1678



Witness:  
Engle Collins  
10-4-85

\$259

Day of Trial,

Counsel,

Filed 30 day of Jan 1885

Pleads *Not Guilty*

THE PEOPLE

vs.

B

Henry Schamirson

Violation of Excise Law.  
Selling without License.

RANDOLPH B. MARTINE

JOHN MCKEON

District Attorney.

Ordered to N.Y. Court of  
Circuit and Terminals for Trial

A TRUE BILL.

Nov 19/85

*Wm. M. Little*

Foreman.

Nov. 20, 1885

Tried and acquitted

0592

0593

City & County of New York 353

Eugene D Collins being cross  
Examined says, on the 15<sup>th</sup> day of  
January 1885 I went to the premises  
139 West Street, with the intention to  
arrest the person who was the keeper of  
said Saloon, for not having a  
License, I asked him to give me  
a glass of Beer. The defendant  
gave me Beer out of a bottle,  
there was no Beer on tap  
I ~~have~~ since the day of arrest been  
informed that the defendant got  
possession of said Saloon on  
that day  
When I asked him for Beer he  
told me he has none, he had just  
bought the place, but he had  
some stuff in a Box, in bottles.

Sworn to before me this 14<sup>th</sup> day of January 1885  
Eugene D. Collins  
John J. Herman  
Notary Public

0594

City & County of New York } ss

Henry Schencklow the defendant being duly sworn says, that on the 14<sup>th</sup> day of January 1885 he bought the Saloon 139 West Street from Henry Fisher, on the 15<sup>th</sup> day of January 1885 he was cleaning the Saloon, when the complainant came in there and asked him for a glass of beer, I told him that I had just bought the place and have no beer, but I have some stuff in bottles I gave him a drink.

I made application for license on the morning of the day of my arrest, I have not violated the law since, and will not open my Saloon until I have my license.

H. Schencklow

Sworn to before me this

14<sup>th</sup> day of January 1885

John J. ~~man~~man

Notary Public



0595

Sec. 198-200.

*for* District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

*Henry Sharnikow* 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 *Henry Sharnikow*

Question. How old are you?

Answer *40 years*

Question. Where were you born?

Answer *Lodz, Poland*

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

Answer *7 Chrystie Street six months*

Question What is your business or profession?

Answer *Restaurant*

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

Answer *I am not guilty  
and demand a jury trial  
H. Sharnikow*

Taken before me this

day of *March* 188*5*

*John J. McManis*

Police Justice.



0596

Excise Violation-Selling Without License.

POLICE COURT- 3d DISTRICT.

City and County } ss.  
of New York,

Eugene S. Collins  
of the 10th Precinct Police Street,  
of the City of New York, being duly sworn, deposes and says, that on the 14 day  
of January 1885, in the City of New York, in the County of New York, at  
No. 139 West Street,  
Henry Shurin House (now here)  
did then and THERE SELL, CAUSE, suffer and permit to be sold, under his direction and authority,  
strong and spirituous liquors, wines, ale and beer, being intoxication liquors, in quantities less than  
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A  
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made  
and provided. The deponent further says that  
the deponent did sell a glass of  
beer to him and took the money for it

WHEREFORE, deponent prays that said Henry Shurin House  
may be arrested and dealt with according to law.

Sworn to before me, this 15 day }  
of January 1885 } E. S. Collins

John J. Gorman Police Justice.

0597

Police Court, 3<sup>rd</sup> District.

THE PEOPLE, &c.,

+ 76 1/2 ON THE COMPLAINT OF

Engene D. Sullivan

10 vs. P. M.

Henry H. Sullivan

EXCISE VIOLATION.  
SELLING WITHOUT A LICENSE.

Dated 15 day of January 1885

Magistrate.

Officer.



Witness,

Bailed \$ 100 to Ans. Sessions.

By Edward Sullivan

233 Colby St.

Printed

Jan 17 3 P. M.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

of the City of New York, until he give such bail.

I have admitted the above named

to bail to answer by the undertaking hereunto annexed.

There being no sufficient cause to believe the within named

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

Dated 15 January 1885

Police Justice.



0598

# Court of General Sessions of the Peace

OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Dennis S. Sharinkow*

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

of the CRIME of *Selling Spirituous Liquors* <sup>*as wine and beer*</sup> *without a License*, committed as follows :

The said *Dennis S. Sharinkow*

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *14th* day of *January* in the year of our Lord one thousand eight hundred and eighty *five*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to *Eugene D. Collins*,

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

RANDOLPH B. MARTINE.

JOHN McKEON, District Attorney.

0599

BOX:

164

FOLDER:

1678

DESCRIPTION:

Schempe, Leopold

DATE:

01/14/85



1678



0600

John Kertze

Engineer Bagdad.  
25 Greenwich

#133-*did not*  
335/100000  
Filed 14 day of Aug 1885  
Pleads *Proty. July 16*

THE PEOPLE

vs.

*B*  
Leopold Schenker

Assault in the First Degree.  
(Firearms.)

RANDOLPH B. MARTINE,  
~~JOHN JACKSON~~

District Attorney.

A TRUE BILL.

*Ammanville*

Foreman.

*Proty. as signed*  
*13 Sept 14/85*  
*Speed & Jury designed*  
*16 for 3 day*  
*for 6 for 4 bottles*

0601

Police Court— District—

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 438 West 38th Street,

being duly sworn, deposes and says, that  
on the 1st day of January

in the year 1885 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Leopold Schenke (now dead)  
who willfully and maliciously  
shot deponent in the left  
side, said shot being fired  
from a pistol loaded with  
powder and ball then in the  
hands of said deponent.

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 2 day

of January 1885.

John Schenke  
POLICE JUSTICE.

0602

Sec. 198-200.

CITY AND COUNTY { ss  
OF NEW YORK,

District Police Court.

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

Question What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer

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

Answer.

*I am not guilty of the charge*  
*Leopold Schenke*

Taken before me this

day of

Police Justice.



0603

ROOSEVELT HOSPITAL,  
#59th STREET & NINTH AVENUE.

New York, January 2<sup>nd</sup> 1885.

This is to certify that John Heitzsch  
a patient in this hospital is not  
in any immediate danger from the  
bullet wound from which he is suf-  
fering, and that he will probably  
be able to leave the hospital well  
in the course of a few days.

Wm. G. Le Breton M.D.

House Surgeon,  
Roosevelt Hospital

0604

ROOSEVELT HOSPITAL,

59th STREET & NINTH AVENUE.

New York, January 12<sup>th</sup> 1884

This is to certify that Hart  
was brought to this Hospital  
this morning from the 20<sup>th</sup>  
Precinct Police station & is  
now here confined to bed  
by a bullet wound of the  
thigh. The bullet has not  
been extracted.

Wm. L. Buntline M.D.  
House Surgeon

0605

Police Court— / District.

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

*Philip Mann*  
age 17 of No. 335 West 37 Street,

being duly sworn, deposes and says, that

on *Thursday* the 1 day of *January*

in the year 1887 at the City of New York, in the County of New York,

*John Hertzkech*

he was violently and feloniously ASSAULTED and BEATEN by

*Leobold*

*Schump (now present). Deponent was in front of premises 346 West 37 St. and saw Schump fire off a pistol the ball from which took effect in said Hertzkech left leg*

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

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

Sworn to before me, this ..

day

188 58

*Philip Mann*

*[Signature]*

POLICE JUSTICE.



0606

Police Court-- 2 District.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

vs.

AFFIDAVIT--A. & B.  
FELONIOUS.

Severed Schenck

Dated, Jan 1 188

Magistrate.

Officer.

Witness,

John Geiler  
Jas 19 1884

0607

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

0608

Police Court--

1905  
351  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Vertch  
438 West 308 St.

1. Leaped Police

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

%

to answer



0609

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Seogold Admure*

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

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

The said *Seogold Admure*,

late of the City of New York, in the County of New York aforesaid, on the *first* day of *January*, in the year of our Lord one thousand eight hundred and eighty *five* with force and arms, at the City and County aforesaid, in and upon the body of *John Smith* in the peace of the said People then and there being, feloniously did make an assault, and to, at and against *him* the said *John Smith* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Seogold Admure* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with intent *him* the said *John Smith* thereby then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

of the Crime of assault in the second degree, committed as follows:

The said *Seogold Admure*,

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *John Smith* then and there being, feloniously did, wilfully and wrongfully, make an assault, and to, at and against *him* the said *John Smith* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said *Seogold Admure* in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there shoot off and discharge

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

RANDOLPH B. MARTINE.

~~JOHN McKEON~~ District Attorney.

06 10

BOX:

164

FOLDER:

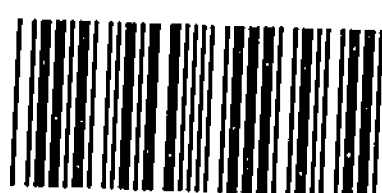
1678

DESCRIPTION:

Scherick, David

DATE:

01/28/85



1678

05 1 1

BOX:

164

FOLDER:

1678

DESCRIPTION:

Meyers, George

DATE:

01/28/85



1678



Witnesses:  
Joseph Rosenberg

129 km. S/E

Wm. J. C. Powell

2/2/20

Upon our Examination of  
the Paper herein I do  
not think any Connection  
could be had and recommend  
that efforts be discontinued  
upon their own responsibility  
Yours and my brother  
Wm. Ash Nichol Atty

22  
 22  
 22  
 22

Counsel,  
Filed *1904*  
day of *Aug* 188*8*  
*Ward* v. *Ward*

*Burglary in the Third Degree*

# THE PEOPLE

us.

David Scherick

and

George Meyers

RANDOLPH B. MARTINE,

PETER POLNY,

Pr-4613/61-District Attorney.

100  
 P. 228 discharged on  
 plea of not recognizing  
 A TRUE BILL.

Quintilla

**Foreman.**

0612

06 13

Police Court—18 District.

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

Joseph Rosenberg

of No. 127 Elm Street, aged 28 years,  
occupation Merchant being duly sworn.

deposes and says that the premises No 127 Elm Street,  
in the 14<sup>th</sup> Ward  
in the City and County aforesaid, the said being a brick building

and which was occupied <sup>in part</sup> by deponent as a Fur Factory  
and in which there was at the time <sup>no</sup> human being, by name

were BURGLARIOUSLY entered by means of forcibly unlocking the  
lock of the door on the hallway and entering  
therein and unlocking the lock of the door leading  
from the hallway into deponent's premises on the  
second floor with a pick lock  
on the 18 day of January 1885 in the day time, and the  
following property feloniously <sup>attempted to be</sup> taken, stolen, and carried away, viz:

a quantity of Furs of the value of about  
one thousand dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property <sup>attempted to be</sup> taken, stolen, and carried away by  
David Scherick and George Meyers  
(both now here)

for the reasons following, to wit: that on the night of the 17<sup>th</sup>  
instant deponent locked and fastened the door  
leading into deponent's premises and on said Jan 18<sup>th</sup>  
day deponent was informed by Andrew Erhardt  
that he saw said defendants in said hallway  
at the door leading into deponent's premises.  
subsequently deponent found said door unlocked  
deponent further said that he is informed  
by George Pierrman that he saw said defendants

06 14

in the hallway of said building and found a jimmy<sup>+ bag</sup> (here shown) in the possession of said David Scherick and that deponent is further informed by Andrew Ehart that while said defendants were in said building he heard some <sup>thing</sup> drop on the floor and picked up the pick lock (here shown)

Wherefore deponent charges said defendants with acting in concert with each other in burglarious entering said premises and attempting to take steal and carry away the aforesaid property

Sworn to before me this 3  
19 day of January 1885 3

Joseph Rosenberg  
Sandy C. Reilly Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.



06 15

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Book Binding of No. 127 Elm

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

Sworn to before me, this 19  
day of May, 1888

Andrew Erhardt

Samuel C. Bell  
Police Justice.

06 16

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation

125 Elm

George Ferman  
Councillor

of No.

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

May 1888

G. L. Ferman

Samuel O'Reilly

Police Justice.

06 17

Sec. 198—200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

David Scherick 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.

David Scherick

Question. How old, are you?

Answer.

23 years

Question. Where were you born?

Answer.

New York City

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

Answer.

402 West 45th Street - 20 months

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty

David Scherick

Taken before me this

day of

188

Police Justice.



06 18

Sec. 198-200

1 District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

George Meyers 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 to 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 Meyers

Question. How old are you?

Answer.

19 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

1 Essex Street - Four years

Question. What is your business or profession?

Answer.

Cutter in Clothing

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

Answer.

I am not guilty.  
George Meyers

Taken before me this

day of

1887

Police Justice.

06 19

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

and George Meyers  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 20  
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 19 1885 Samuel C. Reilly Police Justice.

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

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

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

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

0620

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court *Dirch* District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph Rosenberg*  
*127 23 Elm St*  
1 *David Scherick*  
2 *George Meyers*  
3  
4

*Burglary*  
Offence

Dated *January 19* 188

*W. A. Gills* Magistrate.

*Sam C. Fitch* Officer.

*6th* Precinct.

Witnesses *George L. Tierman*

No. *125 Elm* Street.

*Andrew Erhardt*

No. *125 Elm* Street,

*Charles B. Smith*

No. *125 Elm* Street.

\$ *2.00* to answer *General* Sessions.

*Committed*



0621

Court of General Sessions.

-----X

The People, &c.,

- vs. -

Meyers & Sherrick.

-----X

:  
:  
:  
:  
:  
:  
:

B U R G L A R Y.

