

0008

BOX:

317

FOLDER:

3013

DESCRIPTION:

Lake, Joseph

DATE:

08/16/88



3013

Witnesses:

From an examination
made of all the witnesses
for the prosecution I have
concluded that a court
action cannot be obtained
and so therefore recommend
that the defendant be discharged
in his own recognizance
Oct 16-88

William Forester

Approved by J. D. Masden

Counsel,

Filed 16 day of Aug 1888
Pleas, Not Guilty 17

THE PEOPLE

vs.

Joseph Lake

R A P H .
(Sections 278 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney
W. H. D.

A True BILL.

William Forester

Foreman.

Subscribed October 5, 1888
Defendant discharged on his
own recognizance

00 10

District Attorney's Office.

Part Three
PEOPLE

vs.

Joseph Lake
Sept 26th 88

Served Personal
Office
Sept 24th 88

Recommend
Discharge
A.J.

0011

The People of the State of New-York,

in the Grace of God, Free and Independent.

To all to whom these Presents shall come, GREETING:

Know Ye, That we having inspected the files
of our Court of General Sessions of the
Peace, holden at the City Hall, of the City of New-York, in
and for the City and County of New-York, do find a certain,
An Undertaking to appear for Examination on
a criminal action
there remaining of Record, in the words and figures following to wit:

00 12

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly Esq a Police Justice
of the City of New York, charging Joseph Lake Defendant with
the offence of Rape

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Joseph Lake Defendant of No. 45
Tompkins Street; by occupation a Watchman
and Richard Hodge of No. 43 Tompkins
Street, by occupation a Liquor Surety, hereby jointly and severally undertake that
the above named Joseph Lake Defendant
shall personally appear before the said Justice, at the 3d District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of twenty
Hundred Dollars.

Taken and acknowledged before me, this 15
day of June 1888.

Daniel O'Reilly POLICE JUSTICE.

Joseph Lake
mark
Richard Hodge

0013

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
15th
day of June
1888
Daniel O'Reilly, Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth *forty* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *one house and lot of*

land at 43 Tompkins St, worth five
thousand dollars, free and clear (\$5000)

Richard Hodge

34 District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Underlying to appear
during the Examination.

vs.

Joseph Lake

Taken the

15th day of *June* 1888

Daniel O'Reilly, Justice.

The defendant failing
to appear and the surety
being unable to produce
him at examinations. -

The bond is forfeited
and warrant issued for
defendant, arrest

Daniel O'Reilly,
Police Justice,

Filed June 21, 1888.

0014

All which we have caused by these presents, to be exemplified and the seal of our said Court to be hereunto affixed.

Witness,

Nearry O. Gildersleeve Esquire,

~~and~~ presiding Judge of our said Court of General Sessions of the Peace, this *22^d* day of *June* in the year of our Lord one thousand eight hundred and eighty=*eight* and of our Independence the one hundred and *twelfth*

Phuack Clerk.

Nearry O. Gildersleeve

~~and~~ presiding Judge of the Court of General Sessions of the Peace, in and for the city and county of New York, Do Certify, that John Sparks, Esq., whose name is subscribed to the preceding exemplification, is the Clerk of the said Court of General Sessions of the Peace, duly appointed and sworn, and that full faith and credit is due to his official acts; and I further certify that the Seal there-
to affixed, is the Seal of the said Court of General Sessions of the Peace, and that the attestation thereof is in due form.

Dated at the City of New York, this *twenty second* day of *June* 1888

Nearry O. Gildersleeve
Judge Genl Sessions.

James A. Black Clerk of the City and County of New York, Do hereby certify That *Nearry O. Gildersleeve* Esquire, whose name is signed to the foregoing certificate, was at the time of signing the same, _____ of the said city and county and Judge of said Court duly elected and sworn, and that his signature is genuine, as I verily believe.

In testimony whereof I have hereunto set my hand and affixed the seal of the County of New York, the *22^d* day of *June* 1888.

James A. Black
Clerk.

00 15

NEW YORK COURT OF GENERAL SESSIONS.

THE PEOPLE OF THE STATE
OF NEW YORK,

against

Joseph Lake

EXEMPLIFIED COPY.

00 16

State of New York,
CITY AND COUNTY OF NEW YORK, } ss.

Richard Hodge the surety mentioned
in the annexed undertaking to answer do hereby authorize and empower any
Policeman of the City of New York, or *Edward Shalvey*
or either of them, in my name, place, and stead, to take, seize and
surrender the said *Joseph Lake*, (in the said
undertaking held as defendant,) to the Court wherein he is bound to
appear for trial, or deliver him to the custody of the authorities of said city
and county, in my exoneration as surety therein.

Dated *June 22d* 1888

Richard Hodge Surety.

Signed and sealed in } *Edward Shalvey*
the presence of.

00 17

I hereby certify that I have examined Fred
Rubenstein at 12 Fleet Station House and found
suspicious fluid on Privates. Examination of Joe Leak
was negative.

J. M. P. Chalmers M.D.
Gouverneur Hospital.

June 15. 88

0018

POLICE COURT—30 DISTRICT.
CITY AND COUNTY }
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 20th day of June in the year of our Lord 1888

of No. James Connor Street, in the City of New York,
and Francis Fidella

of No. 361 Cherry Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

James Connor
the sum of One Hundred Dollars,

and the said Francis Fidella

the sum of one Hundred Dollars.

Separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence or
said to have been lately committed in the City of New York aforesaid by

Joseph Lake
And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

James Connor
Francis Fidella
mark
Police Justice.

00 19

CITY AND COUNTY }
OF NEW YORK, } ss.

James J. Schell, Police Justice.

Subscribed before me, this _____ day of _____ 1881

the within-named Bail, being duly sworn, says that he is a free holder in said City and is worth Two Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of One

house and lot of land
No 608 Water St, north
ten thousand Dollars
free and clear
James O'Connor

New York _____ Sessions.

THE PEOPLE, &c.

Recognition to Testify.

James J. Schell

Magistrate

BAR

1881

day of

Filed

Police Court Third District
City & County of {
New York }

Frieda Rubenstein aged 28 years of
No 423 Allen Street occupation
Tailorress being duly sworn deposes
and says that on the 14th day of
June 1888 at the City of New York
in the County of New York

Joseph Lake (now here)
did violently make an Assault upon
the body of deponent and against
her will did then and there ravish
and carnally know

Deponent further says that about the
hour of 9 1/2 P. M. on said date she
went on the Pier foot of Delancey
Street and sat down in company
with her friend Thomas Fidello

That said defendant came up
to them and asked Fidello what
he was doing there. Deponent says
that she replied that her friend
was ill and ^{that they} ~~they~~ came down
to get some fresh air. That

said defendant then ^{my} there raised Depoant's
clothes and she got up from
where she was sitting down and
^{said defendant} caught hold of her by the arm ^{my}
prevented her from leaving and
depoant's friend walked away

That said defendant then and
thus pulled her by the arm to
the end of the Pier and said "If you
dont give me a piece I want
let you leave here". Depoant
replied "How can you ask for
such a thing I am a decent
woman". Depoant says that said
Fidello came back and said
defendant told him to go away
that he desired to talk to her

That said defendant took her
on the other side of the pier and
sat down unbuttoned his pantaloons
and took out his Penis and
raised her clothes and placed
her on his lap and ^{inserted} ~~placed~~
his Penis in the private parts
of depoant and had sexual

said defendant then ^{and} there raised ~~deponent's~~
 clothes and she got up from
 where she was sitting down and
~~said defendant~~ caught hold of her by the arm ^{and}
 prevented her from leaving and
 deponent's friend walked away

That said defendant then and
 there pulled her by the arm to
 the end of the Pier and said "If you
 don't give me a piece I want
 let you leave here". Deponent
 replied "How can you ask for
 such a thing I am a decent
 woman". Deponent says that said
 Fidello came back and said
 defendant told him to go away
 that he desired to talk to her

That said defendant took her
 on the other side of the pier and
 sat down unbuttoned his pantaloons
 and took out his Penis and
 raised her clothes and placed
 her on his lap and ^{inserted} ~~placed~~
 his Penis in the private parts
 of deponent and had sexual

0021

intercourse with her husband
says that she resisted and
called out in a loud manner
and was unable to prevent
defendant accomplishing said
indecent and unlawful act

Frieda Rubenstein

Brought before me

This 15 day of June 1888

Samuel C. Miller, Police Justice

0022

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Fiddell
aged *21* years, occupation *Barber* of No.

361 Cherry Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Frida Rubenstein*
and that the facts stated therein ~~on information of deponent~~ are true of deponents' own
knowledge.

Sworn to before me, this

day of

15

June

188*8*

Thomas

his

X

Fiddell

mark

Sam'l Clifford

Police Justice.

0023

City & County of
New York ss

Francis Kelly ~~the mother~~ of the
12th Precinct Police (Sergeant)
being duly sworn says that
Freda Rubinstein ^{an} Francis
Fidello ~~complainant~~ ^{are important} and
witnesses against Joseph Lake
charged with Rape

Deponent says that they
are important and necessary
witnesses for the prosecution
and asks that they give
oath for their appearance
to testify

Francis Kelly

Subscribed before me

This 15 day of June 1888

Sam'l Kelly Police Justice

0024

*Sec. 196-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Lake 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.

Joseph Lake

Question. How old are you?

Answer.

60 years

Question. Where were you born?

Answer.

New York

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

Answer.

45 Tompkins St

3 years

Question. What is your business or profession?

Answer.

Watchman

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

Answer.

I am not guilty and demand an Examination

Joseph Lake
made

Taken before me this

day of

188

Police Justice.

0025

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

Dated July 30 1888 John Thomas 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 Justice

0026

Witness Francis Fidella
Bailed by James Connor
343 Cherry St

The Complainant discharged
the promising to appear when
notified

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

The Justice presiding in this
Court will hear and
determine this case by
reason of my absence

James Connor
Police Justice

Police Court-- 3

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Freda Rubenstein

43 Albert St
348 Madison St

1 Joseph Baker

3

4

Dated

188

Daniel O'Reilly

Magistrate.

Francis O'Leary

Officer.

Sergt- 12

Precinct.

Witnesses Complainant and

Francis Fidella committed
to the House of Detention in
default of \$100 to testify

James O'Leary Police Justice

\$2000 & June 16. 10

\$2000 to answer

The defendant not appearing

at examinations the Bond

is forfeited and warrant issued

for Baker's arrest. James O'Leary

0027

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 Sadne

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

Joseph Sadne

of the CRIME OF RAPE, committed as follows:

The said

Joseph Sadne,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, with force and arms, in and upon one *Frieda Andersen*, then and there being, wilfully and feloniously did make an assault, and her the said *Frieda Andersen*, then and there, by force and with violence to her the said *Frieda Andersen*, against her will and without her consent, did wilfully and feloniously ravish and carnally know, 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

Joseph Sadne

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

The said

Joseph Sadne.

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Frieda Andersen* wilfully and feloniously did make another assault, with intent her the said *Frieda Andersen* against her will and without her consent, by force and violence, to then and there wilfully and feloniously ravish and carnally know, 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.

0028

THIRD COUNT—

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

Joseph Salvo

of the CRIME OF RAPE, committed as follows:

The said *Joseph Salvo*,

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Frieda Audenstern*, wilfully and feloniously did make another assault, and an act of sexual intercourse with her the said *Frieda Audenstern*, then and there wilfully and feloniously did commit and perpetrate, against the will of the said *Frieda Audenstern*, and without her consent; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT—

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

Joseph Salvo

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

The said *Joseph Salvo*,

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Frieda Audenstern*, wilfully and feloniously did make another assault, with intent an act of sexual intercourse with her the said *Frieda Audenstern*, against her will and without her consent then and there wilfully and feloniously to commit and perpetrate, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0029

BOX:

317

FOLDER:

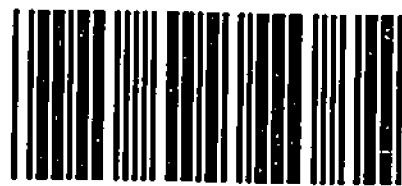
3013

DESCRIPTION:

Lally, Michael

DATE:

08/15/88



3013

Counsel,

Filed 15 day of Aug. 1888.

Pleads, *not binding* 116.

THE PEOPLE

ms.

Assault in the First Degree, Etc.
(Firearms.)
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS.

District Attorney.

Truth and Life

Emory

Foreman.

Oct 12/20

John P. ...

2

0030

0031

The People
vs.
Micheal Lally.

{ Court of General Sessions, Part 1.
Before Judge Cowing.

Wednesday, October 10, 1888.

Indictment for assault in the first degree.

Anthony J. Holtz sworn and examined. I live at 430 East 124th Street and am a watchman, I was a watchman on the 21st of July, 1888 at the foot of 125th Street and East River and was in the employ of Edward McGrath who kept a boat-house, I saw the Defendant on the 21st of July I was in the boat-house asleep before he came, I was awakened between the hour of twelve and one, somebody called me by my name and I came out of the house. There is an enclosure on the outside of the house and when I came out I saw the young man at the bar and a few of his friends over the enclosure. It is a broken dock and it was enclosed so that nobody could go down and the boat-house was on that dock. There were four or five persons in the company of the Defendant and one of them is Sager who was in Court, there were three or four more but I do not see them in Court. I wanted to find out what their business was over that enclosure and as they seen me coming out of the door these men crawled over the enclosure and went on the outside of it, they crawled over the fence which is about two or three feet high, they went quickly over it, they were about thirty yards from the door when I first saw them, I could not see very well, it was dark, they went over in a hurry and when I got over the fence Lally put a revolver to my head and with an oath he threatened to blow

0032

out my brains, he said, "you big son of a bitch, I will blow your brains out", the other men at this time were up on the embankment about five or six yards away; they interfered afterwards, I wrangled with the Defendant and tried to wrench the revolver away from him; I held his arm and Mr. Sager wanted to strike me, he came down and made a blow at me, I jumped away, he struck at me but he did not hit me, I jumped away when this young man at the bar turned around and pulled the revolver, he stood two or three yards away and pointed deliberately at me and fired two shots in quick succession at me, neither one of them hit me: the moment the shots were fired the officer came down and made the arrest, he was right close to me when he put the pistol at my head, I saw his face, the trigger was up at the time when he said he would blow my brains out.

The first acquaintance I had with the Defendant was the Friday before that, I am not positive whether I saw him at that time or not, I do not know whether it is him or not.

We were going up to the Court-room and this man Sager tried to bull-doze me all the way up; he told me if I went against the Defendant that they would fix me, and the officer told him to go away, Sager would not go and the officer struck him, he would not go then but followed me up further and when he got to Third Avenue another officer arrested him.

Cross Examined. I have told you all that happened, I was there taking charge of the property, it was a little boy who called me but I do not know his name.

The premises over which I watched included the enclosure where the fence was, I work in the day time but stay in the boat-house nights.

0033

John Kavanagh sworn and examined. I am an officer of the 29th precinct and arrested the defendant in this case on the 21st of July last about twenty minutes past twelve in the morning at the foot of East 125th St. near the McGrath boat-house. I saw about half a dozen of young men going down by the fence of Steer's lumber yard they were in a kind of hurried walk, one after the other; I thought there was going to be a fight, I went back to see what they were going to do and as I was going back I heard two shots, I heard the two shots down near the river, when I went down I asked the crowd in general who fired the shots, Lally was among the crowd and he was pointed out to me by the complainant. I asked him, "have you got a pistol?" He says, "yes." "What did you fire for?" He says, "to defend myself." Then I took the pistol out of his pocket and a box of cartridges and brought him to the Station House. It was a 22nd calibre revolving pistol. I examined it to see whether it was loaded, there were four loaded cartridges and three empty ones. The cartridges contained powder and ball. I was summoned to bring the pistol here this morning and that was upon the subpoena, I had special direction to bring the pistol, I went to Police Headquarters, they were holding an auction there and they told me the office was closed, I asked for a pistol and they did not give it to me. When I arrested Lally there was about half a dozen young men came to the Station House, this man Sager was one and he threatened the complainant, he says, "you long son of a bitch, if you come up there I will fix you"; I told him to go away this was a witness, I wanted him to let him alone, he still

0034

insisted and then I struck him with the club, he kept following us up and I told a policeman and he took him in charge and Judge Murray committed him.

The Case for the Defence.

Edward Sager sworn and examined. I am now residing at 17 Allen Street and on the 21st of July, 1888 I was a licensed dog catcher appointed by Mayor Hewitt on April 11; the paper now shown me is the appointment signed by Mayor Hewitt; on the 21st of July, 1888 I was an official dog catcher in this city and on that day I had persons with me. I remember being on 125th Street and meeting the complainant in this case, Micheal Lally the Defendant was with me, he was deputy dog catcher appointed by Mr. McMahon through me to superintend dog carts, I saw the trouble between Micheal Lally and the complainant that night, I stopped my wagon at 125th Street and First Avenue I saw a dog a little way below the corner, a white spitz dog, kind of spotted and there was another big black dog I says to Mike, "there you go Mike", and I jumped down of our wagon, Mike ran down and caught one dog and as he caught it the dog commenced to holler and me and Mike was trying to get the dog to the wagon; there was a young man who is now doing six months on the Island, I don't know who he is, he went and hollered out of the window, hollered up to a little shanty on the dock right by where he caught the dog and the complainant came running out; he grabbed in the hustle and the first I knew Mike lost the dog and the complainant had hold of him, I ran up and struck the complainant and hit him the face with my fist, he hit me back; there was another young man, I don't know

0035

1

he was, he was in the Station House that night, he hit me with the club across the head and broke my hat and my coat was tore off my back by five or six more, I should judge there was all of ten or fifteen young men hanging around that lumber yard; the complainant and me were fighting in the street when the officer ran down and Mike (the Defendant) he fired a shot, I saw him pull the revolver and shoot; when the Defendant fired the shots the complainant and I were fighting in the middle of the street right by the railroad tracks. I heard the officer and the complainant swear that I followed them up and threatened that I would fix the complainant if he went against the Defendant, I said nothing of the kind. It was my duty as the superior officer when one of my men get arrested and very often we have fights all over the city and men are arrested, we always go to the Station House with the men; I told the two men on the wagon to drive up, I started and met the officer very near Second Avenue with Mike and the complainant, I walked alongside of them with no intention of doing anything and the officer said, "keep away." I says to the complainant, "what will you make out of this, you have got the wrong man", I said to the officer, "you are arresting the wrong man, I am a licensed dog catcher, I showed the officer my shield. He said, "you go to hell out of here", he hit me on the arm a rap with the club and the officer said, "you come near me and I will break your head", I kept back ten or fifteen feet behind the officer and got up to Third Avenue and 125th Street, there was three or four officers standing on the corner, it looked as if they had been relieved from duty and this officer

0036

turned around and said, pointing to me, "fetch him along." I was taken to the Station House with Lally and the officer told the Sergeant that I tried to succor this witness the Sergeant said to him, "did he interfere with you and your prisoner?" He said, "no"; I was taken before Judge Morray the next morning and that officer swore that I tried to take the prisoner away from him but never said a word about that.

Cross Examined. Judge Murray gave me six months for interfering with the officer, I served nine weeks of it at Harts Island; I was arrested plenty of times for dog catching and was convicted once of crime in August 1884 and sentenced by Judge Cowing for eight years on a charge of highway robbery and pardoned by Gov. Hill two years ago.

John McMahon sworn. I live at 84th Street and First Avenue and have been superintendent of the dog pound eleven years, I know Lally about three years, he was working for me in July last as deputy dog catcher, I appointed him and furnished him with a badge, I know the complainant, I saw him around the dock of the East River.

Micheal Lally sworn. I live 282 First Avenue and on the night of the 21st of July we were riding in a wagon and saw two dogs, the boss of the wagon told me to jump off, I got this white dog and the complainant came and took him off me; he got hold of Sager and hit him and I took the pistol and fired the shot off to get the assistance of the police, I did not fire it at the complainant but towards the railway track. I have never been

0037

arrested for any offence.

John Dally sworn. The Defendant is my son, he lived with me up to the time of his arrest, his general conduct and behavior has been good and I never knew of his being arrested before.

Anthony J. Holtz recalled by Mr Davis. I and Sager did not come together and lay hands on each other until after the revolver was put to my face, I saw no dog there that night; the white spitz dog he spoke of was an Irish terrier and that dog was taken the Friday before the shooting occurred, it was inside of the house, we made it our business to tie him up, my employed got the dog out of the pond and paid three dollars and brought him back, I don't know who took that dog to the pound..

