

0793

BOX:

212

FOLDER:

2107

DESCRIPTION:

Redmond, Francis

DATE:

03/22/86



2107

0794

Witness

Francis McCabe

213

Day of Trial,

Counsel,

Filed 22 day of March 1886

Pleads Not Guilty

THE PEOPLE

vs.

B

Francis Richmond

INJURY TO PROPERTY.
Sec. 654, Penal Code.

Read and Remanded,
~~JOHN MCKINLEY~~

Part III District Attorney.

A True Bill.
P. C. 1887

Chas. B. Woodcock

Foreman.

Wm. S. D.

2nd March 1887

Wm. S. D.

0795

Police Court, 4 District.

City and County } ss.
of New York,

of No. 306 First Avenue Street, aged 30 years,
occupation Liquor dealer being duly sworn, deposes and says,
that on the 13 day of March 1886, at the City of New
York, in the County of New York,

Francis Redmond
(now hui) willfully and maliciously
threw a stone at the plate of
glass of the store window of
premises no 306 First Avenue
breaking two plate glasses of
the value of one hundred dollars
the property of Thomas McGuire
in the care and charge of
deponent as tenant

Sworn to before me
this 14th day of Mch 1886
Francis W. Cable
Samuel Kelly Police Justice

0796

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK,

Francis Redmond 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

Francis Redmond

Question How old are you?

Answer

21 years

Question Where were you born?

Answer

New York

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

Answer

343 E 20th St 6 years

Question What is your business or profession?

Answer

Trimmer

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

Answer

I am ^{not} guilty of the charge By

Francis Redmond

Taken before me this

day of

March

1880

Police Justice.

0797

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 Dyndan

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 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 Apr 14 188 6 Sam'l C. Bell 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.

0798

321

Police Court - 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Francis McCabe
306 - vs. 1st Ave

Francis Redmond

2
3
4

Offence *Murder*
Murder

Dated *March 14* 1886

D O Reilly Magistrate

W Gerry Officer.

18 Precinct.

Witnesses *William Flynn*

No. *417* *E 18th* Street.

Thos. Maxwell

No. *306* *1st Ave* Street.

No. *509* Street,

\$ *500* to answer *95*

for 4th March 1886

BAILED,

No. 1, by *Michael Duffy*
Residence *308 1st Ave.* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

0799


MAKE CHECK PAYABLE TO ORDER OF COMPANY.

New York, March 22nd 1886

Mr. Frank Redmond

To LLOYDS PLATE GLASS INSURANCE COMPANY, Dr.

NOS. 68 & 70 WILLIAM STREET, COR. CEDAR.

DATE.	NUMBER OF POLICY.	LOCATION OF PROPERTY.	PREMIUM.
		To 1 light of plate glass 88x33 1/2	
		" " " " 79x23 3/4	140 00
		Broken at 306 1 st Ave City	
			

0800

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Frank Redwood

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

Dated April 28/87.

Francis McCabe

Inasmuch as the plate glass window has been paid for, as will be shown by the annexed receipt and as I am in no way inconvenienced by the breaking of said glass, and no bodily damage or loss having been incurred by me, and having since his arrest learned that he is an industrious young man of good character and is now as he always has been steadily employed and of good help to his widowed mother, for the above reasons solely do I ask the withdrawal of my complaint, believing as I do, (if the charge is pressed) that it may be a stain on his character for the remainder of his life for which I would be very sorry to be the principal in.

Very Resp'y

Francis McCabe

~~Francis McCabe~~
Complainant.

0801

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Francis Redmond

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

Francis Redmond

of the CRIME OF UNLAWFULLY AND WILFULLY *destroyed* -
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said Francis Redmond,

late of the 18th Ward of the City of New York, in the County of New York
aforesaid, on the *thirteenth* day of *March*, — in the year
of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and
County aforesaid, with force and arms, *certains* *two games of*
plate glass, —

of the value of *fifty dollars each game*, —
of the goods, chattels and personal property of one *Frank McFigue*,
then and there being, then and there feloniously did unlawfully and wilfully
break and destroy, —
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 Francis Redmond —

of the CRIME OF UNLAWFULLY AND WILFULLY *destroyed* -
REAL PROPERTY OF ANOTHER, committed as follows:

The said Francis Redmond.

late of the 18th Ward of the City of New York, in the County of New York
aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City
and County aforesaid, with force and arms, *certains* *two games*
of plate glass, —
of the value of *fifty dollars each game*, —
in the *building* — of one *Thomas McFigue*,
there situate, then and there being, of the real property of the said

Thomas McFigue, —
then and there feloniously did unlawfully and wilfully

break and destroy, —
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.

Charles J. Martin
~~JOHN J. KELLY~~

District Attorney.

0802

BOX:

212

FOLDER:

2107

DESCRIPTION:

Reilly, Eugene

DATE:

03/29/86



2107

Witnesses

John Smith

Charles J.

Hugh Kelly

403 E. 109 st

It appearing by the within affidavits that it is impossible to secure the attendance of *John Smith* as material witness for the People and that without whose evidence a conviction cannot be had. I therefore respectfully recommend that the defendant herein *Engene Reilly*

be discharged on his own recognizance, & he be released from further custody.
N. Y., April 14, 1887

Wm. Davis
District Attorney.

247 E. 3rd St. A1

Counsel,
Filed *29* day of *March* 1886
Pleads, *Not Guilty*

THE PEOPLE

vs.

Engene Reilly
See within and
affidavits within

Grand Larceny, *1st* Degree.
(From the Person.)
[Sections 528, 530, Penal Code.]

RANDOLPH B. MARTINE,

Dist. Atty.
Per. L. April 11/87
Dep. Secy of Pr.
in own Recy of Pr.
A True Bill, Rich. on 4/17
Rich. B. Dep. Secy

Foreman
25-10-87
MS

0804

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Joseph Kelly, Plaintiff
vs
Paul Lacey

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

Now what I have learned of defendant, and from the fact that I am informed he never was arrested before, I am satisfied now that defendant did not intend to steal my property, and I respectfully ask he be discharged.

John Smith
March 2, 86

Wm. J. O'Connell

0805

People

100

Engel Reilly

Withdrawal

0806

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

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.]

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To John Smith
of No. 201 E 104th 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 County Court House, in the Park of the said City, on the 25th day of March instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Engine Reilly
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 _____, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

0807

GLUED PAGE

rt of General Sessions.

PEOPLE

vs.

Gene Reilly

and County of New York, ss.:

Abraham Marks

being duly

orn, deposes and says: I reside at No. 435 Grand

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the 22 day of March 1887.

I called at No. 201 East 104 Street

the alleged residence of John Smith

the complainant herein, to serve him with the annexed subpoena, and was informed by the

Real estate agent and the saloon keeper and barber as well as the several tenants in the building that John Smith does not reside there and is not known to either of them

Sworn to before me, this 26 day

of March 1887

Rudolph L. Schay

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

Abraham Marks
Subpoena Server.

0000

OK,

Court of General Sessions.

THE PEOPLE, on the Complaint of

John Smith

vs.

Engene Riley

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of

Abraham Marks

Subpoena Server.

Failure to Find Witness.

0809

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

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 Charles R. Stewellof No. 457 Hudson 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 County Court House, in the Park of the said City, on the 25th day of March instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Eugene Reilly
 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 _____, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney**Not known there*

08 10

GLUED PAGE

General Sessions.

Reilly

County of New York, ss.:

John W. Reilly

being duly

deposes and says: I reside at No. 3 Bank

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the 22 day of March 1887,

I called at No. 457 Hudson Street

the alleged residence of Charles R. Stewall
a witness
the complainant herein, to serve him with the annexed subpoena, and was informed by the saloon
keeper that no person by that name resides
in the house. I also inquired of the
tenants in the house but could not find
any one who knew the said Stewall
or where he can be found.

I also called on severall previous
occasions, but have been unable
to ascertain the present whereabouts
of the said Charles R. Stewall

Sworn to before me, this 25 day

of

Rudolph L. Schaff

1887

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

John W. Reilly

Subpoena Server.

0011

OK

Court of General Sessions.

THE PEOPLE, *of the Complaint of*
John Smith

vs.

Engene Reilly

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of
John W. Reilly
Subpoena Server.

Failure to Find Witness.

0812

Police Court—5th District.Affidavit—Larceny, *from the person*City and County } ss.:
of New York, }

John Smith
of No. 201 East 104th Street, aged 40 years,
occupation Brick-layer being duly sworn
deposes and says, that on the 23rd day of March 1886 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the person and
possession of deponent, in the night time, the following property viz:

One Prince Albert diagonal cloth
dress coat of the value of ten
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 Eugene Reilly (now here) from
the person of deponent, from the fact
that deponent was walking along
3rd Avenue near 115th Street, with the
above described property hanging on his
left arm at about the hour of 7 1/2
O'clock P.M. on said day, when the
said Eugene Reilly did snatch the
said coat from deponent's arm and
run away with the said coat in his
possession, that a short time thereafter
the said Eugene Reilly was arrested
and deponent fully identified the said
coat, which the said Eugene Reilly had
on at the time of his arrest as his deponent's property.
John Smith

Sworn to before me, this 24th day ofMarch 1886*John Smith*

Police Justice.

0813

Sec. 198-200.

CITY AND COUNTY } ss
OF NEW YORK,

5th District Police Court.

Eugene Reilly 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

Eugene Reilly

Question. How old are you?

Answer

17 years

Question. Where were you born?

Answer.

New York

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

Answer.

453 East 109th St., 6 years

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 of the charge

Eugene Reilly

Taken before me this 24th th

day of March

1886

Police Justice.

08 14

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 _____

Eugene Reilly
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 March 24th 1886 J. H. Thompson Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Police Court, 5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

ON THE COMPLAINT OF

John Smith
201 East 104th St
Eugene Ridley

Office Secretary from
the present

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

188

Magistrate

Officer.

Precinct.

Witnesses

No.

No

No.

25

to answer

28

08 16

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Enrique Reddy

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

Enrique Reddy -
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *Enrique Reddy*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twenty Third day of *March*, in the year of our Lord one thousand
eight hundred and eighty-*nine*, in the *night* time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one coat of the value of

Ten dollars,

of the goods, chattels and personal property of one *John Smith*, -
on the person of the said *John Smith*, -
then and there being found, from the person of the said *John Smith*, -
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.

Donald J. Martin
Attorney

0817

BOX:

212

FOLDER:

2107

DESCRIPTION:

Reilly, Jeremiah

DATE:

03/29/86



2107

08 18

Witnesses:

Patrick Donnelly

Counsel,

Filed

Pleads,

279
J. Sullivan
City of New York 1886
with bill.

THE PEOPLE

vs.

Jeremiah Reilly

Indictment in the Third Degree.

Sections 498, 506, 528, 532

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles B. Edwards

April 11/86 Foreman

Frank Dwyer
State Reformatory, Elmira.

08 19

Police Court 2d District.

City and County } ss.:
of New York,

of No. 305 Met 35th

occupation Liquor dealer

Patrick Donnelly

Street, aged 44 years,

deposes and says, that the premises No 488 Seventh Avenue being duly sworn
in the City and County aforesaid, the said being a Store and dwelling premises Street,

House the Store floor of
and which was occupied by deponent as a Store for the sale of Liquors and Cigars
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly Opening the
Front light of the Store door

on the 22d day of March 1886 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:

Cigars and Liquors of the value of
seventy dollars
100

the property of deponent

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

James Reilly (noble)

for the reasons following, to wit: That said premises was securely
locked and fastened at about 1230 o'clock on the
night of the 22d of March 1886. That deponent
was informed by Officer Michael Phelan of the
20th Precinct that he arrested said deponent
on said night with the above described property in
his possession when he acknowledged and confessed
that he and another person feloniously stole
said property from said premises on said night.