City and County of New-York, SS.:

George L. Pierman, being duly sworn, says: That the statement contained in the affidavit and complaint of Joseph Rosenberg in the above entitled case, made before the Police Justice, and hereto annexed, wherein said Rosenberg states that deponent told him (Rosenberg) that he found a "Jimmy and Bag" in the possession of one David Sherrick, one of the defendants herein, is incorrect and untrue. Deponent caused the arrest of said Sherrick and Meyers, whom he found in the lower hallway of the premises No. 27 Elm Street, which is always open in the daytime, in company with three or four other young men, on the afternoon of Sunday, January 18', because he heard that the door of the premises upstairs was open, and because they, Sherrick and Meyers, were strangers. He invited the defendants into the saloon on the lower floor to have a drink, and while they were having a drink deponent went upstairs and found the door leading into Mr. Rosenberg's floor was not locked. Deponent then searched through the hallway and found under the stairs in the hallway the "Bag and Jimmy" spoken of. After finding the "Bag and Jimmy" deponent went into the saloon where the defendants still were and sent for officer Cottrell, because he thought the matter suspicious. Defendants could have left the saloon while deponent was searching upstairs had they been so disposed. They said they came

0622

To see some persons working upstairs on the top floor ( a book bindery ) where the folks work on Sunday.

Sworn to before me, this

day of February, 1885.

G. L. Pierman

James Conner  
Notary Public  
N.Y. Co.

City and County of New-York, SS.:

John Cottrell, Special Officer of the 6<sup>th</sup> Police Precinct, being sworn, says : I made the arrest in this case. I was sent for by Mr. Pierman, and after hearing his statement arrested the defendants. The defendants were in the saloon 129 Elm St. I thought the case suspicious. After taking the defendants to the Station House I came back in about half an hour to the saloon and found a pick lock on the floor of said saloon.

Sworn to before me, this

day of February, 1885.

John Cottrell

James Conner Notary Public  
City and County of New York  
Elm Street being sworn said, I found the  
defendants Mya & Sherrie up stairs  
in room 129, 129 Elm St. on Sunday Janey  
18th - the back hallway is always open.  
They were up stairs, on the second floor -  
I asked them what they were doing there  
(over)

0623

they said they were looking for a  
 Man named Russ, who was there, but  
 he was not there - I had locked  
 the door leading upstairs about  
 twenty minutes before I found  
 the defendants there - I found no  
 other cause against them, I heard  
 no lock drop - that is a  
 mistake in Mrs. Rosenberg's affidavit  
 known before and  
 King of Germany  
 J. M. McCall  
 Attorney at Law

Court of General Sessions.

The People

vs. J. J. Therrick.  
 Meyers & Therrick.

Affidavits of

George L. German and

Officer Wm. Corbett.

Subscribed and sworn to before me at  
 the City of New York, this 1st day of January, 1900.



0624

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*David Scherick*  
*and George Myers*

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

*David Scherick and George Myers*

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

The said *David Scherick and George Myers*, each \_\_\_\_\_

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

*Rosenberg*, \_\_\_\_\_

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

\_\_\_\_\_ *Joseph Rosenberg* \_\_\_\_\_

in the said *factory*, 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.

*Randolph B. Martinie*

*District Attorney*

0625

BOX:

164

FOLDER:

1678

DESCRIPTION:

Scholes, Thomas

DATE:

01/29/85



1678

0626

Witnesses:

*C. H. Gray*  
*174 Clinton St*

*E. J. Love*  
*696 34th St*

*25-78*  
Counsel,  
Filed 29 day of Jan 1885  
Pleads *Indignity (30)*

THE PEOPLE

vs.

*B*

*Thomas Scholes*

MISDEMEANOR.

[Laws of 1884, Chapter 202, Section 6.]

RANDOLPH B. MARTINE

PETER B. O'NEIL

District Attorney.

A TRUE BILL.

*AMM*

Foreman.

*Recd Feb 19<sup>th</sup> /87*



0627

E. G. LOVE, PH. D.,  
Analytical and Consulting Chemist,  
224 CENTRE STREET.

New York, Dec. 17<sup>th</sup> 1884

1353

# CERTIFICATE OF ANALYSIS.

I hereby certify that on the 12th day of December, 1884, I received from Thos. R. Gray a sample purporting to be butter, marked as follows: - "No. 388.  
Thos. Scholze, 245 Ave. A. December 11, 1884, 7.10 PM."

I have examined the same, and I find that it consists essentially of foreign fat, and is not butter.

The following is the analysis: -

Water -- 11.52 %

Fat -- 82.22 "

Curd -- 0.87 "

Salt -- 5.39 "  
100.00

Insoluble fatty acids -- 41.56 %

Soluble " " -- 0.35 "

Specific Gravity of fat at 100° F. -- 0.9054

Respectfully Yours,

E. G. Love, Ph. D.

To

Mr. B. F. Van Valkenburgh,

Asst. State Dairy Commissioner.

0628

STATE OF NEW YORK,

COUNTY OF New York ss.  
Thomas B. Gray

of No. 172 Clinton Street, in  
the City of New York, being duly sworn, deposes and  
says: he is thirty four years of age

That he is An expert  
~~a State Agent~~ for the State of New York, appointed by Josiah K. Brown, New York  
State Dairy Commissioner, under chapter 202 of the laws of 1884, entitled "An Act to  
prevent deception in sales of dairy products," passed April 24, 1884, that his place of  
business is No. 189 Clinton Street New York City; that on the 11<sup>th</sup> day of  
December 1884, at the City and County of  
New York

, to wit: at No. 245 Avenue A  
in said City, one Thomas Scholtes  
did then and there unlawfully offer for Sale and did sell a certain oleaginous  
substance, and certain compounds of oleaginous substances, other than that produced from  
unadulterated milk, or cream from the same, which said substance and compounds thereof  
was designed to take the place of butter, and that the said Scholtes

Sale and did sell the same as did then and there unlawfully offer the same for  
Section 6, chapter 202, Laws of 1884 an article of food, to retail butter, in violation of  
That on said day deponent entered the

store of the said \_\_\_\_\_, at the said number, and  
then and there found in the \_\_\_\_\_ of the said \_\_\_\_\_  
\_\_\_\_\_ and exposed for \_\_\_\_\_  
sale in said store, a quantity of such oleaginous substance and compounds of such oleagi-  
nous substances.

\_\_\_\_\_ of the oleaginous substance and compounds thereof, as aforesaid, which deponent \_\_\_\_\_  
\_\_\_\_\_ has since caused to be analyzed by experts,  
\_\_\_\_\_ and the same has been found  
\_\_\_\_\_ and deponent charges the  
same to be, not butter, but mostly composed of oleaginous substances, which are not pro-  
duced from unadulterated milk, or from cream of the same, as appears from the certificate  
of analysis hereto annexed.

Wherefore, deponent prays that a warrant may issue for the arrest of the said  
Thomas Scholtes, and that he may be dealt with as the law  
directs.

Sworn to before me, this 27<sup>th</sup> day  
of December 1884

Samuel C. Kelly  
Justice.

Thomas B. Gray

To  
Mr

0629

Franklin C. Folger

Court of the City and

County of New York

THE PEOPLE, &c.

vs.  
Charles Scholtes

Section 6. ch. 202, Laws of 1884.

Defendant:

Charles H. Gray  
189 Clinton St.

Witnesses:

W. M. Meeker

Residence 300 Madison St.

Residence

E. G. Bone

Chemist, Herald Book

Corner Grand & Broadway -

Residence



0630

POLICE COURT 2nd DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

Thomas R. Gray

For

Misdemeanor

Thomas Scholes

Demand.

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

Dated December 30<sup>th</sup> 1884.

Thomas Scholes

Samuel O'Reilly

Police Justice.

0631

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK2nd District Police Court.

Thomas Scholes 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

Thomas Scholes

Question. How old are you?

Answer

35 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

261 First Avenue, About 3 months

Question. What is your business or profession?

Answer.

Grocer

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

Thomas Scholes -

Taken before me this 16th  
day of December 1884

David D. Kelly

Police Justice



0632

Sec. 151.

Police Court 2nd District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Thomas R. Gray  
of No. 172 Clinton Street, that on the 11 day of December  
1884 at the City of New York, in the County of New York, to wit

at No 245 Avenue A, in said city, one Thomas  
Scholes did then and there offer for sale and did sell  
a certain Oleaginous Substant as an article of food  
to wit butter, in violation of Section 6, Chapter  
202 laws of 1884.

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 each and every of you, to apprehend the said Defendant, and bring him  
forthwith before me, at the 2nd 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 30 day of December 1884

James C. Kelly POLICE JUSTICE.



0633

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Thomas R. Gray*

vs

*Thomas Scholes*

Warrant-General.

Dated *December 30<sup>th</sup>* 188*9*

*O'Reilly* Magistrate.

*W. J. Wilson* Officer.

The Defendant

*Thomas Scholes*  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

*Wm B. Moxley* Officer.

Dated *Dec 30<sup>th</sup>* 188*9*

This Warrant may be executed on Sunday or at  
night.

\_\_\_\_\_  
Police Justice.

REMARKS.

Time of Arrest, *Dec 30 1889*

Native of *Ir*

Age, *28*

Sex, \_\_\_\_\_

Complexion, \_\_\_\_\_

Color, *White*

Profession, *Brace*

Married, *Yes*

Single, \_\_\_\_\_

Read, *Yes*

Write, *Yes*

*201 1 av*

0634

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 Thomas Scholes

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 3  
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he  
give such bail.

Dated December 30 1884 Samuel O. Kelly Police Justice.

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

Dated December 30 1884 Samuel O. Kelly 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.

0635

Police Court-- 2<sup>nd</sup> 1876 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas R. Gray  
172 Clinton St  
Thomas Scholes

Offence, *Misdemeanor*

Dated *December 30* 189 *✓*  
*O'Reilly* Magistrate.  
*Nixon* Officer.  
*Court signed*

BAILED,

No. 1, by *Francis Scholes*  
Residence *77 Seventh* Street,

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

Residence \_\_\_\_\_ Street,

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

Residence \_\_\_\_\_ Street,

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

Residence \_\_\_\_\_ Street.

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street,  
*E. J. Lora*  
No. *Chemist Oriental Baus* Street,  
*Cor. Grand & Bowery*  
No. \_\_\_\_\_ Street,  
\$ *300* to answer *G. 5*  
*Bailed*



0636

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Scholes

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

— Thomas Scholes —

of the Crime of SELLING AS AN ARTICLE OF FOOD, AN ARTICLE MANUFACTURED OUT OF OLEAGINOUS SUBSTANCES AND COMPOUNDS THEREOF OTHER THAN THOSE PRODUCED FROM UNADULTERATED MILK, OR CREAM FROM UNADULTERATED MILK, THE ARTICLE SO SOLD BEING DESIGNED TO TAKE THE PLACE OF BUTTER PRODUCED FROM PURE, UNADULTERATED MILK, OR CREAM FROM THE SAME, committed as follows:

The said Thomas Scholes,

late of the City of New York in the County of New York aforesaid, on the eleventh day of December, in the year of our Lord one thousand eight hundred and eighty four, at the City and County aforesaid, with force and arms, one pound of a certain article manufactured out of oleaginous substances, and compounds of oleaginous substances, other than those produced from unadulterated milk, or cream from unadulterated milk, unlawfully did then and there sell to one

— Thomas R. Gray —

as an article of food, the said article, so sold as aforesaid by the said

— Thomas Scholes —

being designed to take the place of butter produced from pure, unadulterated milk, or cream from the same, (a more particular description of which said article so sold as aforesaid, and of the oleaginous substances and compounds out of which the same was so manufactured as aforesaid is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,  
PETER B. OLNEY,

District Attorney.

0637

BOX:

164

FOLDER:

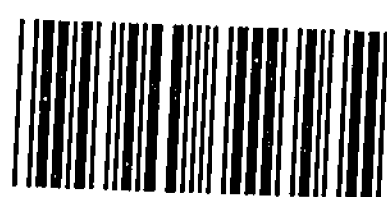
1678

DESCRIPTION:

Scofield, Charles W.

DATE:

01/07/85



1678

0638

PI July 5 1899

443  
Filed 7 day of Jan 1899  
Plends Not Guilty (8) with leave to

THE PEOPLE

Obtaining Goods by False Pretences.  
[H.R. 5, 12493 & 53]

Charles W. Scofield

RANDOLPH B. MARTINE,  
JOHN W. TAYLOR

District Attorney.

Rec'd 499  
Paid & Discharged  
A True Bill.

W. M. Little

Foreman.

Traverse  
J. A. 16. July  
Aug 3-1899

Copy furnished to Dist. Atty.

Geo. J. Meyerhoff

Bail fixed at

\$5000.

RBC  
L.

Bailed by

Henry A. V. Post

(Postmaster Gen)

W. J. Fine



0639

\*\*\*\*\*

THE PEOPLE  
against  
CHARLES W. SCOFIELD.

\*\*\*\*\*

This indictment was filed June 7th, 1885.  
While this indictment alleges the violation of certain  
sections of the penal code, still the offense was purely  
a commercial transaction and one which ought to have been  
relegated to the civil courts.

The great lapse of time would forbid, with  
fairness, the moving of a trial herein, and I therefore  
recommend the discharge of the defendant upon his own  
recognizance.

New York, June 28th, 1899



Deputy Assistant District Atty.

I concur in the above recommendation.



Assistant District Attorney.

