

0106

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Barry, John W.

**DATE:**

05/18/80



150

0107

Day of Trial

Counsel,

Filed

Pleads

1880

THE PEOPLE

28.

Violation of Excise Law.

John W. Barry

Exchange and  
Effect

BENJ. K. PHELPS,

District Attorney.

A True Bill.

(H. J. Barry)

Foreman.

S. J. Barry  
S. J. Barry  
S. J. Barry

0108

POLICE COURT *2nd* DISTRICT.

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

of *the 20th Precinct Police* *Timothy Donohue* Street,  
of the City of New York, being duly sworn, deposes and says, that on the *20th* day  
of *December* 1879 in the City of New York, in the County of New York,  
At Premises *598 - 8th Avenue*

a place where intoxicating liquors and wines are kept for sale, and sold as a beverage,  
*John W. Barry* (now here) did then and there expose for sale, and did sell, caused  
suffered, and permitted to be sold and given away, under his direction or authority, strong and spirituous liquors,  
wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the  
house or premises aforesaid, contrary to and in violation of law: *and without a license*

WHEREFORE, deponent prays that the said *John W. Barry* - may  
be arrested and dealt with according to law.

Sworn to before me this *21st* day } *Timothy Donohue*  
of *December* 1879 } *B. W. Murphy* Police Justice.

0104

184

Police Court,

*Ind*

District.

161

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Timothy Donohue*  
*20* vs. *P*

*John W. Barry*

Violation of Excise Law.

Dated *21* day of *December* 1879

*20*

*Bixby* Magistrate.

*Donohue 20* Officer.

Witness,

Bailed \$ *100* to Ans.

By

*John McKenna*

*754-6 Ave* Street.





0110

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*John W. Barry*

late of the *twentieth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twentieth* day of *December* in the year  
of our Lord one thousand eight hundred and *eighty seven*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Amos Donohue*

; without having a

license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0111

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Barteils, Charles

**DATE:**

05/12/80



150

0112

105-

Day of Trial  
Counsel,  
Filed *12* day of *May* 18*88*  
Pleads

THE PEOPLE

*34*  
*13*  
*28*  
*1888*  
*B*  
*Charles Bartels*

Violation Excise Law.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.

(*Wm. H. Dally*)

Foreman.  
Part in May 13, 1888  
pleads 2. Count

Sentence suspended

0113

Third District Police Court.

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

of No. 10<sup>th</sup> Precinct Police Christopher Brady Street,  
of the City of New York, being duly sworn, deposes and says, that on the 18<sup>th</sup>  
day of April 1880, at the City of New York, in the County of New York,  
at No. 68 Eldridge Street,  
Charles Bartels

did sell, or caused, suffered or permitted to be sold, or exposed for sale, under his direction or authority,  
strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than  
five gallons at a time, contrary to and in violation of the Excise Laws of the State of New York, entitled  
"An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 19

day of April 1880

Christopher Brady  
POLICE JUSTICE

$$\frac{no\ 105}{no\ bill}$$


THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Christopher Brady  
10 P

Charles Bartlett

**MISDEMEANOR,  
Violation Excise Laws.**

Dated the 19 day of April 1880

Smith      Magistrate.

Brady Officers.

Witness.....

Bailed \$ 100 to Ans., G. S.

By Henry Kissinger

25 Henry, Street.

0115

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
 their Oath, present:*

That *Charles Barteris*

late of the *Tenth* Ward of the City of New York, in the County of  
 New York, aforesaid, on the *Eighteenth* day of *April* in the year  
 of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,  
 City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
 wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
 whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
 beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
 jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
 time, to one *Christopher Brady*

; without having a  
 license therefor, as required by law, contrary to the form of the statute in such case made  
 and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
 present: THAT the said*

*Charles Barteris*

late of the Ward, City, and County aforesaid, then and there being a person duly  
 licensed according to law to sell spirituous liquors and wines on the day  
 and in the year aforesaid, at the Ward, City and County aforesaid, the same  
 being the first day of the week, commonly called and known as Sunday, with  
 force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
 gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
 gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
 gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
 aforesaid unknown, unlawfully did sell, as a beverage, to one

*Christopher Brady*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0116

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Bauer, Frederick

**DATE:**

05/13/80



150

0117

152  
Whish that he holds  
Day of Trial

Counsel,  
Filed 13 day of May 1880  
Pleads

THE PEOPLE  
28.  
Violation of Excise Law.  
B  
Frederick Bauer

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
(May 19, 1880)  
Foreman.  
May 19, 1880.  
I find guilty on  
Second Count.  
Isabel. F.V.