0820

Department therefore asks that said defendants
be held to answer and dealt with
according to law Patrick Donnelly

Present before me
this 23rd of March 1888

J. J. Owens
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
J. J. Owens
vs. Patrick Donnelly

Dated District. 1888

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0021

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Phelan
aged *42* years, occupation *Police officer* of No. *110 20th Street*
Phelan Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this *22d*
day of *March* 18*88*

Michael Phelan

Ray Omer

Police Justice.

0822

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2d

District Police Court.

Jeremiah Rully

signed, according to law, on the annexed charge: and being duly examined before the under-
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

Jeremiah Rully

Question How old are you?

Answer

17 years

Question Where were you born?

Answer

New York

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

Answer

370 East 126th Street, 4 years

Question What is your business or profession?

Answer

Nothing at present

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

*Laingquety**Jeremiah Rully*

Taken before me this

23rd

day of

March 1889

Police Justice.

0823

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

Jermiah Rully

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.~~ he is fully discharged

Dated March 23^d 188 4 any Power 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.

0824

Police Court--2

370 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick Donnelly
305 West 35th St

1 James M. Kelly
2
3
4

Offence Burglary

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

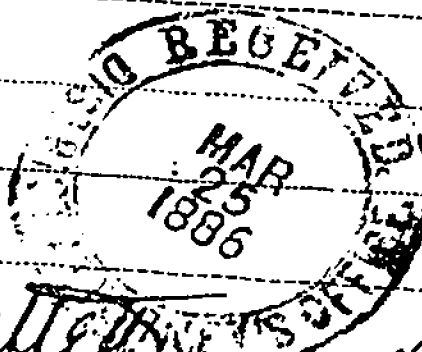
No. 4, by
Residence Street.

Dated March 23 1886
J. J. Sullivan Magistrate
Michael Phelan Officer.

20 Precinct.
Witnesses Michael Phelan 2011
No. Street.

No. Street,
No. Street,
No. Street,

Committed to answer



0825

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jeremiah Reilly

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

Jeremiah Reilly

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

The said *Jeremiah Reilly*

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

Patrick Donnelly

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

Patrick Donnelly

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

0826

SECOND COUNT—

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

of the CRIME OF *Jeremiah Reilly* —
Petit LARCENY, —

committed as follows :

The said *Jeremiah Reilly*;

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 *night* time of the said day, with force and arms,

one hundred cigars of the value
of five cents each, and various
liquors, of a quantity and
description to the Grand Jury
aforesaid unknown, of the
value of five dollars,

of the goods, chattels and personal property of one

Patricia Donnelly;

in the *store* of the said

Patricia Donnelly;

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

Randolph B. Martine
District Attorney

0027

BOX:

212

FOLDER:

2107

DESCRIPTION:

Robinson, George

DATE:

03/12/86



2107

0028

BOX:

212

FOLDER:

2107

DESCRIPTION:

Jones, George

DATE:

03/12/86



2107

William Dink
Robert Armstrong
Off John J. Carey

130

1957

Shubert, T.

THE PEOPLE

14 209 vs.

George Robinson

PH and

George Jones

2622

RANDOLPH B. MARTINE

District Attorney.

A True Bill.

Chas. B. F. F. F.

No 2. Card on and under Foreman
9. 711 Mehl 304

Dec-25-79

Dear Sir,

Dr. Mel. 3/1/76
 Mon. 3/1/76 P.T.

四

Pen 30 days.

11/23/2017

Counsel,
Filed
1886
11/15

Burglary in the Third Degree.
[Sections 495.50, 495.51, 495.52, 495.53, 495.54, 495.55.]

District Attorney.

0029

0030

Police Court— 4 District.

City and County } ss.:
of New York,

of No. 995 First Avenue Street, aged 37 years,
occupation Vinegar manufacturer being duly sworn
deposes and says, that the premises No. 1000 First Avenue Street, 19 Ward
in the City and County aforesaid the said being a Stable

and which was occupied by deponent as a Stable
~~and in which there was at the time a human being by name~~

were BURGLARIOUSLY entered by means of forcibly of forcibly removing
a board from in front of ~~said~~ said stable
and opening said door

on about 10th day of January 1886 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

One muslin Cover of the value of Four
dollars

the property of deponent—
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
George Robinson (per here)

for the reasons following, to wit: That deponent is informed by
Robert Armstrong that he heard George
Jones say to said defendant that there
was a good wagon cover in stable No
1000, First Avenue in said City and
for said defendant to go and get
the same. That said Armstrong further
says that said defendant returned
with said property in a bag and

0831

said Jones gave said defendant the sum of Twenty five cents for the same. Defendant further says that he is informed by said defendant acknowledged and confessed in the presence of Officer Buff and Robert Armstrong that said said Jones sent him to steal said property and that thereafter said defendant received the same from him. Wherefore defendant charges said George Robinson with burglariously breaking in said stable and stealing said property and George Jones (now free) with feloniously receiving said property he well knowing at the time that it was feloniously stolen.

Sworn to before me
this 8th day of May 1886
William T. [Signature]
Daniel C. [Signature] 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 _____ 188____
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 he to be discharged.
Dated _____ 188____
Police Justice.

Police Court, District,	Offence—BURGLARY.
THE PEOPLE, &c., on the complaint of	
vs.	
1	
2	
3	
4	
Dated _____ 188____	
Magistrate.	
Officer.	
Clerk.	
Witnesses.	
No.	
Street,	
No.	
Street,	
No.	
Street,	
No.	
to answer General Sessions.	

0832

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation John T. Luff
Police Officer of No. 19th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William J. ush
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 8
day of Mar 1836 } John T. Luff

Samuel C. Burt
Police Justice.

0833

CITY AND COUNTY }
OF NEW YORK, } ss.

Robert Armstrong
aged 23 years, occupation Peddler of No.

319 E 24 Street, being duly sworn deposes and

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

Sworn to before me, this

8

day of

Nov

188

Robert Armstrong

Samuel C. Keefe
Police Justice.

0834

Sec. 193-200.

CITY AND COUNTY
OF NEW YORK, {ss

4 District Police Court.

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

Question What is your name?

Answer George Robinson

Question. How old are you?

Answer 19 years

Question. Where were you born?

Answer. New York

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

Answer. 214 E 29th St 2 mo

Question What is your business or profession?

Answer Pedler

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

George Robinson

Taken before me this

day of

1886

Police Justice.

0835

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 10 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 Mar 9 1886

Samuel P. Bell 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.

0836

31

Police Court 4

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Gust
995 1st Ave
George Robinson
George Jones

Office Burglary
Receiving stolen property

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated March 8 1886

D. O. Reilly Magistrate

John J. Cuff Officer.

19 Precinct.

Witnesses Robert Armstrong
No. 319 E 24th St.

Committed to the House
of Detention in default
of \$100 to appear

No. Henry Dietrich
336 East 13th St.
\$1500 to answer

\$1500 for E

0837

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 4 DISTRICT.

John J. Cuff

of the 19th Precinct Police Street, aged years,
occupation

being duly sworn deposes and says,
that on the day of 188

at the City of New York, in the County of New York, Robert Armstrong
(now here) is a necessary and material
witness for the prosecution and that
he has no permanent place of
abode and deponent asks that
he give surety for his appearance
to testify

John J. Cuff

Sworn to before me, this

of 1888

day

Samuel M. McCall, Police Justice.

0838

Sec. 192.

4 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O. Reilly a Police Justice
of the City of New York, charging George Genis Defendant with
the offence of Receiving Stolen Property

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, George Genis Defendant of No. 214
E 29th Street; by occupation a Horse dealer
and John O. Elfers of No. 455 E 10th
Street, by occupation a Manufacturer Surety, hereby jointly and severally undertake that
the above named George Genis Defendant
shall personally appear before the said Justice, at the Fourth 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 8
day of Feb 1888
Daniel O. Reilly POLICE JUSTICE.

George Genis
John O. Elfers

0839

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
day of March
1886
Samuel C. Aldrich
Justice.

John O. Elfers
the within named Bail and Surety being duly sworn, says, that he is a resident and House
holder within the said County and State, and is worth Thirty 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 stock and fixtures of

manufactures situated No^s 453 & 455
E 10th Street ^{and} 888 E 11th Street together with
12 horses and nine wagons all of said
property being of the value of \$100,000 free
and clear of all incumbrance

John O. Elfers

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the 188 day of March

Justice.

0840

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Figonz Robinson
and *Figonz Jones*

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

Figonz Robinson and Figonz Jones

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

The said *Figonz Robinson and Figonz Jones*

each —

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

— *William Jones* —

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

William Jones —

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

0041

SECOND COUNT—

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

Figoraz Robinson and Figoraz Jones
of the CRIME OF *Petit* LARCENY,— committed as follows:

The said *Figoraz Robinson and Figoraz Jones*, each —

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 *night* time of the said day, with force and arms,

one wagon cover of the value of

four dollars,

of the goods, chattels and personal property of one *William Ford*, —

in the *State* of the said *William Ford*, —

there situate, then and there being found, *in the State* 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.

0842

THIRD COUNT—

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

— *Reginald Jones* —

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

The said *Reginald Jones*.

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

one magazine cover of the value

of five dollars,

of the goods, chattels and personal property of one *William Ford, Jr.*
one *Reginald Robinson*, and —
by — certain ~~other~~ persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *William Ford, Jr.* —

unlawfully and unjustly, did feloniously receive and have; the said

Reginald Jones.

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

RANDOLPH B. MARTINE,

District Attorney.

0843

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rose, Charles J.

DATE:

03/29/86



2107

0044

Witnesses:

Robert Gair

D. S. Davidson

advised

Counsel,

Filed

day of

March 1886

Pleas

Proven, and leave
to withdraw etc.

THE PEOPLE

vs.

F

Charles J. Rose

(Ex parte)

Grand Larceny in the
(MONEY)
degree.
(Sec. 528 and 531, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles B. Rodolfo

Foreman.

0845

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles J. Rose

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

— Charles J. Rose —

of the CRIME OF Forgery in the Third degree,

committed as follows:

The said Charles J. Rose,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Third — day of March, in the year of our Lord one thousand eight hundred and eighty-~~nine~~, at the Ward, City and County aforesaid,

being then and there in the employment of one Robert Fagin, with force and arms, did feloniously and unlawfully a certain account belonging to and appertaining to the business of the said Robert Fagin, and then and there went and entered in and a certain book of accounts belonging to and appertaining to the said business, called the Daily Cash Balance Book, and purporting to be a balance sheet of the transactions of him the said Charles J. Rose as the partner of the said Robert Fagin, on said day, for that the said

0846

Charles J. Rose, did then and there
 feloniously make and enter in the
 said books of accounts, the account
 hereinafter set forth, containing the
 false figures, letters and matters
 following, to wit:

3

12806 28
 161 34
 767 73
 11086 40
 21821 75

1119 60
 9 98
 13 14
 60

11433 32

2067843

Drawer 2
 Strang 15
 Vault 378 79
 Pay roll 17 79
 Bills 25
 Safe 170
 Barnes 6
 Cronin 14
 Checks ²⁷⁹³ 972 37 65
 Drawer 1066

Bank 19 634 74
 Stuart 6680

97689

2067843

and which said account so falsified as
 aforesaid by the said Charles J. Rose
 was then and there falsified by him
 and was then and there false in
 the respect and matters stated upon
 the face thereof, as the said
 Charles J. Rose then and there well
 knew; against the form of the
 Statute in such case made and

0047

provided, and against the peace of
the People of the State of New York
and their dignity.