0640

COURT OF GENERAL SESSIONS OF THE PEACE  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

Charles W. Baskfield

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

— Charles W. Baskfield —

of the crime of OBTAINING GOODS BY MEANS OF FALSE PRETENCES,  
committed as follows:

The said Charles W. Baskfield,

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the Eight day of January, in the year of our Lord  
one thousand eight hundred and eighty — at the Ward, City and County  
aforesaid, with force and arms, with intent feloniously to cheat and defraud one

— Jacob S. Wyckoff —

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend  
and represent to the said Jacob S. Wyckoff.

That twenty certain written instruments and  
evidence of debt, issued by the Wasatch and Jordan  
Valley Railroad Company of the Territory of Utah, each  
bearing date the first day of May, A. D. 1879, and purporting  
to be first mortgage bonds of the said Railroad Company,  
and in and by each signed by the said Railroad Company, were  
issued to pay to the holder thereof, twenty five years from the  
date thereof, the sum of one thousand dollars, with interest  
and which said written instruments and evidence of debt  
the said Charles W. Baskfield, then and there exhibited to  
and delivered to the said Jacob S. Wyckoff, were then  
and there good and valid bonds and obligations of the  
said Railroad Company of the kind commonly called "first  
mortgage bonds," and that the same were then and there  
of the value of not less than five hundred dollars each  
and the payment of the said bonds and evidence of debt  
was then and there secured by a first mortgage bearing  
even date with the said bonds, upon the whole of the Railroad  
line of the said Wasatch and Jordan Valley Railroad Com-  
pany, from Panguitch Creek, and thence by way of Sandy  
Station to Alton, thence to Alta in Little Cottonwood Canyon  
and also from Alton to Big Cottonwood Canyon, all in Salt Lake  
County in the said Territory of Utah, and all the real and  
personal property thereof, at the date of the said mortgage  
and thence to be acquired by the said Railroad Company  
to the Union Pacific Railroad Company of New York, (a more  
particular description of which said mortgage is to be  
found in the records of the said County of New York, and cannot now be given

0641

And the said Jacob S. Winkler,

then and their believing the said false pretences and representations

so made as aforesaid by the said Charles W. Scofield

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said

Charles W. Scofield, twenty certain written obligations and evidences of debt, issued by the Utah and Pleasant Valley Railroad Company of the Territory of Utah, of the denomination of one thousand dollars each, and each of which were then and there newly unexpired and in full force and effect (a more accurate and particular description whereof is to be found upon aforesaid instrument and cannot now be given) of the value of one

thousand dollars each,

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said Jacob S. Winkler.

and the said Charles W. Scofield did then

and there designedly receive and obtain the said written obligations

and evidences of debt

of the said Jacob S. Winkler

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said Jacob S. Winkler

by means of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said Jacob S. Winkler,

of the same. And Whereas, in truth and in fact, the said twenty written

instruments and evidences of debt of

the said the Utah and Pleasant Valley Railroad Company, which the said

Charles W. Scofield as aforesaid delivered and there exhibited to and delivered to the said Jacob S. Winkler, were not then and there good and valid bonds and obligations of the said the Utah and Pleasant Valley Railroad Company of the said commonly called First



0642

Mortgage Bonds, and the same were  
not then and there of the value of  
not less than five hundred dollars  
each, but were in truth and in fact  
of the value so much less than five  
hundred dollars each:

And whereas in truth and in  
fact the payment of the said last  
mentioned bonds and evidence of  
said ~~payment~~ ~~was~~ ~~not~~ ~~made~~ ~~by~~ ~~the~~ ~~said~~ ~~Charles W. Borfield~~  
the said first mortgage, in any  
other manner whatsoever,

And Whereas, in truth and in fact, the pretences and representations so made as  
aforesaid, by the said Charles W. Borfield, —  
to the said Jacob S. Wyckoff, — was and were  
in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the  
Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Charles W. Borfield,  
well knew the said pretences and representations so by him made as aforesaid to  
the said Jacob S. Wyckoff, —  
to be utterly false and untrue at the time of making the same.

And so the Grand Jury aforesaid, do say, that the said Charles  
W. Borfield, — by means of the false pretences  
and representations aforesaid, on the day and year last aforesaid, at the Ward, City and  
and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did  
receive and obtain from the said Jacob S. Wyckoff

the valuable things, goods,  
chattels, personal property and  
effects aforesaid, —

of the proper moneys, valuable things, goods, chattels, personal property, and effects of  
the said Jacob S. Wyckoff, —  
with intent feloniously to cheat and defraud him of the same, against the form  
of the Statute in such case made and provided, and against the peace of the People of the  
State of New York, and their dignity.

RANDOLPH B. MARTINE.

~~JOHN M. M. M.~~ District Attorney.

0643

BOX:

164

FOLDER:

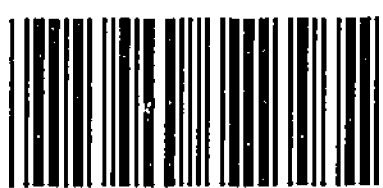
1678

DESCRIPTION:

Seaburt, Celia

DATE:

01/19/85



1678

0644

Witness:

M. A. Gibson

I am satisfied  
Def. is dead  
from the within  
Certificate  
Jan 20-1888  
G. S. B  
A. S. A

Exhibit  
Counsel,  
H. H. Chapman

Filed 19 day of Jan 1888

Pleads Property - 12-9

THE PEOPLE

vs.

B

Celia Seaburt

Dead

Stolen

Petit Larceny, (Sections 528, 532.)  
Reporter

RANDOLPH B. MARTINE,

~~WHEELER H. PECKHAM~~

Pr May 30/88 District Attorney.

Indictment returned 1/24/88

A True Bill. bail discharged

AMM Little

Foreman.

(G. S. B.)



0645

December 29<sup>th</sup> 1884

Herbert H. Brown, being duly sworn, deposes that says

I arrived at 249 W 29<sup>th</sup> St.

Q Did you hear the defendant make any statement?

A I did.

Q Relate what it was.

A I was called into the office and the defendant laid two bottles of cologne on the table and one was broken and she then said that was what she had stolen and that was all she took. She was then asked what else she had in her possession and replied nothing. She was then requested to open her satchel and these ~~two bottles~~ and articles were found on her and she was asked if there was anything more in her possession. She replied there was not, and she wanted pay for them only want to look her up. This Ink seal either was taken from her pocket or else she had in her satchel. And a pair of gloves she said she bought from Sipe.

0646

2  
Cincinnati. "I fingerprinted every thing  
else but that was stolen. "I she  
was asked if those articles when  
she bought them had paper wrapped  
about them "and she said they did  
and she tore them off "and she was  
asked how much money she  
had in her possession "and she said  
\$4.09 "and I said to her you have over  
two dollars in your possession now.  
"and those articles cost a great  
deal more than what you had when  
you came in "and then she said  
she didn't pay for them but that  
she stole them "and would pay for them  
if you will not prosecute me.  
Detective Price was then called  
in "and made the arrest.

Cross Examination

I asked her the ques-  
tions myself I remember asking  
her what amount of money she  
had in her possession "and her reply  
to it.

Q Under what circumstances did  
she put the bottle on the table  
A When I was seated in the office  
she stood there "and laid them down

0647

3

Q And said that is what I saw there.

Q And you are positive about that?

A Yes sir. And I have no thing further  
there were present at that time  
Mr Tillotson Mr Stebbins and Mr  
Riverson present at that time.

Q And did she get into that room?

A She was requested to walk into it  
that is as far as I know. And those  
are the articles I saw there. At that  
time in my store.

Q There was many articles of that  
kind such as you have there?  
A Yes sir.

Q And goods of that kind were being  
more or less purchased in the  
course of business?

A Yes sir.

Q And they might have been purchased  
and you not know it?

A Very true. I am not aware of  
everything that is sold there.

Sworn to before me  
this 9th of Dec 1884

J. M. Patterson Notary Public



0648

4

Dear Mr Stephens of 360  
West 57<sup>th</sup> Street being very poor  
repairs and repairs.

I was in the office at the time  
the prisoner was brought in  
she was in Mr Dittmar's charge  
and when I went in at the foot end  
of the store he told me this young  
lady had been stealing goods from  
the jewelry counter and as I came  
along and after I saw two  
pink scraps lying on the floor  
and found to him you better take  
her down to the office and she went  
down to the office and when she  
was asked what she had she  
took out these things and laid them  
on the counter and then Mr Bonn  
came in and he asked her if she  
had anything else and she said  
she didn't and she was asked to  
show what she had in her pocket  
and she took out of it the other  
things and said that was all she  
had and she said before them things  
and she took off her coat and there  
was a new pair of gloves in them  
she acknowledged she had stolen

0649

5-  
everything half a dozen times  
and she asked me to prosecute  
her and she would pay for them  
and Mr. Brown said she had  
no money to pay for them. And she  
said she had \$2.09 in dollars  
and 9 cents and he said that was  
not money enough to pay for  
them she said she didn't pay  
for them she stole them.

Cross Examined

My memory is good, I cannot  
give you the exact words she  
used she simply complained she  
stole the articles half a dozen times  
she said those things don't  
prosecute me and I will pay  
for them.

By the Court.

Q Did you at any time hear her use  
the words stole?

A She said she did steal them but  
don't arrest me

Q You were there all the time?  
A Yes sir

Q Did you have any conversation  
with Mr. Williamson about this  
case or nobody?

0650

Q. Did you see the box stand across  
from the front of the court?  
A. Yes sir.

Sworn to before me.  
This 2<sup>nd</sup> of December 1884

Lucas Justice



7

5

Merwin S. Gillatson. Recalled  
 I don't know the name of the  
 person who told me she was  
 stealing these things and he is  
 not here. I wish this arrest be  
 gone the firm his name  
 of Mr Gillatson when you made  
 this complaint you swore that  
 all the goods were found in her  
 pocket?

Answer

Q Is that true?

A If I stated they were all taken from  
 her pocket I was mistaken they  
 were all found in her possession

Q Then you say you were mistaken

Answer

Q And you are not likely to be mistaken  
 about your testimony to-day?

Answer

Sworn to before me  
 this 27<sup>th</sup> of December 1884

Police Justice

0652

I hereby certify that the within  
testimony of Henry Born Oscar  
H. Stettin <sup>and</sup> Merwin S. Sullivan  
are true and correct copies of the  
original stenographic notes as  
taken by me on said examination

Samuel J. Brown

H. M. Patterson  
Prisoner

0653

Police Court—

2<sup>d</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.:Merwin S. Tallotson  
of No. 248 West 21<sup>st</sup> Street, aged 38 years,  
occupation Clerk being duly sworndeposes and says, that on the 23<sup>d</sup> day of December 1884 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 Bottle of Perfume of the value  
of Forty eight cents; Two Toilet-cases  
of the value, together, of One Dollar and  
Ninety six cents. 20 Plated lockets  
of the value, together, of Two Dollars  
and Twenty nine cents. One pair of  
Plated Bangles of the value of Thirty  
cents and one bracelet of the value  
of One Dollar and Nineteen cents; — in  
all of the value of Six Dollars and Forty two cents  
the property of Joseph A. Blum and Herbert  
Vonn, partners in business under the  
firm name of Blum & Company

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 Cecilia Seaburg, now

here, from the following facts: About  
five o'clock in the afternoon of said day  
deponent was notified by a bystander  
that said Cecilia was putting goods in  
her pocket from one of the counters. Deponent  
caused said Cecilia to be apprehended  
and searched and the articles above specified,  
which are here shown, were found in  
the possession of said Cecilia. The said  
bottle of perfume in her hand and the  
other articles in a hand satchel held by  
her. Deponent identifies said goods as  
the property of said firm by the marks  
thereon. None of the said articles were



0654

mapped up, and it is the custom in  
the said business to map all goods sold  
before delivering to purchaser.  
Shewn to before me this  
2<sup>nd</sup> day of December 1884 }  
J. M. Rutterton }  
Police Justice }  
Wm. S. Lillaton

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 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.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

vs.

1.  
2.  
3.  
4.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0655

POLICE COURT 2. DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of Mervin S. Teller  
For Petty Larceny

Belia Seabert

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

Dated Dec. 27 188 4

Mrs Belia Seabert

A. M. Patterson Police Justice.

0656

Sec. 198—200.

2<sup>d</sup>

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

*Cecilia Seaburt*

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

Question. What is your name?

Answer. *Cecilia Seaburt*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 37 Carmine Street, 1 year*

Question. What is your business or profession?

Answer. *Married woman*

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 demand  
an immediate examination*

*Mrs Cecilia Seaburt*

Taken before me this

day of

1884

Police Justice.



0657

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 Three  
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. 27 188 4 J. M. Patterson Police Justice.

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

Dated Dec. 27 188 4 J. M. Patterson Police Justice.

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

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

0658

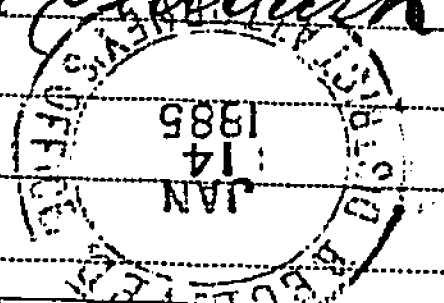
Police Court

60 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Merwin S. Gillotson  
248 W. 21 St

Cecilia Seaburn



Office Peter F. Lanning

BAILED

No. 1, by Merwin S. Gillotson  
Residence 248 W. 21 St

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated December 24 1884

Magistrate.  
J. K. Pucci Officer.  
60 Precinct.

Witnesses

No. Street.

No. Street,

No. Street.

\$ 300 to answer Gen. Sessions.

Bailed

0659

HEALTH DEPARTMENT OF THE CITY OF NEW YORK  
 Sanitary Bureau, Vital Statistics.  
 Office, 301 MOTT STREET.