The Jury rendered a verdict of guilty of assault in the second degree.

0038

Police Court—

District.

City and County } ss.:
of New York,

of No. 430 East 124 Street, aged 22 years,

occupation Watchman being duly sworn

deposes and says, that on the 21 day of July 1888 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Michael

Rally now present did wilfully
and maliciously fire and discharge
a pistol loaded with powder and
lead while said pistol was
pointed and aimed at deponent
by the defendant

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

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

Sworn to before me, this 21 day
of July 1888

188

Anthony J. Hall

Police Justice.

0039

Sec. 199-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Michael Lally 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. *Michael Lally*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *This City*

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

Answer. *282. 1st Avenue*

Question. What is your business or profession?

Answer. *Dog catcher*

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 have nothing to say. I carried the pistol for self protection. I did not fire at him but fired to attract attention and get assistance. Michael Lally*

Taken before me this

188

Police Justice.

0040

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.....

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

Dated *July 21* 188 *8* *Wm. M. Brown* 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.

0041

Police Court

5 1127 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony J. Holmes
430 East 124 St
Michael Vally

2

3

4

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

July 21st 1888

Magistrate.

Officer.

99 Precinct.

Witnesses

No

Street.

No.

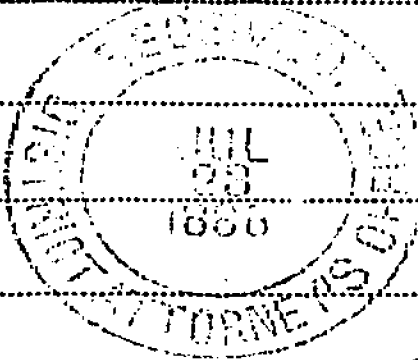
Street.

No.

Street.

\$ 2000

to answer



(Com)

0042

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Sallay

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

Michael Sallay

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

The said

Michael Sallay

late of the City of New York, in the County of New York aforesaid, on the *Twenty-first* day of *July*, in the year of our Lord one thousand eight hundred and eighty*eight*, with force and arms, at the City and County aforesaid, in and upon the body of one *Anthony J. Sallay* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Anthony J. Sallay* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Michael Sallay* 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 *Anthony J. Sallay* 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

Michael Sallay

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

The said

Michael Sallay

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Anthony J. Sallay*, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said

Anthony J. Sallay

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Michael Sallay*

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully 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.

JOHN R. FELLOWS,

District Attorney.

0043

BOX:

317

FOLDER:

3013

DESCRIPTION:

Langley, James H.

DATE:

08/10/88



3013

0044

Witnesses,

Counsel,

Filed 10 day of Aug 1888.

Pleads, West 22nd St 13

THE PEOPLE

vs.

James H. Langley

JOHN R. FELLOWS,

District Attorney.

A True Bill

Foreman.

Part 3. October 9/88.

Tried & Acquitted

10-10-88
Hon. Amos A. Perry,
38 West 14th St

Impress

[Section 522 and 531, Penn Code.]
James H. Langley

Suppose at Dept's report. S. M. D.
10-10-88 at Dept's report. M.D.

Oct 8, 1888 at Dept's report.

J. D. W.

Foreman.

Part 3. October 9/88.

Tried & Acquitted

0045

AN AGREEMENT made and entered into this 29th of June A.D. 1888 by and between J.H.LANGLEY, of Chicago Ill. and A.C.BRADY of Nyack, N.Y. parties of the first part, and JOHN S.MURRAY, also of Nyack, party of the second part, witnesseth,

THAT WHEREAS, said Langley is Vice-President and general eastern agent of the Western Union Mortgage and Construction Co. a corporation organized in Illinois for the purpose of carrying on the business of engineering, colonization and construction; the sub-division of south-western lands and sale of the same to clubs and colonists, also dealing in mortgage loans, and which corporation has apportioned an allotment of \$25,000. from its total interest bearing capital stock of \$100,000. for sale for a working capital, for the promotion of its business in the Eastern and New England states, and:-

WHEREAS:- said Langley in association with said Brady, has already engaged offices in the city of New York for the management and promotion of the business of said company, with the intention of locating agents throughout said territory, and disposing of said capital stock, and:-

WHEREAS:- said Langley and Brady have also proposed and taken steps to organize a company under the laws of New Jersey, to carry on a local land, loan and building business, the immediate business of said company to be the handling of a certain property consisting of about eighty acres of land with buildings in the Town of Middlesex N.J., the purchase and sub-division of said land into lots, and sale of the same through their office aforesaid, and:-

WHEREAS:- the said Murray, party of the second part, has proposed to engage to assist in the promotion of the business

0046

of said Western Union Mortgage and Construction Co. by the negotiation of said working capital stock, and the performance of such general duties as become necessary to secure the most complete success of the business of the business, and to aid and assist the parties of the first part in the organization of the New Jersey company, and also to advance a certain amount of cash.

NOW THE SAID PARTIES DO AGREE:-that the following shall constitute the basis of an agreement between them.

FIRST:-the said Langley, Vice President, agrees to appoint the said Murray as assistant general agent for the Western Union Mortgage and Construction Co. to aid in the promotion of their business in the eastern and New England states, from the office in New York; that he shall be allowed to draw from said business sixty dollars per month, and a commission upon the receipts from said land sales made in said territory, of one per cent, said commission account to be made up and paid quarterly.

SECOND:-the party of the second part agrees to purchase from said Langley 5 shares of his stock in the Western Union Mortgage and Construction Co. at par \$100.00 per share, the same being interest bearing stock, and to pay \$250.00 upon the signing and delivery hereof, and the balance within ¹⁰ days from date, and to hold said shares during the continuance of this agreement; He further agrees to devote his time and influence to promoting said business enterprises to a success in the general duties required in said office, and shall be governed by the by-laws and instructions from the President and board of directors, in the performance of his duties for the

0047

said Western Union Mortgage and Construction Co.

THIRD:-this contract shall commence on the 2nd day of July A.D.1888.and continue for one year,subject to be terminated for reasonable cause by either party at thirty days written notice,when the party of the second part shall make up his accounts and such trusts as he may have the management of, and submit the same for audit and settlement,and in case he shall then desire to dispose of said 5 shares of stock or any portion of the same,he shall notify the company for their acceptance of the same,persuant to their indorsement of redemption as made hereon;but the right is reserved by said Langley to offset against any just sum or sums,claim or claims, or beficiency in any trust in settlement by the party of the second part,before said shares shall be assigned for transfer by him,

IN WITNESS WHEREOF,the said parties have hereunto set their hands and seals the day and year first herein written.

J. Langley
} *C. Brady*
Parties of the first part
J. S. Murray
Parties of the second part

apprind.
J. Langley
Ver. Prudent.

0048

letter. Interest will be allowed when advance payments of \$5.00 and upwards are made.

Western Union Mortgage & Construction Co.,
175 DEARBORN STREET, CHICAGO, ILL.

REFERENCES.

The following gentlemen, to whom we refer, are well known throughout the country. They are familiar with Northwestern Texas, many of them have made their homes on the line of the Fort Worth and Denver City R. R., and have become millionaires. Some of them are actively interested as stockholders in this Corporation.

- Col. W. W. H. LAWRENCE, Pres. Fort Worth & Western R. R., Fort Worth, Texas.
- > MAX ELSER, Esq., Cashier City National Bank, Fort Worth, Texas.
- > JOSEPH BROWN, Esq., Wholesale Grocer, Fort Worth, Texas.
- B. C. EVANS, Esq., Wholesale Dry Goods, Fort Worth, Texas.
- GEN. McCULLOUGH, State Land Inspector, Clarendon, Donley Co., Texas.
- Gen. W. L. CABELL, United States Marshall Northwest Texas.
- THOMAS WEST, Esq., Fort Worth, Texas.
- E. H. BROWN, Esq., Jacksboro, Jack Co., Texas.
- > EDWARD EAST, Esq., Archer City, Archer Co., Texas.
- Hon. TEMPLE HOUSTON, Mobeetie, Pan Handle Co., Texas.
- JAMES ROBINSON, Esq., Jacksboro, Jack Co., Texas.
- S. JALONICK, Esq., Wichita Falls, Texas.
- Hon. GEO. F. CRAFT, Crafton, Wise Co., Texas, Member Legislature for Wise Co., Texas.
- Major W. H. CUNDIFF, Decatur, Wise Co., Texas.
- H. F. HAWKINS, J. P., Chico, Wise Co., Texas.
- Col. J. T. BROWN, Chico, Wise Co., Texas.
- > J. G. JAMES, Esq., President Wichita National Bank, Wichita Falls, Texas.
- L. W. HART, Esq., Archer, Texas.
- JOHN A. FORMAN, Esq., Wichita Falls, Texas.
- Ex-Gov. J. W. THROCKMORTON, McKinney, Texas.
- > Ex-Gov. F. R. LUBBOCK, State Treasurer, Austin, Texas.
- Gen. GEO. F. ALFORD, President Dallas, Archer and Pacific R. R., Dallas, Texas.
- HENRY GREATHOUSE, Esq., President First National Bank, Decatur, Texas.
- Hon. HAMILTON P. BEE, Ex-Commissioner Insurance, History and Statistics for State of Texas.
- Hon. F. G. BRANSFORD, Newport, Texas, Mem. of Legislature for Clay and Montague Co.
- Hon. B. TURNER, Henrietta, Texas, present County Judge Clay County.
- > JOHN STEPHENS, Attorney-at-Law, Montague, Texas.
- Hon. WILLIAM C. WALSH, Ex-Commissioner General Land Office, Austin, Texas.
- Ex-Gov. JNO. IRELAND, Seguin, Texas.

*Pro ples
A oct gin*

0049

31

great deal in Northern Texas. We might add that apples, pears, peaches and plums begin to ripen on the tree from the 6th to the 20th of May and continue to ripen to the 25th of November, and all this protracted season is filled with abundant varieties, so as to keep them all the time on the table or on the way to market.

Almost all garden vegetables do well. Root vegetables grow particularly well, and finer potatoes, beets, parsnips, carrots, turnips, radishes, onions, etc., are not raised anywhere.

Of melons, both water and musk, we have a greater variety, and they grow to absolute perfection. Watermelons attain to enormous proportions, and the cantaloupes of Texas are unrivalled in flavor. Squashes and pumpkins do well and are richly flavored, and no finer tomatoes are grown. No finer beans and peas can be grown than those produced here.

The arrangement recently made by the Western Union Mortgage and Construction Company of Chicago, Ill., to sub-divide sections adjoining the towns of "Archer City" and "Windsor Park," which are located upon their vast tract of land in Archer county, into five and ten-acre fruit farms, is a wise move, and must soon attract a large number of enterprising people.

These small farms they are selling for \$100 and \$200, each, receiving weekly payments of \$1 and \$2 per week without interest or taxes. The Company will also assist purchasers, when desired, in constructing buildings, to be paid for in the same manner. These contracts and sales are being made among Northern mechanics, clerks, and not unfrequently ladies who have some source of income and by the little savings can soon acquire a home and independence.

Clubs are organized in the northern workshops, or by clerks in mercantile houses; a membership of ten will secure 50 or 100 acres. The club thus organized will find a family to settle upon the land, the Company will aid in constructing a house and building, a little extra money starts improvements and cultivation and by the second year the share to the resident superintendent is a good income for his family, and the dividends to the members of the club, goes very far toward the payment of their instalments; meantime the land is rapidly increasing in value.

Any person can secure contract for these farms with immediate possession, if desired, by forwarding name in full, with address and the first instalment of \$1.00 or \$2.00 direct to the Company by postoffice order, check or registered

0050

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

James M. Sanfey

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

James M. Sanfey

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

The said *James M. Sanfey*

late of the City of New York, in the County of New York aforesaid, on the *29th*
day of *June*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud *one John S. Murray*

of the proper moneys, goods chattels and personal property hereinafter mentioned, and of
the use and benefit thereof, and to appropriate the same to *his* own use, did then and
there feloniously, fraudulently and falsely pretend and represent to *the said*

John S. Murray

That *there then existed a certain corporation known*
as the Western Union Mortgage and Real Estate Company, that
said corporation was organized under and by virtue of the laws of
the State of Illinois, and had a capital stock of one million
dollars and that such capital stock had been fully paid, that
its general offices were in the Commercial Bank Building in the
City of Chicago in said State of Illinois, and said corporation
had branch offices in Fort Worth in the State of Texas and also
in the said City of New York; that said corporation was organ-
ized for the purpose of and was then carrying on a large
business in engineering, colonizing of lands in various

0051

parts of the United States and particularly in the State of Texas, also in the construction of buildings in the same places, and dealing in mortgages on real property, and was the owner of large tracts of land, and its land and colonization interests were principally located in Archer County in the said State of Texas. That the said James H. Sanford was the Vice President of said corporation and that certain men of responsibility, and well known throughout the country, to wit: the following named persons:

were familiar with the said corporation and its affairs, and knew its policies and responsibility, and that some of the men above named were actively interested as stockholders therein; that said corporation was financially sound and its business was in a flourishing condition; X

And the said.....

then and their believing the said false and fraudulent pretenses and representations so made as aforesaid by the said.....

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

of the proper moneys, goods, chattels and personal property of the said.....

And the said.....
did then and there feloniously receive and obtain the said proper moneys, goods, chattels, and personal property, from the possession of the said.....

by color and by aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud the said.....

of the same, and of the use and benefit thereof, and to appropriate the same to own use

Whereas, in truth and in fact, the said.....

0052

That as the vice president of said corporation
the said James M. Langley had full
authority to ^{engage} employ the necessary employees
for its business in said City ^{of New York;} that said
corporation was then in need of an agent
and collector for the Eastern District in
said City: that the duties of such position
would be the collection of moneys from
the agents of said corporation each and
every month: that the salary of said
position was fifty dollars per month and
one percent of all moneys so collected
in addition as a commission; that in
order to obtain said position it was
necessary that the said John S.
Murray should deposit with him the
said James M. Langley ^{five hundred dollars in} ~~the sum of~~ money
as security for the faithful performance
of his duties; that ^{and} deposit was then
a wise and judicious thing to do in
the said John S. Murray and a safe
and profitable ~~and~~ operation.

0053

Police Court— District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 45, Broadway Street, aged 35 years,
occupation Clerk being duly sworndeposes and says, that on the 29 day of June 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Gold and silver money of the
United States consisting of
Paper notes and bills of the
denomination of value of
Two hundred and fifty Dollars

the property of

Deponent

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

H Langley for the reason
that on the 23 d day of June 1888 de-
ponent went to room 171 45 Broadway
and there said defendant, told the
said deponent that he deponent
had called upon him in reference to
a communication he received from
Arthur P. Brady a friend of deponent
with whom the said deponent had
a conversation regarding a position.
That deponent then asked said defen-
dant what position it was that he
said deponent had to offer him
where said deponent replied that
the said defendant was the Vice President

Sworn to before me, this
day
1888

Police Justice.

0054

of the Western Mortgage and Construction Company a corporation organized in the State of Illinois for the purpose of carrying on the business of Engineering, Surveying and Construction of South Western Lands and also dealing in mortgage. That said defendant then showed deponent a prospectus of the said company which is hereto annexed ^{and} marked Ex A. and stated to him that the said corporation was in a flourishing condition ^{and} was supported by many men of influence then giving this deponent a list of the reference which is hereto annexed. ^{and} That said defendant then stated to deponent that the position he had to offer him was the agent and collector for the said corporation for the Eastern district in New York City ^{and} that said defendant would have an office at 45 Broadway ^{and} his duties would be to collect all moneys from his deponents agents, who were the agents of said corporation each and every month ^{and} that he would pay to each of said deponents a month's 1% commission on the moneys collected. That defendant would have to give said defendant (500 ⁰⁰/₁₀₀) dollars as security for the faithful performance of his duty as such collector ^{and} to take possession of said position on the 15th day of July 1888. That on said day said deponent paid said defendant the aforesaid money as part security ^{and} deponent is informed by Arthur P. Brady of 45 Broadway that he said Brady previous to deponent's making the aforesaid contract with defendant that he said Brady had made a similar contract with said defendant ^{and} that he had paid him 500 dollars and was then in said office ^{and} that there was no further correspondence between said Brady then wrote to several persons deponent referred to in his list of reference ^{and} received the in reply the 3 letters hereto annexed ^{and} marked Ex B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, stating that they knew nothing of said corporation and the same is affirmed. Deponent therefore charges said defendant with having obtained said money by false & fraudulent representations & charges him with the breach of said agreement. Given to deponent this 19th day of June 1888.

J. H. Holcomb
President

0055

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Arthur P. Brady

of No. 45 Broadway Street, aged 22 years,

occupation Bookkeeper being duly sworn deposes and says,

that on the 25th day of May 1888

at the City of New York, in the County of New York, Dependent had

made a contract with J. H. Langley

to act as the general Eastern agent of

the Western Mortgage Construction Company

for a salary of \$5.00 a month and

a commission of 1% on all business that dependent

would have to give security in sum of five

hundred dollars cash (which he did)

for the faithful performance of his duties

That dependent wrote to several persons

whom dependent gave him as references

and received the letters referred to

Sworn to before me, this

of

188

day

Police Justice.

0056

in the annexed affidavit, stating that said
Company was aforesaid, ^{and} that deponent
was in the aforesaid office up to the
present time ^{and} that no business was ^{ever} done
for said company ^{and} no business carried
on there

Subscribed and sworn to before me
this 19th day of July 1888

J. A. Wilcox

Arthur C. Brady

Police Justice

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 188

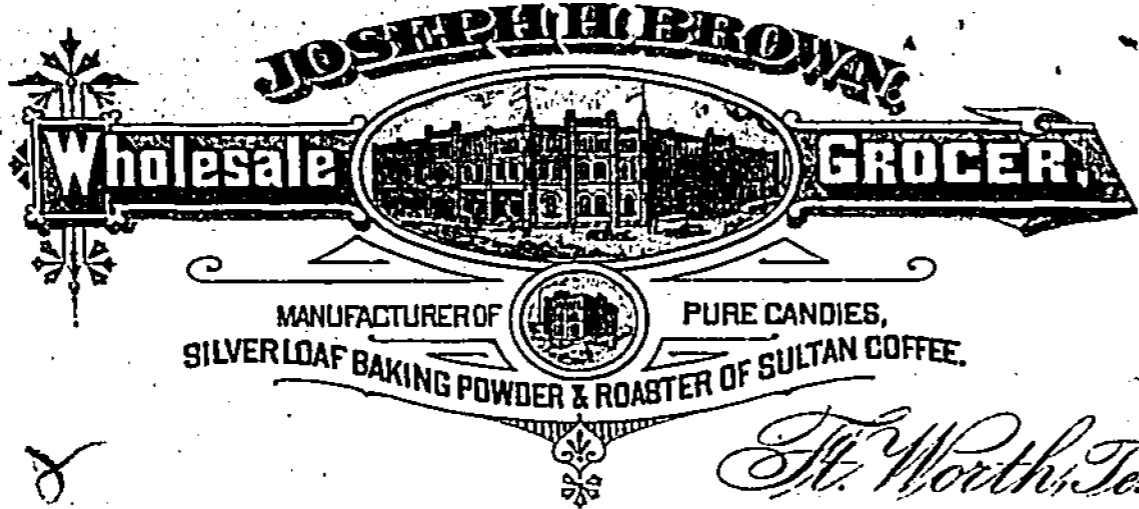
Magistrate.

Officer.

Witness,

Disposition,

0057



St. Worth, Tex. July 14 1888

Mr. C. C. Brady.
New York

Dear Sir:

Replying to yours of 9th inst.,
I know nothing of the concern
referred to and they have no
authority whatever to refer to me

Yours truly,

Joseph H. Brown
per Newby.

0058

Panhandle Loan Agency

NEGOTIATES FIRST MORTGAGE REAL ESTATE LOANS
AND
BUYS AND SELLS COUNTY AND CITY BONDS AND SCRIP.

MANAGER:
JOHN G. JAMES, Pres. Panhandle National Bank.