Randolph B. Martin,

District Attorney

Witnesses:

Robert Cain
D. S. Davidson

Counsel,

Filed 29 day of March 1886

Pleads *Not Guilty* *with leave to withdraw &c*

THE PEOPLE

vs
Robert
M. Cain
of the County of
Washington

Charles J. Rose
(Attorney)

[Section Penal Code]

[Section]

RANDOLPH B. MARTINE,

Is *Apr 13/86* District Attorney.

pleads guilty.

A True Bill.

State Reformatory
Charles B. Martin

Foreman

April 13/86

R. B.

0848

0849

In re
CHARLES J. ROSE.

City and County of New York ss:

Kittie M. Rose being duly sworn deposes and says; that she is the wife of the said Charles J. Rose and that they have one child about five years old, the issue of their marriage; that her said husband has a father and mother ^{about} ~~between~~ sixty and seventy years of age; that she and her husband have lived together at all times since they were married, and that during that period of time he was seldom ever out of the house at night unless she was with him; that he smoked but little, did not drink or gamble, ~~is sure that he did not specu~~ Street, and in fact had no vices or bad habits that she knew of.

That they had boarded for ^a ~~some~~ years ~~during their married life~~ and about two years ago they rented a house in Brooklyn where they have since lived, and owing to a serious complaint or disease that deponent has, it was necessary for her to see many doctors, and that, with the expense of furnishing their house, where they took boarders all along, is, to the best of deponent's knowledge, information and belief, where the money that her husband has taken, or it is claimed he has taken, from Mr. Robert Gair has gone.

That deponent understands that her husband went with Robert Gair twelve years ago when he was ~~seventeen~~ years of age ~~as a boy~~ in the office and worked his way up to cashier in which position all the funds of the large business car-

0850

ried on by Robert Gair passed through his hands, and as far as deponent knows or believes, the only crime or wrong that her husband has ever been charged with or that he has ever committed, has been the one charged under the indictment recently found against him.

That her husband has no evil associates, and that there are a large number of persons of good standing and respectability who can be procured to corroborate deponent's affidavit in this respect.

That the habits of the said Charles J. Rose and his tastes and amusements and sources of recreation, have been almost entirely, since deponent knew him, those of music and dancing.

That the father and mother of the said ~~late in Wall~~ Rose are too old to work, and have no other person on which to look for support other than the sisters of the said Charles J. Rose.

That deponent has no income or means to support herself and her child other than from the said Charles J.

Rose, and that ~~her father and mother are~~ ^{is} dead and ~~she has~~ ^{and her mother has no separate property or means} ~~no one to go to nearer than an aunt.~~

Sworn before me
this 24th day of
March 1886.

Kittie H. Rose.

Thos. B. Hurry,
Notary Public
Kings County
Cert. filed in my Co.

City and County of New York

Charles H. Bishop

being duly sworn, says:

That he is one of the firm of Spangenberg and Bishop, doing business at No 60 Liberty Street, in the City of New York and resides with his wife at No 779 Mulwood Street, in the City of Brooklyn, New York.

That he is well and intimately acquainted with Charles J. Rose.

That he has known said Rose and his wife for over twelve years last past and has frequently called upon them at their residence in the City of Brooklyn. That deponent knows that said Rose has no bad habits other than as a moderate ~~what~~ smoker of tobacco; that he does not drink or otherwise abuse himself with dissipation.

That said Rose after his business duties were completed could be found at his home with his wife and family and deponent learned with great surprise of the charges

0852

now made against him
by his former employer Robert Hall
that deponent always believed
said Rose to be of excellent
character and habits.

Sworn to before me this

27th day of March 1886

Thomas M. Peyton

Charles H. Bishop

Notary Public,

New York County.

0853

In re
Charles J. Rose.

City and County of New York:

Mark Mayer
being duly sworn says: that he is
engaged in the business of furniture
furnishing goods at number 100
Fulton Street, in the City of New York.
That deponent is acquainted with
the family of Charles J. Rose and
verily believes that said Rose
previous to the charges now pending
against him bore an excellent character.

That deponent is willing to give
said Charles J. Rose employment
and believes that said Rose will
hereafter lead an honest life.

Sworn to before me this 29th day of March, 1883.

Thomas M. Peyton

Notary Public,

New York County.

0854

In re
Charles J. Rose

City and County of New York ss
Frederick E. Whipple
being duly sworn says; that he is
in the employ of Mr Mark Mayer
as cashier at 100 Fulton Street,
this City and resides in the City
of Brooklyn, N.Y.

That he is personally acquainted
with Charles J. Rose and has
been so acquainted for over
two years last past.

That deponent has always
believed said Rose to be honest
and of excellent character
and learned with great surprise
of the charges now made
against him. That during all
the time deponent has been
acquainted with said Rose
he, deponent, has never seen
said Rose under the influence
of liquor or guilty of any vices
or bad habits but on the
contrary always believed him

0855

to be an affectionate husband
and father and in every respect
an upright man.

Sworn to before me } Jud E. Whipple.
this 29th day of March, 1886

Thomas M. Keeton,
Notary Public,
New York County.

0856

In re
Charles J. Rose
City & County of New York

Joseph J. Phillips
being duly sworn says, that I am
a law clerk in the office of Messrs
Billings & Cardozo, 170 Broadway
this City. I reside in the City
of Brooklyn -
I have known the defendant
Charles J. Rose for the past three
years and more and have
always believed him to bear
an excellent character in every
respect. I have never seen
him under the influence of
liquor or guilty of any bad
habit or indiscretion.

Subscribed before me this
fifth day of April, 1886

Thomas H. Seymour

Notary Public

New York County

0857

General Sessions Court.

The People of the
State of New York

Plaintiff

against

Charles J. Rose

Defendant

Affidavit

EDWARD S. HATCH,

Attorney for

55 LIBERTY STREET,
Bryant Building. NEW YORK CITY.

To

Esq.

Attorney for

Due and timely service of

is hereby admitted.

Dated

188

Attorney for

0858

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles J. Rose

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

Charles J. Rose
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Charles J. Rose*,

(*\$100.-*) late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *fifteenth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and County aforesaid, with force and arms, in the *day* time of the same day, *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *twenty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *thirty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *five* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *seventy dollars*;

of the proper moneys, goods, chattels, and personal property of one _____
~~on the person of the said~~ *Robert L. Linn*, then and there being
found, ~~from the person of the said~~ _____ then and there
feloniously did steal, take and carry away, against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

Witnesses:

Robert Gair

Earl S. Davidson

236

Counsel,
Filed 29 day of March 1886
Pleads *Not Guilty*, with leave
to withdraw plea

THE PEOPLE

vs.

Charles J. Rose
(in person)

Grand Larceny in the
(MONEY)
(Sec. 528 and 537, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Fowler

Foreman.

0060

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles J. Rose

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

Charles J. Rose

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

The said *Charles J. Rose*,

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-second* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*nine* at the Ward, City and County aforesaid, with force and arms, in the *same* time of the same day, *two*

(50-) promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *twenty-five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *twenty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *twenty dollars*,

of the proper moneys, goods, chattels, and personal property of one *Robert F. Figue*, — then and there being found, ~~on the person of the said~~ *from the person of the said* — then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

Witnesses:

Robert Gail

J. L. Davidson

236 order

Counsel,

Filed

29 day of March 1886

Pleads

Guilty, with leave to withdraw

THE PEOPLE

vs.

R

Charles J. Rose

(Exonerated)

Grand Larceny in the
(MONEY)
(Sec. 528 and 537, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Folsom

Foreman.

0861

0862

All Financial Business must be done direct with the House. Pay no Money to Agents or Salesmen except they show a written order.

Paper & Twine Warehouse
 ESTABLISHED 1854
 JOB PRINTING ESTABLISHMENT. PAPER BAG MANUFACTORY.
MONTHLY STATEMENT.

Folio _____ NEW YORK, _____ 188

Robert Gair
 To **ROBERT GAIR, Jr.**
Cash Difference

Terms Cash,
 In Current Funds, or with Exchange on New York.

143 Reade, 161 & 163 Chambers Streets,
 Bet. Hudson and Greenwich.

	To Mase. as per Bill,	Cash Paid	Cash Drawn
1883			
April 17	156 25	56 25	
May 10	184 39	84 39	
July 20	82 39	32 39	
March 21	112 03	102 03	
Dec 23	145 35	84 25	
1885			
Jan 30	38 58	28 58	
Feb 6	85 04	35 04	
9	60 20	50 20	
22	104 33	54 33	
Mar 9	84 69	34 69	
5.3	95 43	45 43	
Apr 1	84 82	34 82	
28	82 48	32 48	
May 17	92 81	42 81	
21	126 56	26 56	
June 13	85 42	35 42	
8	44	44	
17	82 52	32 52	
19	106 84	56 84	
25	89 33	39 33	
Aug 4	80 16	30 16	
10	103 55	53 55	
17	76 69	26 69	
21	80 44	30 44	
Sept 21	110 63	64 63	
8	113 53	53 53	
19	100 24	50 24	
Oct 14	86 44	36 44	
19	89 54	39 54	
21	80 48	30 48	
Nov 30	84 40	34 40	
5	122 61	22 61	
16	84 18	34 18	
20	84 40	34 40	
Dec 10	112 20	52 20	
16	104 10	54 10	
28	123 31	63 31	
1886			
Jan 27	118 44	58 44	
Feb 24	91 69	41 69	
	3856 54	1748 44	
	1748 44		
	2078 10		

Cash Short

0863

Police Court, 1st District.City and County
of New York, ss.

of No. 163 Chamber Street, aged 46 years,
 occupation Merchant being duly sworn, deposes and says,
 that on the 4th day of March 1886, at the City of New
 York, in the County of New York,

Robert Gair

Charles J. Rose,

Being at the time deponent's
 Cashier and having charge of
 the Cash-book, did feloniously
 make certain false entries
 in the Balance Book and
 check book of deponent then
 in his charge, with intent to
 conceal a larceny or misapprop-
 riation of money to the amount
 in all of thirty-eight hundred
 dollars, in violation of Section
 515 of the Penal Code of the
 State of New York.

That said deponent,
 on said day, made a false entry
 of \$3300 in his daily Balance
 Book and a false entry of
 \$500 in his check book. That
 said entries are in the hands
 writing of said deponent and
 were made by him to cover
 up and conceal certain larcenies
 of said deponent of moneys of
 deponent to the amount of \$3800.
 That deponent examined his books
 and ascertained that said entries
 were false and fraudulent.
 That said deponent has admitted
 and confessed to deponent and to
 deponent's Book-keeper, Joseph
 Barranger, that he, said
 deponent, misappropriated said

0864

Money and made said false entries
to conceal his crime.
That dependent thereon says said de-
fendant may be arrested and dealt
with as the law directs.

Sworn to before me this 15th day of March 1886
Robert Gar
District
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,
Prison of the City of New York, until he give such bail.
Dated 1886
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1886
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1886
Police Justice.

Police Court-- 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert Gar

vs.

Charles J. Rosen

Dated

March

1886

Wilbert

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$

to answer

Sessions

0865

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

Charles J. Rose 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. Charles J. Rose

Question. How old are you?

Answer. 29 years 9 ago

Question. Where were you born?

Answer. Brooklyn, N.Y.

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

Answer. 91 Clark St., Brooklyn. 2 years.

Question. What is your business or profession?

Answer. Clark

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.
Charles J. Rose

Taken before me this

day of March1888

Police Justice.