Liber.....28

No. 6312

New York, Dec. 19, 1887.

A TRANSCRIPT FROM THE RECORD OF DEATHS  
 IN THE CITY OF NEW YORK.

NAME OF DECEASED			DATE OF DEATH			AGE OF DECEASED		
			MONTH	DAY	YEAR	YEARS	MONTHS	DAYS
Cecilia L. Leabury			Nov	7	1887	28		
COLOR	CONDITION	OCCUPATION	BIRTHPLACE			HOW LONG RESIDENT IN CITY		
						YEARS	MONTHS	DAYS
W	Married	Domestic	New York City			Lifetime		
PLACE OF DEATH			FATHER'S BIRTHPLACE			MOTHER'S BIRTHPLACE		
No. 167 E. 112th St. 12 WARD.			Ireland			Ireland		
CAUSE OF DEATH						TIME FROM ATTACK TILL DEATH		
Double Pneumonia						YEARS	MONTHS	DAYS
PLACE OF BURIAL		UNDERTAKER		MEDICAL ATTENDANT				
Leabury		C. Karl		Kenneth F. Macdonald, M.D.				

John J. McGowan  
 Deputy Register of Records  
 A True Copy,  
 C. Hoffman  
 Aug 16



HEALTH DEPARTMENT

OF

CITY OF NEW YORK.

No. 301 Mott Street.

Transcript of Death.

*The People*  
- against -  
*William Seabury.*

0660

0661

Court of General Sessions  
of the Peace,  
for the City and County of New York.

The People vs  
— against —  
Celia Seaburt.

City and County of New York, ss.

Julia Downey,  
being duly sworn says: that she is  
the sister of Celia Seaburt :-  
that said Celia Seaburt, died of  
Pneumonia at No 167 - 112<sup>nd</sup> Street in the  
City of New York, on Monday the 7<sup>th</sup>  
day of November 1887: That deponent  
was at her bed-side when she died,  
and attended her funeral and saw  
her buried at Calvary Cemetery - on  
Wednesday November 9<sup>th</sup> 1887: - That said  
Celia Seaburt was the defendant in this ac-  
tion, and was buried under the name of  
Cecilia de Seabury, which was her true name.

Done before me  
Dec. 16<sup>th</sup> 1887.

Julia Downey  
Afred Wacker Notary Public, Kings Co.

2725- 2<sup>nd</sup> Ave -

Cert filed in N.Y. Co.

General Sessions Court.

The People vs

Plaintiff

against

Helia Seabury.

Defendant

Affidavit of Death  
of Defendant.

MORGAN & WALKER,

Attorneys for Defendant.

140 NASSAU STREET,

MORSE BUILDING,

NEW YORK.

To Hon. John H. Feltus Esq.,

Attorney for People vs

Due and timely service of a copy of the within

is hereby admitted.

Dated, / 188

Attorney for

JOHN POUHEVUS, Printer and Mfg Stationer, 102 Nassau St., N. Y.

0662



0663

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Celia Seaburt*

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

*Celia Seaburt*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Celia Seaburt*,

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the *twenty third* day of *December*, in the year of our Lord one  
thousand eight hundred and eighty *four*, at the Ward, City and County aforesaid,  
with force and arms, *one bottle of perfumery of the*  
*value of forty-eight cents, two toilet-cases*  
*of the value of ninety eight cents each, two*  
*lockets of the value of one dollar and*  
*fifteen cents each, two bracelets of the*  
*value of twenty five cents each, and one*  
*inward of the value of one dollar*  
*and nineteen cents,*

of the goods, chattels and personal property of one *Joseph A. Bluxome*,  
then and there being found, then and there  
unlawfully did steal, take and carry away, against the form of the Statute in such case  
made and provided, and against the peace of the People of the State of New York, and  
their dignity.

*Randolph B. Martinie,*

*District Attorney.*

0664

BOX:

164

FOLDER:

1678

DESCRIPTION:

Shear, George

DATE:

01/15/85



1678

Witnesses:

*James J. Connaman*

*443 Greenmount St.*

*Joseph C. Connelly*

*105 Green*

*157*

*William*

Counsel,  
Filed *15th* day of *Aug* 188*5*  
Pleads *Not guilty*

THE PEOPLE  
vs. *I*  
*George S. Shear*  
*749*  
*16. 4 new St. 2 new point.*  
*76. 4 new St. 2 new point.*  
*equivalent of new St.*  
*wife, father, living*  
Grand Larceny, 2nd degree  
[Sections 526, 528, 529, Penal Code.]

*RANDOLPH B. MARTINE,*  
*REVEREND B. OENEX,*

*D. 2 Feb 10/85* District Attorney.

*pleads guilty.*  
A True Bill. *E. J. Quinn* Rf.

*W. W. Little*

Foreman.

*10*

0665



0666

Police Court—2<sup>d</sup> District.

Affidavit—Larceny.

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

Francis Tammany

of No. 273 Greenwich Street, aged 28 years,  
occupation Driver being duly sworn

deposes and says, that on the 10 day of January 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz: One trunk of

the value of <sup>Twenty</sup> Five Dollars containing  
clothing to the value of Fifty Dollars,  
in all of the value of Seventy-five  
dollars

the property of one Goldberg of No 12 Beach  
Street New York and in deponent's care and  
custody as an Expressman

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by George S. Shear, now here, from  
the facts that a portion of said property  
was found in his possession and that  
said Shear admits and confesses that  
he stole the same as charged

Geo. S. Shear.

Sworn to before me, this 10 day  
of January 1885  
M. J. White  
Police Justice.

0667

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, { ss

2d

District Police Court.

*George S. Shear* 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 S. Shear*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 26 Green Street Greenpoint, 5 months*

Question. What is your business or profession?

Answer. *None*

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*

*Geo. S. Shear.*

Taken before me this *12*  
day of *January* 188*5*  
*Michael Police Justice.*

0668

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 S. Shear

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Two  
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 12 1885

John A. [Signature] Police Justice.

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

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

\_\_\_\_\_  
Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_

\_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

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

\_\_\_\_\_  
Police Justice.



0669

BAILED,

No. 1, by .....

Residence..... Street.

No. 2, by .....

Residence..... Street.

No. 3, by .....

Residence..... Street.

No. 4, by .....

Residence..... Street.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Francis Tammany

27 B Greenwich St.

1 George S. Shear

2

3

4

Dated January 12 1885

Weld Magistrate.

Joseph B. Dineen Officer.

Precinct.

Witnesses.....

No. .... Street.

No. .... Street,

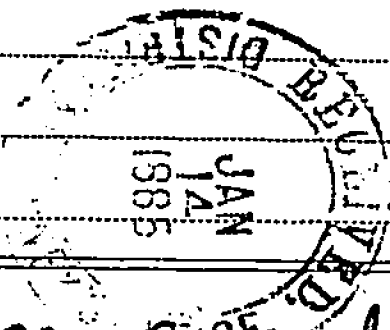
No. .... Street.

\$ 1000 to answer Sessions.

Comm

(60)

Offence



0670

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 S. Shear

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

— George S. Shear —

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

The said George S. Shear,

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

one trunk of the value of  
twenty five dollars,

and divers articles of clothing  
and wearing apparel, of a  
number, kind and description  
to the Grand Jury aforesaid  
unknown, of the value of  
fifty dollars, —

of the goods, chattels and personal property of one Francis  
Tammany, —

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

Randolph B. Martine,

District Attorney.

0671

BOX:

164

FOLDER:

1678

DESCRIPTION:

Sheridan, Christopher J.

DATE:

01/29/85



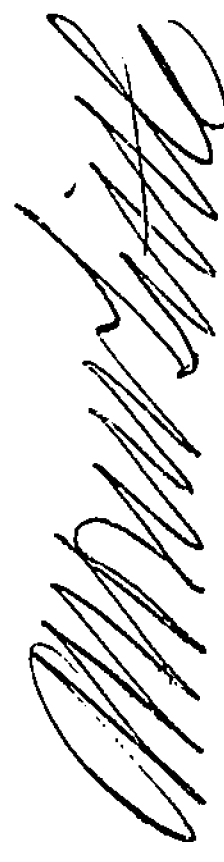
1678



Witnesses:  
C. J. Lane  
69 E 54 St  
Mr. Wheeler  
133 E 19 St

#2 (Electron)  
Counsel,  
Filed 29 day of Jan 1885  
Pleads Guilty (30)

THE PEOPLE  
vs. **B**  
Christopher J. Sheridan  
MISDEMEANOR.  
[Laws of 1884, Chapter 202, Section 6].  
RANDOLPH B. MARTINE,  
PETER B. OLNEY,  
District Attorney.

A TRUE BILL.  
  
Foreman.

Recd 19th Feb/87

0672

0673

E. G. LOVE, PH. D.,  
Analytical and Consulting Chemist,  
224 CENTRE STREET.

New York, Nov. 25<sup>th</sup> 1884

135

CERTIFICATE OF ANALYSIS.

I hereby certify that on the 20th day of November, 1884, I received from John Thome a sample purporting to be butter, marked as follows: "No. 541 P. F. Magher, 231 Avenue B. November 19th 1884 6.25 Mc. John Thome."

I have examined the same and find that it consists essentially of foreign fat, and is not butter.

The following is the analysis:

Insoluble fatty acids - - -	91.88%
Soluble fatty acids - - -	0.31 "
Specific Gravity of the fat at 100°F. -	0.90116

Respectfully Yours,

E. G. Love, Ph. D.

To

Mr. B. F. Van Valkenburgh,  
Asst. State Dairy Commissioner.

GLUED PAGE

0674

OF NEW YORK,

ss.

COUNTY OF

*New York*  
*William W. Meeteer*

*East 119th*

of No. *133* Street, in

the *City* of *New York*, being duly sworn, deposes and

says: *he is forty five years of age*

That he is *an expert*

~~a State Agent~~ for the State of New York, appointed by Josiah K. Brown, New York State Dairy Commissioner, under chapter 202 of the laws of 1884, entitled "An Act to prevent deception in sales of dairy products," passed April 24, 1884, that his place of business is No. *137* *Grand Street New York City*; that on the *14th* day of

*November* 188*4*, at the *City* and County of *New York*, to wit: at No. *231 Avenue B*

in said *City*, one *Christopher Sheridan*

did then and there unlawfully offer for *sale and did sell* to *John Thom one pound of a* certain oleaginous substance, and certain compounds of oleaginous substances, other than that produced from unadulterated milk, or cream from the same, which said substance and compounds thereof was designed to take the place of butter, and that the said *Sheridan*

did then and there unlawfully offer the same for

*sale and did sell the same as* an article of food, *to wit: as butter, in violation of* Section 6, chapter 202 laws of 1884.

That on said day deponent entered the

store of the said \_\_\_\_\_, at the said number, and

then and there found in the \_\_\_\_\_ of the said \_\_\_\_\_

and exposed for

sale in said store, a quantity of such oleaginous substance and compounds of such oleaginous substances.

of the oleaginous substance and compounds thereof, as aforesaid, which deponent \_\_\_\_\_

has since caused to be analyzed by experts,

and the same has been found

\_\_\_\_\_ and deponent charges the same to be, not butter, but mostly composed of oleaginous substances, which are not produced from unadulterated milk, or from cream of the same, as appears from the certificate of analysis hereto annexed.

Wherefore, deponent prays that a warrant may issue for the arrest of the said

*Christopher Sheridan*, and that he may be dealt with as the law directs.

Sworn to before me, this \_\_\_\_\_ day \_\_\_\_\_ of \_\_\_\_\_ 188*4*

*William W. Meeteer*

*[Signature]*  
Justice.



0675

Chief District Clerk

Court of the City and County of New York

County of New York

THE PEOPLE, &c.

vs.  
Charles F. Forster

Section 6. ch. 202, L. 1894.

Defendant  
W. M. M. M. M.  
137 Nassau St.

Witnesses:  
John M. M.

Residence 1024 Third Ave.

J. G. Lorne Chemist

Residence 1024 Third Ave.

Residence

0676

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

1 District Police Court.

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

Question. What is your name?

Answer.

*Christopher Sheridan*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*654 East 16 St. 25 years*

Question. What is your business or profession?

Answer.

*Clerk in a grocery store*

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 exoneration?

Answer.

*I am not guilty*  
*Christopher J. Sheridan*

Taken before me this

day of

*December* 188*7*

*Police Justice*

0677

Sec. 151.

Police Court First District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by William M. Meeker

of No. 133 East 119th Street, that on the 19th day of November

1884, at the City of New York, in the County of New York, that one

Charles Fisher Sheriden 22 No. 731 Avenue B New  
York has violated Section 6, Chapter 702, Laws  
of 1884.

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 each and every of you, to apprehend the said Defendant, and bring him  
forthwith before me, at the First 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 29 day of December, 1884

W. M. Meeker  
POLICE JUSTICE.



0678

Police Court Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

M. M. Meester

vs

Was to file & Acciden  
Section 6. ch. 202. C. 1884

Warrant-General.

Dated December 29 1884

J. G. Duff Magistrate.

C. G. Duff Officer.

The Defendant Smith  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

C. G. Duff Officer.

Dated Dec 29 1884

This Warrant may be executed on Sunday or at  
night.

C. G. Duff Police Justice.

REMARKS.