Wichita Falls, Texas, July 13/88

Mr. A. C. Brady

171 Aldrich Court, New York City.

Dear Sir: Your letter of 9th inst, asking about Western Union Mortgage & Construction Co of Chicago, Ill., which you say gives my name in its list of references. This is a concern that I know nothing whatever about, and which has used my name without my knowledge or consent. Last year, under a somewhat similar name a concern advertised its office in Fort Worth - parties after strangers to me, & used my name unwarrantably. They, however, did not pay rent there long, if at all, for I wrote immediately demanding that my name be dropped, & my letter was returned by postmaster. Next thing I saw was a long article from Chicago Herald, or some paper, exposing a big swindle there by a company, some of whom had same names as the Fort Worth concern - they were offering fruit farms &c in Archer Co Texas on installment plan &c in small lots at big figures - big blow about the country, & value of land &c. Now, no such settlement is in Archer Co. it is principally a stock-raising country - the land one good, but cheap, and you can buy as much fine land as you want there at 2⁰⁰ to 3⁰⁰ per acre unimproved, & much State land on long time 20 to 40 years, at low interest.

I am compelled to believe the concern is crooked, and shall at once write to Chicago to have the parties looked into & exposed again, ~~if~~ ^{as} they are still the same swindle. At any rate I must compel them to drop my name.

I send you some circulars concerning our country.

Very truly
Yrs. J. G. James

0059

JNO. H. STEPHENS.

G. L. HERBERT.

Office of Stephens and Herbert,

(SUCCESSORS TO STEPHENS, MATLOCK & HERBERT.)

Attorneys and Counsellors at Law.

Montague, Texas, July 14th 1888

Mr. A. C. Brady
N.Y. City

Dear Sir - Your letter in
reference to my connection with
the Western Union Mortgage &
Construction of Chicago is at hand
In reply I have to say that my
name was used by that Co-
without my knowledge or
consent. I had before the
formation of the company resorted
to Langley (where full name I have
forgotten) in regard to selling some
Coal Lands I owned then in this
County & in this way I presume
forgot my name. I know nothing
of the company its aims or
objects - But would not have

0060

have anything to do with men
who use the names of their
Correspondents in any such a
questionable manner - I was
not acquainted with Langley
or any of the members of the
Company - I have a body
of 5000 acres of Coal Lands
in this County that is
situated 5 miles south of
the Ft Worth & Denver
Railway - These I am
offering at \$50000.

Could you aid me in
selling them. I have
also several large bodies
of land in this County
for sale as great of other
quarters - Hoping to hear
from you - I am

Very truly yours
J. W. Stephens

0061

Sec. 108-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James St Langley 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. *James St Langley*

Question. How old are you?

Answer. *44 years.*

Question. Where were you born?

Answer. *United States*

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

Answer. *34 Broadway; 1 month*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

James St Langley

Taken before me this

day of *July* 188*8*

Police Justice.

0062

Sec. 151.

Police Court 1 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 any Marshal or Policeman of the City of New York:*

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 Joseph J. 311
of No. 45 Broadway Street, that on the 24 day of June
1888 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the
United States consisting of
Bank notes and coins
of the value of Two hundred and fifty Dollars,
the property of Campanella
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by St. Langley

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod y of the said Defendant
and forthwith bring in before me, at the 1 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 19 day of July 1888

J. J. Wick POLICE JUSTICE.

0063

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
*25**Hundred Dollars,.....and be committed to the Warden and Keeper of*
the City Prison, of the City of New York, until he give such bail.

*Dated**July 21st**188**8**J. H. Smith**Police Justice.*

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

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

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

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

0064

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John A. Murray
45 Bow
J. H. Lang

Offence

BAILED,

No. 1, by

Residence Street

No. 2, by

Residence Street

No. 3, by

Residence Street

No. 4, by

Residence Street

Wm. W. Forney
261 Bow

Dated *July 21* 188*8*

Richard Magistrate.

Shelby Officer.

Co Precinct.

Witnesses *George P. Potos*

No. *122 30* Street.

Bill Potos

No. *122 30* Street.

Arthur B. Brady

No. *122 30* Street.

\$ *5.00*

(Bill ordered)

Wm. W. Forney

0065

COURT OF GENERAL SESSIONS OF THE PEACE

City and County of New York.

-----X
.....:
The People of the State of New York :
 : against :
 : James H. Langley :
-----X

.....
The Grand Jury of the City and County of New York by this Indictment accuse James H. Langley of the crime of grand larceny in the second degree, committed as follows:

The said James H. Langley, late of the City of New York in the County of New York aforesaid, on the 29th day of June, in the year of our Lord one thousand eight hundred and eighty-eight, at the city and county aforesaid, with force and arms with intent to deprive and defraud one John S. Murray of the proper moneys goods chattels and personal property hereinafter mentioned and of the use and benefit thereof, and to appropriate the same to his own use then and there feloniously and fraudulently did falsely pretend and represent to the said John S. Murray,

That there then existed a certain corporation known as the Western Union Mortgage and Construction Company; that said corporation was organized under and by virtue of the laws of the State of Illinois and had a capital stock of one million dollars and that said capital stock had been fully paid; that its general offices were in the Commercial Bank Building in the City of Chi-

0066

2

cago in the said State of Illinois, and that the said corporation had branch offices at Fort Worth in the State of Texas and also in the said City of New York; that the said corporation was organized for the purposes and was then carrying on a large business in engineering, colonizing of lands in divers parts of the ~~country~~ United States and particularly in the said State of Texas, also in the construction of buildings in the same places and dealing in mortgages on real property and that its business was then in a flourishing and paying condition; that said corporation was the owner of large tracts of land and that its land and colonization interests were principally located in Archer County in the said State of Texas; that he the said James H. Langley was vice-president of the said corporation, that certain men of responsibility and well known throughout the country, to wit, the following named persons: Colonel W. W. H. Lawrence, President of the Fort Worth and Western Railroad of Fort Worth aforesaid, Max Elser, cashier of the City National Bank, Joseph Brown, wholesale grocer, B. C. Evans, wholesale dealer in dry goods, Thomas West, all of the same place, General McCullough, State land inspector of Clarendon, Donnelly County, General W. L. Cabell, United States Marshal for Northwest Texas, E. H. Brown of Jacksboro, Jack County, Edward West of Archer City, Archer County, Temple Houston of Mobeetie, Pan Handle County, James Robinson of Jacksboro aforesaid, S. Jalonich of Wichita Falls, J. G. James, John A. Forman, both of the same place, George F. Craft of Crafton, Wise

0067

. 3

County, a member of the Legislature of the said State of Texas for Wise County, Major W. H. Cundiff of Decatur Wise County aforesaid, H. F. Hawkins, J. P., of Ohico in the same County, Colonel J. T. Brown of the same place, L. W. Hart of Archer, exGovernor J. W. Thorckmorton of McKinney, exGovernor F. R. Lubbock, State Treasurer, of Austin, and the Honorable William Walsh, ex-Commissioner General of the Land Office of the same place, General George F. Alford, president of the ~~Archer~~ Dallas, Archer & Pacific Railroad, of Dallas, the Honorable Hamilton P. Bee, ex-Commissioner of Insurance history and statistics for the said State of Texas, the Honorable F. G. Bransford of Newport, a member of the Legislature for Clay and Montgomery Counties, the Honorable B. Turner of Henrietta, the then present County Judge of Clay County, John Stephens attorney at law of Montgomery, and ex-governor John Ireland of Sequin, all in the said State of Texas, were familiar with the said corporation and its affairs and knew its stability and responsibility and that some of the men above named were actually interested as stockholders therein; that the said corporation was financially sound and its business well established; that as the vice-president of the said corporation he the said James H. Langley had full authority to engage the necessary employes for its business in the ~~State~~ ^{said city} of New York; that the said corporation was then in need of a collector for the eastern district in the said city; that the duty of such position was the collection of moneys from the agents of said corporation each and

0068

4

✓ every month; that the salary of said position was sixty dollars per month and one per cent of all moneys so collected in addition as a commission; that in order to obtain said position it was necessary that he the said John S. Murray should deposit with him the said James H. Langley the sum of five hundred dollars in money as security for the faithful performance of his duties; that such a deposit was then a wise and judicious thing for him the said John S. Murray and a safe and profitable operation.

And the said John S. Murray then and there believing the false and fraudulent pretenses and representations so made as aforesaid by the said James H. Langley and being deceived thereby was induced by reason of the false and fraudulent pretenses and representations so made as aforesaid to deliver, and did then and there deliver to the said James H. Langley the sum of two hundred and fifty dollars in money, lawful money of the United States of America and of the value of two hundred and fifty dollars of the proper moneys, goods, chattels and personal property of the said John S. Murray as and for a part and portion of the said deposit so required.

And the said James H. Langley did then and there feloniously receive and obtain the said proper moneys, goods, chattels and personal property from the possession of the said John S. Murray by color and by aid of the false and fraudulent pretenses and representations aforesaid with intent to deprive and defraud the

0069

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said John S. Murray of the same and of the use and benefit thereof and to appropriate the same to his own use.

Whereas, in truth and in fact there did not then exist any corporation known as the Western Union Mortgage and Construction Company, and no such corporation was organized under or by virtue of the laws of the State of Illinois, and the same did not have a capital stock of one million dollars and no such capital stock had been fully paid.

And whereas, in truth and in fact, the general offices of the said pretended corporation were not in the Commercial Bank Building in the said City of Chicago, and said pretended corporation did not have branch offices in Fort Worth, ~~Texas~~ aforesaid, nor in the said City of New York, and the said pretended corporation was not organized for the purposes of and was not then carrying on a large or any business whatsoever in engineering, colonizing of lands in divers parts of the United States or in the said State of Texas, or in the construction of buildings in such places or in dealing in mortgages on real property, and was not the owner of large tracts of land or of any land whatsoever and had no land or colonization interests whatsoever located in Archer County aforesaid.

And whereas, in truth and in fact, he the said James H. Langley was not the vice-president of the said pretended corporation and the said men of responsibility and men so by him pretended to be well known throughout

0070

6

the country, to wit, the persons hereinbefore named, were not familiar with the said corporation or its affairs and did not know its solidity or responsibility and none of the said men so named as aforesaid were actively interested as stockholders therein, and the said pretended corporation was not financially sound.

And ~~whereas~~, in truth and in fact, the said James H. Langley did not have full authority nor any authority as the vice-president of the said pretended corporation to engage any employees whatsoever for its business in the said City of New York and the said pretended corporation was not then in need of an agent and collector for the eastern district in the said city, and the duty of such position was not the collection of moneys from the agents of said pretended corporation each and every month, and the salary of said position was not sixty dollars per month and one per cent of all moneys so collected in addition as a commission, and it was not necessary that he the said John S. Murray should deposit with the said James H. Langley the sum of five hundred dollars in money or any sum of money whatsoever as security for the faithful performance of his duties in order to obtain the said position or for any lawful purpose whatsoever, and such a deposit was not then a wise and judicious thing for him the said John S. Murray and was not a safe and profitable operation.

And wheras in truth and in fact, the pretenses and representations so made as aforesaid by the said

0071

7

James H. Langley to the said John S. Murray was and were then and there in all respects utterly false and untrue, as he the said James H. Langley at the time of making the same then and there well knew.

And so the Grand Jury aforesaid do say that the said James H. Langley in the manner and form aforesaid and by the means aforesaid the said proper moneys, goods, chattels and personal property of the said John S. Murray then and there feloniously did steal, against the form of the statute in such case made and provided and against the peace and dignity of the said People.

SECOND COUNT. And the grand Jury aforesaid by this indictment further accuse the said James H. Langley of the same crime of grand larceny in the second degree, committed as follows:

The said James H. Langley, late of the City and County aforesaid, afterwards, to w it, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms the sum of two hundred and fifty dollars in money, lawful money of the United States of America and of the value of two hundred and fifty dollars, of the proper moneys, goods, chattels and personal property of one John S. Murray 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 and dignity of the said People.

JOHN R. FELLOWS,

District Attorney.

0072

BOX:

317

FOLDER:

3013

DESCRIPTION:

Leahy, Edward

DATE:

08/17/88



3013

0073

BOX:

317

FOLDER:

3013

DESCRIPTION:

Ahern, Edward

DATE:

08/17/88



3013

0074

BOX:

317

FOLDER:

3013

DESCRIPTION:

Honston, William W.

DATE:

08/17/88



3013

0075

to suspended on
July - Weston

Witnesses:

Filed 17 day of Aug 1888

Up leads, North, rich

THE PEOPLE

vs.
31. 34
325

Edward Sealey

Edward Ahern

William W. Monston
(2 cases)

Grand Larceny Second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

Pr. Sept 5/88

all plead PR

A True Bill.

Bartholomew Connolly

Foreman.

No. 1 Sentence suspended

No. 2, Pen 1 yr.

No. 3. Pen 1 yr. & \$250. fine

Sept 7.

P.B.M.

0076

Commissioners:

Alexander Meakin,

President

Edward T. Fitzpatrick,

Treasurer

Joseph Rock,

James F. Bishop,

Secretary

Edward Browne,

Counsel

Office of

Board of Excise

54 Bond St., cor. Bowery.

New York, Oct 7th 1889

Hon Judge Martine

My Dear Sir

Permit me to
introduce to you Mr Houston,
the wife of John Houston, who
was sentenced by you for a term
of one year and a fine
of two hundred and fifty dollars.
And as his term of imprison-
ment is up. And he having
no means of support. it will
be a most gracious and charitable
act. to remit the fine. Allow
me to recall the memory that
Judge White and myself
are

0077

TORN PAGE

Commissioners:

Alexander Mackin,
President.

Edward T. Fitzpatrick,
Treasurer.

Joseph Roche.

James F. Bishop,
Secretary.

Edward Browne,
Counsel.

Office of

Board of Excise,

54 Bond St., cor. Bowery.

New York,

188

had with you. I refer to
Houston's matter some
weeks ago. And as you
suggested, I will forward
the affidavit as to my
knowledge of Houston and
family connections in a few
days.

With best wishes for health
I remain

Respectfully yours.
E. T. Fitzpatrick

0078

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 10th DISTRICT,

of No. 61 Hudson Street, aged 37 years,
occupation Grocer

being duly sworn deposes and says,
that on the 10th day of August 1888

at the City of New York, in the County of New York, he is informed
by Edward Ahearn (now here)
that William W. Houston (now here)
is the person named Houston
mentioned in the annexed
affidavit

W. W. Houston

Sworn to before me, this

of

1888

day

Police Justice,

0079

Police Court—

1st District.

Affidavit—Larceny.

City and County of New York, ss.

of No. 61 Hudson Street, aged 37 years, occupation Broker being duly sworn

deposes and says, that on the 28 day of July 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 barrel of sugar
valued at twenty-five
dollars

the property of Messrs Austin Nichols and Company and in the care and custody of deponent

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

Edward Ahearn both now here and M. M. Houston not yet arrested who were acting in concert for the reasons following to-wit: on the above described date deponent having missed the said property and found the same in the possession of one Henry Ahrens. The said Lacey after being informed of his rights admits and confesses to being in concert with the said Ahearn and confesses to the following: on the said date the defendant Ahearn who was employed by deponent as Trustman

Sworn to before me, this 1st day of August 1885

Police Justice.

0080

was from a load of ^{groceries} sugar by the said
 ✓ Houston, who is the shipping clerk
 for said firm to be delivered to the ~~Harman~~
 line of ~~Steamships~~ ^{one} The said Ahern
 asked ~~himself~~ ^{me} to accompany him
 and help him to deliver said load, I
 went with him on the truck to the said line
 and then helped him to unload the said
 groceries; then was one barrel of sugar
 remaining on the wagon when the de-
 fendant Ahern left the said Ahern
 left the wagon on the corner of Spring Street
 and the Bowry and told me to drive
 the same over to the corner of Broome
 and Ridge Streets, place the barrel
 of sugar on the sidewalk in front
 of a grocery store which was then and
 drive away, which I did. The said
 Ahern admits and confesses
 to having stolen the said property
 and says that the said Houston
 had the same added to the load of
 groceries in which he (Ahern) had,
 and told him to deliver the same
 barrel of sugar to the said Ahern,
 Defendant has since seen the said barrel of sugar which
 was found in the possession of the Aherns.

Sworn to before me }
 this 29th day of July 1881 } W. W. McCarthy

J. J. W. W. W.

Police Justice

0081

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

William W. Houston 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.

William W. Houston.

Question. How old are you?

Answer.

45 years.

Question. Where were you born?

Answer.

New York.

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

Answer.

14 Cannon St. 8 days.

Question. What is your business or profession?

Answer.

Clerk.

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.

William W. Houston

Taken before me this

day of

August 188*5*

William W. Houston Police Justice.

0082

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Edward Ahearn 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.

Edward Ahearn

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New Can

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

Answer.

52 - Pitt St. N. 12 years

Question. What is your business or profession?

Answer.

Truckman

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 of the charge.

E. Ahearn

Taken before me this

day of

July

188*8*

Police Justice.

J. H. McNamee

0083

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Leahy 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.

Edward Leahy

Question. How old are you?

Answer.

3 years

Question. Where were you born?

Answer.

New Conn.

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

Answer.

325 E 32nd St. 3 year

Question. What is your business or profession?

Answer.

Driver

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

Answer.

I acknowledge the confession made in the complaint to be true.

Edward Leahy

Taken before me this

day of

188

Police Justice.

0084

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

Defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 29 188 8 W. B. Williams 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 William

Houston

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 August 1 188 8 J. M. Platt Police Justice.

Dated _____ 188

Police Justice.

0085

Police Court---

12th/1881 District

THE PEOPLE &c.,
ON THE COMPLAINT OF

Thomas M. Barry
vs. Andrew
Ogden Leary
Ogden Leary
William M. Wood

Officer
Handy & Quinn

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated July 29 1881

Wilbur Magistrate.

Handy & Quinn Officer.

5th Precinct.

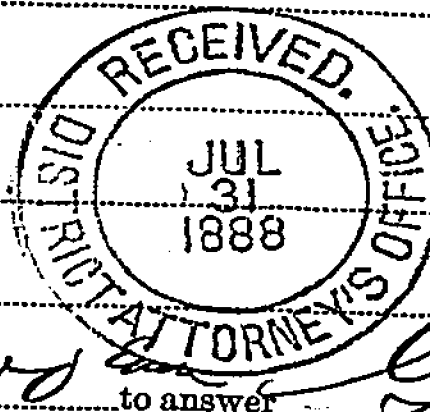
Witnesses Call officers

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer



Com
Mar 3 - 2000 to ans B.C.
Com

0086

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Seadmy
Edward O'Brien
William W. Houston

The Grand Jury of the City and County of New York, by this indictment, accuse *Edward Seadmy, Edward O'Brien*
and William W. Houston —

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

The said *Edward Seadmy, Edward O'Brien*
and William W. Houston, all —

late of the City of New York, in the County of New York aforesaid, on the *28th*
day of *July*, in the year of our Lord one thousand eighty hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms,

one barrel of sugar of the
value of twenty six dollars,

of the goods, chattels and personal property of one

Thomas M. McRath, —

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

John D. Adams,
District Attorney

0087

BOX:

317

FOLDER:

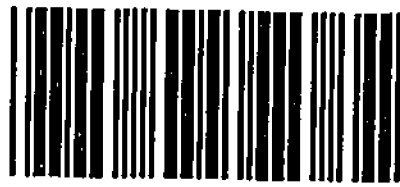
3013

DESCRIPTION:

Leland, William

DATE:

08/08/88



3013

0088

BOX:

317

FOLDER:

3013

DESCRIPTION:

Nichols, Frederick B.

DATE:

08/08/88



3013

0089

The recitation of the facts of the case
which are apparent to the
Court is sufficient to show
that the defendant is guilty
of the crime of murder in the
first degree. The facts are
as follows: On the 14th day of
August 1888, the defendant
was indicted for the murder
of William Leland.

At the trial, the defendant
pleaded guilty. The facts
of the case are as follows:
On the 14th day of August
1888, the defendant was
indicted for the murder of
William Leland. The facts
of the case are as follows:
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1888, the defendant was
indicted for the murder of
William Leland. The facts
of the case are as follows:
On the 14th day of August
1888, the defendant was
indicted for the murder of
William Leland.

Counsel,
Filed day of Aug 1888.
Pleaded guilty.

THE PEOPLE
vs.
William Leland
Frederick B. Nicholas
Frederick Beverly

JOHN R. FELLOWS,
District Attorney.
P. 14 June 18 1888
No. 2, on motion of Atty.
General, under Sec. 178.
A True Bill.

Foreman
V.M. 9
S.P. 5 and

0090

The People
vs.
William Leland.

Court of General Sessions, Part I.
Before Judge Cowing.

Wednesday, October 31, 1888.