0866

Sec. 157.

District Police Court.	CITY AND COUNTY	King
	OF NEW YORK.	ss.
	of	James Garity Policeman
	being duly sworn says, that he is acquainted with the hand-writing of	
	the	James D. Albright Police Justice
	who issued the annexed Warrant, that the signature to this Warrant is in the hand-writing	
of said	James D. Albright James Garity	
Sworn to before me, this	16	
day of	March 1886	
	Andres Shish Police Justice.	

0867

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 for the City of New York, by *Robert Gair*

of No. *163 Chamber* Street, that on the *4* day of *March*

188*6* at the City of New York, in the County of New York,

*Charles J. Rose did feloniously
make certain false entries in
the books of said Complainant, with
intent to conceal a misappropriation
of money, in violation of Section
515 of the Penal Code of the
State of New York*

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring *him*
forthwith before me, at the _____ 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 *15* day of *March* 188*6*

J. H. Smith POLICE JUSTICE.

0868

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert Gairo
vs

Charles J. Rose

Warrant-General.

Dated *March 15* 188 *6*

Hilbreth Magistrate.

Garity - Officer.

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

Garity Officer.

Dated *March 16* 188 *6*
in the City

This Warrant may be executed on Sunday or at
night. *of Brookline*
91 Court St. Brookline Police Justice.

REMARKS.

Time of Arrest, *11:35 am.*

Native of *Mass.*

Age, *29.*

Sex, _____

Complexion, _____

Color, *Dr*

Profession, *clerk*

Married, *Yes*

Single, _____

Read, *Yes*

City of Boston

Write, *Yes*

J. Clark Street Boston

0869

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

Charles J. Rosen

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated _____ 188

J. B. [Signature] Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated _____ 188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

0870

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

236 file ordered 359
Police Court District.

THE PEOPLE, &c.,

OF THE COMPLAINT OF

Robert Gair

16 3 vs. Chamber

Charles J. Rose

2 _____
3 _____
4 _____

Offence, J. J. Garity
Lancaster

Dated March 16 1886

Kilbride Magistrate
Garity Officer.

Court Precinct.

Witnesses Joseph Couraugh
No. 16 3 Chamber Street.

No. _____ Street.

No. _____ Street,

\$ 1000 no answer

with J. J. Garity

It adj to March 18 20
at 2 PM
adj to Saturday March 24
at 10 AM

0071

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles J. Rose

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

Charles J. Rose

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

The said *Charles J. Rose,*

(*\$60.-*) late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *twenty second* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms, in the *day* — time of the same day, *three* — promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *six* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *twelve* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *thirty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *thirty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *six* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *twelve* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *sixty dollars*.

of the proper moneys, goods, chattels, and personal property of one —
~~on the person of the said~~ *Robert F. Fagin,* — then and there being
found, ~~from the person of the said~~ — then and there
feloniously did steal, take and carry away, against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0872

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rothamel, George W.

DATE:

03/08/86



2107

Witnesses:

Off Joseph Neuberg

#32
Day of Trial,
Counsel,
Filed day of March 1886
Pleads

THE PEOPLE

vs.

B

George W. Rothman

Selling Lottery Policies, etc.
[Section 844, Penal Code]

Randall & Son

District Attorney.

Off Lem April 87

A True Bill.

Chas. B. Osborn

Part III May 11/87 Foreman.

Pleads guilty.

May 11/87

Fine \$100.

0873

0074

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

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

Question What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer

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

Answer.

*Am not guilty of
the charge & demand
a trial at the Court of General Sessions
George W. Rothamell*

Taken before me this

day of January 1888

Police Justice.

0875

Sec. 151.

Police Court District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Joseph Henry of No. 26 Street, that on the 4 day of February 1888 at the City of New York, in the County of New York,

John Do. George Rothmell sold and disposed of the tokens annexed to Complainant's Affidavit for the sum of Twenty Cents. That said ticket is a policy ticket and purports to insure a chance in the drawing of drawn numbers of a certain lottery unauthorized by the laws of the State of New York.
Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 3 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 8th day of February 1888

P. G. Murphy
POLICE JUSTICE.

0076

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs

Warrant-General.

Dated

1886

Magistrate.

Officer.

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

Officer.

Dated

1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, _____

Sex, _____

Complexion, _____

Color, _____

Profession, _____

Married, _____

Single, _____

Read, _____

Write, _____

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, 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

188

Police Justice

I have admitted the above-named George
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.

0878

4/18/88 157
Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Humberg
26 Precinct
George Rothamelle

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Bailed

Paroled till
Feb 9th 9.30 a.m.
for bail

0879

Febr. 4. 86.
601. 8. 6. 2.

0000

[Handwritten signature]

all
11
25/1

0001

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK,

POLICE COURT, 23 DISTRICT.

Joseph Leiberg
the 26th of March Street, being duly sworn, deposes and says,
of No. 4

that on the 4 day of February, 1884
at the City of New York, in the County of New York.

George Rothamell
in Menises Cor East 6th Street first floor
Sold and disposed of for twenty
Cents, ^{to defendant} the Annexed paper Marked A.
That said paper is commonly
called a policy and purports
to insure a chance in the
drawing or drawn numbers of
a certain lottery unauthorized
by the laws of the State
of New York Joseph Leiberg.

Sworn to before me this

of May

1884

Attest

J. J. Duffy
Police Jus

0002

W x 3
POLICE COURT DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Weinberg

vs.

John Doe

AFFIDAVIT.

Dated

February 8 1886
Duffy

Magistrate.

Officer.

Witness,

Disposition

0883

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Rogers W. Rothman

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

Rogers W. Rothman

of the crime of "Selling to another what is commonly known as a Lottery Policy," committed as follows:

The said *Rogers W. Rothman*,

late of the First Ward, in the City and County aforesaid, on the *fourth* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

Joseph W. Winters

a certain paper, instrument and writing, commonly called a lottery policy, which said paper, instrument and writing, called a lottery policy, is as follows, that is to say:

68 158
54 13 11
60 58 42
98 10

(a more particular description of which said instrument and writing so commonly called a lottery policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

SECOND COUNT—

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

Rogers W. Rothman

of the crime of "Selling to others what are commonly called Lottery Policies," committed as follows:

The said *Rogers W. Rothman*,

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, was and yet is a common gambler; and on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to divers persons (whose names are to the Grand Jury aforesaid unknown and cannot now be given), certain instruments and writings, commonly called lottery policies (a more particular description of which is to the Grand Jury aforesaid unknown and cannot now be given), against the form of the statute in such case made and provided, and against Peace of the People of the State of New York and their dignity.

0004

THIRD COUNT—

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

— *Figoraz W. Rothamel* —

of the crime of "Selling a paper and writing, in the nature of a bet and wager upon the drawn numbers of a Lottery," committed as follows:

The said *Figoraz W. Rothamel*,

late of the First Ward, in the City and County aforesaid, on the *fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

— *Joseph Weinberg* —

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say:

<i>58</i>		<i>158</i>
<hr/>		
<i>54</i>	<i>13</i>	<i>11</i>
<i>60</i>	<i>58</i>	<i>42</i>
<i>2910</i>		

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York and their dignity.

FOURTH COUNT—

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

— *Figoraz W. Rothamel* —

of the crime of "Selling a writing, paper and document in the nature of an insurance upon the drawing of a Lottery," committed as follows:

The said *Figoraz W. Rothamel*,

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, was and yet is a common gambler; and on the day and in the year aforesaid, at the Ward, City and

0005

County aforesaid, with force and arms, feloniously did sell to one

Joseph Wainwright, —

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows. that is to say :

58		158
<hr/>		
54	13	11
60	53	42
<i>g g / 10</i>		

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the Statute in such case made and provided, and against the Peace of the People of the State of New York and their dignity.

Randolph B. Martin,

~~PETER B. OLNEY,~~

District Attorney.

0886

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rothmiller, Adolphus

DATE:

03/29/86



2107

0007

This Indictment is for Libel and was
 found in March 1886 - The complainant
 is in the theatrical business - and is
 travelling all over in this County & I think
 that no one knows his whereabouts - Mr
 Shannon (vide his affidavit) has
 in vain endeavored to ascertain some
 tidings of the complainant. The com-
 -plainant apparently takes no interest
 whatever in this case and I think it is
 about time to stop trying to hunt him up.
 I ask that the defendant be discharged
 on his own recognizance
 June 19th 93
 J. S. B.
 A.D.A.

Counsel,
 Filed 29 day of March 1886
 Plends
 Adolphus Rothmiller

[Section 242-243, Penal Code]

THE PEOPLE

vs.

Adolphus Rothmiller

RANDOLPH B. MARTINE,

District Attorney.

A TRUE BILL.

Chas. B. Fiske

June 19th 93 Foreman

Paul Derhansford

Witnesses:

Charles Amber

For my
 recommendation
 vide file

June 19th 93

J. S. B.

A.D.A.



A

Cheeky humbug and no end of it.

The reader will remember that last years novelty at the larger german opera-houses has been a work, which was founded on Scheffels beautiful poem "Der Trompeter of Saeckingen". The novelty everywhere caused lively, in some instances enthusiastic applause and the name of the composer was heralded everywhere at the time. The name was Pietro Messler.

To perform this successful work at the german theatre of New York would have been a matter of honor to the director.

But what does ~~it's~~ ~~present~~ ruler know about matters of honor? He who is not capable of understanding his simplest duties?! His object is, to humbug the public as much as possible for the purpose of bleeding it in the most thorough manner. That is a field of labor, where the worthy fellow rules supremely and where he could be master if he was not hampered by his own stupidity, foolishness and exaggeration.

We lived to see the most outrageous

acts of humbug performed by this worthy person and we have exposed this shame to public view; but what, in this direction, he is cheeky enough to do now, is without parallel.

To appropriate for himself in a cheap manner the sensational success of the work quoted above he procured an opera with the same title and idea of the libretto, the work of an unknown composer and one, which has not been produced, as far as we know, at any of the prominent theatres of Germany. This miserable piece of work, this ~~Pseudo~~-Trompeter van Seierkingen he now dares to present to the public of New York, hoping to make the dupes believe he had the real, sensational Trompeter composed by Nessler with his usual ~~swindling~~ circus humbug. All his usual swindling tricks & paid-for and lying reading matter in the daily press etc — he springs on us to emphasize this unheard of humbug in our mind. To bent or break seems to be his motto.

To anticipate, that our public might be induced to be humbugged by such low swindling practices, would be an insult to its intelligence. It takes indeed the gall, it takes the cheek of this fellow to bring the perfidious bleeding of the easily deceived public to a climax by such out-
~~broken~~ humbug.

0891

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York,

To

Gustave Amberg

of No.

Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *June* 189*3*, at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Adolphus Rothmuller

Dated at the City of New York, the first Monday of
in the year of our Lord 189

DE LANCEY NICOLL, District Attorney.

Ask to see Mr. Bedford
At 12 o'clock M.

0892

Court of General Sessions.

1714

THE PEOPLE

vs.

Adolphus Rothmiller

City and County of New York, ss:

Geo. H. Shannon being duly

sworn, deposes and says: I reside at No.

217 Mulberry

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney

of the City and County of New York. On the

17th day of June 1893

I called at

German Theatre Irving Place

the alleged

to try & locate Gustave Amborg

the complainant herein, to serve him with the annexed subpoena, and was informed by

~~the manager~~ that Mr. Amborg is not connected with the theatre & has not been for some time. They could not say where he was. I called at the Dramatic News Office, & they knew nothing whatever about him, but directed me to Taylor's Agency. Mr. Taylor had no record of him, & could not tell me where he could be found.