Time of Arrest, 12:30 PM

Native of MO

Age, 25

Sex, \_\_\_\_\_

Complexion, \_\_\_\_\_

Color, Sw

Profession, Driver

Married, \_\_\_\_\_

Single, Yes

Read, Yes

Write, Yes

C. G. Duff

0679

Police Court-1<sup>st</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William W Meeteer  
133 East 119 St  
Christopher Sheridan

Offence Misdemeanor

Dated 29 December 1884

P. H. Duffy Magistrate.  
O'Reilly Officer.

Court Precinct.

Witnesses John Thom 102 4 3<sup>rd</sup> St

No. Street.

No. E. G. Lowe Street.

Chemist Oriental Bank

No. Cor Grand & Bowling Street.

\$ 250 in answer

Bailed

BAILED

No. 1, by Patrick F. Maher

Residence 190 Second St.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No. 4, by

Residence Street.

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

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 29 Dec 1884 Police Justice.

I have admitted the above-named to bail to answer by the undertaking of the within named

Dated Dec 29 1884 Police Justice.

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

Dated 1884 Police Justice.



0680

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Christopher J. Sheridan

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

— Christopher J. Sheridan —

of the Crime of SELLING AS AN ARTICLE OF FOOD, AN ARTICLE MANUFACTURED OUT OF OLEAGINOUS SUBSTANCES AND COMPOUNDS THEREOF OTHER THAN THOSE PRODUCED FROM UNADULTERATED MILK, OR CREAM FROM UNADULTERATED MILK, THE ARTICLE SO SOLD BEING DESIGNED TO TAKE THE PLACE OF BUTTER PRODUCED FROM PURE, UNADULTERATED MILK, OR CREAM FROM THE SAME, committed as follows:

The said Christopher J. Sheridan,

late of the City of New York in the County of New York aforesaid, on the nineteenth day of November, in the year of our Lord one thousand eight hundred and eighty-four, at the City and County aforesaid, with force and arms, one pound — of a certain article manufactured out of oleaginous substances, and compounds of oleaginous substances, other than those produced from unadulterated milk, or cream from unadulterated milk, unlawfully did then and there sell to one

— John Thom —

as an article of food, the said article, so sold as aforesaid by the said

— Christopher J. Sheridan —

being designed to take the place of butter produced from pure, unadulterated milk, or cream from the same, (a more particular description of which said article so sold as aforesaid, and of the oleaginous substances and compounds out of which the same was so manufactured as aforesaid is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,  
PETER B. OLNEY,

District Attorney.



0681

BOX:

164

FOLDER:

1678

DESCRIPTION:

Shumway, William H.

DATE:

01/13/85



1678

0602

Witnesses:

Mary Mcintosh

110 W 22 St

112

Counsel,

Filed 13 day of Jan 1885

Pleads

THE PEOPLE

vs.

F

William H. Shumway

110 W 22 St

Grand Larceny, second degree [Sections 528, 529, 530 Penal Code].

RANDOLPH B. MARTINE,

~~PETER B. CENNY~~

District Attorney.

A True Bill.

Wm W. Little

Jan 14/85

Foreman.

He is guilty

Sworn to by Jury  
by Judge Conway

0683

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }of No. 110 West 22 Street, aged 45 years,  
occupation Housekeeper being duly sworndeposes and says, that on the 7 day of January 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

one diamond ear ring value  
one hundred seventy five dollars  
one diamond and ruby finger  
ring value eighty dollars.

all of the value of two  
hundred fifty five dollars  
the property of Complainant

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by William Shumway (now  
present) from the fact that  
said Shumway was working  
in deponent's house. ~~now~~ after  
deponent said Shumway left  
the house deponent missed  
the property as above described.  
Having a suspicion that said  
Shumway had taken the  
property, deponent informed  
officer James K. Price 29  
Green St. police that she  
suspected Shumway of taking  
the property. Said Price informs  
deponent that he found the

Sworn to before me, this

188

Police Justice.



0684

Earring  
diamond and his said Shumway's  
possession and a paper ticket  
was also found showing  
where he had purchased  
the chain and ring  
sum to repay me Mary McIntosh  
this 10 day of January 1883  
J. J. Puffer  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Twenty Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1883  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereof answered.  
Dated 1883  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1883  
Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

vs.

1.  
2.  
3.  
4.

Dated

1883

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0685

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation James K Price of No.

137 West 30 Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Mary M Intosh

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

188

James K Price

Police Justice

Police Justice.

0686

Sec. 198-200.

\_\_\_\_\_/\_\_\_\_/\_\_\_\_ District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

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

Question What is your name?

Answer

*William Shumway*

Question. How old are you?

Answer

*13 years*

Question. Where were you born?

Answer.

*New York.*

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

Answer.

*111 Chrystie St (resided there born)*

Question What is your business or profession?

Answer.

*Emend my*

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*

*W. H. Shumway*

Taken before me this

*16*

day of *May* 1885

*J. H. Murphy*

Police Justice.



0687

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 January 10 1885 W. G. Duffy 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.

0688

Police Court

2 50.  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary McInnis  
110 West 23rd St.  
(William Summary)

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

2

3

4

Dated

Jan 10

188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

§ 500 to answer

Com

0689

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William H. Shumway*

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

*— William H. Shumway —*

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

The said *William H. Shumway*,

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

*one earning of the value of one*

*hundred and seventy five dollars,*

*and one finger ring of the value*

*of eighty dollars,*

of the goods, chattels and personal property of one *Mary McIntosh*

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

*Randolph B. Martine*

*District Attorney*



0690

BOX:

164

FOLDER:

1678

DESCRIPTION:

Slevin, Joseph F.

DATE:

01/29/85



1678

0691

Witnesses:

Mary Jaeger  
263 Spring St  
Mr Moran  
8° General

248

Counsel, J. M. Gelland  
Filed 29 day of Jan 1885  
Filed, M. H. Luby, Co.

THE PEOPLE  
vs.  
Joseph F. Stevin  
Defendant  
February 28<sup>th</sup> 1894  
See certificate  
attached to indictment  
Sections 189  
Penal Code

RANDOLPH B. MARTINE

Ordered by A. G. Smith of  
Morrison and O'Connell for  
True Bill. Executed 1/29/94  
M. H. Luby

Foreman

0692

-----X  
People

vs.

Slevin  
-----X

In this case referred to me I find upon examination as follows: 2

The defendant was indicted January 20, 1885, charged with the crime of manslaughter in the first degree, in unlawfully causing the death of one Joseph A. Jaeger in the City of New York, from injuries inflicted upon the said Jaeger by the said defendant in said city, on the 10 th, day of August, 1884.

The circumstances seem to establish an unjustifiable assault upon the said Jaeger by the defendant at the time and place specified in the indictment, at which time and place the defendant struck with his fist the said Jaeger a blow in the face in the region of the lower left jaw. Jaeger's face began to swell that night, and his wife rubbed it with liniment. In two or three days a physician, Dr. <sup>A. S.</sup> Carlton was called in, who was succeeded by Dr. E. Bullin and on the 22nd day of August Jaeger was removed to St. Francis Hospital, where he died on the 23rd day of August 1884. The autopsy showed a fracture of the lower jaw at the angle; the ~~dura~~ mater was found thickened, inflamed and covered with blood. Two ounces of blood were found at the base of the brain. Meningitis was everywhere apparent in the brain; a slightly discolored clot of



0693

(2)

blood was found at the posterior surface of the medulla oblongata.

(Report of Autopsy of Dr. Messmer in papers in the case)

There would also seem to have been a fracture at the base of the skull.

Under this state of facts to obtain a conviction of manslaughter against the defendant it would be necessary for the People to show by medical testimony that the condition of the brain above referred to, being the immediate cause of death, was produced or in some degree caused by the blow inflicted upon the deceased by the defendant. ~~Four~~ physicians saw the deceased subsequent to the date that Jaeger was struck by the defendant, and prior to or immediately after his death. Dr. E. G. Carleton, Dr. Edward Carleton, Dr. T. T. Janeway, and Dr. L. J. Messmer. In the papers in the case will be found an affidavit of Dr. T. T. Janeway who attended deceased while at St. Francis Hospital, in which he states his opinion that the death of Jaeger was due to traumatic meningitis resulting directly from the fracture of the base of the skull, and states "It would have been impossible, in my opinion, for the blow upon the jaw to have produced the fracture of the base of the skull."

(Affidavit of Dr. Janeway in the papers)

In the affidavit of Dr. Messmer, who performed the autopsy in the case, also to be found among the papers, he states that in his opinion, ~~that~~ the fracture of the jaw bone of the deceased did not cause and could not

0694

(3)

have caused the death of the deceased.

(Affidavit of Dr. Messmer in the papers.)

In this opinion Dr. Bradford, the family physician of the deceased for 17 or 18 years, concurred.

(Affidavit of Dr. Bradford in papers)

As does also Dr. F. G. Carleton who was the first physician who attended the deceased after he received the blow from defendant, who stated that he was succeeded in the case by Dr. Edward Carleton, who during the time of his attendance upon the deceased perceived no symptoms of brain trouble or injury to the cerebrum or cerebellum.

(Affidavit of Dr. F. G. Carleton in the papers.)

The deceased would seem to have been an excessive drinker, and to have severely injured himself by such excesses.

(Affidavit of Dr. Bradford in papers)

In view of this character of the testimony of the physicians most familiar with the condition of Jaeger, and most competent to trace the connection, if any, between the blow given deceased by defendant and the death of deceased, I am of the opinion that upon a trial on this indictment the People could not expect a conviction of manslaughter in either of its degrees.

The testimony, however, seems to be clear that the defendant committed an unjustifiable assault upon the deceased, and that this evidence would entitle the People to expect a verdict against the defendant of assault in the third degree; and that a plea in that degree of assault, if offered by the defendant, should be accepted.

All of which is respectfully submitted  
Hon. Delancey Nicoll,  
District Attorney.

Delbert New York City, October 11, 1894

Henry H. H. H.  
Assistant District Attorney

0695

No. 40

THE PEOPLE OF THE STATE OF  
NEW YORK

*against*

*Stevin*

*Report.*

DE LANCEY NICOLL,

District Attorney,

No. 32 CHAMBERS STREET,

NEW YORK CITY.



0696

COURT OF GENERAL SESSIONS

The People

vs.

Manslaughter.

Joseph F. Slevin.

City and County of New York SS:

Dr. T.T. Janeway, being duly sworn deposes and says:

I reside at 8 West 18th Street in the City of New York.

I am a practicing physician, and have been so for four years last past. I was, on or about the 23rd of August, 1884, attached, in my professional capacity, to St Francis Hospital, in this City, and in that capacity had charge of Joseph A. Jaeger, the deceased in the above entitled matter.

When he entered the hospital he was suffering from a

fracture of the lower jaw bone at its angle. He ~~was~~

*suffered, during his stay in the hospital, from clot of blood*  
also ~~suffering from a fracture of the skull at the base, of the brain~~

~~at the point where the skull rests on the spinal column~~

~~at the occipital articulation.~~ He died, in my

opinion, of Traumatic Meningitis, resulting directly from the said fracture of the base of the skull. In my opinion, his death, under the circumstances, was a foregone con-

clusion. It is a very rare occurrence that any one suffering from such a fracture recovers. In the medical profession, a case of that kind, is, as a rule, regarded as hopeless. I think it would have been impossible for the traumatic meningitis to have resulted from the fracture of the jaw, and in my opinion, it resulted from the

0697

fracture of the base of the skull. I am equally of opinion that death did not result from the fracture of the jaw, but immediately from the said meningitis which was caused by the fracture of the base of the skull.

From all the circumstances which came under my observation, as to the time at which the injury was inflicted, the length of time he had been sick, his condition when admitted to the hospital, and the nature of the injuries under which he was suffering, <sup>I am of opinion</sup> that no medical assistance could have insured his recovery. It would have been impossible, in my opinion, for the blow upon the jaw to have produced the fracture at the base of the skull. I think it most likely that such fracture was produced by a fall.

Sworn to before me this

*J. J. Janeway*

8<sup>th</sup> day of June, 1887.

*Chas. W. Bogert Jr.*  
Notary Public 214  
New York Co.

City & County of New York:

*J. J. Janeway*, being duly sworn, deposes & says that during the stay of *Joseph W. Janeway*, above named, at St. Francis Hospital, while under treatment, he observed his general physical condition. He appeared to me at that time to be a man who had for some time been in the habit of indulging in intoxicating drink to excess, & that habit had seriously affected his constitution. He had all the appearance of an habitual drinker. One who thus indulges habitually & excess is apt to have the blood-vessels of the brain degenerated, & to be more susceptible than a temperate person to any

0698

THE PEOPLE OF THE STATE OF  
NEW YORK

against

*Joseph G. Martin*

*Opposition*

*of*  
*Dr. J. J. Janeway*

RANDOLPH B. MARTINE.

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.



0699

N. Y. COURT OF GENERAL SESSIONS.

-----X  
People

Manslaughter

vs.

Joseph F. Slevin.  
-----X

City and County of New York, SS:

Michael J. B. Messmer being duly sworn deposes  
and says:

Upon August 23, 1884, I was one of the Deputy Coroners of the said City and County, and in that capacity, at the dead house of St. Francis' Hospital, in said city, made an autopsy upon the body of one Joseph A. Jaeger, for whose killing the above-named defendant stands indicted. That autopsy revealed no marks of external violence. There was a fracture of the lower jaw bone at its angle. On sawing through the skull, the dura mater was found adherent thereto, and was thickened, inflamed and covered with blood. There was about two ounces of bloody fluid at the base of the brain. There was meningitis everywhere apparent in the brain. A slightly discolored clot of blood was found at the posterior surface of the medulla oblongata.