Jointly indicted with Frederick B. Nichols and Frederick Beverly for burglary in the third degree, grand larceny in the second degree and receiving stolen goods.

Adelaide E. McManus sworn and examined. I now live at Union Avenue between 148th and 149th Street in this city; on the 7th of July 1888 I lived at No. 973 Washington Avenue in this city, I think it is the 23rd ward, I could not say whether it is the 23rd or 24th. I am a married woman and kept house there with my husband on this day in question. I remember leaving my house on that day and locking it up, I left about twelve at noon, I left nobody there and locked it up securely. There was jewelry in there, a gold watch belonging to me valued at about seventy-five dollars, a gold chain valued at about twenty dollars, a diamond ring worth about twenty-five dollars and also a brooch with a good setting and a little coral rose and the design was leaves, several different colors of gold, I should think it was worth about fifteen dollars, I had one other gold ring worth about ten dollars and a pair of plated gold bracelets, I could not tell you their worth, I do not know the value of them; there was a silver pin and ear-rings to match the pin that was taken but the ear-rings were not taken. What time did you return to that house that night? Between eight and nine in the evening. What condition did you find it in? I found the door leading from the cellar into the dining-

0091

room standing partly open and then I looked around the dining-room and there was a jewel box on the bureau that had been ransacked, that was out on the dressing case; the property I have mentioned I left upstairs on the top floor when I went away. I found the jewel case that I left in the kitchen ransacked; then of course I looked through the house and up on the top floor I found another jewel box which I had left up there emptied out on the bed and what jewelry had been left scattered all around on the bed and I missed the other. The door from the cellar into the dining room was partly open, there were marks on this door on the edge of the door as though some tools had been used, I don't know what, there was a sort of dent on the door. I did not go down into the cellar immediately but I did afterwards, I found that the door leading from the yard into the cellar had been forced, broken open; that door was locked when I went away, I did not find that door left wide open but found it partly fixed, I had locked it, the frame around the door was pushed away from the foundation so that a person could put their hand in I suppose and open the door from the inside. Did you recover any of this property afterwards? Yes sir, I got it from the police I suppose, the ring now shown me I received from the police; it had initials around there when it was in the house but the initials are not there now, I identify it positively as one of the rings taken from my house on this day in question.

Cross Examined. I wore this ring on the third finger of my left hand, I think I have had it since 1879; there are other rings similar to this I suppose, I identify

0092

4231-
it by the design on each side of the setting and by the place that the initials were which have been scratched out; you can see the outline of one of the letters by looking closely, I swear positively that this is my ring. I locked this outer door myself which leads from the yard into the cellar, the door was not broken but the framework around it was, I also locked the door leading into the dining-room. My husband lives at home with me, he had a key of the house when we lived there, nobody else lived in my family. There is no family living in the house; nobody had access to the rooms beside my husband, I was with my husband all the time I was absent. I saw this ring the same day I left the house in the jewel-case, I went there for some jewelry that I wanted, I did not take it in my hand but I saw the ring, I had other rings but no other diamond ring. Will you kindly put the ring on the finger you usually wear it? (The witness did so). It does not fit? NO. Did it ever fit you? Yes. How long have you had it? I think since about 1879; the initials on it were J.V. McM. to A.E.P. It was given to me by my husband; the year and those letters were engraved on it.

William P. Sheridan sworn and examined. I am a detective sergeant doing special duty, I arrested the defendant on this charge and Detective Sergeant McGuire was with me, he is sick at present at his house and has been for three or four months; I arrested the Defendant on the corner of Grand and Elizabeth Street about eight o'clock at night on the 18th of July I believe it was in this city I arrested him on the complaint of Mrs. McManus; she had

0093

no conversation particularly with me, she made a report to the office that articles had been stolen. I did not tell the Defendant at the time I arrested him what he was charged with, I brought him to Police Headquarters. When McGuire and I arrested the Defendant McGuire got hold of his right hand and he had a little diamond ring on his finger, McGuire asked him where he got it, he said, "I got that about six months ago, I bought that on the Bowery about six months ago for \$7.50. McGuire took the ring off his finger on the street there and we went to the Police Headquarters with him. The next day we brought the Defendant to the Court and we also arrested a man named Beverly, a jeweler down in Pearl Street; Beverly and Leland were on the stand together and Beverly was asked where he got certain articles among them a pair of bracelets and a silver pin; this was all in the presence of Leland. Was there an investigation going on before the Magistrate? At the trial in the Police Court, at the examination in the Police Court. Look at the ring which I now show you and state whether that is the ring which was taken from this Defendant. It looks like it, I cannot swear that, the only thing I know about it is this scratch inside. Do you know who gave it to Mrs. Manus? Yes, the Judge. In your presence? Yes. I had no conversation with the Defendant only that he said he bought the ring on the Bowery for \$7.50 about six months ago.

Cross Examined. Officer McGuire kept possession of the ring which he took from the hand of the Defendant until he got to Police Headquarters, we produced it at the desk, the next day he brought it to Court, I believe the Defendant was remanded, he was brought back the follow-

0094

2

ing day; the ring was in the custody of the Sergeant at the desk, when he went back I suppose he gave it to him, it was not in my custody, the next morning it was handed to Judge Ford I believe; this man Leland said it was his ring; the ring that McGuire handed to Judge Ford he passed over to the complainant; it looks like the ring from the scratches, but I won't swear that is the ring. The Defendant made the same statement in Court that he made to Detective McGuire and I; he said it was his ring.

Micheal Crowley sworn and examined.

I am a detective sergeant connected with Inspector Byrnes staff. I was not present at the arrest of the Defendant but was in the Police Court when he was there, I saw the ring which the Judge handed to the complainant, Officers McGuire and Sheridan and Mrs. McManus and her husband and the prisoner were there. Look at that ring and say if that is the ring which the Police Magistrate gave to the complainant at the time the examination of the prisoner was taking place? I will swear that is the ring, I had it three hours in my possession. I asked the prisoner where he got the ring; he said he bought it off a man; I asked him who the man was and he said it was none of my business. He did not say how long he had it.

Cross Examined. . Sergeant Bird handed me this ring, I took it over to Jefferson Market, I showed it to the complainant and her husband. It is a band ring mounted with crown mounting on each side, chased in half diamond setting.

0095

2

Adelaide McManus recalled. The Judge in the Police Court handed me this ring.

Micheal Crowley recalled. No. 973 Washington Avenue is in the 23rd ward.

William Leland sworn and examined in his own behalf: I was born in New York but have no particular place to live; my friends do not know I am here and know nothing about my case, I decline to answer where they live; at the time of my arrest I was living with a sister of mine, I believe I was arrested corner of Grand and Elizabeth Sts. At that time I had a ring which has been offered in evidence, I bought it somewhere around the first of July, I went into Beverly's place in Pearl Street to get my watch fixed, the mainspring was broke, I have got a receipt here, I went in, there was a man had some jewelry, he had a ring and wanted to sell it to Beverly, Beverly told him to go out, I went outside and I seen Shaeny Barney, Beverly told him to go and pawn the ring, I asked him how much he wanted for it and he said \$7.50, I said "I will give you \$1.50 and give you the other six dollars, I am going home", I went up home and walked down a quarter of six, I went to Beverly's and asked if Barney was there and they said no, I waited some time and went away, I did not see Barney after that, I was arrested some days after, I could not tell you exactly what day I bought that ring, I drank in Barney's company several times but was not personally acquainted with him to any great extent. I had nothing to do with the burglary in Washington Avenue and did not know until after I was arrested that the ring was stolen, Barney told me it was his wife's ring, that he was short of

0096

money, he was a drummer for a cigar firm, he wanted to sell the ring and that he wosed some debts.

Cross Examined. I am an engraver and worked at my business probably nine months ago, I decline to answer who I worked for, I never served a term in the Trenton State Prison of five years, I never was in a State Prison in my life. I never was confined in Kings County Jail for a burglary committed in Brooklyn with this same Sheeny Barney.

The Jury rendered a verdict of guilty of burglary in the third degree .

0097

Testimony in case of
Wm. Leland

Filed Aug. 1888.

STATE OF NEW YORK
IN SENATE
JANUARY 1888
REPORT OF THE
COMMISSIONERS OF THE
LAND OFFICE
IN RESPONSE TO A
RESOLUTION PASSED
BY THE SENATE
MAY 1887
ALBANY: J. B. LIPPINCOTT & CO. PRINTERS.
1888.

Police Court—District.

City and County of New York, ss.:

I, Alfred C. McManus, of No. 973 Washington Avenue, Street, aged 21 years, being duly sworn, deposes and says, that the premises No. 973 Washington Avenue Street, in the City and County aforesaid, the said being a two story and attic frame building, and which was occupied by deponent as a dwelling house and in which there was at the time a human being, by name William Deane

were BURGLARIOUSLY entered by means of forcibly prying open the door leading from the rear yard into the cellar of said premises, with a view to steal

on the 4th day of July, 1888 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of jewelry consisting of gold watch and ring set with diamonds, one franklin small gold ring pair of flats got fractured small chain and chain other pair, and one gold side. Trunks of the value of two hundred dollars.

(102 2000)

the property of Deane

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by William Deane and Frederick B. McKee (both men free)

for the reasons following, to wit:

and date deponent lived and resided at about the hour of noon, and during said premises and went out during said premises and in good manner and during said premises at about the hour of 8.30 o'clock Deane and McKee that said Deane had been taken other that one of the aforesaid premises by McKee and carried away.

0099

Sergeant James W. Guire. that he found in the possession of the defendant Leland a diamond ring. and in the possession of the defendant Nichols a pair of plated gold bracelets, a silver pin and a small chain and charms.

Deponent has since seen said property so found in the possession of the said defendants and fully and positively identifies it as her property.

Wherefore deponent charges the said defendants with being together and acting in concert with each other and burglariously entering said premises as aforesaid and feloniously taking, stealing, and carrying away said property.

Sworn to before me
this 19th day of July 1888
J. Thompson

Adelaide E. McManus

Police Justice

Police Court	District.
THE PEOPLE, &c., ON THE COMPLAINT OF	
Burglary	
Dated	188
Magistrate.	Officer.
Clerk.	Witnesses.
Committed in default of \$	Bail.
Bailed by	No.
Street.	

0100

CITY AND COUNTY }
OF NEW YORK, } ss.

James M. Gine
aged 26 years, occupation Detective Sergeant of No. 200 Mulberry Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Adolphe E. M. Marin and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 19

day of July

188

James M. Gine

John J. O'Donnell

Police Justice.

0101

Sec. 198-200.

2nd District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Sealand

Question. How old are you?

Answer. 35 Years

Question. Where were you born?

Answer. New York City

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

Answer. No Home

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 may think will tend to your
exculpation?

Answer. I am not guilty

William Sealand

Taken before me this

day of

188

Police Justice.

0102

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frederick B. Nichols

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.

Frederick B. Nichols

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

England

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

Answer.

503 Pearl St Seven years

Question. What is your business or profession?

Answer.

Jeweller and Refiner

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

Answer.

I am not guilty

Frederick B. Nichols

Taken before me this

day of

188

Police Justice.

0103

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

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

Dated July 19 1888 J. M. Murphy 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.

0104

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by Henry R. Humphries

Residence 168 East 49th Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 2nd District. ¹¹²²

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Adelaide M. Manns
973 Washington Ave
William L. Land
Frederick B. Richards

3. _____

4. _____

Offence _____

Dated July 9th 1888

Magistrate.

McGuire Corvey, and Sheriff's officers
Ben Affie Precinct.

Witnesses James McGuire

No. 300 Mulberry Street.

Sand subpoena for

Complainant's Street.

No. Mr. McGuire

Department of

No. Public Works Street.

\$ 1000 to answer

0105

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 Seland
and *Frederick B. Nichols*
otherwise called *Frederick Beverly*

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

B. Nichols otherwise called
Frederick Beverly —

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

The said *William Seland and Frederick*

B. Nichols otherwise called
Frederick Beverly. Doth —

late of the *23rd* Ward of the City of New York, in the County of New York
aforesaid, on the *nineteenth* day of *July*, in the year of our Lord one
thousand eight hundred and eighty-*eight*, with force and arms, in the

day time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *Adelaide E. McManus.* —

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit : with intent, the goods, chattels and personal property
of the said *Adelaide E. McManus.* —

in the said dwelling house 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.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said William Seland and Frederick B. Nichols otherwise called Frederick Beverly — of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said William Seland and Frederick B. Nichols otherwise called Frederick Beverly, doth —

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

one watch of the value of fifty dollars, one chain of the value of thirty dollars, one other chain of the value of ten dollars, one larger ring of the value of seventy five dollars, two other rings of the value of five dollars each, one brooch of the value of fifteen dollars, two bracelets of the value of five dollars each, one charm of the value of five dollars, one pin of the value of five dollars, and one gold slide of the value of five dollars,

of the goods, chattels, and personal property of one Adelaide E. McMannus,

in the dwelling house of the said Adelaide E. McMannus, —

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

0107

THIRD COUNT.

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *William Ireland and Frederick B. Nichols* otherwise called *Fredrick B. Beverly* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said *William Ireland and Frederick B. Nichols* otherwise called *Fredrick B. Beverly, North* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid, one watch of the value of fifty dollars. one chain of the value of thirty dollars, one other chain of the value of ten dollars. one finger ring of the value of seventy five dollars. two other finger rings of the value of ten dollars each, one brooch of the value of fifteen dollars, two bracelets of the value of five dollars each, one charm of the value of one dollar, one pin of the value of five dollars, one gold slide of the value of five dollars, of the goods, chattels and personal property of *Adelaide E. McManus*,

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Adelaide E. McManus*

unlawfully and unjustly, did feloniously receive and have; (the said *William Ireland and Frederick B. Nichols* otherwise called *Fredrick B. Beverly* —

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

JOHN R. FELLOWS,
District Attorney.

0108

BOX:

317

FOLDER:

3013

DESCRIPTION:

Levy, George

DATE:

08/16/88



3013

0109

159
Counsel,
Filed, 16 day of Aug 1888
Pleads,

THE PEOPLE,
vs.
George Ewing
Pl

JOHN R. FELLOWS.
District Attorney.

A True Bill.

Foreman.
Sentenced on 17/88
indict. P.B.M.
new with Aug 17/88

Witnesses:

0110

Police Court—2nd District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Charles W Schumann

of No. 24 John Street, aged 63 years,
occupation Jeweller being duly sworn

deposes and says, that on the 31st day of July 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One double cased gold watch of the value of One hundred and twenty five dollars

the property of Deponent

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

from the fact that deponent is informed by Mark P Stokes of 204 John Street a Salesman in the employment of deponent that on the above described date the defendant came to the store 204 John Street and stated to said Stokes that he desired to purchase a watch and that he was the son of John H Meeker of Nassau Street between John and Fulton Street and that his father would pay for the watch selected by defendant as his father was to make him defendant a present of the watch and defendant left said store and in a short time there after returned and stated to said Stokes that his father meaning

Sworn to before me, this
1888

Police Justice

0111

John Meeker was satisfied and defendant presented the annexed worthless check in payment for said watch

Deponent is informed by said John Meeker that he has no account in said bank and that he never authorized said defendant to make said check and said defendant is not said Meeker's

Deponent is further informed by the Officer Charles O'Connor Detective Sergeant of the Central Office that he went to said bank and was informed by the cashier of said bank Mr. Robert that the annexed check was of no value and worthless wherefore deponent prays that the said defendant may be dealt with as the law directs

Sworn to before me this

2nd day of Augt 1888
Leif. P. P.

Chas. W. Schumann
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 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 1888
I have admitted the above named to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named guilty of the offence of the offence mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

0112

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Salesman of No. 24 John

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

Sworn to before me, this

day of

2nd
Aug 1888

Mark P. Stokes

W. J. O'Connell

Police Justice.

0113

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles O'Connor
aged 47 years, occupation Detective Captain of No
Central Office Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Charles W Schumann
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 2nd
day of Aug 1888 Charles O'Connor

W J Owen

Police Justice.

0114

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

George Levy 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. *George Levy*

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. *124 Suffolk St 3 months*

Question. What is your business or profession?

Answer. *Clerk*

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 have nothing to say
I am quiet*

George Levy

Taken before me this

day of

188

Police Justice.

0115

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

Wm. J. Jones 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 *Aug 2nd* 188 *Wm. J. Jones* 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.

0116

Police Court---

2nd District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles W. Schuman
24 John St.
George Levy

Officer
G. M. L. L. L.

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated August 2 188

John Magistrate.

Clemens Officer.

60 Precinct.

Witnesses Carter Officer

No. _____ Street.

Mark J. Stokes

No. 24 John Street.

John H. L. L. L.

No. _____ Street.

\$ 500 to answer G. S.

bound

0117

No. 486 New York, July 31st 1888

The Mercantile National Bank
OF THE CITY OF NEW YORK.

Pay to the order of L. W. Schumann

One hundred and twenty five Dollars,

\$ 125.⁰⁰/₁₀₀ John. H. Meeker

0118

Mr. Bogart
191. B-way
Paying Teller

0119

District Attorney's Office.

PEOPLE

vs.

Geo Levy

*Pleaded guilty
on another indictment
& was
sentenced to Prison
Ref. Aug-10/88
by Judge Markham*

0120

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE
Court of General Sessions of the Peace.

The People of the State of New York.

To

of No.

Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *17* day of *August* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

George R. Giv
in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *August* in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

0121

No. 486 New York, July 30th 1888

The Mercantile National Bank
OF THE CITY OF NEW YORK,

Pay to the order of Mather & Wentworth

One hundred and twenty dollars Dollars.

\$ 120.00 John R. Foley & Son

0122

Police Court—2nd District.

Affidavit—Larceny.

City and County } ss.:
of New York,of No. 16 Maiden Lane Street, aged 23 years,
occupation Jeweller being duly sworndeposes and says, that on the 30th day of July 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

One Single Stone Diamond Ring
of the Value of One Hundred and
twenty dollars

the property of Charles E. Mather and deponentand 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 Levy (nowhere)

from the fact that on the above described
date the defendant came to deponent's
place of business No 16 Maiden Lane
and stated to deponent that he was the
son of John R. Foley of No 157 Broadway
and that he desired to purchase a diamond
ring and deponent showed the defendant
some rings and the defendant selected the
above described ring and the defendant
stated to deponent that he was going around
to his father's office to procure the sufficient
funds to pay for said ring and in about
twenty minutes thereafter the defendant came
back to deponent's place of business and gave

Sworn to before me this
1888

Police District

0124

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles O'Connor
aged 45 years, occupation Detective Captain of No. Central Office Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Wentworth
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 2nd
day of Aug 1888

Geo. J. Gwyer
Police Justice.

Charles O'Connor
Charles O'Connor

0125

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2nd District Police Court.

George Levy 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. *George Levy*

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. *124 Suffolk St 4 months*

Question. What is your business or profession?

Answer. *Clerk*

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*
I have nothing to say
I am guilty

George Levy

Taken before me this

day of

188

Police Justice.

0126

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 *One Thousand* ~~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 *Aug 2nd* 188 *and* *over* 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.

0 127

1216

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John W. Wentworth
George Levy

Office of
Grand Jury

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Aug 2nd 188

Power Magistrate.

Officer.

Precinct.