Sworn to before me, this

of

day

189

Geo. H. Shannon

Subpoena Server.

Reverend

to court

June 19/93

0893

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Alphonse Rothmaller

Offense

DE LANCEY NICOLL,

District Attorney.

Affidavit of

Jo H Shannon

Subpoena Server.

FAILURE TO FIND WITNESS.

June 19/93

0894

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York.

To Gustave Amberg
of No. 46 & 48 Bowery Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of March 1892, at the hour of 10 $\frac{1}{2}$ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Adolphus Rothmiller

Dated at the City of New York, the first Monday of March
in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney

At 11 $\frac{1}{2}$ o'clock P.M. to see Mr. DeLancey Nicoll

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk in the witness room know this at an early moment.

If you do not obey this Subpoena, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

Mr. Ambrose is in
Buffalo & they could
not tell me when he
will be in N.Y.

0095

0896

Court of General Sessions.

THE PEOPLE

vs.

Adolphus Rothmiller

City and County of New York, ss.:

Subpoena Server *Geo H. Shannon* being duly sworn, deposes and says: I am a ~~Police Officer~~ attached to the ~~District Attorney's~~ *District Attorney's* Office in the City of New York. On the *14th* day of *March* 18*93*, I called at *German Theatre Irving Pl. bet. 14th + 15th Sts.* the alleged *place of business* of *Gustave Auberg* the complainant herein, to serve him with the annexed subpoena, and was informed by

the treasurer of the theatre that Gustave Auberg was no longer connected with the theatre, but was in Buffalo with a company, & could not tell when he would return

Sworn to before me, this

of

March 15th 1893
John J. Guertler
Comp. Sec. N.Y.C.

Geo H. Shannon
Subp. Server.

0097

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Adolphus Rothmiller

Offence:

~~THIEF~~ District Attorney.

Affidavit of Police Officer

Jos. H. Shannon
Subp. Seavers

Failure to Find Witness.

0098

Form 9.

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

Sixth District Police Court.

of No. 4678 Bowery

G u s t a v A m b e r g

street,

being duly sworn, deposes and says,

that he is a theatrical manager, and is 40 years of age
on the third day of January 1886,

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

One George Rothmuller did falsely, maliciously and scandalously, and with intent to injure this deponent in his good name, fame, credit and reputation, and to hold him up to public ridicule, scorn and contempt, compose, make, write, publish and circulate in the New York Figaro, a newspaper published in the German language, the following false, scandalous and libellous and defamatory matter of and concerning and against deponent, the same having been published in the said newspaper in the German language, and the translation of the same into the English language is as follows:—"Cheeky humbug and no end of it. The reader will remember that last year's novelty at the larger German Opera House has been a work founded on Scheffel's beautiful poem "Der Trompeter of Sakkingen." The novelty everywhere caused lively, in some instances, enthusiastic, applause, and the name of the composer was heralded everywhere at the time. The name was Victor Nessler. To perform this successful work at the German theatre of New York would have been a matter of honor to the director. But what does its present ruler know about matters of honor? He who is not capable of understanding his simplest duties? His object is to humbug the public for the purpose of bleeding it in the most thorough manner. That is a field of labor where the worthy fellow rules supremely and where he would be master if he was not barred by his own stupidity, foolishness and exaggeration. We lived to see the most outrageous acts of humbug performed by the worthy person, and we have been exposed this same to public view; but what in this direction he is cheeky enough to do now, is without parallel. To appropriate to himself in a cheap manner the sensational success of the work quoted above he procured an opera with the same title and

0899

idea of the libretto the work of an unknown composer, and one which has not been produced so far as we know at any of the prominent theatres of Germany. This miserable piece of work, this pseudo "Trompeter von Sakkingen," he now dares to present to the public of New York, hoping to make the dupes believe he had the real sensational Trompeter composed by Nessler with his usual circus humbug. All his usual swindling tricks, paid for and lying reading matter in the daily press &c., he springs on us to emphasize this unheard of humbug in our mind. To bent or break seems to be his motto. To anticipate that our public might be induced to be humbugged by such low swindling practices would be an insult to its intelligence. It takes indeed the gall, it takes the cheek of this fellow to bring this perfidious bleeding of the easily decoyed public to a climax by such outspoken humbug.

Wherefore deponent prays that said defendant may be apprehended and dealt with as the law directs.

Sworn to before me, this 5th)
day of January, 1886.)

Gustav Amburg

Solomon Smith
Police Justice.

WV
Form 9.

7th
POLICE COURT—SEVENTH DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Gustav Amburg

George Rothmuller

AFFIDAVIT.

Dated January 5th 1886.
Smith
Magistrate.

Officer.

0900

POLICE COURT 1st DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

For

Eustace Hamburg

Libel

Adolphus Rothmiller

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

Dated January 6 1888

Solomon D. Linnick
Police Justice.

- A. Rothmiller

0901

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

1st District Police Court.

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

Question What is your name?

Answer

Adolphus Rothmiller

Question. How old are you?

Answer

37 Years

Question. Where were you born?

Answer.

Hungary

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

Answer.

153 East 85th St 8 mos

Question What is your business or profession?

Answer

Manager of newspaper

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
Adolphus Rothmiller

Taken before me this

11th

Adolphus Rothmiller
Police Justice.

0902

Sec. 151.

Police Court First District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police*
Justices for the City of New York, by *Gustav Amber*

of No. *Bowen* Street, that on the *3rd* day of *January*
188*8* at the City of New York, in the County of New York, *me George Rothmuller*
did wilfully and feloniously compose, write, print, publish
and circulate, of and concerning said Amber a
certain false, malicious and defamatory libel

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

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

Dated at the City of New York, this

5th day of

January 188*8*
George Rothmuller POLICE JUSTICE.



0903

Police Court First District.THE PEOPLE, &c.,
ON THE COMPLAINT OFGustav Schubert

vs

Adolphus
George Rothmuller

Warrant-General.

Dated January 5th 1886.Smith Magistrate.Garity Officer.The Defendant Adolphus Rothmuller
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.Jas Garity Officer.Dated Jan'y 5 1886.This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, 1¹⁵ PM Jan'y 5-86
Adolphus Rothmuller
155 & 85th StreetNative of HungaryAge, 37 yrsSex, MComplexion, SandyColor, WProfession, Newspaper -Married, Yes

Single, _____

Read, YesWrite, "

0904

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

Dated January 6 188

Solomon B. Smith
Police Justice.

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

Dated January 6 188

Solomon B. Smith
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.

0905

Duke
3 PM

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Gustave Amberg
46 & 48 Bowers

Adolphus Rottmuller
implicated
George Rottmuller

Offence

Dated

January 5th 1886

Magistrate

Officer

Precinct

Witnesses

No.

Transferred to Court Street

of Gun Session by request

of Refg Council, he being

No. at the preliminary hearing

before the magistrate released

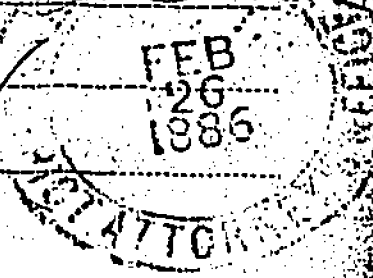
such right, with the off

No. from 2 Court Street,

to answer

25
Bailed

FEB
26
1886



Count of General Sessions of the Peace of the
City and County of New York.

The People of the State
of New York,

against

Abraham Rodmiller

The Grand Jury

of the City and County
of New York, by this Indictment, accuse the
said Abraham Rodmiller of the crime of
Libel, committed as follows:

The said Abraham Rodmiller, late
of the City of New York, in the County of
New York, deceased, being a person of an
envious, evil and wicked mind, and of a most
malicious disposition, and maliciously, malici-
ously, and maliciously intending, continuing
and intending, as much as in him lay, to
injure, oppress and oppress and injure
the good name, fame, credit and reputation
of one Theodore Tilton who was at the
time deceased mentioned the manager of
a certain Theatre and Place of Amusement, then,
called the Thalia Theatre, and to bring him
into public scorn, hatred, infamy and
disgrace, on the said day of January
in the year of our Lord one thousand
eight hundred and eighty six, at the City
and County of New York, did unlawfully

malice, and all - with towards the said *Figures*
Anderson, *undoubtedly* and *maliciously* did
 print and publish, and cause to be printed
 in a certain newspaper then and there
 printed in the German language, and
 called the *New York Times*, a certain
 false, scandalous, malicious and defamatory
 libel, in the German language, and
 concerning the said *Figures Anderson*, con-
 taining the false, scandalous, malicious
 defamatory and libellous words and matters
 following, that is to say:

Frecher Humbug und kein Ende!

Dem Leser wird erinnert sein, daß die
 letztjährige Novität der größeren Opernbühnen
 Deutschlands ein Werk gewesen ist, dessen
 Textdichter Scheffels herrliches Epos, den
 „Trompeter von Säckingen“ als
 Grundlage benutzt hatte. Die Novität erntete
 allerorten lebhaften, vereinzelt sogar sensatio-
 nellen Beifall, und der Name des Komponisten
 befand sich eine Zeitlang in aller Munde.
 Der Name lautet: Victor Neßler.

Dieses erfolgreiche Opus an der deut-
 schen Bühne New Yorks zur Darstellung zu
 bringen, wäre allerdings eine Ehrenaufgabe
 für deren Leiter gewesen.

Doch was weiß ihr derzeitiger „Beherrscher“
 von Ehrenaufgaben? Er, der seiner einfach-
 sten Pflichten sich nicht bewußt ist! Seine
 „Aufgabe“ sieht er darin, dem Publikum so
 viel als möglich Sand in die Augen zu streuen,
 um in möglichst ausgiebiger Weise ihm das
 „schöne Geld“ aus den Taschen zu locken.
 Das ist ein Feld, welches der würdige Patron
 gründlich beherrscht und wo er Meister sein
 könnte, wenn ihm nicht eigene Unwissenheit,
 Dummheit und Uebertreibung oft zu Falle
 brächten.

Wir haben von Seiten dieses Ehrenmannes
 die unerhörtesten Unverschämtheiten an ver-
 logener Reklame erlebt und diese Schmach an
 den öffentlichen Pranger gestellt; was er aber
 gegenwärtig in dieser Hinsicht dem Publikum
 zu bieten die Stin hat, übersteigt wirklich
 alle Grenzen.

Um in wohlfeiler Weise den sensationellen
 Erfolg des obengenannten Werkes anzubenten,
 hat er eine dem Titel und der Idee
 des Textbuches nach gleichlautende
 Oper von der Hand eines Komponisten
 ohne Ruf aufgebald, ein Werk, welches
 unseres Wissens an keiner der maßgebenden
 Bühnen Deutschlands aufgeführt worden ist.
 Dieses Machwerk, diesen Pseudo-„Trompeter
 von Säckingen“ wagt er jetzt dem New Yorker
 Publikum zu präsentieren, indem er durch seine
 gewohnte Circus-Reklame die Dummheit glau-
 ben zu machen hofft, es handele
 sich um den echten, den sensatio-
 nellen, um den Neßler'schen „Trom-“

peter etc." Alle seine gewohnten Banerpfänder-Mitteldien, wie bezahlte und erlogene "Eingefandts" u. dgl. läßt er spielen, um die Wirkung dieses unglaublichen Humbugs vollständig zu machen. Wiegen oder brechen — scheint er zu denken.