I have been a practicing physician for *twelve* years. I am of opinion, as such physician, that the fracture of the jaw bone in deceased did not cause and could not have caused the death of the deceased. I am positively of opinion that traumatic meningitis and compression of

0700

the medulla oblongata by the clot of blood discovered at the base of the brain was the cause of death: and I am equally of opinion that the fracture of the jaw above-mentioned could not have been the cause of such clot of blood, or of the meningitis observed.

I have read the affidavit of Dr. F. S. Bradford, the family physician of deceased, in this action, wherein he declares that deceased had been for several years an habitual drinker to excess of intoxicating liquors; that his excesses in that particular were so great as to have more than once prostrated him with sickness, and brought him to the verge of delirium tremens; and that he exhibited the effects of hard drinking, two or three months before his death. The appearances detailed in my statement of the autopsy, made upon the inquisition herein, are such as would result from the excesses said to have been indulged in by said deceased. I consider it quite probable that the brain symptoms noticed were the result of such indulgence. They are the frequent result thereof. That indulgence predisposes to a degeneration of the tissues in that part of the brain, to extravasations of blood and apoplexy, and produces the symptoms of traumatic meningitis.

*M. J. Messersmith*

*Sworn to before me  
this 19th day of August 1887.*

*John J. Goad  
Notary Public  
County of New York*

0701

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Joseph Stern*

*Opponent*

*M. J. B. Messner*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY



0702

-----X  
The People

vs.

Joseph F. Slevin.  
-----M

City and County of New York, SS:

Dr. E. G. Carlton, being duly sworn deposes and says: I reside at 203 West 34th Street, in this City, and am and have been for eleven years last past, a practising physician. Upon the 14th day of August, 1884, I was called to attend Joseph Jaeger, the deceased in the above entitled indictment. I found his jaw so much swollen that I was unable to discover whether or not any fracture existed, although I suspected it, and requested a surgeon to be called in, which deceased and wife declined to do, but preferred to wait for Dr. F. H. Bradford, their family physician's, return. Proper medicines were applied to the swelling, and when it was sufficiently reduced for inspection, I discovered that the jaw was fractured at its angle. I objected to set the jaw, because I did not wish to assume the responsibility, never having performed that operation, and I <sup>there</sup> referred the deceased and wife to Dr. Edmund Carlton <sup>of</sup> 58 West 9th St., in this City.

During all the time I attended the patient I <sup>did</sup> ~~could~~ perceive no indications of injury to the brain, and there was no history of the case given which would lead me to suppose that such injury existed.

0703

I am informed that Dr. Edmund Carlton was subsequently called in, and I am informed his first visit was three days after my last visit, and <sup>that he</sup> was the only doctor who attended him previous to his admission to St. Francis Hospital. I have been informed by Dr. Edmund Carlton, that during his attendance upon the patient he perceived no symptoms of brain trouble, or injury to the Cerebrum or Cerebellum. In my opinion, it would be very improbable, and almost impossible, for a blow, such as I am informed, was inflicted upon the deceased upon the jaw, to have fractured any portion of the skull. I am informed by the aforementioned Dr. Bradford, and have, to some extent, obtained the same fact from my own knowledge, through my treatment of the deceased, that he was an excessive drinker; that he was several times slightly afflicted by delirium tremens through his habit of drinking to excess. It is a frequent fact that heavy drinkers are liable to softening of the corpus striatum and thalamus opticus at the base of the brain - (at the top of the spinal cord.) This softening frequently <sup>leads</sup> causes either extravasation of blood or apoplectic attack. I notice that the autopsy by the Deputy Coroner in the case, makes no mention of a fracture of the base of the skull. If any such existed, it is probable that it was occasioned by a fall, which may have occurred subsequent to the time he was attended by either myself or Dr. Edmund Carlton, as no symptoms of such injury were evident during all that time.

0704

I am of opinion that the mere blow upon the jaw,  
given to deceased, could not have caused his death.

A degenerated state of health existing at the time may  
have been aggravated to such an extent by the weak-ness,  
confinement &c. attendant upon that injury as to have  
caused death as its ultimate result.

I consider it quite possible that at some time during  
his last illness, he may have fallen or struck his head  
against a bedstead or some hard substance, and a slighter  
blow in the condition of his <sup>ad-hered brain</sup> system, would induce a frac-  
ture of some small blood vessel and effusion of blood in  
the brain, than if he were a healthy man.

Bulkley G. Carleton M.D.

State of Maryland  
City and County of Prince Georges } ss

On this Twenty Third day of June  
in the year of our Lord Eighteen  
Hundred and Eighty Seven before  
me personally came Bulkley G  
Carleton M.D. to me known and  
known to me to be the Individual  
described in and who Executes  
the within Instrument and who  
to me duly acknowledges the same

J. L. Hewlett  
Notary Public



0705

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Joseph F. Seaver*

*Opposed by*  
*Ac. B. G. Corlewa*

RANDOLPH B. MARTINE,  
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

0706

COURT OF GENERAL SESSIONS

-----X

The People &c.

vs.

Joseph F. Slevin

-----X

City and County of New York, SS:

Frank S. Bradford, being duly sworn deposes and says: I reside at 41 West 34th Street in this City, I am and have been for some 29 years last past a practising physician. I was, for many years, acquainted with Joseph A. Jaeger, the deceased in the above entitled action. I was his family physician for some sixteen or seventeen years. Up to within three or four years before his death, said Jaeger, so far as I knew or could perceive, indulged moderately in stimulants, and I believe almost entirely, if not entirely, in malt liquors or beer.

About three years before his death, he began to drink immoderately, and to drink alcoholic liquors as well as beer. Before his death, I think in the year 1882, during this period of excessive indulgence in drink, he contracted a cold which induced rheumatism, as a result of which he was confined to his house. There was also oedematous <sup>swelling</sup> of the legs and a slight inflammation of the valves of the heart. I feared that there would also be a watery effusion into the heart <sup>sack</sup>, - or, as it is technically termed, hydro-pericardium - This was averted.

0707

12/2

His convalescence was very slow. At this time I spoke to him seriously concerning his habits of excessive drinking, and warned him that if they were continued he would not live many years. He appeared to take this admonition to heart, and reformed his habits in this regard for several months. Sometime during 1883, however, as well as I can remember, he again fell into the habit of excessive drinking, and came near having delirium tremens as a result. This was averted, but as a sequel of this sickness he was afflicted with a dropsical effusion of the legs, and traces of albumen were found in his urine, which led me to fear incipient Bright's disease of the kidneys. After these successive lapses into the habit <sup>of excessive drinking</sup>, I began to fear that Jaeger was incorrigible, and stated my opinion to that effect to his wife.

I last saw Jaeger, sometime, I believe, in the <sup>1st</sup> half of the year 1884 - I cannot fix the time definitely, but I believe it cannot have been later than June, as in that year, at that time, I left town, and went to Morris - town, N.J. where I continued during the summer. Jaeger's habits up to that time had not mended. Judging from all I had observed, during my attendance on him, as his family physician, and from his condition in its progressive stages, as I had observed it during that time, and from his condition when I last saw him, he being then bloated and swollen and having the look of an habitual drunkard, I am of opinion that the degenerated physical condition in ~~which~~ <sup>which</sup> he



0708

3 ~  
then was could not have been e<sup>2</sup>aced at the time of his death, if he had, from the time at which I last saw him, abstained from drink. I am further of the opinion that at the stage at which he had arrived that degeneration would have been, of itself, progressive, so that mere abstinence would not have been an affirmative curative agency.

Jaeger was a well-developed man muscularly; he was not naturally of full habit, but he had acquired such a habit by his custom of drinking to such an excess.

I am informed, that upon the 10th of August, 1884, Mr. Jaeger was struck by the defendant in the above entitled action, with his naked fist, upon the jaw, and that his jaw was fractured at the angle of the inferior maxilla. I am of opinion that that injury of itself, independent of the general physical condition of the patient, could not, by any possibility, have produced the death of a man of Jaeger's age. I am informed that symptoms of fracture of the base of the skull manifested themselves after his admission to St. Francis Hospital. I am of opinion that it would be impossible for a blow such as that described, to have produced any fracture of the base of the skull, except the osseous tissues had become very much degenerated - a condition which it is hardly possible to conceive arriving at such a stage.

When I attended Jaeger, as above mentioned, during the sickness which had been induced by his excessive drinking,

0709

16 2

in 1882, he was very nervous and irritable, and very difficult to control. His condition, during the sickness in 1883, was even more marked in this particular. At this time I warned him that continued indulgence in excessive drinking would produce a degeneration of the brain tissue and apoplexy, and that he might, at any time, die suddenly from effusion into the brain from that cause. I consider it not only quite possible, but highly probable, that the brain symptoms alleged to have been observed were the result, not of ~~the actual~~ <sup>any</sup> fracture, but of degeneration of the tissues at that point, and extravasations of blood, producing the symptoms of traumatic meningitis.

Such degeneration and such death is quite frequent in cases of excessive drinking.

Excessive indulgence in drink predisposes to apoplexy in that part of the brain.

At time while I was attending Jaeger, during his sickness induced by drink, he, in his excitement, got out of bed, and I was obliged to help him back. I consider it quite possible that at some time during his last illness, the same thing occurred, and that he may have fallen or struck his head against a bedstead or some other hard substance; and a slighter blow, in the <sup>then</sup> condition of his system, would induce a fracture of some small blood vessel, and effusion of blood in the brain, than if he were a healthy man.

J. S. Bradford, M.D.  
41 West 34th St.  
N. Y. City

0710

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Joseph H. Levin*

*Defendant*  
*Dr. F. S. Wadsworth*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY, *110 Nassau Street*  
No. 32 CHAMBERS STREET,  
NEW YORK CITY.

*41 W 34*

*Joseph H*

*for New York City  
W. H. S. 614 714*



0711

District Attorney's Office.

PEOPLE

vs.

he hit my husband on the  
left side of his face.  
Joe Levin struck my hus-  
band on the right jaw. He struck  
him only once.

0712

nor is it any defence that the constitution, age or habits of the deceased made him peculiarly susceptible to such disease as the wound inflicted would probably engender.

x : x x x The difficulty arises where a scratch is negligently given by a non-lethal instrument. Here we can truly say that as the death was not an ordinary consequence of the negligence, there is no imputability of murder.

0713

Court of General Sessions.

People  
v.  
Joseph F. Devin. } Manslaughter.

City &amp; County of New York:

Michael J. B. McFerner, being duly sworn, deposes and says:

Upon August 23, 1884, I was one of the Deputy Coroners of the said city & county, <sup>at the death house of St. Francis Hospital, in said city,</sup> & in that capacity, made an autopsy upon ~~the~~ body of one Joseph F. Devin, for whose killing the above-named defendant <sup>stands.</sup> has been indicted. That autopsy revealed no

Tell Dr. McFerner that the description of the results of the autopsy are copied verbatim from his affidavit among the inquisition papers.

marks of external violence. There was a fracture of the lower jaw bone at its angle. On sawing through the skull, the dura mater was found adherent thereto, & was thickened, inflamed & covered with blood. There was about two ounces of bloody fluid at the base of the brain. There was meningitis everywhere apparent in the brain. A slightly decolorized clot of blood was found at the posterior surface of the medulla oblongata.

I have been a practicing physician for years. I am of opinion, as such physician, that the fracture



of the jaw-bone in deceased did not <sup>cause</sup> & could not <sup>have</sup> caused death of deceased. I am positively of opinion that <sup>traumatic meningitis by compression of the medulla oblongata</sup> the clot of blood discovered at the base of the brain was the cause of death; and I am equally of opinion that the fracture of the jaw above-mentioned could not have been the cause of such clot of blood, or of the meningitis observed.

I have read the affidavit of Dr. J. N. Bonafant, the family physician of deceased, in this action, wherein he declares that deceased had been for several years an habitual drinker to excess of intoxicating liquors; that his excesses in that particular were so great as to have more than once prostrated him with sickness, & brought him to the verge of delirium tremens; & that he exhibited the effects of hard drinking, two or three months before his death. The appearances detailed in my statement of the autopsy, made upon the inquisition herein, are such as would result from the excesses said to have been indulged in by said deceased. I consider it quite probable that the brain symptoms noticed were the result of such indulgence. They are the frequent result thereof. That indulgence predisposes to a degeneration of the tissues in

0715

that part of the brain, to extravasations of blood, capillary, & produces the symptoms of traumatic meningitis.

0716

Court of General Sessions, PART *Three*

THE PEOPLE

INDICTMENT

*vs.*  
*Do F. Stevin*

For

*W. D. Brown*  
*at this place*

*Lancey*

To

*Mr Michael McCarty*

No. *155 E 54<sup>th</sup>* Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for ~~to fix a day for trial~~ the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Friday* the *20<sup>th</sup>* day of *March* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

DE LANCEY NICOLL,

*District Attorney.*



0717

Mr. Jones

Franklin D. Roosevelt

1933-34-35

0718

Second District  
Peace Court

The People and  
Mary Jaeger  
vs.  
Joseph F. Seaver

Homicide

Before Hon.  
Charles H. Hodge Peace Justice  
January 23<sup>d</sup> 1885.

Doct<sup>r</sup> M. J. B. Messener  
being duly sworn deposes and says.  
Q. Do you know the man Jaeger?  
A. I never knew him during life.  
Q. Did you see him after his death?  
A. Yes.  
Q. And did you make any examination  
of him?  
A. Yes.