Witnesses

Mr. Rogers, Captain

Mr. Cantel, Captain

Mr. W. L. Brown, Captain

Mr. John

Mr. Mark Stokes

Mr. John

\$ 1000 to answer

to answer

to answer

0128

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

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Figoraz Sany

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

Figoraz Sany

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

The said *Figoraz Sany*

late of the City of New York, in the County of New York aforesaid, on the *thirtieth*
day of *July*, in the year of our Lord one thousand eight hundred and
eighty-eight, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud *Charles R. Mather and John*
W. Wentworth, co-partners in trade,
then and there doing business in and
by the firm, name and style
of Mather and Wentworth,

of the ~~proper moneys~~ goods chattels and personal property hereinafter mentioned, and of
the use and benefit thereof, and to appropriate the same to *his* own use, did then and
there feloniously, fraudulently and falsely pretend and represent to *the said*
Charles R. Mather and John
W. Wentworth,

That *the said Figoraz Sany was*
the son of a certain John P. Sany,
and that a certain paper writing in
the words and figures following to wit:
No. 486 New York, July 30th 1888

The Mercantile National Bank
of the City of New York
pay to the order of Mather & Wentworth
One hundred and twenty dollars Dollars,
\$120.00 *John P. Sany & Son*

0129

which the said George Sany then and there produced and delivered to the said Charles E. Mather and John W. Wentworth, was then and there a good and valid order for the payment of money and of the value of one hundred and twenty dollars, —

And the said Charles E. Mather and John W. Wentworth —

then and there believing the said false and fraudulent pretenses and representations so made as aforesaid by the said George Sany —

and being deceived thereby, was induced, by reason of the false and fraudulent pretenses and representations so made as aforesaid, to deliver, and did then and there deliver to the said George Sany one paper writing of the value of one hundred and twenty dollars.

of the ~~proper moneys~~ goods, chattels and personal property of the said Charles E. Mather and John W. Wentworth

And the said George Sany — did then and there feloniously receive and obtain the said ~~proper moneys~~ goods, chattels, and personal property, from the possession of the said Charles E. Mather and John W. Wentworth by color and by aid of the false and fraudulent pretenses and representations aforesaid, with intent to deprive and defraud the said Charles E. Mather and John W. Wentworth of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said George Sany was not the son of the said John Putney, and the said paper writing which the said George

0130

Saw as aforesaid then and there produced and delivered to the said Charles E. Mather and John W. Wentworth was not then and there a good and valid order for the payment of money and was not of the value of one hundred and twenty dollars or of any value whatever, but was in truth then and there wholly void and worthless,

And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said George Serry to the said Charles E. Mather ~~was and were~~ John W. Wentworth, was and were then and there in all respects utterly false and untrue, as he the said George Serry at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said George Serry in the manner and form aforesaid, by the means aforesaid, the said ~~proper moneys~~ goods, chattels and personal property of the said Charles E. Mather and John W. Wentworth then and there feloniously did STEAL, against the form of the Statute in such case made and provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,

District Attorney.

48

Witnesses :

Counsel,

Filed 9 day of August 1888

Pleads,

THE PEOPLE

19 July 1888
12th June 1888

George Levy

[Section 528, and 531, Penal Code].
(False Pretenses).
FRAUDULENTLY,

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Madame Lemuel

Foreman,
August 10/88
Pleads guilty
Elmira, Cal. B.M.

0131

0132

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 Seung

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

George Seung —

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

The said George Seung,

late of the City of New York, in the County of New York aforesaid, on the
21st day of July. — in the year of our Lord
one thousand eight hundred and eighty-eight, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, to wit: an
order for the payment of money of
the said called Bank Cheques. —

which said forged Bank Cheque —
is as follows, that is to say:

No 486 New York July 31st 1888

The Mercantile National Bank
of the City of New York.

Pay to the order of C.W. Schumann

One Hundred and Twenty Five Dollars,

\$125.00

John H. Meeker

with intent to defraud, 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.

0133

SECOND COUNT:—

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

~~John H. Meekes~~
George Seung
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

~~John H. Meekes~~
George Seung.

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit: an order for the payment of money of the kind called bank cheques* — which said forged *bank cheque* — is as follows, that is to say:

No. 486

New York, July 31st 1888

*The Mercantile National Bank
of the City of New York
Pay to the order of C. W. Schumann
One Hundred and Twenty Five Dollars
\$125.00
John H. Meekes*

with intent to defraud *the* the said *George Seung* —
then and there well knowing the same to be
forged, against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0134

BOX:

317

FOLDER:

3013

DESCRIPTION:

Lindburg, Emil

DATE:

08/17/88



3013

I and my officers
witnessed,
we view of the gravity of
the charge that bale is
not excessive -

Motion to reduce bail denied.
Sept 27/01 R.B.M.

Otto F. Fuchs

1904 & 1909 Myrtle Ave
Brooklyn

Richard Goodwin
1504 Broadway.

JOHN R. FELLOWS,
District Attorney

Dec 17 - Part 3 -

A True Bill.

Practical Climate

Foreman.

Part II December 19, 1888 /

Filed and Corrupted

5. 1924

5

281 / W. S. M. Threlkeld

Counsel,
W. C. Peters

Filed 17 day of August 1888

Pleads, *Not Guilty* 17

THE PEOPLE

Penal Code.]

574 clausura
46 read estate

Emil Lindberg

JOHN R. FELLOWS,

District Attorney.

Dec 17 - Part 3 -

A True Bill.

Practical Climate

Foreman.

Part II December 19, 1888 /

Filed and Corrupted

5. 1924

5

0136

Bail fixed at \$3500,
R.B.M.

Witnesses, I am of opinion
in view of the gravity of
the charge that bail is
not excessive -

Motion to reduce bail denied.

Sept. 8/88

R.B.M.

Otto F. Fisher

1307 & 1309 Myrtle Ave.
Brooklyn

Richard Goodwin
1504 Broadway.

Counsel,

W. S. M. Peters

Filed

17 day of August 1888

Pleads,

Not Guilty 17

THE PEOPLE

46
574 criminal
real estate

Emil Lindburg

[Section - 9/6 - Penal Code.]

JOHN R. FELLOWS,

District Attorney

Dec 17 - Part 3 -

True Bill.

Richard Goodwin

Foreman.

Part III December 19, 1888

Used and Corrupted

Dec 1888
5/10 2 yrs.

Box 317

Folder 3013

WARRANTY DEED.

Stevenson & Masters, Stationers and Printers, 301 Fulton Street, Brooklyn.

This Indenture, made the *Seventh* day of *September* in the year of our Lord one thousand eight hundred and *Eighty six* **Between** *Robert S Neely, unmarried of the City of Brooklyn County of Kings and State of New York of the first part and George Walker of the same place*

of the second part, **Witnesseth,** That the said party of the first part, for and in consideration of the sum of *Seventeen thousand* Dollars, lawful money of the United States of America, to *him* in hand paid by the said party of the second part, at or before the enacting and delivery of these presents, the receipt whereof is hereby acknowledged, and the said party of the second part, his heirs, executors, and administrators, forever released and discharged from the same, by these presents, **Has** granted, bargained, sold, aliened, remised, released, conveyed, and confirmed, and by these presents **Doth** grant, bargain, sell, alien, remise, release, convey, and confirm, unto the said party of the second part, and to his heirs and assigns, forever, **All** that certain lot piece or parcel of land situate ~~lying and being in the Eighteenth Ward of the City of~~ *Brooklyn County of Kings and State of New York bounded* and described as follows Beginning at a point on the South Easterly side of *Vigelin Street* distant *Eighty four (84) feet* Northeastly from the Easterly corner of *Vigelin Street* and *Broadway* running thence Northeastly along *Vigelin Street* three hundred and ninety six (396) feet thence Southeastly and parallel with *Broadway* one hundred (100) feet thence South westerly parallel with *Vigelin Street* three hundred and ninety six (396) feet thence Northwesterly parallel with *Broadway* one hundred (100) feet to the point or place of beginning.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining; and the reversion and reversions, remainder and remainders, rents, issues and profits thereof. And also all the estate, right, title, interest, property, possession, claim and demand whatsoever, as well in law as in equity, of the said party of the first part, of, in and to the same, and every part and parcel thereof, with the appurtenances. To have and to hold the above granted, bargained and described premises, with the appurtenances, unto the said party of the second part, his heirs and assigns, to his or their own proper use, benefit and behoof, forever.

And the said Robert S. Heely for himself his heirs, executors and administrators, does covenant, grant and agree to and with the said party of the second part, his heirs and assigns, that the said Robert S. Heely at the time of the sealing and delivery of these presents is lawfully seized in his own right of a good, absolute and indefeasible estate of inheritance, in fee simple, of and in all and singular the above granted, bargained and described premises, with the appurtenances, and has good right, full power and lawful authority to grant, bargain, sell and convey the same, in manner and form aforesaid. And that the said party of the second part, his heirs and assigns, shall and may at all times hereafter, peaceably and quietly have, hold, use, occupy, possess and enjoy the above granted premises, and every part and parcel thereof, with the appurtenances, without any let, suit, trouble, molestation, eviction or disturbance of the said party of the first part, his heirs or assigns, or of any other person or persons, lawfully claiming, or to claim the same: And that the same now are free, clear, discharged and unencumbered, of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances, of what nature or kind soever.

And also, that the said party of the first part, and his heirs, and all and every other person or persons whomsoever, lawfully or equitably deriving any estate, right, title or interest of, in or to the hereinbefore granted premises, by, from, under or in trust for them, shall and will, at any time or times hereafter, upon the reasonable request and at the proper costs and charges in the law of the said party of the second part, his heirs and assigns, make, do and execute, or cause or procure to be made, done and executed, all and every such further and other lawful and reasonable acts, conveyances and assurances in the law for the better and more effectually vesting and confirming the premises hereby granted, or so intended to be, in and to the said party of the second part his heirs and assigns, forever, as by the said party of the second part, his heirs or assigns, or his or their counsel learned in the law, shall be reasonably devised, advised or required.

And the said Robert S Neely and his heirs, the above described and hereby granted and released premises, and every part and parcel thereof, with the appurtenances, unto the said party of the second part, his heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will Warrant and by these presents forever Defend.

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Sealed and delivered in the presence of

Richard Goodwin

Robt S Neely (25)

State of New York,
City of Brooklyn
County of Kings } ss.

On this tenth day of November in the year of our Lord one thousand eight hundred and Eighty six before me personally came Robert S Neely

to me personally known, and known to me to be the individual described in and who executed the foregoing conveyance, and acknowledged to me that he executed the same.

Richard Goodwin Notary Public Kings County

Recorded November 10 - 1886 at 15 min p 12 m.
State of New York, ss. I William H. Munn, Register of the County of Kings do hereby certify that the foregoing has been compared with the original record in my office under 1699 of conveyances page 498 and that it is a true copy thereof and of the whole of such original record.

Witness my hand and official seal
this 17 day of December 1888

Wm H Munn
Register

0140

Robert S. Neely

to

George Walker

DEED.

Dated Sept 7 - 1886

Recd from 10/80
Hart atty N.Y.
120

This Indenture,

made the Thirtieth day
of April in the year one thousand eight hundred and eighty eight. Between
Andrew J. Ensign and Rebecca H. his wife of the City of Brooklyn
County of Kings and State of New York of the first part
and Emil Lindburg of the same place party

of the second part, Witnesseth, That the said parties of the first part, for and in consideration of the
sum of Twenty seven thousand and five hundred dollars
lawful money of the United States of America, to them in hand paid, by the said party of the second
part, at or before the ensembling and delivery of these presents, the receipt whereof is hereby acknowledged,
have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents
do grant, bargain, sell, alien, remise, release, convey and confirm, unto the said party of the second
part, and to his and assigns for ever, All those certain lots pieces or
parcels of land situate lying and being in the Eighteenth Ward
of the City of Brooklyn County of Kings and State of New York and
bounded and described as follows: First Beginning at a point on
the Easterly side of Vogelius Street distant two hundred and eighty two
feet Northerly from the Northeastly corner of Broadway and Vogelius
Street and running thence Easterly and part of the distance through
the centre of a certain party wall and parallel with Broadway
one hundred feet thence Northerly parallel with Vogelius Street
seventy two feet thence Westerly and part of the distance through
the centre of a party wall and parallel with Broadway one
hundred feet to the Easterly side of Vogelius Street and thence Southerly
and along the same seventy two feet to the point or place of begin-
ning the buildings on said lots are Street numbers 30. 32. 34. and 36

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in
any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits
thereof. And also, all the estate, right, title, interest done and right of donee property,
possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part,
of, in, or to the above described premises, and every part and parcel thereof, with the appurtenances.
To have and to hold all and singular the above mentioned and described premises, together with the
appurtenances, unto the said party of the second part, his heirs and assigns, for ever.
In Witness whereof the said parties of the first part, have hereunto set their hands and
seals the day and year first above written.

Sealed and delivered in the presence of

Andrew J. Ensign (S)
Rebecca H. Ensign (S)

0142

State of New York
 City of Brooklyn } ss.
 County of Kings

On this Thirtieth day of April in the year one thousand eight hundred and Eighty eight before me personally came Andrew Ensign and Rebecca H Ensign

to me known, and known to me to be the individuals described in, and who executed the foregoing instrument, and they thereupon generally acknowledged that the ^{to use} ~~they~~ ^{had} executed the same.

1807
 139 Stephen J Hill Com of Deeds City of Brooklyn Kings County N.Y.
 Recorded May 2 1888 at 20 mins past 9 am

State of New York } ss I William H Murtha Register of
 County of Kings } that the County of Kings do hereby certify
 with the original record in my Office in Liber 1807 of
 Conveyances page 139 and that it is a true
 copy thereof and of the whole of such original
 record.



Witness my hand and official seal this
 26 day of November 1888 W. H. Murtha
 Register

0143

Anders J. Erisman
and wife
to
Emil Lindberg

Deed.

Dated 13th April 1888

Exhibit

Recd May 2/88

WARRANTY DEED.

Stevenson & Marsters, Stationers and Printers, 391 Fulton Street, Brooklyn.

This Indenture, made the *Thirtieth* day of *March*
 in the year of our Lord one thousand eight hundred and *Eighty eight*
George Walker and Ellen F. his wife of the City of Brooklyn County
of Kings and State of New York of the first part and Andrew
J. Ensign of the same place **Between**

of the second part, **Witnesseth,** That the said parties of the first part, for and in consideration of the sum of *One dollar and other valuable considerations* Dollars, lawful money of the United States of America, to them in hand paid by the said party of the second part, at or before the enrolling and delivery of these presents, the receipt whereof is hereby acknowledged, and the said party of the second part, his heirs, executors, and administrators, forever released and discharged from the same, by these presents, **Have** granted, bargained, sold, aliened, remised, released, conveyed, and confirmed, and by these presents **Do** grant, bargain, sell, alien, remise, release, convey, and confirm, unto the said party of the second part, and to his heirs and assigns, forever, **All** *unto* *(9)* certain lots pieces or parcels of land situate ~~lying and being in the Eighteenth Ward of the City of Brooklyn~~ County of Kings and State of New York bounded and described as follows to wit Beginning at a point on the Southeast-
 erly side of Vigelin Street two hundred and twenty eight (228) feet Northeasterly from the Easterly corner of Vigelin Street and Broadway running thence Northeasterly along Vigelin Street one hundred and forty four (144) feet thence Southeasterly and parallel with Broadway and part of the distance through a party wall one hundred (100) feet thence Southwesterly parallel with Vigelin Street one hundred and forty four (144) feet thence Northwesterly parallel with Broadway and part of the distance through a party wall one hundred (100) feet to the point or place of beginning Also Beginning at a point on the Southeastly side of Vigelin Street three hundred and ninety (390) feet Northeasterly from the Easterly corner of Vigelin Street and Broadway running thence Northeasterly along Vigelin Street eighteen (18) feet thence Southeasterly and parallel with Broadway and part of the distance through a party wall one hundred (100) feet thence Southwesterly parallel with Vigelin Street eighteen (18) feet thence Northwesterly parallel with Broadway and part of the distance through a party wall one hundred (100) feet to the point or place of beginning Together with all the right title and interest of the parties of the first part of in and to the land in the Street in front of adjoining said premises to the middle line thereof

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining; and the reversion and reversions, remainder and remainders, rents, issues and profits thereof. And also all the estate, right, title, interest, dower, right of dower property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part, of, in and to the same, and every part and parcel thereof, with the appurtenances. To have and to hold the above granted, bargained and described premises, with the appurtenances, unto the said party of the second part, his heirs and assigns, to his and their own proper use, benefit and behoof, forever. Subject to certain Indentures of Mortgages now on said premises amounting in the aggregate to sum of Thirty eight thousand two hundred and fifty dollars (\$38250) being four thousand and two hundred and fifty (\$4250) dollars on each house and interest on all said Mortgages from December 1. 1887

And the said George Walter

for himself his

heirs, executors and administrators, doth

covenant, grant and agree to

and with the said party of the second part, his heirs and assigns, that the said George Walter at the time of the sealing and delivery of these presents is

lawfully seized in his

own right of a good, absolute and indefeasible estate of

inheritance, in fee simple, of and in all and singular the above granted, bargained and described premises, with the appurtenances, subject as aforesaid and hath good right, full power

and lawful authority to grant, bargain, sell and convey the same, in manner and form aforesaid

And that the said party of the second part, his heirs and assigns, shall and may at all times hereafter, peaceably and quietly have, hold, use, occupy, possess and enjoy the above granted premises, and every part and parcel thereof, with the appurtenances, without any let, suit, trouble, molestation, eviction or disturbance of the said parties of the first part, their heirs or assigns, or of any other person or persons, lawfully claiming, or to claim the same: And that the same now are free, clear, discharged and unencumbered, of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances, of what nature or kind soever, except as aforesaid

And also, that the said parties of the first part, and their heirs, and all and every other person or persons whomsoever, lawfully or equitably deriving any estate, right, title or interest of, in or to the hereinbefore granted premises, by, from, under or in trust for him or them, shall and will, at any time or times hereafter, upon the reasonable request and at the proper costs and charges in the law of the said party of the second part, his heirs and assigns, make, do and execute, or cause or procure to be made, done and executed, all and every such further and other lawful and reasonable acts, conveyances and assurances in the law for the better and more effectually vesting and confirming the premises hereby granted, or so intended to be, in and to the said party of the second part his heirs and assigns, forever, as by the said party of the second part, his heirs or assigns, or his or their counsel learned in the law, shall be reasonably devised, advised or required.

And the said George Walker and his heirs, the above described and hereby granted and released premises, and every part and parcel thereof, with the appurtenances, unto the said party of the second part, his heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will Warrant and by these presents forever Defend.

In Witness Whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Sealed and delivered in the presence of

Robt S Neely

George Walker (S)

Ellen F Walker (S)

State of New York,

County of Kings } ss.
City of Brooklyn

On this thirtieth day of March in the year of our Lord one thousand eight hundred and eighty eight before me personally came George Walker and Ellen F his wife

to me personally known, and known to me to be the individuals described in and who executed the foregoing conveyance, and severally acknowledged to me that they executed the same.

Robt S Neely Coroner of Deeds

Recorded June 22nd 1888 at 40 mins past 9 am
State of New York I William H Murtha Register of the County of Kings do hereby
County of Kings certify that the foregoing has been compared with the original
record in my office in Liber 4817 of Conveyances page 515 and that it
is a true copy thereof and of the whole of said original record
Witness my hand and official seal this 11 day of Dec 1888

Wm H Murtha
Register

0147

George Walker

to

Andrew J. Eniga

DEED.

Dated March 30. 1888

Dis Atty
Recd June 22/88
175

This Indenture,

made the Twenty second day
of May in the year one thousand eight hundred and eighty eight Between
Emil Lindburg of the City of Brooklyn County of Kings and
State of New York party of the first part and John H
Tisdale of the City County and State of New York party

of the second part, Witnesseth, That the said party of the first part, for and in consideration of the
sum of Exchange of property and Ten dollars
lawful money of the United States of America, to him in hand paid, by the said party of the second
part, at or before the enrolling and delivery of these presents, the receipt whereof is hereby acknowledged,
has granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents
do's grant, bargain, sell, alien, remise, release, convey and confirm, unto the said party of the second
part, and to his and assigns for ever, All that tract or parcel of land.
situated in block Eleven hundred and eighty nine in the
Eighteenth Ward of the City of Brooklyn in the County of
Kings and State of New York and described as follows
Beginning at a point on the Southeastly side of Ugelius
Street two hundred and eighty two (282) feet Northeastly from
the Easterly corner of Ugelius Street and Broadway running
thence Northeastly along Ugelius Street thirty six (36) feet thence
Southeasterly and parallel with Broadway and part of the
distance through a party wall one hundred feet thence
Southwesterly parallel with Ugelius thirty six (36) feet thence
Northwesterly parallel with Broadway and part of the
distance through a party wall one hundred feet to the
point or place of beginning Subject to a mortgage aggregating
Eight thousand five hundred dollars

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in
any wise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits
thereof. And also, all the estate, right, title, interest property,
possession, claim and demand whatsoever, as well in law as in equity, of the said party of the first part,
of, in, or to the above described premises, and every part and parcel thereof, with the appurtenances.
To have and to hold all and singular the above mentioned and described premises, together with the
appurtenances, unto the said party of the second part, his heirs and assigns, for ever.

In Witness whereof the said party to these presents of the first part, has hereunto set his hand and
seal the day and year first above written.

Sealed and delivered in the presence of

W. S. Tisdale

Emil Lindburg (S)

State of New York
 City of Brooklyn } ss.
 County of Kings

On the Twenty second day of May in the year one thousand eight hundred and eighty eight before me personally came Emil Lundberg

to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and he thereupon acknowledged that he ^{to me} ^{had} executed the same.