Von unserem Publikum annehmen, daß es auf einen so ordinären Schwindel hereinzufallen vermöchte, hieße ihm ein allzu großes Armutheugengniß anstellen. Es gehört wirklich die Unverfrorenheit, es gehört die freche Stirn jenes Mannes dazu, die perfide Ausbeutung des leichtgläubigen Publikums durch einen so hochgradigen Humbug auf die Spitze zu treiben.

which is false, scandalous, malicious and defamatory. That being translated out of the German language, into the English language is as substance and to the effect following. That is to say:

Charles Lindbergh and no end of it.

The reader will remember that last year's novelty at the German Opera House was a work founded on Schiller's beautiful poem "Der Trompeter des Salomons". The novelty everywhere caused much in some instances, enthusiasm, applause, and the name of the composer was heralded everywhere at the time. The name was Victor Mevius. So perfect was this successful work at the German Theatre of New York (meaning the said Thalia Theatre) would have been a matter of honor to the director (meaning the said Augustus Anderson). But what does it represent now (meaning the said Augustus Anderson) among

about matters of honor? (meaning the said Fyfe and Anderson) who is not capable of understanding his simplest duties. (This (meaning the said Fyfe and Anderson) duty is to humiliate the public for the purpose of bleeding it in the most disgraceful manner. That is a field of labor where the worthy fellows (meaning the said Fyfe and Anderson) never are found and where the (meaning the said Fyfe and Anderson) would be master of the (meaning the said Fyfe and Anderson) man not having the (meaning the said Fyfe and Anderson) own dignity, dignity and exaggeration. We tried to see the most outrageous acts of humiliate performed by the worthy person, (meaning the said Fyfe and Anderson) and we have exposed this name to public view; but what in this direction the (meaning the said Fyfe and Anderson) is doing is dangerous to do, is in direct parallel. To appropriate to himself (meaning the said Fyfe and Anderson) in a cheap manner the sensational success of the work quoted above the (meaning the said Fyfe and Anderson)

0910

The said Gustave Adolphe (meaning
an opera with the same title and
idea as the libretto, - the work of an
unknown composer, and one which
has not been produced yet
as we know at any of the prominent
Theatres of Germany. This
miserable piece of work, this
pseudo "Prometheus von Salomay".
The (meaning the said Gustave
Adolphe) now dares to present to
the public of New York, hoping
to make the dupes believe he
(meaning the said Gustave Adolphe)
was the real pseudonym of the
composer of the libretto, with this
(meaning the said Gustave Adolphe)
word picture painting. All this
(meaning the said Gustave Adolphe)
word painting tricks, said for,
and being read in the
daily press, &c, the (meaning the
said Gustave Adolphe) on
us to engraving this
picture in our mind. To see
on these scenes to be this (meaning
the said Gustave Adolphe) with.
To anticipate that our public
might be misled to be

any such law mandating practice
would be an insult to its intelligence.
agree. It takes indeed the age,
it takes the needs of this people
(meaning the said people)
to bring this ridiculous feeling
of the said people to a
direct and open meeting.

to the great damage, disgrace, scandal
and injury of the said people
and against the form of the
Statute in such case made and
provided, and against the peace
of the State of New York
and the rights of the people,

Randolph B. Martin,

Attorney

09 12

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rubino, Antonio

DATE:

03/25/86



2107

09 13

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rubino, Guiseppe

DATE:

03/25/86



2107

Witnesses:

Thomas New

241

Counsel,

C. P. Murphy

Filed 25 day of October 1886

Pleadings

THE PEOPLE

30. Pleas -
172 Pleas -
08.

B

Antonio Rubino

172 Pleas -
08.

B

Giuseppe Rubino

(222222)

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

By Appt. of District Attorney.

Read and connected

to me.

A True Bill.

24. 17.

Chas. B. DeLancey

Foreman.

Pen: Two years each.

0914

0915

Police Court—2 District.City and County }
of New York, } ss.

Thomas. Kean
 of No. 175 Wooster Street, aged 40 years,
 occupation Trainer being duly sworn

deposes and says, that on the 12th day of March 1886 at the City of New

York, in the County of New York, in premises no 175 Wooster street

he was violently and feloniously ASSAULTED and BEATEN by Antonio Rubino

and Jose Rubino (both now here) who
 willfully and maliciously cut and
 stabbed deponent three times once
 in the head, once in the left shoulder
 and once in the left thigh with
 large pocket knives which the
 said Antonio Rubino and Jose
 Rubino both then and there held
 in their hands. Cutting deponent
 severely

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 assailants may be ~~apprehended and~~ bound to answer
 for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 13 day

of March 1886

Thomas. Kean

[Signature]
 Police Justice.

0916

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK

2 District Police Court.

Antonio Rubino 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 *Antonio Rubino*

Question How old are you?

Answer *30 years old*

Question Where were you born?

Answer *Italy*

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

Answer *175 Wooster St about 4 months*

Question What is your business or profession?

Answer *Fruit Stand*

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

Antonio Rubino

Taken before me this

13

day of *August* 188

Police Justice

0917

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2 District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I am not guilty

• *Giuseppe Rubino*

Taken before me this

13

day of

August 1938
Police Justice

09 18

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 Antony Rubino

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

Dated March 13 1886 [Signature] Police Justice.

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

Dated March 17 1886 [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

0919

Police Court 2 District. 345

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Kearney
Anthony Rubino
John Rubino

Offence
Voluntary Assault

BAILED,

No. 1, by

Residence

By Deposit in
County Treasurers
Office

No. 2, by

Residence

Anthony Rubino
175 Bleecker

No. 3, by

Residence

175 Bleecker

No. 4, by

Residence

Dated

March 13th 188 *6*

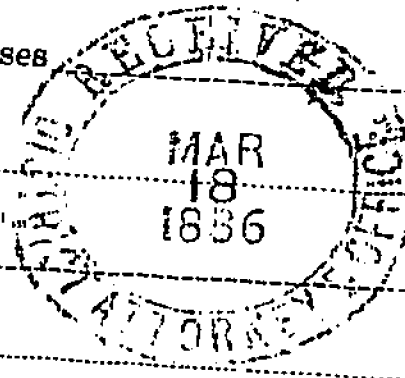
Edward Armstrong Magistrate
18th Precinct.

Witnesses

No.

No.

No.



No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

to answer

Guilty

Bailed

Ex. Tuesday 16th
March 20th
at 9 o'clock.
March 17th

0920

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Agnes Rudine
Antonio Rudine

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

Agnes Rudine and Antonio Rudine

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

The said *Agnes and Antonio, each*

late of the City of New York, in the County of New York aforesaid, on the

Xth day of *March*, — in the year of our Lord

one thousand eight hundred and eighty-*six*, with force of arms, at the City and

County aforesaid, in and upon the body of one *Alfred Dean*, —

in the peace of the said People then and there being, feloniously did make an assault

and *then* the said *Alfred*, — *with both hands*

with a certain *knife*, and *with a certain knife* —

which the said *Agnes and Antonio*, —

in *their* right hands then and there had and held, the *same* being a deadly and

dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound,

the same being such means and force as were

likely to produce the death of the said Alfred,

with intent — *then* — the said *Alfred* —

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

Agnes Rudine and Antonio Rudine, —

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

The said *Agnes and Antonio, each* —

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 one *Alfred Dean*, —

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make an assault, and *then* the said *Alfred* —

with a certain *knife*, and *with a certain knife*

which *then* the said *Agnes and Antonio* —

in *their* — right hands then and there had and held, the same being a

knife likely to produce grievous bodily harm, then and

there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound,

against the form of the statute in such case made and provided, and against the

peace of the People of the State of New York and their dignity.

James H. H. H.
District Attorney

0921

THIRD COUNT---

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

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 one

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and the said

in and upon the of the
said did then and there
feloniously, wilfully and wrongfully strike, beat, bruise and wound,
and did thereby then and there feloniously, wilfully and wrongfully inflict
upon the said
grievous bodily harm, to the great damage of the said
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

Witnesses:

Abigail Jean

~~Back~~ 203 ~~W. W. W. W.~~
L. B. Sunday

Counsel,

Filed 22 day of March 1886

Pleas (Guilty) (23)

THE PEOPLE

vs.

B

Griseque Rubino

and

B

Antonio Rubino

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

Convicted on another
Indictment
April 20/86
A TRUE BILL.

Chas. B. Swickard

Foreman.

0922

0923

Police Court 2 District.City and County } ss.:
of New York, }

Abigail Kean
 of No. 175 Wooster Street, aged 65 years,
 occupation House Keeper being duly sworn

deposes and says, that on the 12 day of March 1886 at the City of New
 York, in the County of New York, at No 175 Wooster street

She was violently and feloniously ASSAULTED and BEATEN by Jose Rubino
and Antonio Rubino (both now here) that
 the said Jose struck deponent a violent
 blow on her mouth with his said Jose's fist
 and the said Antonio struck deponent
 on the top of her head with an umbrella
 which he the said Antonio held in his hand
 Deponent further says that she was
 stabbed and cut on the right ~~arm~~ arm and
 over the left eye by some sharp instrument
 then and there held in the hand of either
 of said defendants
 Wherefore deponent charges
 said defendants with assaulting her
 as aforesaid

her
 with the felonious intent to take the life of deponent, or to do ~~her~~ 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 12 day
 of March 1886

Police Justice.

Abigail Kean
mark

0924

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK

District Police Court.

Jose Rubino 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

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I did not know whom I
struck as I was endeavoring to
defend myself in the dark. I
had a knife in my hand.

Giuseppe Rubino

Taken before me this

day of

Police Justice.

0925

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

Antonio Rubino 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 *Antonio Rubino*

Question. How old are you?

Answer *30 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *195 Wooster Street Aug 5 years this*

Question What is your business or profession?

Answer *I keep a fruit stand*

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 admit striking some person but I am not aware that I struck the complainant*

Rubino Antonio

I taken before me this

day of

Police Justice.

0926

CITY AND COUNTY } ss.
OF NEW YORK,POLICE COURT, 2 DISTRICT.Edward Armstrongof No. 15th Precinct Police Street, aged 23 years,occupation Police Officer being duly sworn deposes and says,that on the 12th day of March 1886at the City of New York, in the County of New York. he arrested

Jose Rubino and Antonio Rubino (both
now here) on the complaint of one
Thomas Kean. charged with having
stabbed Abigail Kean. who is the mother
of the said Thomas Kean. and aged 68
years. from the effects of which the said
Abigail Kean. is now confined in St
Vincent's Hospital and unable to appear
in Court. And deponent further says
that the said Abigail Kean. identified
the said Jose Rubino before she was taken

Subscribed and sworn to before me, this
12th day of March 1886
at New York.

Notary Public for the City and County of New York

0927

to the Hospital as the man that had
cut her wherefore deponent prays
the said Antonio Rubino and Jose Rubino
May be held to await the result of
the injuries so inflicted

Sworn to before me
this 13th day of March 1886

Edward Armstrong
Police Justice

Police Court, 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.
Antonio Rubino
Jose Rubino

Dated March 13 1886

Duffy Magistrate.

Officer.

Witness,

At Avench
the result of
injuries

Disposition,

AFFIDAVIT.

0928

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 *two* ~~fifty~~ ~~and~~ 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 *March 17* 188*6* *P. G. Duffy* Police Justice.

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

Dated *March 17* 188*6* *P. G. Duffy* 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.

0929

Police Court

345 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Margaret Kean
175 W. Worcester

Jose Rubino
Whitman Rubino

Offence
Assault

BAILED,

No. 1, by

By Deposition in
the County Treasurers Office.

Residence

Street.

No. 2, by

179 Bleeker

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

March 17 188*6*

Magistrate

Officer.

15 Precinct.

Witnesses

No.

Street.