Q. State what it was and what you found.  
A. On August 23<sup>d</sup> 1884 at the dead  
house of the St. Francis Hospital  
the autopsy on the body of Joseph  
Jaeger made at 4 P.M. revealing  
the following: Deceased was

0719

about 5 ft 6 inches in height and quite muscular. No external marks of violence were apparent. There is a fracture of the Inferior Maxillary (Lower Jaw) bone at its angle, and passing through the skull the Dura Mater was found adherent thereto, and was thickened, inflamed and covered with blood. There was about two ounces of bloody fluid at the Base of the Brain. There was meningitis everywhere apparent. In the brain a slightly decolorized clot of blood was found at the posterior surface of the Medulla Oblongata. There was no extra vascular effusion into the substance or tissues of the cerebellum or cerebrum; Both lungs were congested and edematous. Old pleuritic adhesions on left side. Heart, Liver and Kidneys, Stomach and Intestines all normal, spleen slightly enlarged.

Death in my opinion was due to Exhaustion from Traumatic meningitis and Compression of the medulla oblongata.



0720

3

by Blat 94 Fracture of its lower  
jaw resulting from violence

I hereby certify that the within  
copy of testimony of M. J. B. Mason  
is a true and correct copy of  
the original stenographic  
notes as taken by him on said  
examination

Dated January 23<sup>d</sup> 1885

W. E. Wade

Public Justice

W. E. Wade  
Stenographer  
Chicago

Mary Joeger being duly sworn  
deposes and says  
By the Court

Q Where do you reside?  
A 363 Spring Street

Q What is your age?  
A 43 years.

Direct Examination

Q Mrs Joeger on the 10th of August  
1881 did you have a husband?  
A Yes sir

Q Do you recollect any occurrence  
that took place between 9 o'clock  
on that evening?  
A Yes sir

Q State now all that took place in  
your way.

A Near 8 o'clock he came into  
our store and my husband said  
good evening Mr. Stearns and Stearns  
said good evening and he said is  
Mary Ann up stairs? My husband  
said I don't know. And he said I  
will give one of the boys five  
cents if he will go up stairs  
and see and he gave my boy 5 cents  
then Mary Ann walked out of  
the side door and he met her out

0722

5

the street she was not outside  
more than a minute or two when  
she came into our kitchen and  
then Joe Levin came in and  
asked me if I saw Mary Ann and  
I said she went into the yard and  
he said she is hiding in your  
bed room and I told him no and  
my husband says when my wife  
tells you who is what here you  
may believe her and he went out  
in the yard and my husband says  
you look the door and windows  
and there is an alleyway he can  
go through and he broke my back  
and you see him break the back  
of a man

Q When did you next see him?  
A I was standing in Spring Street  
near Varick and I went to him and  
said what did you smash my  
windows for and my husband  
said why did you smash my  
wife I never done any harm  
to you and he hit my husband  
on the left side of his face  
and I separated them and Levin  
walked away and walked into



0723

6

the middle of the street. We stayed the  
 We went away, after that we  
 went in front of our door. We stayed  
 here if he was here. We he said no  
 then Joe Slavin came in front  
 of the stoop with more of his  
 companions. We he said Joeger  
 your Dutch son of a bitch if you  
 think you can fight me come  
 out here on the sidewalk. We bore  
 it out you are a bigger man  
 than I am. I am whip you. We  
 he said to him you go away. We  
 we sat in front of the door  
 talking. A Purger may husband  
 to have him arrested we stayed  
 in front of the door until 9<sup>30</sup> o'clock.  
 Did your husband sleep that  
 night?

We said he was up about 12  
 or 1 o'clock. We I rubbed his face  
 with liniment. We his face was  
 swelling up and I sent for the  
 doctor. We I continued to apply  
 the liniment Monday and Tuesday.  
 The doctor came Wednesday  
 morning. We the face was so  
 swollen he could not tell

0724

much about it. As he could not tell if the jaw was broken until the swelling went down, and as the 24th any blood was sent to the hospital, and he died on the 28th. I saw him when he died.

Q Have I examined

Q When was your husband struck?  
A October in the evening.

Q Was there any other persons present outside of Steven your self and your husband when he was struck?

A Yes.

Q Did your husband go into the house after he was struck?

A Yes, he sat in front of the door.  
Q Do you remember his going into a room?

A Yes.

Q I understood you to say you rubbed his face with liniment?

A Yes.

Q What liniment did you use?

A Perry Davis Pain Killer I used 2 bottles in 3 days.

Q Did you rub the face very much

0725

a about 3 times a day.  
 of Rub it very hard?  
 a No. in very case.

I solemnly before me } Mary Greyer  
 this 23 day of January 1888 }  
 Wm. H. H. H. }  
 Clerk of the Court



0726

Police Court— District.

City and County } ss.:  
of New York, }of No. 263 Spring Willow Street, aged 45 years,  
occupation Willow being duly sworndeposes and says, that on the 10<sup>th</sup> day of August 1887 at the City of New  
York, in the County of New York, Joseph W. Jaeger.

He was violently and feloniously ASSAULTED and BEATEN in deponent's  
presence by Joseph A. Slevin  
(murderer) who maliciously struck  
the said Joseph W. Jaeger one  
violent blow on the face with  
his clenched hand fracturing  
the lower jaw of the said Joseph  
W. Jaeger and causing injuries  
from which the said Joseph W. Jaeger  
died in St. Francis Hospital  
on the 23<sup>rd</sup> day of August 1887.

with the felonious intent to ~~take the life of deponent~~ 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 22 dayof January 1887.H. H. H. H.

Police Justice.

Mary Jaeger

0727

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK,

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the charge.*

*Joseph F. Slerni*

Taken before me this

day of *January* 188*8*

*Wm. J. Frank*  
Police Justice.

0720

ST. FRANCIS HOSPITAL,  
FIFTH STREET,  
BETWEEN AVENUES B AND C,

New York, Aug 23<sup>rd</sup> 1884



Coroner Markle

Mr Kennedy

Dear Sir,

Joseph Layer

of 263 Spring St. was  
struck by a man about  
2 weeks ago for defending  
a girl whom the man had  
insulted. Yesterday Lager  
was admitted to hospital  
on examination I found  
that he had a fracture  
of the lower jaw and  
was very weak and anemic.  
Last night he became  
delirious and gave symptoms  
of fracture of the base  
of skull. He died this  
morning at 11:30 am.  
Yours respectfully  
J. H. Sawin, M.D.



0729

On Aug 10/84 he was struck while in  
his store by a man named Kevin

0730

Coroner's Office.

TESTIMONY.

4.

inflicted these injuries.  
Mary Jager

~~Officer I am the officer of the  
Peace I heard at  
On the~~

Sworn before me  
This 22 day of January 1885 } Mary Jager  
H. H. H. H.  
Police Justice

Taken before me  
this 17<sup>th</sup> day of December 1884.

Philip Horke

CORONER.

0731

## STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.:

## AN INQUISITION,

Taken at the *Coroner's Office*  
 No. 1375 *Chatham* Street, in the *4* Ward of the City of  
 New York, in the County of New York, this *11<sup>th</sup>* day of *December*  
 in the year of our Lord one thousand eight hundred and *87* before  
*Philip Werker*  
 of the City and County aforesaid, on view of the Body of *Joseph*  
*Jaeger* now lying dead at

Upon the Oaths and Affirmations of  
*Sullen* good and lawful men of the State of New York, duly chosen and  
 sworn or affirmed and charged to inquire, on behalf of said people, how  
 and in what manner the said *Joseph Jaeger* came to his  
 death, do upon their Oaths and Affirmations say: That the said *Joseph*  
*Jaeger* came to his death by *Injuries received*  
*at the hands of Joseph Levin, but we*  
*believe that death was caused by*  
*incompetency on the part of the physician*  
*who treated deceased, deceased outside*  
*of the St. Francis Hospital to the physician*  
*of which we attach no blame. Deceased*  
*was assaulted by Joseph Levin on 10/4 at Varick & Spring Sts.*  
*and died in St. Francis Hospital on August 22/87*  
 In Witness Whereof, We, the said Jurors as well as the **CORONER**, have to this  
 this Inquisition set our hands and seals on the day and place aforesaid.

## JURORS.

*Joseph Davis*  
*James E. Murphy*  
*Robt. J. Austin*  
*Martin Karwan*  
*Robert Rosenthal*  
*Charles Connor*  
*Charles Duppler*

*34 5<sup>th</sup> Ave*  
*117 1<sup>st</sup> Avenue*  
*124 7<sup>th</sup> Ave*  
*120 4<sup>th</sup> Ave*  
*82 3<sup>rd</sup> Avenue*  
*118 4<sup>th</sup> Ave*  
*48 3<sup>rd</sup> Ave*  
*Philip Werker*  
**CORONER, [N. Y.]**



0732

Coroner's Office

TESTIMONY.

Mary Jeger being sworn says:  
 deceased was my husband.  
 I reside at 263 Spring St.  
 On Aug. 10/84 betw. 7 & 8  
 P.M. my husband spoke  
 to Joe Slavin at the Army  
 post on Spring St. near Varick  
 St. was there next to my husband.  
 Joe Slavin kept company  
 with a girl named Mary Ann  
 Roche. He struck her in  
 the face. He came in to  
 our home that evening and  
 asked if Mary Ann Roche  
 was up stairs. I left my  
 children to look if she was.  
 I told him she was. She  
 went down to the door and  
 had not been there but a  
 minute when he slapped  
 her in the face. She came  
 up and told me & He  
 came up after her and said  
 she was hidden in my  
 bedroom. I said no she is  
 not. My husband said when  
 my wife tells you the girl is  
 not in the bedroom she is not

Taken before me  
 this 11<sup>th</sup> day of December 1884,

Philip C. Kerke

CORONER.

0733

Coroner's Office

TESTIMONY.

21

you may believe her. My husband  
 told me to lock the door and  
 not let Slewin in. He went  
 around to the Varick Street side  
 and smashed two window  
 panes of the lower sash. My  
 husband said that was Joe  
 Slewin who did that. My  
 husband and I went out  
 into the street to look for Joe  
 Slewin and asked an old  
 woman if she had seen  
 him. Joe Slewin was hidden  
 in the yard and came to our  
 store again and ran out into  
 the street at the Avenue post.  
 My husband and I both said  
 Joe Slewin why did you break  
 our window what did we  
 do to you. Joe Slewin struck  
 my husband and the right jaw.  
 He struck him only once.  
 My husband staggered but I took  
 hold of his sleeve and kept  
 him from falling. My husband  
 felt dizzy. Joe Slewin waited in  
 the middle of the street for  
 my husband to fight him. Continued

Taken before me  
 this 11<sup>th</sup> day of Decr 1884,

Philip Mearke

CORONER.

0734

Coroner's Office.

TESTIMONY.

3.

My husband ~~not~~ to fight him.  
 He Slewin came back with a  
 crowd of fellows, his companions  
 and said <sup>to my husband</sup> after knocking at our  
 door. If you want to fight  
 me I will fight you although  
 you are big enough to fight  
 two like me, you Dutch scoundrel.  
 My husband ~~declined~~ to fight  
 with him but said he fight him  
 before the courts. My husband  
 was laid up from that time  
 and was treated by Dr. Carleton  
 of 84<sup>th</sup> St. He treated him from  
 Wednesday till Sunday until  
 he found my husband's jaw  
 was broken. He then said  
 he must have a surgeon and  
 recommended Dr. Carleton  
 of 9<sup>th</sup> St. who is a namesake  
 but no relative of the other Dr.  
 Carleton. This latter Dr. Carleton  
 of 9<sup>th</sup> St. set my husband's jaw  
 on the 20<sup>th</sup>. The first Dr. Carleton examined  
 my husband but said he could not  
 tell if it was a broken jaw or not.  
 I could not say if Mr. Slewin had  
 anything in his hand by which he

Taken before me  
 this 11<sup>th</sup> day of Decr 1884,

Philip M. Kee

CORONER.



0735

St-Francis Hospital  
August 24<sup>th</sup> 84

Coroner Meeker  
Dear Sir

Joseph Jaeger, 43 years  
living at 263 Springs St. N.Y. was  
struck on August 10<sup>th</sup> 84 at the  
corner of Spring and Trench Sts. by  
Joseph Harin on the lower jaw.

Jaeger was admitted to St-Francis  
Hospital August 22<sup>d</sup> suffering with  
a fracture of lower jaw and some of  
the symptoms of concussion of the brain.  
On examination we found that there  
were no marks of violence either on  
face or body of patient; we found  
that there was a fracture of the  
Left Inferior Maxilla at the angle  
of the jaw. We also found that

0736

The patient was very anaemic and pale his pupils dilated and that there was some tenderness to the back of head and neck, We were unable to find any other symptom or sign of any kind. On August 23<sup>d</sup> '84 Jaeger died at 11.30 am. from exhaustion

The autopsy was begun at 4.30 P.m. Jaeger was a man of good muscular development, of light complexion about 5 ft 6 in in height.

Head and body showed no marks of violence over. The sternum upper portion there were two small ecchymosis which were postmortem in origin. On removing the vertex of skull the dura mater was found to be inflamed, thickened, and covered with some blood, adherent to the substance of the brain at the longitudinal sinus. There were no evidences of hemorrhage into the substance of the Cerebrum or Cerebellum.

0737

At the base of the brain there was found about two ounces (2oz) of bloody fluid. At the posterior surface of medulla there was found a clot of blood slightly decolorized.

The Lungs were both found to be in a state of hyperstatic congestion with some adhesion to the chest wall behind. Heart, Liver, and Kidneys were all found to be normal. Spleen slightly enlarged but firm.

Yours respectfully

J. H. S. Laneway M.D.  
House physician.

Philip Weesee,  
Coroner.