Andrew J. Eusign, Notary Public Kings County, N.Y.
 Recorded May 22 1888 at 11 am

1811
 385
 State of New York } I William H. Wortha Register of the
 County of Kings } ss. County of Kings do hereby certify that
 the foregoing has been compared with the original record
 in my office in Liber 1811 of Conveyances page
 385 and that it is a true copy thereof and
 of the whole of such original record
 Witness my hand and official seal this
 26 day of November, 1888 W. H. Wortha

Register

0150

No 30 + 32 - *Emil Lindberg*

Ex. No. 5

Emil Lindberg

Dec. 18th 1888

Emil

to

John H. Tinsdale

Deed.

2

Dated 22nd May 1888

Emil

Recd May 22/88

0151

CITY AND COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any peace officer in
the County of New York:

Information upon oath having been this day laid before me, that the crime
of Perjury has been committed and accusing
Ernie Lindberg thereof:

You are Therefore Commanded forthwith to arrest the above named Ernie
Lindberg and bring him before me at the Court of General Sessions
or in case of my absence or inability to act before the nearest or most accessible Magistrate
in this County.

Dated at the City of New York, this 14 day of August 1888.

Randolph B. Martine
Judge General Sessions

0152

THE PEOPLE
OF THE STATE OF NEW YORK.
against

Ernil Lindberg
57th Clinton St Bklyn

WARRANT OF ARREST.

Issued *August 14th* 1888

Magistrate.

William E. Smith Officer.

To

CITY AND COUNTY OF NEW YORK, ss.

The return of

respectfully shows

COURT OF GENERAL SESSIONS

Part III.

The People of the State of New York, : Before Hon. Rufus
against : B. Cowing, and a
EMIL LINDBERG : Jury.

Indictment filed August 17th 188.

Indicted for Perjury.

New York, December 17th 1888.

APPEARANCES: For the People, Asst. Dist. Atty.
J. W. GOFF.

For the defendant Messrs W. S. MCPHEETERS and
J. Brown.

DAVID ANDERSON, a witness for the People, sworn, testified:-

The paper which is handed to me is the bail bond in the case of the People against Frank Harrison. I recognize my signature attached to it as a witness. I was present in Court at the time when Mr. Lindberg appeared in Court and s wore to this undertaking ..

WILLIAM N. PENNNEY, a witness for the People, sworn,
testified:-

I am being called in the district attorney's office. I recognise the defendant now at the bar as the man who signed the undertaking to appear in the case of the People against Frank Harrison.

0154

2

EDWARD J. HALL, a witness for the People, sworn, testified:-

I am a deputy Clerk of the Court of General Sessions . I administered the oath to the defendant at the bar on some day in July to a bond for the appearance of one Frank Harrison . This was done in open Court in the presence of Recorder Smyth. The Recorder signed the bond .

The order of the Court and the recognizance signed by Emil Lindberg on the 25th of July 1888 is offered in evidence . The affidavits attached were also offered in evidence .

The oath which I administered to him was in this form "You do solemnly swear that the contents of this affidavit subscribed to by you is true, so help you God". It was acknowledged before the Recorder .

OTTO F. SUHR, a witness for the People, sworn, testified :-

I am a real estate and insurance broker in Brooklyn. My place of business is at the corner of Myrtle and Central Avenues Brooklyn. I have been in the real estate business in the 18th ward of the city of Brooklyn. I know the houses No. 32, 34 and 36 Vagilius St. in Brooklyn. I have not been inside of the houses . Assuming that the houses were 19x 100 and were frame, as they are, in my judgment they would be worth \$1200. each.

CROSS EXAMINATION:

I have bought and sold several houses and lots in

the neighborhood of these Vagilius St. lots. I am thoroughly familiar with land values in that section of the city. This property is on the line of the Elevated Road.

The undertaking offered in evidence showed that Emil Lindberg swore before Recorder Smyth "I own real-estate in the city of Brooklyn County of Kings, consisting of four houses and lots at Nos. 30, 32, and 34, and 36 Vagilius St. in the city of Brooklyn, County of Kings and State of New York, and that the value of the same is not less than \$25,500. subject to no incumbrances except a mortgage of \$17,000. There are no unsatisfied judgments against me and I am not on any other recognizance except on a bond for one thousand dollars. That I am worth in good property not less than \$10,500. over and above all my debts and liabilities and lawful claims or liens or incumbrances or lawful claims upon the property".

HENRY McKEAN, a witness for the People, sworn, testified:-

I am a lawyer practicing in Kings County. I was appointed referee in an action for the foreclosure of a mortgage between John W. Phelps plaintiff, and George W. Walker and Emil Lindberg defendants. There was a sale. I sold the property as referee. It was sold on the 23rd of October this year. I could not tell the numbers of the houses on Vagilius St. but I know the deed says that the property began 282 feet from Broad

way. The property sold for \$17,000.

CROSS EXAMINATION:

I do not know whether the defendant here consented to this sale or not. The property was sold at Cole's Auction rooms No. 389 Fulton St. Brooklyn. A man named Richard Goodwin bought the property. The money has not been paid to me yet for this purchase.

Proof of service upon Emil Lindberg in the action referred to by the last witness was admitted. The judgment rolls in each of four actions were also admitted to show that the defendant put in no answer.

OTTO F. SUHR, a witness for the People, recalled:

Since I left the Court ylast I avevisited the premises Nos. 30, 32, 34, and 36 Vagilius St. in Brooklyn I have carefully examined the interior and exterior of those houses. No. 30 Vagilius St. commences at about 282 feet from Broadway. The descriptions of property in the deeds which are shown me corresponds to Nos. 30, 32, 34 and 36 Vagilius St. Brooklyn. \$4000. in my judgment would be a fair price for each of these four houses on the 25th of July last. That would make the entire four houses worth \$16,000; or \$1000. less than the mortgage.

CROSS EXAMINATION:

My estimate of value is based upon my knowledge of the value of property in the vicinity. I have never

built any houses . I am not familiar with the market price of builders materials at the present time .

Admitted in evidence: certified copy of deed from Emil Lindberg to John H. Tisdale dated the 21st of May 1888, and recorded on the same day in the office of the Register of the County of Kings . the deed conveys the four houses No. 30, 32, 34 and 36 Vagilius St.

Also deed from John H . Tisdale to William Scudder Tisdale, dated the 25th of July 1888. This conveys the same property .

D E F E N S E .

ANDREW J. ENSIGN, a witness for the defendant, sworn, testified:-

I am an attorney at law residing in the city of Brooklyn. The property Nos. 30, 32, 34 and 36 Vagilius St. in the city of Brooklyn was at one time deeded to me. I conveyed it to the defendant Lindberg. I have bought and sold property in Brooklyn. and I am acquainted with values in the city . In my opinion each of those houses are worth \$6,000.

CROSS EXAMINATION:

I received no cash at the time of the conveyance of these houses to the defendant Lindberg . I held the title at the time I did as a matter of convenience .

0158

6

HENRY FELTMAN, a witness for the defendant, sworn, testified :-

I reside at No. 92 First Place Brooklyn . I have been dealing in real estate for twenty years . I know the property in question here . I have been in the houses in Vagilius Ste. I am familiar with the value of property in Brooklyn . On the 25th of July 1888 those four houses were worth \$6,000. each . I base my value on the rental . I identify the paper shown me as an affidavit signed by Mr. W. S. Tisdale, before me as a Notary Public .

EMIL LINDBERG, the defendant, sworn, testified:-

I am the defendant here . I received a deed of these houses Nos. 30, 32, 34 and 36 Vagilius St. Brooklyn from Mr. Tisdale on the 30th of April last .

Deed offered in evidence . It conveys the property in question . Consideration \$17,500 .

I did execute a mortgage to John. H. Tisdale on this property in May--but it was meant to be simply a security for some jewelry that he had given to me . He let me have \$525. worth of jewelry and in order to protect him against any loss I gave him this mortgage on my property . I did not release any of my title to the property . at all . It was meant in the nature of a contract . Simultaneously with the execution of the mortgage we drew up a paper which is as follows:-

0159

7

"I, Emil Lindberg have this day received from W. S. Tisdale, agent for John H. Tisdale, a lot of jewelry marked "L" as per list, valued at \$525. for the payment of which I have delivered a deed of Nos. ~~30~~, 32 & 34, ~~and 36~~ Vagilius St. Brooklyn, as security for the payment of the \$525. and interest. I, W. S. Tisdale as agent for John H. Tisdale acknowledge that I have received a deed of two houses No. 32 and 34 Vagili s St. Brooklyn as security for the payment of \$525. and interest by Emil Lindberg, and that the deed shall be returned and said house shall be deeded back to Emil Lindberg whenever he desire to sell or dispose os said house, to which I W. S. Tisdale, nor my brother claim ownership in the house. %

In witness hereof we hereunto set our hands this 20th day of May 1888.

Signed. W. S. Tisdale

Emil Lindberg. "

Subsequently we made another contract which is as follows:-

"I have this day received from W. S. Tisdale, agent for John H. Tisdale, the balance of a lot of jewelry marked "L" to th value of \$375. , which together with jewelry received May 20th 1888, amounting to \$525. and in all \$900. being the entire lot redeemed from W. S. Simpson and Company at my suggestion. I receive this jewelry on ondition that I shall convey or cause to be conveyed at the rate of thirty dollars for each lot, as many lots located on Staten Island as will make up the sum of \$900. and interest to date of pay

0160

6

ment ; the lots to be the same as shown and examined by W. S. Tisdale on Staten Island . It is also understood that the lots shall be disposed of through Emil Lindberg and W. S. Tisdale, jointly, and any amount over and above thirty dollars a piece that they may obtain shall be equally divided as profit between Emil Lindberg and W. S. Tisdale after the sum of \$900. and interest shall have been paid . This receipt, contract or memorandum covers all indebtedness between Emil Lindberg and W. S. Tisdale up to date, and also the contract or memorandum made on May 1888 for \$525 and interest is hereby annulled, and the deed for the two houses Nos. 32 and 34 Vagilius St. shall be surrendered and given back to Emil Lindberg at any time he so desires .

In witness hereof we have hereunto set our hands
this 8th day of June 1888.

Emil Lindberg

W. S. Tisdale."

At the time I executed this bond in July for this man Harrison I was the owner of these houses in Vagilius Street . and in addition to that I owned three hundred lots on Staten Island . I was confident at that time that I was worth all the way from ten to fifteen thousand dollars . There were no judgments against me at that time .

0161

9

CROSS EXAMINATION;

I have been in prison since the 17th of August. I have been under \$3500. bail since then. I have not been out on bail at any time. I am a land agent by occupation. I bought and sold property in Brooklyn.

I believe my land in Staten Island is valuable. It is not swamp land. I lost the jewelry which was given me -- I went on a spree and when I got over it I found that the jewelry was gone. I have been in company with a man named Prendergast in the City Hall Park. I was asked by a bartender in a restaurant at the corner of Broadway and Fulton Street to go upon this bond for Frank Harrison at the time I did it. I did not know the man Frank Harrison at all. I came to the District Attorney's office and met Senator Murphy and others there who were interested in this man. W. S. Tisdale and I had offices together on Broadway. I did not know I was doing anything wrong when I went on this bond. I honestly believed that I was worth the amount of money I stated. I was not paid a penny for going on the bond of this man Frank Harrison.

WILLIAM N. PENNEY, in rebuttal:

I examined this defendant before he swore to this bond. He told me he owned these four houses and lots in Vagilius St. He said nothing whatever about there being any mortgage or incumbrance upon the property except the 17 thousand dollars. I asked him what in-

0162

10

cumbrances were upon the property and he said \$17,000.

CROSS EXAMINATION:

I told the defendant he was on a notar bond in the office . I am positive he said there was a mortgage of either \$17,000 or \$17,500.

The Jury returned a verdict of GUILTY.

first degree murder 1888

apart of the property on

WILLIAMS

8888

THE PROPERTY

but ill

COUNT OF GENERAL SESSIONS

Indictment filed Aug. 18-1888

0163

10

comprised were upon the property and he said \$17,000.

CROSS EXAMINATION:

I told the defendant he was on a note bond in the office. I am positive he said there was a mortgage of either \$17,000 or \$17,500.

The jury returned a verdict of GUILTY.

Indictment filed Aug. 17-1888

COURT OF GENERAL SESSIONS

Part III.

The PEOPLE vs.

against

EMIL LINDBERG

Abstract of testimony on

trial December 17th 1888.

0164

11
Emil Light
3,430 Bowler
Henry O. Fisher
June 1888 G. L.
7#500
19 1000

0165

District Attorney's Office.

PEOPLE

vs.

Linberg

Perjury

- 1 - Bond
2 - Deed from Linberg to John H. Tidale
3 - Deed from J. H. Tidale to W. S. Tidale
4 - Value of property

Reduct
Bond of \$5000 in Fuller case
Deed from W. S. Tidale to Linberg
" from Linberg to Tidale
Judgment with execution
Refer as ant. of 2000

Date of bond July 25-88
Date of Deed to Tidale May 22/88
" of Deed to W. S. Tidale July 25/88
" of Fuller \$5000 June 1/88
" of 1000 bond June 19/88

Date of service of summons
June 26 - on Linberg

0166

District Attorney's Office,
City & County of
New York.

People

vs.

Limberg

Deed

from N. Penny

Dave Anderson

~~Deed from Walker to Snapsin~~

Deed from Neely to Walker

Deed from Evison to Limberg

Deed from Limberg to John H. Tisdale

Deed from J. F. Tisdale to W. S. Tisdale

Register search to show in case by Walker

from to Deft's participation Com. to

Limberg -

Judgment will in Pelphs - Limberg -

As pendens filed on June 19 1888 -

Henry McKee referee as to value of sale

Mr. Otto F. Suhr Expert \$3,500

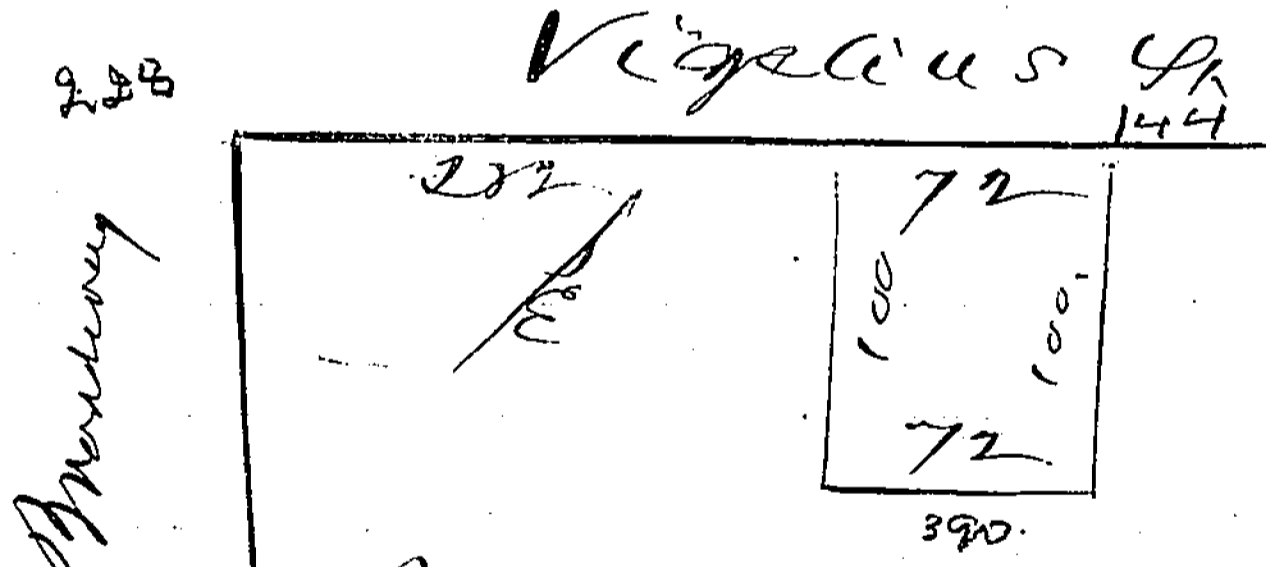
1888
Register showed that we had made

0168

The Register of Kings County will
 please search in his Office for
 all deeds made to
 Emil Lindburg from April 1. 1888
 to Aug. 6. 1888.
 and certify result below

Andrew J. Ensign } Deed dated Apr. 30. 1888.
 " } Dec. 4th. 1887. p.
 Emil Lindburg } 139. May 2. 1888.
 This deed covers the
 premises shown in diagram viz:

124.19 = 13



Being Nos. 30. 32. 34. 36.
 Vigelinus St. Block.

Witnessed and sealed Aug. 6. 1888.
 W. H. Munthe
 Register

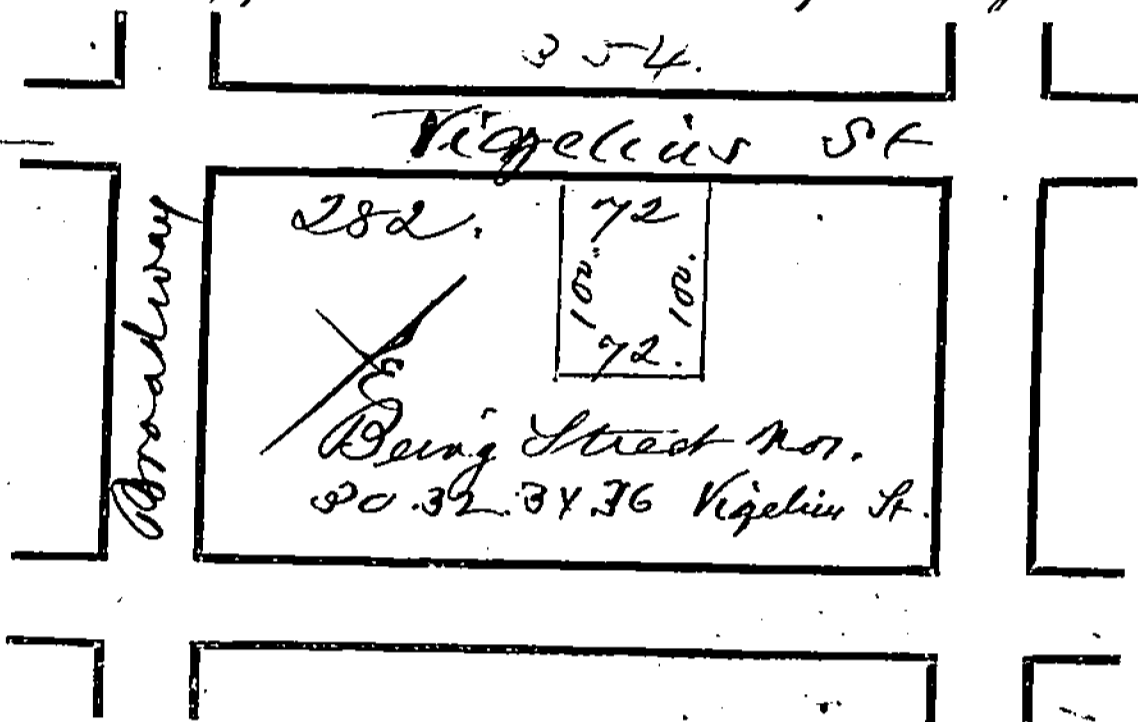
0169

MASTER'S SEARCH.—BROOKLYN.