No.

Street.

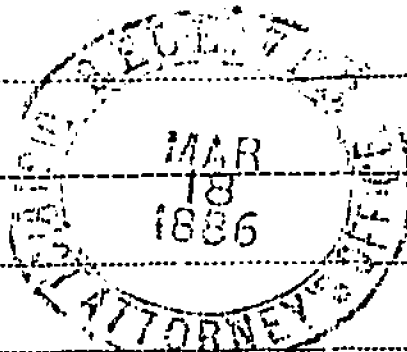
No.

Street.

\$

to answer

Bailed



0930

S. T. Smith, 14 Park Place, N. Y.

STENOGRAPHERS' MINUTES.

Court of General Sessions

The People vs.

Antonio & Giuseppe Rubino
Assault

BEFORE

Hon. Henry A. Eldershere,
and a Jury.

April 20th 1886

Witnesses:

Direct.

Cross.

Re-Direct. Re-Cross.

Thomas Kean

1

0931

COURT OF GENERAL SESSIONS.

THE PEOPLE)
- against -) Before Hon. Henry A.
Antonio and GuisePpe Rubino,) Gildersleeve, and a Jury.
Assault in the first degree.)

Tried April, 20th 1886.

A P P E A R A N C E S.

Assistant District Attorney Redford, for the People; Mr.
Kinsley, for the Defence.

-----000-----

THOMAS ~~K~~ EAN, being duly sworn, testified that he
lived at 175 Wooster Street at half past 11 o'clock on the
night of March 12th, 1886, he passed the defendants in go-
ing into his own rooms. His, (the complainant's) mother, was
in bed. He, the complainant, had been to the theater.
His mother was the janitress of the building. The defend-

0932

ants were talking in the hall way, and his mother asked him to tell them, if they lived in the house, to go up stairs to their rooms, or to go out of the house. The defendants had just become tenants in the house. He told the defendants that there was a sick person on the floor and they had better go to their room, if they lived in the house. The defendants muttered something, and he went back to his room. Then his mother went to speak to them. They wouldn't move. Then his mother called out o f the window for a policeman. She went back again to tell them to go up stairs. Then one of the defendant struck her in the mough and the other one struck her with an umbrella over the head. He, (the complainant) then went out, and took the umbrella away from one of the defendants, Guisepppe and broke it. Then one of the defendants stabbed him, the complainant, and his mother. Both of these defendants had knives. One cut him on the shoulder, and the other on the hip. The knife blade was found sticking in his shoulder. After he broke the blade of the knife he cut him upon the hip.

ABIGAIL KEAN, being duly sworn, testified that she was the mother of the complainant. She corroborated her

0933

son's testimony.

OFFICER EDWARD ARMSTRONG, being duly sworn, testified that he belonged to the 15th Precinct. He arrested the prisoner on the top floor of 175 Wooster Street. He, the witness, saw both the complainant and his mother were wounded and he sent for an ambulance. When he got up stairs, he found the prisoners in the front room on the top floor. Antonio was sitting on a chair and Guiseppi was in bed, apparently asleep. He, the witness, asked Guiseppi for the knife with which he had done the stabbing. He said he had no knife, but he, the witness, found a knife under the bed. The broken part of one of the blades fitted the part of the blade that was taken from complainant's shpoulder.

For the defence, GUISEPPI RUBINO, being duly sworn testified that he was a bootblack and kept a stand at the corner of Warren and Greenwich Street, and had been there for two years and a half. He and his brother were going home, and were talking about their business, when the complainant and his mother came out. The complainant cursed them and told them to go out of the house. He, the witness

0934

told the complainant that they lived in the house. Then the complainant hit him, the witness, on the head. He, the witness, did not see what the complainant had in his hand, but it cut his head. The mother also attacked them and pulled off half of his, (the defendant's) vest, and knocked him down. The blood was running over his face, and he took out a little knife of his pocket to defend himself. As soon as he got rid of the complainant and his mother they went up stairs and went to bed. Then the police officer came up stairs. He couldn't say whether he stabbed anybody. He used the knife only in self defense.

ANTONIO RUBINO, being duly sworn, testified that he kept a fruit stand at 16th Street and 6th Avenue. When the complainant and his mother attacked his brother and himself, he, the defendant, struck the complainant with his umbrella. He received several blows on the head from the complainant. He didn't know what the complainant had in his hand.

JAMES TRAINOR, being duly sworn, testified that he was a porter for Charles P. Richards & Co., at 6th Avenue

0935

and 16th Street. He had known Antonio Rubino for 3 or 4 years, and knew that his character had been good.

SAMUEL FULTON, Mattress maker, employed by Charles P. Richards & Co., of 248 6th Avenue, being duly sworn, testified to the same effect as to the character of Antonio Rubino.

VINCENZO SANDOCO, bootblack of Broadway and 38th street and Vincenzo Fassanello, bootblack, of Lispenard and Church Street and Leonardo Fortunaccio, bootblack, testified to the good character of both of the defendants.

-----000-----

0936

Indictment filed March 23, 1886.

Court of General Sessions

The People

v.

Antonio & Josephine Rubin

STENOGRAPHERS' TRANSCRIPT.

April 20 1886.

0937

4.

State of New York.

Executive Chamber.

ALBANY,

July 26 1886.

SIR:

An application for Executive clemency having been made on behalf of Antonio Rubino, who was convicted of Robt. and in the County of N.Y., and sentenced April 29 1886, to imprisonment in the N.Y. Pen. for the term of 2 years and _____ months _____ and to pay a fine of \$_____.

I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial or upon the preliminary examination, or before the Coroner's jury, if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

Very respectfully yours,

Irving F. Tracing,

Acting Private Secretary.

To Hon.

B. B. Martine,

N. Y. City.

0938

9.

State of New York.

Executive Chamber.

ALBANY,

July 20 1886.

SIR:

An application for Executive clemency having been made on behalf of Giuseppe Rubino, who was convicted of Aslt. and in the County of N.Y., and sentenced April 29 1886, to imprisonment in the N.Y. Pen. for the term of 2 years and months ~~and to pay a fine of \$~~ I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial or upon the preliminary examination, or before the Coroner's jury, if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since the conviction.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

Very respectfully yours,

Erving F. Hagen

Acting Private Secretary.

To Hon. V. B. Martine

N. Y. City.

0939

Answered

Oct. 2/86

R. B. W.

0940

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Antonio Rudeino
and
Agustine Rudeino

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

Antonio Rudeino and Agustine Rudeino
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Antonio and Agustine, each,*

late of the City of New York, in the County of New York aforesaid, on the
Twenty-fifth day of *March*, — in the year of our Lord
one thousand eight hundred and eighty-*six*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Thomas Dean*,
in the peace of the said People then and there being, feloniously did make an assault
and *in* the said *Thomas*, —
with *two* certain *knives* —

which the said *Antonio and Agustine*, —
in *their* right hands then and there had and held, the same being *a* deadly and
dangerous weapons, wilfully and feloniously did beat, strike, stab, cut and wound,

with intent *in* the said *Thomas*
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
Antonio Rudeino and Agustine Rudeino
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Antonio and Agustine, each* —

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 one *Thomas Dean*, —
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and *in* the said *Thomas*

two
with *a* certain *knives* —

which *they* the said *Antonio and Agustine* —
in *their* right hands then and there had and held, the same being *a*
instrument likely to produce grievous bodily harm, then and
there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound,
against the form of the statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

Donald B. Martin

District Attorney

0941

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rufin, Randolph

DATE:

03/30/86



2107

0942

Witnesses:

Dusan Jones

Genie White

Counsel,

Filed 30 day of March 1886

Pleads: *Verdict*

THE PEOPLE

vs: *P.*

Randolph B. Martin

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

RANDOLPH B. MARTINE,

District Attorney.

Pr Apr 6/86
pleads 07

A True Bill.

Chas. B. Fitch

Foreman.

Per. No year.

0943

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Susan Jones
 of No. 120 Clinton Place, aged 60 years,
 occupation take in washing being duly sworn
 deposes and says, that on the 18th day of March 1886 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 Seal Skin Sack, of the value of
 fifty dollars. a velvet sack a shawl
 and one wrap. of the value of ten dollars
 together of the value of Sixty Dollars
 (\$60.00)

the property of Deponent

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

Randolph Ruffin (now here)
 from the fact that deponent saw
 the aforesaid property in a trunk in
 a room in said premises on Sunday
 March 14th 1886. And deponent is
 informed by Jennie White that she saw
 the defendant in the room where said
 property was. at about the hour of
 two o'clock P. M. on the day of March
 18th 1886. And on the following day
 deponent missed the aforesaid
 property. And when the defendant was
 arrested by Officer John S. Sullivan of the
 15th Precinct Police he admitted and confessed
 to the Officer that he had taken said

0944

property and pawned them on 9th Avenue
under the name of Smith. Whereupon
deponent charged the said defendant
with feloniously taking and
carrying away the aforesaid property
and prays he may be held and dealt
with according to law.

Susan Jones
MCK

Sworn to before me
this 27th day of March 1886

J. P. McK

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 1886
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1886
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1886
Police Justice.

Police Court, District

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

1
2
3
4

Dated

1886

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0945

CITY AND COUNTY
OF NEW YORK, } ss.

Jennie White
aged *30* years, occupation *General Housework* of No.
120 Clinton Place ~~Street~~, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Susan Jones*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

27 *Jennie White*
March 188*6*
Mark

My Omer

Police Justice.

0946

CITY AND COUNTY }
OF NEW YORK, } ss.

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

15th *Dist Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Susan Jones*

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

Sworn to before me, this

day of *March* 188 *27*

John S. Sullivan
Ray Smith
Police Justice.

0947

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

2 District Police Court.

Randolph Ruffin 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

Randolph Ruffin

Question How old are you?

Answer

17 years old

Question Where were you born?

Answer

South Carolina

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

Answer

229 West 29th St. about 3 mos

Question What is your business or profession?

Answer

Janitor

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 this charge
I pawned these things on 9th
Ave. near 39th St.*

Randolph Ruffin

*I am guilty of the charge pawned on 9th Ave near
39th St*

Taken before me this
day of March 1888

W. J. [Signature]

Police Justice.

0948

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~~ *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. *he hereby discharged*

Dated *March 27* 1886

ay Owen 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.

0949

Police Court 2 District. 397

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Susan Jones
120 Clinton Place
Randolph Ruffin

2
3
4

Dated *March 27* 188 *6*

Power Magistrate
John S. Sullivan Officer.
15 Precinct.

Witnesses *Said Officer*

No. Street.

Fannie White
No. *120 Clinton Place* Street.

No. Street.

Committed to answer *In*
C.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0950

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Randolph Audin

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

- Randolph Audin -

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

The said *Randolph Audin,*

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

one red skin sash of the
value of fifty dollars, one other
sash of the value of five dollars,
one shawl of the value of two
dollars, and one wrap of the
value of three dollars. —

of the goods, chattels and personal property of one *Brian Jones,*

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

Randolph Audin,
Attorney

0951

BOX:

212

FOLDER:

2107

DESCRIPTION:

Rutter, John

DATE:

03/25/86



2107

0952

134-8-1000
346-1-14-55

Witnesses:

J. K. Patches
134-8-1000
John Schneider
646-1-14-55

March 29, 1936

I think from the
evidence disclosed in
the statement of the
J. K. Patches and the
amplic here in this
case -

John Schneider
10-1-14-55

134-8-1000
346-1-14-55

5374

Counsel,

Filed 25 day of March 1886

Pleads *Chargedly. attorney*

THE PEOPLE

vs.

KA.