0738

## TESTIMONY.

D. M. J. B. Messener being sworn  
 On August 23<sup>rd</sup> 1884 at the dead house of  
 the St. Francis Hospital the autopsy on ~~the~~ <sup>the body</sup>  
 of Joseph Jaeger made at 4 P.M. revealed  
 the following: Deceased was about 5 ft. 6 in.  
 in height and quite muscular. No external  
 marks of violence were apparent. There is a  
 fracture of the Inferior Maxillary (lower jaw)  
 Bone at its angle. On sawing through the  
 Skull, the Dura Mater was found adherent  
 thereto, and was thickened, inflamed and covered  
 with blood. There was about two ounces  
 of bloody fluid at the Base of the Brain.  
 There was Meningitis everywhere appearing in Brain  
 A slightly decolorized Clot of Blood was  
 found at the Posterior surface of the  
 Medulla Oblongata. There was no Extra-  
 vasation of Blood into the substance of  
 sinuses of the Cerebellum or Cerebrum.  
 Both Lungs were congested and oedematous.  
 Old pleuritic adhesions on left side. Heart,  
 Liver and Kidneys, Stomach and Intestines  
 all normal. Spleen slightly enlarged.

Death in my opinion was  
 due to Exhaustion from Traumatic  
 Meningitis and Compression of the Medulla  
 Oblongata by Clot and traction of the  
 Lower jaw resulting from Violence

D. M. J. B. Messener, M.D.

Sworn to before me

this 23<sup>rd</sup> day of August 1884

Philip M. Burke

CORONER.

0739

MEMORANDA.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE. When Reported.
43 Years. — Months. — Days.	New York	St. Francis Hospital	Aug. 23/84
		from 263 Spring St	

died Aug. 23/84  
 at 11, 30. St. Fr. H.  
 injured by electric  
 current Aug. 19/84  
 at 7.30. P. at  
 263 Spring St.  
 C. H. H. H. H.

AN INQUISITION

On the view of the body of

Joseph Jaeger

whereby it is found that he

came to his death by

Exhaustion from injury

to the head of the electric

current of the electric

falling on his head

and fell from a blow on

the lower part of the left side

of the head

inquest taken on the 11th day

of December 1884

before

William W. W. coroner.



0740

MEMORANDA.

AGE	PLACE OF NATIVITY	WHERE FOUND.	DATE. When Reported.
-----	-------------------	--------------	-------------------------

42

Years. — Months. — Days.

New York

St. Francis Hospital Aug. 23/84

from 263, Spring St

died Aug. 23/84  
at 11, 30, St Pr. St

injured by fall  
Sewer Aug. 19/84  
at 7, 30, St. at  
263, Spring St.  
C. H. H. H. H.

Pillsbury  
No. 559  
3rd Quar. 1884

AN INQUISITION

On the VIEW of the BODY of

Joseph Jaeger

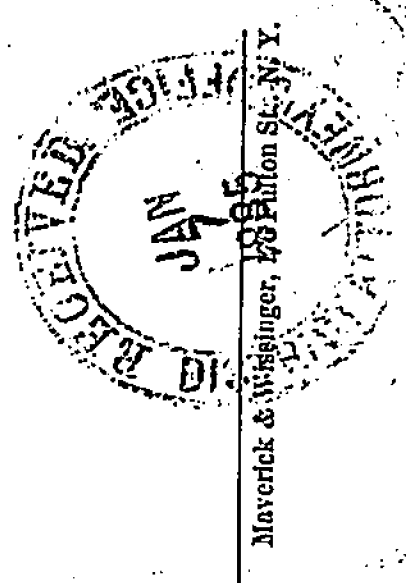
whereby it is found that he  
came to his Death by

Exhaustion from injury  
to the bases of the brain,

concussion of the spine,  
fracture of the inferior maxilla  
followed by meningitis  
caused from a blow on  
the lower jaw of the left side  
below the ear

Inquest taken on the 11th day  
of December 1884  
before

Philip Clarke Coroner.





0741

BAILED,  
No. 1, by Michael S. Conly  
Residence 155 East 54th Street 2423 First Ave  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court District 100

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael S. Conly  
263 Spring St.  
Joseph S. Steiner

Offence Homicide

Dated January 22 1885

Michael S. Conly Magistrate.  
Michael S. Conly Precinct Officer.

Witness Michael S. Conly  
155 East 54th  
2423 First Ave  
Michael S. Conly  
13 East 54th Street

No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ \_\_\_\_\_  
JAN 24 1885  
RECEIVED  
JAN 24 1885  
JAN 24 1885  
JAN 24 1885

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

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

Dated January 22 1885 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 \_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

Dated \_\_\_\_\_ 1888 Police Justice.

0742

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Mary Sullivan*  
*263 Spring St.*  
*Joseph F. Slavin*

BAILED,  
No. 1, by *Michael McGarry*  
Residence *155 East 84th St.*  
*2423 First Ave.*

No. 2, by  
Residence  
Street.

No. 3, by  
Residence  
Street.

No. 4, by  
Residence  
Street.

Dated *January 22* 188*5*

*McGarry* Magistrate.  
*Marion Sarnood* Officer.

Precinct.

Witness *Myself* *James*

*James* *Musdemer*

No. *13* *South* Street.

No. Street.  
\$ JAN 24 1885  
RECEIVED  
CITY OF NEW YORK  
CLERK OF THE COURT

Police Justice.

188

give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he

and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Police Justice.

188

Dated

188

Police Justice.

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

There being no sufficient cause to believe the within named



0743

19 FORM H.

NEW YORK, Dec 14 1894

A Transcript from the Records of the Deaths Reported to  
the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK.

## CERTIFICATE AND RECORD OF DEATH

No. of Certificate,

Joseph P. Sherin7871

I hereby certify that I attended deceased from Dec 3 1894 to Feb 28 1894  
that I last saw him alive on the 28 day of Feb 1894, that he died on the  
28 day of Feb 1894, about 4:30 o'clock AM or P M., and that to best of my  
knowledge and belief, the cause of his death was as hereunder written:

Duration of Disease.

Chief Cause,

Asthenia

Contributing Cause,

Nephritis chronica3 months

Sanitary Observations.

Witness my hand this 1 day of March 1894Place of Burial, Cathedral (SIGNATURE),Date of Burial, Mar 3 94 Mortimer W. Shaw M. D.Undertaker, J. P. Sherin RESIDENCE,Residence, 50 Spring St 127 Cedar St

Burial permits issued at 301 Mott Street, Room 38, Week days, 7 A. M.-6 P. M. Sundays and Holidays, 8 A. M.-5 P. M.

Date of Death	Full Name	Age in years, mos. and days	Color	Single, Married or Widowed	Occupation	Birthplace	How long in U. S. if foreign born	How long resident in New York City	Father's Name	Father's Birthplace	Mother's Name	Mother's Birthplace	Place of Death	Last place of Residence	Class of Dwelling (A tenement held by more than two families)	Direct cause of Death	Indirect cause of Death	Date of Record
<u>Feb. 28 1894</u>	<u>Joseph P. Sherin</u>	<u>3 years 2 months 14 days</u>	<u>white</u>	<u>single</u>	<u>clerk</u>	<u>MS</u>	<u>4 1/2</u>	<u>3 yrs</u>	<u>Salvatore Sherin</u>	<u>Poland</u>	<u>Anna Sherin</u>	<u>Poland</u>	<u>217 Broadway St</u>	<u>"</u>	<u>clerk</u>	<u>no cause</u>	<u>"</u>	<u>"</u>

A True Copy.

See other side

C. H. Sherman

Chief Clerk.

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcripts, and no inquiry as to the facts reported has been provided for by law.



0744

City and County of New York:

Francis J. Keenan being duly sworn says that he knows the within deceased Joseph F. Shwin to be the same person who was indicted on January 15<sup>th</sup> 1885 for the crime of manslaughter and whose indictment appears to be still pending and undisposed of.

Given to before me { Francis Keenan  
this 14<sup>th</sup> day of December 1890 }

~~For witness~~  
Notary Public  
My 6

0745

-----X  
People

vs.

Slevin  
-----X

In this case referred to me I find upon examination as follows:

The defendant was indicted January 29, 1885, charged with the crime of manslaughter in the first degree, in unlawfully causing the death of one Joseph A. Jaeger in the City of New York, from injuries inflicted upon the said Jaeger by the said defendant in said city, on the 10 th, day of August, 1884.

The circumstances seem to establish an unjustifiable assault upon the said Jaeger by the defendant at the time and place specified in the indictment, at which time and place the defendant struck with his fist the said Jaeger a blow in the face in the region of the lower left jaw. Jaeger's face began to swell that night, and his wife rubbed it with liniment. In two or three days a physician, Dr. Carlton was called in and on the 22nd day of August Jaeger was removed to St. Francis Hospital, where he died on the 23rd day of August 1884. The autopsy showed a fracture of the lower jaw at the angle; the mater was found thickened, inflamed and covered with blood. Two ounces of blood were found at the base of the brain. Meningitis was everywhere apparent in the brain; a slightly discolored clot of

0746

(2)

blood was found at the posterior surface of the medulla oblongata.

(Report of Autopsy of Dr. Messemer in papers in the case)

There would also seem to have been a fracture at the base of the skull.

Under this state of facts to obtain a conviction of manslaughter against the defendant it would be necessary for the People to show by medical testimony that the condition of the brain above referred to, being the immediate cause of death was produced or in some degree caused by the blow inflicted upon the deceased by the defendant. Five physicians saw the deceased subsequent to the date that Jaeger was struck by the defendant, and prior to or immediately after his death. Dr. B. G. Carleton, Dr. Edward Carleton, Dr. T. T. Janeway, and Dr. M. J. B. Messemer. In the papers in the case will be found an affidavit of Dr. T. T. Janeway who attended deceased while at St. Francis Hospital, in which he stated his opinion that the death of Jaeger was due to traumatic meningitis resulting directly from the fracture of the base of the skull, and states "It would have been impossible, in my opinion, for the blow upon the jaw to have produced the fracture of the base of the skull."

(Affidavit of Dr. Janeway in the papers)

In the affidavit of Dr. Messemer, who performed the autopsy in the case, also to be found among the papers, he states that in his opinion, that the fracture of the jaw bone of the deceased did not cause and could not



0747

(3)

have caused the death of the deceased.  
(Affidavit of Dr. Messemmer in the papers.)

In this opinion Dr. Bradford, the family physician of the deceased for 17 or 18 years, concurred.  
(Affidavit of Dr. Bradford in papers)

As does also Dr. B. G. Carleton who was the first physician who attended the deceased after he received the blow from defendant, who stated that he was succeeded in the case by Dr. Edward Carleton, who during the time of his attendance upon the deceased perceived no symptoms of brain trouble or injury to the cerebrum or cerebellum.  
(Affidavit of Dr. B. G. Carleton in the papers.)

The deceased would seem to have been an excessive drinker, and to have severely injured himself by such excesses.  
(Affidavit of Dr. Bradford in papers)

In view of this character of the testimony of the physicians most familiar with the condition of Jaeger, and most competent to trace the connection, if any, between the blow given deceased by defendant and the death of deceased. I am of the opinion that upon a trial on this indictment the People could not expect a conviction of manslaughter in either of its degrees.

The testimony, however, seems to be clear that the defendant committed an unjustifiable assault upon the deceased, and that this evidence would entitle the People to expect a verdict against the defendant of assault in the third degree; and that a plea in that degree of assault, if offered by the defendant, should be accepted.

All of which is respectfully submitted  
Hon. DeLancey Nicoll,  
District Attorney.

0748

449

THE PEOPLE OF THE STATE OF  
NEW YORK

*against*

*Merin*

*Report.*  
*By Asst. Dist. Atty. Stephen*

DE LANCEY NICOLL,  
DISTRICT ATTORNEY,  
No. 32 CHAMBERS STREET,  
NEW YORK CITY.

0749

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph E. Sherrin

The Grand Jury of the City and County of New York, by this indictment, accuse Joseph E. Sherrin

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

committed as follows:

The said *Joseph E. Sherrin,*

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *tenth* — day of *August* in the year of our Lord one thousand eight hundred and eighty-*four*, at the Ward, City and County aforesaid, with *force and arms*, in and upon the body of one *Joseph A. Pease*, in the face of the said *Pease*, then and there being, wilfully and feloniously did make an assault, and with the right hand of him the said *Joseph E. Sherrin*, in and upon the head of him the said *Joseph A. Pease*, then and there wilfully and feloniously, with great force and violence did strike, beat, wound and fracture, giving unto the said *Joseph A. Pease*, then and there by the striking, beating, wounding and fracturing aforesaid in manner



0750

and from aforesaid, in and upon  
the head of him the said Joseph  
A. Jaeger, one mortal wound and  
fracture of the length of four  
inches and of the breadth of  
three inches, of which said mortal  
wound and fracture the said  
Joseph A. Jaeger, at the Ward, City  
and County aforesaid, from the  
day and year first aforesaid until  
the twenty third day of August  
in the same year aforesaid, did  
languish, and languishing did  
die, on which said twenty third  
day of August in the year aforesaid,  
the said Joseph A. Jaeger,  
at the Ward, City and County  
aforesaid, of the said mortal wound  
and fracture did die.

And so the Grand Jury aforesaid  
do say, that the said Joseph E.  
Shaw, him the said Joseph A.  
Jaeger, in the manner and form  
and by the means aforesaid, wilfully  
and feloniously did kill  
and slay: against the form of the  
Statute in such case made and pro-  
vided, and against the peace of the People  
of the State of New York, and their dignity.

Randolph B. Martine,

District Attorney.