W. Reid Gould, Law Blank Publisher and Stationer, 108 Nassau St., N. Y.

The Register of the County of Kings

will please search for Mortgages, Conveyances, and all other Liens and Incumbrances in his office upon, or affecting the title of the following described premises, or any part thereof, by the following named persons, for the periods opposite their names respectively, and certify the result in writing for

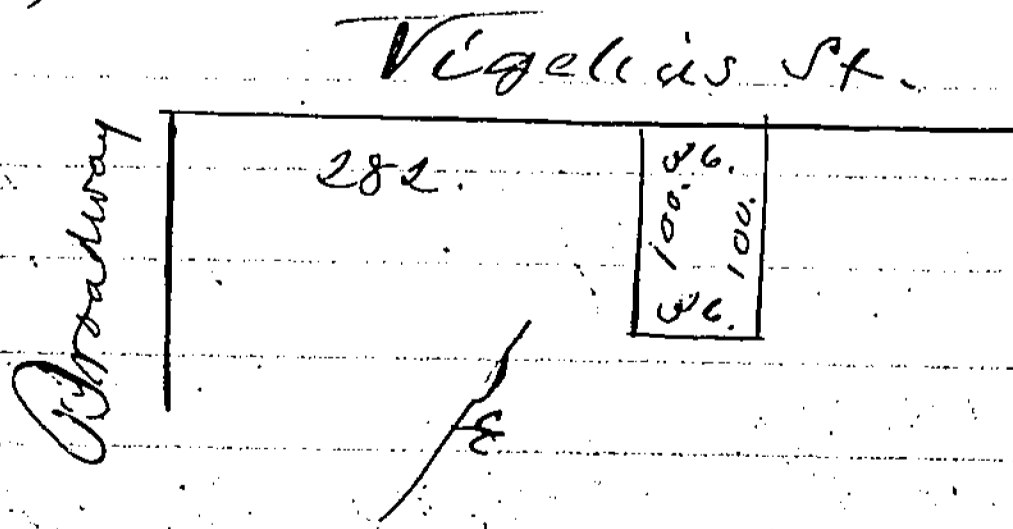


1782. 4. 12
1859. 7. 7
1878. 8. 8
1871. 3. 5
1910. 2. 57
26. 5. 9
3. 5. 3

Emil Lindburg from Aug. 1. 1886 to date of Aug. 4. 1888.
John H. Tisdale from May 21. 1888 to Aug. 4. 1888.
William S. Tisdale " July 26. 1888 to Aug. 4. 1888.

Emil Lindburg } Deed date May 22. 1888.
John H. Tisdale } Rec. Lib. 1888. p. 385.
May 22. 1888

This deed conveys premises on the S.E. side of Vigelin St. 282. x E. from Broadway running N.E. on Vigelin St. 76. by 100. deep on each side



John H. Tisdale } Deed dated July 25. 1888.
 To } Rec. Lib. 1825. p. 381.
 William Scudder } July 31. 1888.
 Tisdale.

This deed conveys the same premises as in last deed before, viz: the deed to John H. Tisdale recorded in Lib. 1811. p. 385.

W. C. Oakes found Aug 16. 1888.
 The Register of Wm. C. Oakes will please
 Continue the above search against
 X George Walker
 from November the 9th, 1886 to
 May 3, 1888

Follow.

George Walker } Mar. & Proc. Dated
 To } June 1. 1887 Rec. Lib.
 The same as John } 1910. p. 257. June 1. 1887.
 J. Studwell deed

Same } Mar. & Proc. Dated
 To } June 1. 1887. Rec. Lib.
 Same. } 1910. p. 261. June 1. 1887.

Register's Search

Same } Mar. & Proc. Dated
 To } June 1. 1887. Rec. Lib.
 Same. } 1910. p. 265. June 1. 1887.



0171

Same
2/6
Same. } Mort. \$ 800. Dated
June 1. 1887. Re. Gil.
1910. p. 269. June 1. 1887.

Same wife
2/6
John W. Phelps. } Mort. \$ 1250. Dated
Nov. 1. 1887. Re. Gil.
1982. p. 447. Apr. 2. 1888.

Same
2/6
Same. } Mort. \$ 1250. Dated
Nov. 1. 1887. Re. Gil.
1982. p. 457. Apr. 2. 1888.

Same
2/6
Same. } Mort. \$ 1250. Dated
Nov. 1. 1887. Re. Gil.
1982. p. 455. Apr. 2. 1888.

Same
2/6
Same. } Mort. \$ 1250. Dated
Nov. 1. 1887. Re. Gil.
1982. p. 458. Apr. 2. 1888.

Dec 2, PAID
dated Dec 17 1888. } Neworth Street May 3 1888
W. B. Bane
Dep. Register

0172

Full name:
Register's Church

0173

GOODWIN & PHELPS,
REAL ESTATE,

1504 BROADWAY, COR. JEFFERSON AVE.,

VALLEY STATION,

BROOKLYN.

JOHN W. PHELPS.

RICHARD GOODWIN.

District Attorney's Office,
City & County of
New York.

Dec. 10 1888.

On April 30. 1888. Lindberg took title to
Property 32. 34 36 & 38 Vigeland St Brooklyn
And on May 2/88 the deeds were recorded
On June 19/88 foreclosure commenced and
the sale took place about Nov 23/88
when the property was bought by
Goodwin & Phelps 1504 Broadway Brooklyn
The houses are worth about \$4800⁰⁰
~~each~~ each, on each of which there
is a mortgage of \$4250⁰⁰ the houses
are now unoccupied. This informa-
tion was received from Fred K. Cobb
(Attorney for Goodwin & Phelps)* 179
Montague St Brooklyn, who has all
the papers in the case and can
give all the information necessary
therein

0174

FREDERICK COBB,
ATTORNEY AND COUNSELLOR AT LAW,
179 MONTAGUE STREET,

Brooklyn, N. Y. Dec 11 1888

Edward Goosey Esq
Deputy Assistant District Attorney
Dear Sir,

Yours of 10th inst received.
I am not in possession of Walker's deed
of the Vigelin St property which was dated
Sept 7, 1886 and recorded in Kings County Register
office in Liber 1699 of Encumbrances page 498. Nor is
10, 1886 and was of vacant land on which
Mr Walker built the houses in question -
Mr Walker conveyed ~~title~~ right of said houses to
Andrew J Ensign by deed dated March 30, 1888
and recorded in Liber 1817 of mortgages page 515
June 22, 1888 and Mr Ensign conveyed four
of said houses nos 30, 32, 34 & 36 to Emil
Leindberg by deed dated April 30, 1888 and
recorded in Liber 1807 p 139 May 2, 1888 - The
Consideration of the deed to Ensign was 800
acres of land in Scott County Tennessee and
10 lots on Staten Island deeds of which were
from Emil Leindberg or his wife - My clients
foreclosed second mortgages for \$1250 each and
dispendens were filed June 19, 1888 and sale
had November 23, 1888.

I do not think I have any of above deeds

Yours Truly
Fred Cobb

0175

Carl Lindberg 25th July 1888
Mark I. Harrison 16th "

Recorder, Dutch.

Grand Jurors. \$1000

Kings County. 30, 32, 34 and 36

Bigelows Street, Brooklyn.

\$27,500 Value

\$7,000 Mortgage

No judgments, recognizance
undertaking, except \$1000.

\$10,500 worth.

Henry G. Fuller. \$1000

13 June, 1888.

0176

Office of the Surrogate

NEW YORK COUNTY COURT HOUSE,

New York, NW 113^v 1888

Search against Emil Lindberg.
on Bonds -

Administrators Bonds. NW 113/87 to NW 113/88 None found
Will annexed with Bonds NW 113/87 to NW 113/88 " "
Guardians Bonds NW 113/87 to NW 113/88 " "
and examined all other Bonds in the above " "

Nothing found
Return

Barry

v.

Hamburg Bremen Fire Insurance Co.

No ambiguity in the terms of the conditions of the policy.

The defeasance not being written in the deeds, they operated as a legal transfer of the title.

The question is what effect does the law give to a deed, absolute in form, but which in fact is given as a security for a debt,? *A mortgage.*

The effect produced by the abolition of the distinction between law and equity.

The decisions depriving a mortgage of the characteristics of a conveyance.

Reconveyance of such land is not necessary to ^{absolute} invest with the title.

0178

The fact that the grantor remained the legal owner, may be shown by parcel.

Court of General Sessions.

The People

^{v.}
Emil Lindburg

City and county of New York, ss.
Edward Grosse, being duly sworn,
says, he is one of the Deputy Sheriffs
appointed to the District Attorney of
the city and county of New York.
That he believes that Henry C.
Goodwin, of No. 1070 Bushwick
Avenue, city of Brooklyn, county
of Kings, will be a material
and necessary witness at the
trial of the above defendant
and that his attendance at said
trial will be necessary.

Sworn to before me
this 17th of December 1888

William Forester

Comptroller
City of New York

Edward Grosse

0180

Court of General Sessions

The People
v. ^{W.} ~~Edw. Long~~
Civil ~~to Production~~

Affidavit

John R. Fellows
District Atty

Filed December 17/88

0181

-----X
The People :
against :
Emil Lindburg :
-----X

City and County of New York ss.

William E. Frink, being
duly sworn, deposes as follows: That he is a Detect-
ive Sergeant attached to the Police headquarters, this
city. On information and belief that on the 25th day
of July, 1888, Emil Lindburg became surety on a bond in
the sum of ten hundred dollars as security for the ap-
pearance of one Frank Harrison in an action in the
Court of General Sessions entitled The People of the
State of New York against Frank Harrison, and that said
Lindburg in his justification as to his sufficiency
as such surety was duly sworn by the Hon. Frederick
Smyth, Recorder of said Court, and deposed that he was
the owner of four houses and lots known as numbers 30,
32, 34, and 36 Vigelius Street, in the City of Brook-
lyn, and that the same were worth the sum of \$27,500
subject to a mortgage of \$17,000. That said Lindburg
was accepted as such surety and his bond duly approved
and the prisoner Frank Harrison thereon duly admitted
to bail. That from investigations made in the Regis-
ter's office of the County of Kings and upon examining
an official search made by William H. Murtha, Register
of said County, it appears that on May 22d, 1888, the
said Lindburg conveyed said property to one John H.

Tisdale, and thereafter and on the said day that said bond was executed, that is on July 25th, 1888, the said John H. Tisdale conveyed said ~~property~~described property to one ^{William} Scudder Tisdale. That at the time that said Lindburg made such oath as aforesaid he was not the owner of said property. Deponent's sources of information and knowledge are derived from an examination of the bail bond in the said case of The People against Harrison and from an examination and inspection of the said search made by said Register, and also from information as to the identity of said Lindburg with the person who signed said bail bond, given to deponent by William N. Penney, Bond Clerk in the office of the District Attorney of the County of New York. Deponent further charges that the said Emil Lindburg has committed perjury on the said July 25th, 1888, in swearing as aforesaid as to his sufficiency as surety, and he prays that he may be dealt with according to law.

Sworn to before me this

8th day of August, 1888.

William N. Penney
Notary Public
New York Co.

Wm E. Grinn

0183

Court of General Sessions

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Emil Lindberg

affiant of
Sergeant Wm E. Brink

JOHN R. FELLOWS,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,
NEW YORK CITY.

RBH

0184

N. Y. Court of General Sessions
The People }
vs } Charge Perjury.
Emil Lindberg }

Sir:

You will please take notice
that upon the indictment and all
proceedings herein; I will move
before the Honorable Randolph B.
Martine Judge of the General Sessions
Part 2 on the 7th day of September
1888 at 11 a m or as soon after as
Counsel can be heard. for a reduction
of bail herein; on behalf of the
defendant and for such other and
further relief in the premises
as may be just.

Dated New York Sept 6th 1888.

Yours to

James M. Ladd

Attorney & Counselor for
Sept

Porter Building,

New York City

To

John H. Fellows Esq

Sist Atty

New York City

0185

N.Y. Court-Gen. Session

The People.

Plaintiff

against

Emil Lindburg.

Defendant

JAMES M. LYDDY,

Attorney for

Potter Building,

New York City.

To John H. Fellows Esq

Solr Attorney
N.Y. City

Due service of copy of within is admitted.

Dated.....188

0186

Court of General Sessions
in and for the ^{City of} County of New York

The People vs }
 against }
Emil Lundburg }

Sir,

You will take notice that upon the
Indictment filed on the 17th day of
August 1888 and upon all the papers
and proceedings in this action. I will
move this Hon. Court before the Hon
Rufus B. Cowing at Part 3. at the
Court Room three in the Court House
No. 32 Chambers Street in the City of
New York, on Monday the 10th day of
December 1888. at 11 O'clock in the
forenoon of that day or as soon there-
after as Counsel can be heard for an
order directing that the Indictment here-
in be dismissed for want of prosecu-
tion and for such other and further
relief in the premises as may be deemed
just and proper.

Dated New York
Dec 6th 1888

Yours v^c
William S. McCreeters
attorney for Defendant

0187

To John R. Bellows
District Attorney

Count of General Session

The People of

vs

Emil Lendburg

Copy

Notes of notes

to depositions and depositions

Wm S M. Chambers

Attorney for depositions

23 Chambers St

New York City

0188

NEW YORK COURT OF GENERAL SESSIONS.

-----x
T h e P e o p l e

against

Emil Lindberg.
-----x

Sir:

YOU WILL PLEASE TAKE NOTICE that upon the indictment and all the proceedings herein and the annexed affidavit, I will move before the Honorable Randolph B. Martine Judge of the Court of General Sessions in New York City, in Part II, on the 7th day of September, 1888, at 11 A. M., or as soon thereafter as counsel can be heard for a reduction of bail herein on behalf of the above named defendant, and for such other and further relief in the premises as may be just.

Yours, etc.,

James M. Lyddy,
Atty. and Counsel for Deft.,
Potter Building,
N. Y. City.

To
John R. Fellows, Esq.,
District Attorney N. Y. Co.

NEW YORK COURT OF GENERAL SESSIONS.

The People

against

Emil Lindberg.

State of New York,)
) ss.
City and County of New York)

Euphie LINDBURG, being duly sworn, deposes and says: I reside at No. 574 Clinton Street, Brooklyn; I am the mother of six children; the defendant above named is my husband; I have been married to him for a good many years and have always lived with him as my husband in peace and happiness; my husband, the defendant above named, is a man of good habits and of excellent reputation and character; I know from my long association with him that he is not a man given to vice or the commission of any offense against the law.

I further say that my husband has been a railroad man all his life as far as I know, and at intervals has also dealt and operated in real estate; he is not in any sense a professional bondsman, and I never heard that he went bail or bonds for anybody before except on one occasion until the present instance; the insinuation or statement made against my husband's character and reputation when this case was before the Court some weeks ago that he was one of a gang of professional bondsmen that haunt or infest the Courts I know to be unfounded and untrue. I

0190

verily believe that the overzeal of the attaches of the District Attorney's Office to discover and punish parties given to the practice of furnishing fraudulent bail has led them, in this case, to make an honest mistake and to identify acting under this mistake and misapprehension to identify my husband as one of this disreputable class; the defendant is engaged now and for many years has been so engaged in railroad business; as before stated he is a railroad man, and is now at the present time the special agent for the Little Rock & Fort Smith Railroad Company, having offices in the City and County of New York; he is now and has been for years engaged in legitimate business and the practice of giving bail or going bail for anybody, I have never known him to do it before, except once in this case and once on a former occasion some considerable time ago in the City of Brooklyn; the defendant, (my husband) in this case was induced to go bail for a person by the name of Harrison, (who was indicted for grand larceny) at the request of a Mr. ^{as deponent is informed of said person's} Cody, who keeps a liquor saloon at the corner of Fulton and Broadway, City, and, at the request also of Alderman Flinn; he gave bail at the request of these parties, and as a favor to them, and from what I know of all the facts of the case I verily believe and I so allege he never received a single dollar of compensation therefor.

Deponent further says that the defendant is well known to and highly esteemed by General Clinton B. Fisk, who will vouch to the Court for his respectability, integrity and truthful character, ^{as deponent well knows}

0191

Deponent further says that the defendant above named is unable to furnish bail in the sum of \$3500. and she is advised and verily believes that said amount is excessive and unreasonable; the defendant, with the aid of deponent, will undoubtedly, as this deponent verily believes be able to furnish bail in the sum of \$1500. if the Court will kindly reduce said bail to that amount.

Deponent further says that she has only just received the original affidavit of W. S. Tisdale, which is herewith submitted to Mr. Justice Martine, and from which it will appear that the deed of the property in Brooklyn held by Tisdale was intended for and was a mortgage only on said property and never was considered or believed by the parties to be a conveyance of said property; this fact fully appears by Tisdale's affidavit herewith submitted.

Deponent further says that she is advised by her counsel learned in the law that under the recent decision of the Court of Appeals in the case of Barry vs. The Hamburg Bremen Fire Insurance Company and reported in the Daily Register of date August 29th, 1888, it is held and adjudged that although a deed may be absolute on its face as a conveyance, yet if it is intended and treated as a mortgage or security for a debt or loan, that in such case it is a mortgage and not a deed; the following is taken from the head note of said case:

"A deed though absolute in form being, if given as security for a debt to all intents and purposes, both at law and in equity, is a mortgage only".

0192

This deponent is advised by her counsel that under the facts of this case and the decision of the Court of Appeals above cited the defendant expects to prove and can prove and, as may be seen also from Mr. Tisdale's affidavit herewith submitted that the deed in question was a mortgage only, was intended as such as between the parties, and consequently as this deponent is advised no charge of perjury against the defendant could be predicated thereon.

Deponent prays the indulgence and protection of the Court on behalf of the defendant and his family and this deponent, and respectfully prays that the bail in this case may be reduced to the sum of \$1500.

Sworn to before me, this)

7th day of Sept., 1888.

Sophie Linellburg
George H. Rauch
Notary Public
N.Y.C.

0193

N.Y. Court Gen. Sess. in

The People.

Plaintiff

against

Emil Lundberg

Defendant

Motion to reduce
Bail

JAMES M. LYDDY,

Attorney for Defendant

Potter Building,

New York City

To John R. Folger

Ser. Attorney
R. H. C. B.

Due service of copy of within is admitted.

Dated 188

I am of opinion
in view of the quantity
of the charge that bail
is not excessive.
Motion denied.
Sept 8/88 R.B.M.

0194

Court of General Sessions.

The People
against
Emil Lindburg

Perjury.

Report.

The defendant on his justification as a surety for Frank Harrison swore that he was the owner in fee of the lots and houses, known as Nos. 30, 32, 34, 36 Vigelin Street, city of Brooklyn. By searching the records of the Register's Office of Kings County I found that following conveyances:

Andrew J. Ensign and
Rebecca Ensign, his wife
to
Emil Lindburg

Deed, Bargain
and Sale
Dated 13 April
1888
Recorded
in B. 18074
189

Consideration \$27,500
Conveys all those parcels and
lots situate on the southerly
side of Vigelin Street, 282 feet East
from the Easterly corner of Broadway and Vigelin Street 72x100.

0195

known as Nos. 30, 32, 34, 36
Vigelin Street. Subject to mort-
gages aggregating \$17,000.

<p>Emil Lindberg to John H. Simsdale</p>	<p>Deed, Bargain and Sale Dated May 22, 1888. Recorded Liber 1811 p. 385.</p>
--	---

Consideration Exchange of property and \$10.

Conveys all those parcels and
lots of land situate upon the
South side of Vigelin Street, dist
and 232 feet from the E. & S. E. corner of Broadway and Vigelin
Street, 36 x 100. Subject to
mortgages aggregating \$8500.

<p>John P. Simsdale to William Pender Sisdale</p>	<p>Deed, Bargain and Sale Dated July 25, 1888. Recorded Liber 1825, p. 384</p>
---	--

Consideration \$10.

Conveys the above two lots,
subject to same mortgages.

The defendant, therefore, conveyed but two of his said lots on Vigelin's Street. He is still the owner in fee of the other two lots.

William P. Lisdale states in his affidavit that the property was conveyed by the defendant to secure the payment of \$900 and is to be reconveyed to him on the return of said money.

The Court of Appeals in *Perry v. The Hamburg Bremen Fire Insurance Company* have held that a deed, though absolute in form, if given as security for a debt, is to all intents and purposes, both at law and in equity, a mortgage only.

The mortgage nature of such a deed can be shown by parol evidence.

A search in the Surrogate's Court of New York County has resulted in finding the defendant on none of the bonds on file there.

There is no forfeited recognizance in this court on

0197

which defendants name appears.

There is no judgment entered against the defendant in Kings County for the last ten years past.

There is no unsatisfied judgment against the defendant in the New York County Clerk's office for the last ten years.

Besides the recognizance for Henry E. Fuller, dated the 19th of June, 1888, on which the defendant gave bail for \$1000, there is another recognizance of said Fuller on record, bearing date June, the 7th, 1888, on which the defendant gave bail for \$500.

0198

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Emil Lindberg

BRIEF OF FACTS.

Def. Counsel

Dec. 19/88
For the District Attorney.

Answer-Not Connected

Dec. 19-Per. 3

Noted November 26 1888.

Edward Brooke

Deputy Assistant.