John Butler

Grand
attorney

RANDOLPH B. MARTINE,

*Bail fixed by Judge [illegible]
at 100. attorney*

A True Bill.

Chas. B. [illegible]

In Apr 14/36

Foreman.

*134-8-1000
346-1-14-55*

J. K. Patches

RECEIVING STOLEN GOODS
[Section 550, Penal Code]

0953

J. P. Mann, Stationer and Printer, 84 Nassau St., N. Y.
Rooms 11 and 13.

STENOGRAPHER'S MINUTES.

The People vs
James Eason

BEFORE

The Grand Jury

March 19 1886

WITNESSES.

Direct. Cross. Re-Direct. Re-Cross.

Frederick W. Pitcher

Henry D. Unger
Stenographer to the Grand Jury
32 Chambers St

0954

BEFORE the GRAND JURY.

The People of the State of
New York

vs.

James Eason

New York, March 19th 1886.

FREDERICK W. PITCHER, being first duly sworn by
the Foreman, testified as follows :-

By the Foreman--

Q What is your name, sir ?

A Frederick W. Pitcher.

Q Your place of business is where ?

A 134 Eighth Avenue.

Q And your place of residence is where ?

A 346 West 14th Street.

Q What cause of complaint have you to lay before this Grand
Jury ? If you will state your story, we are here to
hear it.

By a Grand Juror--

Q One moment, please, have you been to a police magistrate

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to make your complaint ?

A I have.

Q And been refused ?

A No sir, I will explain as fully as possible in regard to that.

By the Foreman--

Q Go on, and tell your story.

A On or about the 24th of December, I had been keeping for a few days previous to that a debit and credit account with my cellar-- I had a wholesale and retail business in butter, cheese and eggs-- and I had an account with the eggs that went in and out of that cellar, and I ascertained there were some eggs being disposed of out of the regular course. I first put a detective on the wagon to see if he could ascertain where the eggs were being delivered to by the wagon, and the very first day he detected the wagon in delivering a box of eggs of forty dozen it was supposed to be at 65 Stanton Street. There was no order on our books for a box of eggs at that place. I immediately that evening called the driver of the wagon in, and I asked him how he came to deliver a box of eggs at 65 Stanton Street. At first he denied it and said he had not taken a box of eggs there, and I said " You certainly did,"

0956

and he said " I didn't take a box of your eggs, but another party's and mentioned the name of a dealer in Greenwich Avenue. I went to that dealer and asked him if he had ~~the~~ given the box of eggs to my driver to deliver there, and he said no. I immediately had the driver arrested, and he confessed to having taken the goods, but said the man in charge of my cellar James Eason instructed him to do so. I believed that such was the case upon his confession as he said he had not only taken one but several boxes of eggs upon the compulsion of this man who told him that other drivers in our employ had done the same thing, and he wouldn't get in any difficulty about it, and threatening if he didn't he would make it so uncomfortable, he couldn't remain in our employ.

When Mr. Eason was brought before the police magistrate on the charge for which I had previously got him arrested, believing him to be the prime mover in that matter as he had charge of our cellar and see to it that things were properly taken care of. Eason confessed that he had got the driver (in the presence of the detective) to take these eggs at different times to different parties giving the names of the parties he had them taken to. I asked him, as a man naturally would, if it wasn't

0957

enough to take eggs from us without corrupting the drivers, and he said they wouldn't be corrupted if they wasn't minded to.

When the case came up before the police magistrate, I withdrew the charge against the driver, as I became convinced he was the tool of the other party and it was his first offence and he come from a good family, and I believe he was led into it by this man Eason.

I had Mr. Eason arrested. When he was brought before the police magistrate, Justice Reilly in Jefferson Market Court, the complaint was drawn up in due form, and Justice Reilly refused to entertain the complaint at all, didn't examine any witnesses whatever, and said the affidavit was made by a man (who corroborated what the driver and I said) who received stolen goods at 65 Stanton Street; he refused to listen to the complaint; he said the driver was an accomplice and the man at 65 Stanton Street was a receiver, and he refused to take their evidence, and he tore up the complaint and said it was dismissed.

In conversation with Mr. Know McAfee, the clerk of the Jefferson Market Police Court, he said it was a very unusual proceeding, that the complaint was good as he drew

0958

it, and he advised me to draw another complaint; he said " You had better make it on another box of eggs as this man has confessed taking these goods, and make it another time if possible bring it before another justice.

I did so, and in the meantime brought it before Justice Welde. Mr. Eason had employed a lawyer McClelland, and he had made his boast that Pitcher couldn't convict him to one-half the men in our employ, he had influence enough to keep him from being held, that the alderman in his ward was his friend, that he belonged to a secret society of which the alder man was a member and that I couldn't convict him. I didn't place much dependence on that, however, but went down and stated my story to Judge Welde, and Mr. McClelland raised the point that Justice Reilly had investigated the same case previously and discharged the man. They called the witness, the wagon driver up, and he was somewhat confused, didn't give a very clear story, of course, he was implicated in the matter and he knew he had done something wrong. He said Mr. Eason had told him to take the box of eggs over to 65 Stanton Street, and he had been arrested on a charge of taking the goods, and I had withdrawn the complaint against him, and the sum and substance of it was Judge Welde discharged Mr. Eason again. He didn't listen to

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the complaint I made. I asked him, "Your Honor, will you give me reasons for discharging this man?" "There is no evidence upon which you can hold him." I said "You have not heard the witness from 65 Stanton Street who will swear that he received the box of eggs and paid the money to Mr. Eason for them, and I will swear that I never received that money." He didn't make any reply. He said t he case is dismissed. That there was a very unusual proceeding also.

I came down, saw Mr. Purdy and explained the matter to him, and he said he thought it was a case for the Grand Jury. I have endeavored during the week to see the District Attorney several times but have been unable to do so, and I thought the term was drawing to a close, and I would if possible, lay the case before you gentlemen for your consideration.

Mr. Eason, as I say, confessed in the presence of the detective whose testimony can be readily obtained and also myself, to having taken the eggs and instructing the driver to deliver them.

Q Eason collected the money himself ?

A Yes sir.

Q Did he sell the eggs at the market price ?

A No sir, the market price was at that time about \$10⁰⁰ or \$11. a box, and he sold them for \$6. a box.

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Q And the man that purchased them knew he was purchasing them under the market price ?

A I presume he did.

Q Don't you think his evidence wouldn't amount to anything as being a receiver of stolen goods buying under the market price ?

A I don't know that he would be held but taking the three things, one corroborating the other.

Q Is that your story ?

A You must remember the confession was made in the presence of witness

0961

Before the Grand Jury

The People vs.

vs.

James Eason

Stenographer's Transcript.

March 19 1886

0962

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Rutter

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

John Rutter

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *John Rutter*,

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

one box of Henry's eggs of the value of ten dollars, and four hundred and eighty Henry's eggs of the value of two cents each.

of the goods, chattels and personal property of one *Frederick W.*

Pitcher, Joseph James Carson and

by — certain *other* persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Frederick W. Pitcher,

unlawfully and unjustly, did feloniously receive and have; the said

John Rutter,

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

RANDOLPH B. MARTINE,

District Attorney.

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BOX:

212

FOLDER:

2107

DESCRIPTION:

Ryan, Edward

DATE:

03/03/86



2107

0964

Witnesses:

Eugene Hellman

Wm. Kearney
3rd Precinct

Counsel,
Filed
Pleads,

3 (day of *Jan*) 1886

THE PEOPLE

vs.

Edward J. Ryan
NYC
746. 11 Ave
Manhattan
City and Co.

Grand Larceny, First Degree,
(DWELLING HOUSE.)
[Sections 528, 530 Penal Code].

RANDOLPH B. MARTINE,

Per Ma 172 District Attorney.

Heads A. & L bdy.

A True Bill.

Chas. B. Swaine

Foreman.

Eugene Hellman

0965

Police Court—5 District.

City and County }
of New York, } ss.:
of No. 406 West 73rd St. Eugene Hellman
occupation Salesman Street, aged 18 years,

deposes and says, that the premises No 406 West 73 Street,
in the City and County aforesaid, the said being a four story dwelling
House

and which was occupied by deponent as a Dwelling
and in which there was at the time a human being, by name Sophistic
Hellman Julian Hellman
were BURGLARIES

were BURGLARIOUSLY entered by means of forcibly opening the door of the Basement leading to back passage.

on the 17 day of February 1886 in the Evening time, and the following property feloniously taken, stolen, and carried away, viz:

with the intent to commit a crime and
to steal the following property —
one gold watch of the value of
thirty dollars

the property of Sophia Bellamy, defendant Mott.

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 Edward Ryan (now in prison).

Edward Ryan (nowhere) and another person
not arrested, and whose name is unknown to
deponent.

for the reasons following, to wit: That at the hour of about 7 1/2 o'clock in the Evening of said 17th day of February 1886, defendant came home from his place of business, and when he entered the Gate he saw said unknown person coming from the forecabin premises, that defendant went to the 2nd floor of said premises, and there in the front Room defendant discovered said defendant.

0966

Ryan that when detected he run out of
said Room, and out of said House
where he was caught,

Deponent charges that said
Ryan and said unknown person
did feloniously Enter said premises
with the intent to steal as aforesaid,

Eugene J. Brennan
Sworn to before me this
18th day of February 1886
John J. Brennan
Police Judge

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree.

28.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0967

Sec. 108-200.

CITY AND COUNTY
OF NEW YORK, { ss

5 District Police Court.

Edward J. Ryan 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

Edward J. Ryan

Question How old are you?

Answer

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

740 11th Avenue 9 months

Question What is your business or profession?

Answer.

I work in a paper factory

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

Edward J. Ryan

Taken before me this

day of

1888

Police Justice.

0968

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 _____

Edward J Ryan

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

Dated *Feb 18* 188 *6*

J. H. [Signature] Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____

Police Justice.

0969

Police Court-- 5-211 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Eugene Hellman
1406 West 73rd
Edw. P. Ryan

Offence *Burglary*

Dated *July 18* 188*6*

Gordon Magistrate

William Geary Officer.

31 Precinct.

Witnesses *David affiant*

No. _____ Street.

No. *1886* Street,

No. _____ Street,

\$ *2500* to answer *J.S.*

Claw

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

\$2000.00 Ex Feb 20th
9. AM

0970

New York March 3rd /86

This is to certify that the
Beaver Edward J. Ryan has
been in my employ for the
past six months and have
always found him honest
and industrious and can
cheerfully recommend him as
such

Yours Respy
James Mack
Bway and 34th St

0971

Grand Jury Room.

PEOPLE

vs.

E. J. Ryan

*Eugene Hellman
of Gary*

0972

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 S. Ryan

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward S. Ryan of the Crime of
Attempting to commit
the CRIME OF GRAND LARCENY in the FIRST degree, committed as follows,

The said Edward S. Ryan,

late of the ~~Fourth~~ ^{Second} Ward of the City of New York, in the County of New
York, aforesaid, on the ~~seventeenth~~ ^{seventeenth} day of ~~January~~ ^{January}, in the
year of our Lord one thousand eight hundred and eighty-~~six~~ ^{six}, in the
night time of the same day, at the Ward, City and County aforesaid, with force and arms

one watch of the value of ~~thirty~~ ^{thirty}
dollars, and several other goods,
chattels and personal property
of a kind and description to
be found among aforesaid
indictment, of the value of five
hundred dollars.

of the goods, chattels and personal property of one
Sophia Stebbins,

in the dwelling-house of the said

Sophia Stebbins,

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.

Randolph B. Mathie,
District Attorney

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END OF
BOX