0199

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ernest Sindling

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

Indictment accuse Ernest Sindling

of the crime of Forgery.

committed as follows:

Heretofore, to wit:

at a Court of General Sessions of the Peace held in and for the City and County of New York, at the City Hall in said City on the 25th day of July, 1888, before the Honorable Frederick Smith, Recorder of the said City of New York, and Justice of the said Court, application having been made to said Court by one Frank Harrison who had been on the 16th day of July, 1888, committed to the custody of the Keeper of the City Prison upon a charge of Grand Larceny, in due form of Law, was he admitted to trial on said charge, an order was

0200

andly made and entered (the District
attorney, naming notice and
returning thereto) wherein and
whereby it was ordered that the
said Frank Harrison be admitted
to bail in the sum of ten hundred
dollars, and that said bail might
be taken before any Judge of said
Court or Justice of the Supreme
Court of the State of New York,
and afterwards, to wit: on
the said 25th day of July, 1888,
at the City and County aforesaid,
the said Emil Sinding, late of
the City and County aforesaid,
personally appeared before the said
the Honorable Frederick Smyth,
Recorder as aforesaid, and then
and there offered himself as bail
surety upon a ~~return~~ for
the said Frank Harrison, and
then and there produced and
exhibited to the said the Honorable
Frederick Smyth, Recorder as
aforesaid, a certain undertaking
in writing then and there executed
by himself, ^{as surety} and the said Frank
Harrison as principals, in due
form of law whereby and wherein
they the said Frank Harrison

and Eril Gindburg did jointly and severally undertake that the said Xanta Harrison should appear and answer the said charge in whatever Court is or may be prosecuted and should at all times render himself amenable to the orders and process of the Court, and if convicted should appear for judgment, and render himself in execution thereof, or if he failed to perform either of those conditions that they would pay to the People of the State of New York the sum of Ten Hundred Dollars; together with a certain affidavit in writing of him the said Eril Gindburg, that and there signed and subscribed by him in his own proper handwriting and containing certain allegations and statements of, and concerning his circumstances and property and his sufficiency and responsibility as such surety upon the said undertaking, it being then and there material that the said the Honorable Frederick Smith, Recorder as aforesaid should know the

0202

have circumstances and money
of the said Emil Sundberg in
order that he might determine
whether he would and should
accept and approve the said
Emil Sundberg as such surety
upon the said undertaking.

And the said Emil Sundberg
was then and there in due form
of law sworn, and did take
his corporal oath by and
before the said the Honorable
Frederick Smyth, Recorder as
aforesaid, touching and con-
cerning the truth of the matter
so contained in his said affidavit
in writing. And the said the
Honorable Frederick Smyth,
Recorder as aforesaid then and
there having full and complete
power and authority to admin-
ister the said oath to the said
Emil Sundberg in that behalf.

And the said Emil
Sundberg, being so sworn
as aforesaid, then and there
to wit: on the said 25th day
of July in the year aforesaid,
at the City and County aforesaid,
upon his oath aforesaid, in

and by this said affidavit in writing, of and concerning his circumstances and property and his sufficiency and responsibility as such surety upon the said undertaking, before the said the Honorable Frederick Smith, Recorder as aforesaid, solemnly, knowingly, voluntarily and lawfully, did I solemnly swear, before and say, amongst other things, in substance and to the effect following, that is to say:

That the said said said Smith owned in his own right real estate in the County of King in said State of New York, consisting of four houses and lots known as numbers 30, 32, 34 and 36 Virginia Street in the City of Brooklyn in said County of King, that the same were then of the value of, not less than twenty seven thousand five hundred dollars, and were then subject to no incumbrance except a mortgage of seventeen thousand dollars, that there were then no unsatisfied judgments or executions

0204

against him, and that he was then under no recognition except on bond, other than the undertaking aforesaid, for not more than one thousand dollars, and that he was then worth in good property not less than ten thousand five hundred dollars over and above all debts, liabilities and lawful claims against him, and all his, accumulations, and lawful claims upon his property.

Whereas in truth and in fact he the said Emil Sundberg did not then in his own right the said real estate consisting of the said three houses and lots known as numbers 30, 32, 34 and 36 Virginia Street in the said City of Brooklyn, and the same were not then of the value of not less than twenty seven thousand five hundred dollars, and were subject to encumbrances other than the said mortgage of seven thousand dollars; and there were then due unsatisfied judgments and executions against him the

paid Emil Sundbom and to pay
under their recognizances other than
the said undertakings and other
than the said bond nor more
the one thousand dollars, and
the said Emil Sundbom was
not then worth in good property
not less than ~~the~~ ten thousand
five hundred dollars and
above all his debts and li-
abilities and lawful claims
against him and all his,
incumbrances, and lawful claims
upon his property.

And whereas in truth and
in fact all the material matters
aforesaid so as aforesaid by
him the said Emil Sundbom
then and there sworn to, deposed
and said in and by his said
affidavit in writing, were true
and there in all things wholly
false and untrue, as he the
said Emil Sundbom then and
there well knew.

And so the Grand Jury
aforesaid do say, that the said
Emil Sundbom in manner
and form aforesaid feloniously
unlawfully knowingly falsely

0206

and corruptly did commit
wilful and corrupt perjury,
against the form of the
Statute in such case made
and provided, and against
the peace of the People of
the State of New York, and
their dignity.

John R. Kellogg,

District Attorney

0207

BOX:

317

FOLDER:

3013

DESCRIPTION:

Loughran, William

DATE:

08/17/88



3013

0208

Witnesses:

196
Counsel, J. Atkinson
Filed 14 day of Aug 1888
Pleads, W. H. H. H.

THE PEOPLE
vs.
J. M. H. H.
William Langhram
H. D.
[Sections 322 and 385, Penal Code]
KEEPING A HOUSE OF ILT FAME, ETC.

JOHN R. FELLOWS,

72 Sep 10 of 88 District Attorney.

pleading guilty
Sentence suspended
True Bill.
R. B. M.

Foreman.
Sept 10 1888
W. H. H.

0209

N.Y. General Sessions

The People v C

^{vs}
William Laughnan
City, County of New York ss.

John Fitzpatrick being
duly sworn says, that he is an
officer of the Municipal Police force
of this city, that on the 14th day of
August 1888, he arrested the above
named defendant, that shortly
after the arrest the premises No
88 Elizabeth Street of which the
defendant was the proprietor have
been closed and that the defendant
has moved away and that there
is no person living on the premises
at present, and the nuisance
is entirely abated

Sworn to before me
this 10th day of Sept. 1888. } John Fitzpatrick

J. W. N. Tobin
Notary Public
N.Y. Co.

02 10

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT

152
DISTRICT.

of No. 125 West 10th Street, aged 31 years,

occupation Police Officer

being duly sworn deposes and says,

that on the

day of August

1882

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

And Tanny Stevens both of whom are material witnesses in a case of keeping a disorderly house against William Longman and deponent has reason to believe said witnesses will not appear at the next Court of General Sessions deponent prays said witnesses may be ordered to enter into recognizance with surety for their appearance as such witnesses.

John H. Astick

Sworn to before me, this

of

1882

day

Police Justice,

0211

(5)

✓ Lizzie Dillon being only
room uppers and says
I am the apartment maid
I have been taking the
money for the rooms, I
did not take it last night.
I had a sore, once last
night and Mappie Hayes
took the money for the
rooms. I used to pay
the money over to the woman
known by the name of
"Cassie Fannum" who is the
house ^{keeper} is known to be the
wife of William Loughran
for the reason, that they
passed for man and wife
and lived there together.
The woman Fannum was
sentenced in ^{the Third Session} ~~the~~ ^{rather a week} Court to the
Penitentiary for six months.
Since Fannum was sent
away I gave the money to
Loughran now here.
I gave Loughran four dollars

02 12

(2)

and half this morning for
the receipts of the rooms for
last night.

On ^{Cash} Monday morning I gave
him five dollars and twenty
five cents for the rooms used
on Sunday night.

On Sunday morning I gave
him sixteen ⁵⁰ dollars for
rooms used on Saturday night.
I collected the monies for allowing
the rooms to be used by
people for the purpose of
prostitution.

Langbran knew that I collected
the money for this purpose,
and I did it with his knowledge
and consent.

I charged couples twenty-five
cents for the use of the rooms
for about a half hour, and one
dollar for all night.

Langbran has lived in the house
ever since I have been there.

Lizzie ^{the} Gillen

From to fifteen and
this is the way of receiving

Given

Received

0213

(3)

Maggie Hayes being only
sworn deposes I ^{then} resided
at St Elizabeth for one week
I hired the room from Mrs
Longbram otherwise known as
Dorrie Jammany -
Mr Longbram and Dorrie
Jammany passed for
man and wife.

I have constantly seen
them in the house.

I have taken men in the
house for the purpose of
prostitution.

I paid Rizzie Diller
twenty-five cents each time
for the use of a room to ^{then}
sexual intercourse in.

I collected the money for the
rooms last night, because
Rizzie Diller have a very
poor knee.

I collected about two dollars
from couples for the use of
rooms in said ^{room} for the purpose

02 14

(14)

of prostitution last night.
The money collected last night &
sent to Maggie's mother.
I am to bring me
this 14th day of August 1888
Maggie's mother
viz. Over

Police Justice

0215

87

Fanny Harris being
only now deposed and
says I reside at 38-
1st St.

I having been going into
87 Elizabeth St for six
months last past.

I have taken men into
the house for the purpose
of having sexual intercourse
I always paid twenty-five
cents for the use of the
room for that purpose.
I paid the money to chamber-
maids and to Carrie Fanning.
I knew that Carrie Fanning
was sentenced to the Penitentiary for six months
for attempting to assault a
policeman, within a week.
I have seen Loughran and
Carrie Fanning together in
the house, they were living as
man and wife.

I have seen Loughran in this

02 16

(62)

For the past six months.

Sum to before me
this 14th day of August

1881 } Fannie Stevens

my own

Police Justice

02 17

Sec. 322, Penal Code.

CITY AND COUNTY
OF NEW YORK, } ss.

152
District Police Court.

of No. The First District Court Street, in said City, being duly sworn says,
that at the premises known as Number 88 Elizabeth Street,
in the City and County of New York, on the 17 day of August 1888 and on divers
other days and times, between that day and the day of making this complaint

William Loughran
did unlawfully keep and maintain and yet continue to keep and maintain an Assignment
House and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said William Loughran
and all vile, disorderly and improper persons found upon the premises, occupied by said
William Loughran
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 17 day
of August 1888
ayforn
Police Justice.

John Fitzpatrick

02 18

Sec. 151.

Police Court— 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 of the City of New York, by John Fitzpatrick of No. One East Broadway Street, that on the 14 day of Aug 1888, at the City of New York, in the County of New York, William Rouphran did keep and maintain at the premises known as Number 14 Elizabeth Street in said City, an assignation house and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain ~~drinking,~~ ~~dancing, fighting,~~ disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said

William Rouphran and all vile, disorderly and improper persons found upon the premises occupied by said William Rouphran and forthwith bring them before me, at the 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 14 day of Aug 1888

cy of m POLICE JUSTICE.

02 19

Sec. 198-200.

102 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Loughran 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. *William Loughran*

Question. How old are you?

Answer. *54 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *356 Broome St. 3 years*

Question. What is your business or profession?

Answer. *Liquor dealer*

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 I demand a trial by jury.*
William Loughran

Taken before me this

day of *August* 188*8*

W. J. M.
Police Justice.

0220

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

Dated Aug 14 1888 Cayson 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.

0221

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

1274 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Fitzpatrick
vs.
William Loughran

2.

3.

4.

Offense

Disorderly house

Dated

Aug. 14

1888



Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

No.

No.

\$

1000

to answer

Street.

Street.

Street.

Street.

0222

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 Sanghman

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

- William Sanghman -

(Sec. 322,
Penal Code.)

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

The said *William Sanghman*,

late of the *14th* Ward of the City of New York, in the County of New York aforesaid, on the *14th* day of *August*, in the year of our Lord one thousand eight hundred and eighty*eight*, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said *William Sanghman* —

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

SECOND COUNT—

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

- William Sanghman -

(Section 385,
Penal Code.)

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

The said *William Sanghman*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the *14th* day of *August* in the year of our Lord one thousand eight hundred

0223

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

THIRD COUNT—

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

William Songfuran —

(Section 822 of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:
Penal Code.)

The said *William Songfuran*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the ~~14th~~ day of ~~August~~, in the year of our Lord one thousand eight hundred and eighty-~~eight~~, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for ~~this~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in ~~this~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0224

BOX:

317

FOLDER:

3013

DESCRIPTION:

Luther, William B.

DATE:

08/17/88



3013

1

Filed, *19* day of *Aug* 188*8*

THE PEOPLE,

33. 1-720
132

Forgery in the Second Degree. (Sections 511 and 521, Penal Code.)

William D. Eutaw

JOHN R. FELLOWS.

Aug 17/88

Much do guilty

A True Bill. *J. S. G. & Co*
R. B. M.

Michael Lowmiller

Foreman.

0225

0226

No. 3273 F.B.

New York, Aug. 3rd 1888

Garfield National Bank,

Pay to the order of W.B. Luther

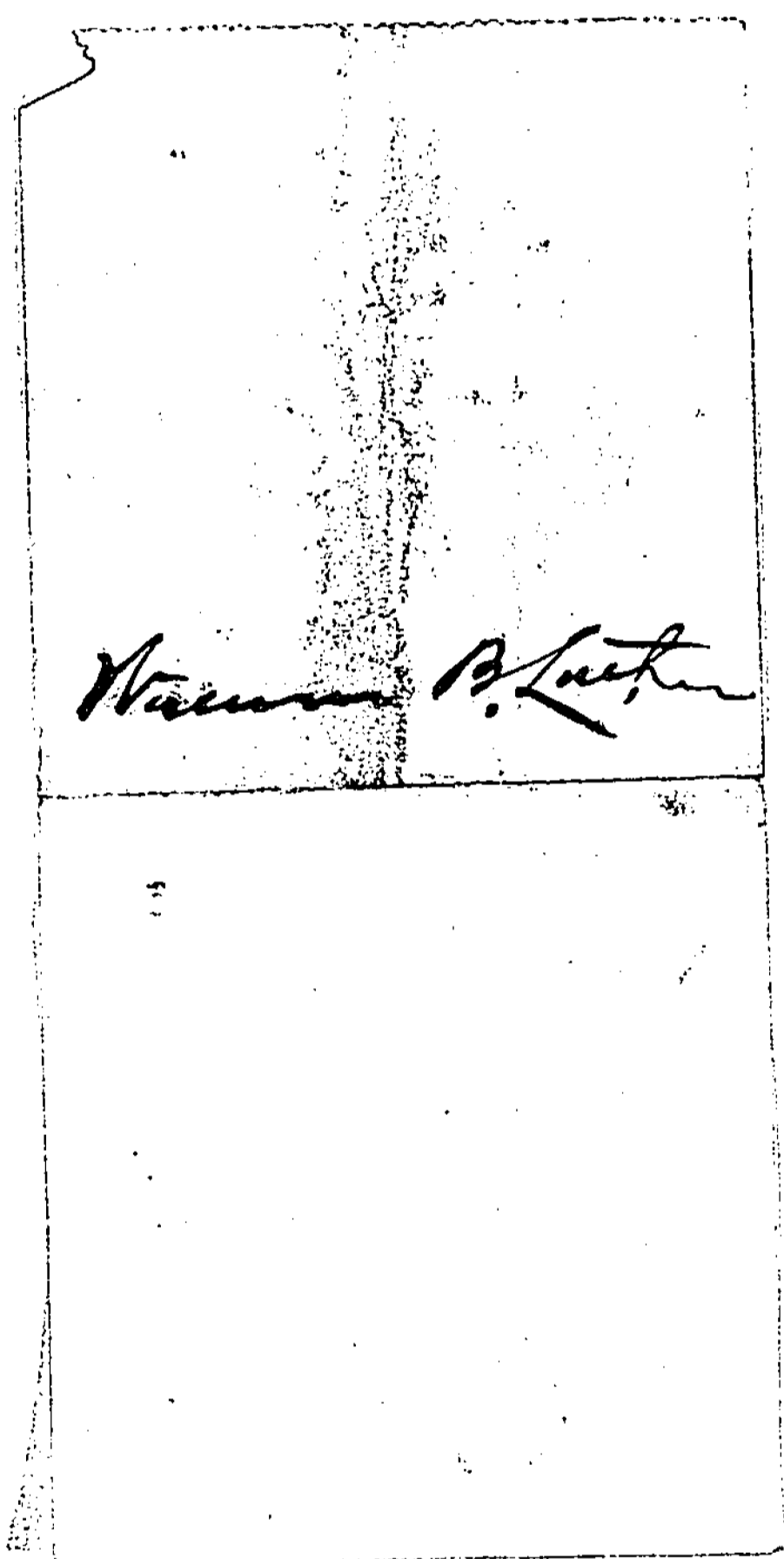
Eighty three

Dollars.

\$ 83.00

J. S. Galway

0227



0228

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

POLICE COURT—

H DISTRICT.

Purton A. Ring
of No. *Grand Union Hotel - 117* Street, being duly sworn, deposes and
says that on the *14th* day of *August* 1888

at the City of New York, in the County of New York, *William D. Luther*

(now here) did forge and utter the check hereto attached, dated New York Aug 3rd 1888 purporting to have been signed by J. H. Galway and drawn on the Garfield National Bank for the sum of Eighty three dollars, with intent to defraud, he well knowing said Check to be forged. That at about 11:30 O'clock A.M. of the above date defendant came into the office of the Grand Union Hotel and requested deponent to advance two dollars on said Check and informing deponent that he would be back about 10 O'clock and redeem the Check and at the same time said it was too early to get said Check cashed as Mr. Galway's store was not open. Deponent relying upon the representation of said defendant being true deponent handed defendant two dollars and took said Check. Deponent called upon Mr. Joseph H. Galway at his place of business Corner 42^d Street and Vanderbilt Avenue and showed him said Check when said Galway informed deponent that

0229

he did not sign said Check nor did he authorize any other person to sign it for him.

Deponent further says that he did not see said Defendant from the time he received said Check until he saw him under arrest in Court this morning.

Wherefore deponent prays that said defendant be held to answer and be dealt with as the law directs.

Sworn to before me
this 11th day of Aug 1888 } Burton A. Birge
Jann's C. P. Kelly
Police Justice

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFRIDA VIT.

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

0230

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 55 years, occupation Grocer of No.

157 Livingston Ave Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Arthur A. Buj

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

Sworn to before me, this 11

day of Aug 1888

J. N. Galvan

Sam'l C. Buj
Police Justice.

0231

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

4 District Police Court.

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

Question. What is your name?

Answer. William B. Luter

Question. How old are you?

Answer. 32 years

Question. Where were you born?

Answer. New York City

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

Answer. 10 Avenue

Question. What is your business or profession?

Answer. Salesman

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

Answer.

I have nothing to say
at present

W. B. Luter

Taken before me this

day of

1888

John J. McLaughlin
Justice.

0232

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.....

Dependant
guilty thereof. I order that he be held to answer the same and he be admitted to bail in the sum of *Twenty* 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 *Aug 4* 188*8* *Sam'l C. Buller* Police Justice.

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

Dated.....188

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.

0233

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

1268 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Justin A. Ring
Grand Union Hotel
Wm. J. Luther

2 _____
3 _____
4 _____

Offence *Groggery*

Dated *Aug. 11* 188*8*

O'Reilly Magistrate.

McCrindle Officer.

23rd Precinct.

Witnesses *Jos. A. Galway*

No. *157* *Livingston Ave.* Street.

\$2000 *Aug 14 2 PM*



No. _____ Street.

\$ *2000* to answer *g s*

Committed

0234

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 B. Suther

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

— William B. Suther —

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

The said

William B. Suther,

late of the City of New York, in the County of New York aforesaid, on the
fourth day of August, in the year of our Lord
one thousand eight hundred and eighty-eight, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, to wit: an

order for the payment of money of
the kind called bank cheques —

which said forged bank cheque —
is as follows, that is to say:

No. 3273 4th New York, Aug. 3rd 1888

First National Bank,

Pay to the order of W. B. Suther

Eighty three

Dollars.

\$ 83.00

J. M. Sweeney.

with intent to defraud, 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.

0235

SECOND COUNT:—

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

— William B. Suther —

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

The said William B. Suther,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, to wit:

an order for the payment of money of the kind called bank cheques, which said forged bank cheque — is as follows, that is to say:

No. 3273 A.B. New York, Aug. 3rd 1888
Field National Bank,
Pay to the order of W.B. Suther
Eighty Three — Dollars,
\$83.00 J. W. Fieldman

with intent to defraud, the the said William B. Suther then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.