0118

POLICE COURT—FIRST DISTRICT.

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

Michael Loody Sunday

a Policeman of 14 Police Precinct, being duly sworn, deposes and says, that on the  
29 day of June 1879 at the City of New York,  
in the County of New York, Frederick Bauer

now present  
at No. 139 Crosby Street, (a place for the public sale of intoxicating  
liquors), did keep said place open, and did expose for sale, and did sell, or give away, intoxicating  
liquor, or wine, viz.: Lager Beer to be drank as a beverage, in violation of the  
Excise Law.

Wherefore deponent prays he may be held to answer according to law.

Michael Loody

Sworn to, this 30 day of June 1879

before me,  
Police Justice

0119

152

46/29

Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael Goody

Frederick Bauer

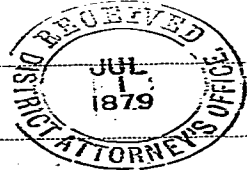
AFFIDAVIT—VIOLATION OF EXORSE LAW.

Dated 30 June 1879

Hammer Justice

14 Goody Officer.  
14

WITNESS:



\$ 1000 to answer at Court of General Sessions.

Bailed by Conrad Weber  
21 E. Houston 34 Forsythe St

No.

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Frederick Bauer*

late of the *fourteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty-ninth* day of *June* in the year of our Lord one thousand eight hundred and ~~eighty~~ *eighty-nine*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

*Michael Foody*

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT, the said*

*Frederick Bauer*

late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one

*Michael Foody*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0121

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Beck, William

**DATE:**

05/25/80



150

0122

*May 25*

Day of Trial

Counsel,

Filed *25* day of

1880

Pleads

THE PEOPLE

Violation of Excise Law.

vs.

*William Beck*

BENJ. K. PHELPS,

District Attorney.

*Part No 26. 1880*

*pleads guilty*

A True BILL.

*May 25.*  
*Wm. Beck*

Foreman.

0123

Fourth District Police Court.

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

ss.

*John B. M. Laughlin*  
of ~~the~~ *the 22<sup>nd</sup> Precinct Police* ..... Street,

of the City of New York, being duly sworn deposes and says, that on the *30<sup>th</sup>* .....

day of *January* ..... 187*9* at the City of New York, in the County of New York,

at No. *346 West 45<sup>th</sup>* ..... Street,

*William Beck* (nowhere)  
did sell, or caused, suffered, or permitted to be sold, under his direction, or authority, strong or spirituous liquors  
or wines, to be drunk in his house, or premises aforesaid, in quantities less than five gallons at a time, contrary  
to and in violation of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intem-  
perance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *30<sup>th</sup>* day

187*9*

*John B. M. Laughlin*  
*John B. M. Laughlin*  
Police Justice.

0124

302

Police Court, Fourth District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John B. McLaughlin*

22 *17*  
against

*William Beck*

MISDEMEANOR.  
Selling Liquor &c., without License.

Dated the 20 day of January 1879

*Kasmirz* Magistrate.

*McLaughlin* Officers.  
22"

Witness

Bailed \$ 100 to Ans. *S. S.*

By *Henry Collins*

158 East 71<sup>st</sup> Street.

0125

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*William Beck*

late of the *twenty second* Ward of the City of New York, in the County of New York, aforesaid, on the *thirtieth* day of *January*, in the year of our Lord one thousand eight hundred and eighty *one*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

*John B. McLaughlin*

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**



0126

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Beeck, George

**DATE:**

05/25/80



150

0127

301

Day of Trial

Counsel,

Filed 25 day of

May 1880

Pleads

THE PEOPLE

*Waggoner* 28.

*George Beck*  
*B*

*Violation of Excise Law.*

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*May 25, 1880*

Foreman.

0128

Fourth District Police Court.

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

of No. the 32<sup>d</sup> Precinct Police John B. McLaughlin Street,

of the City of New York, being duly sworn deposes and says, that on the 5<sup>d</sup>

day of March 1879, at the City of New York, in the County of New York,

at No. 346 West 45<sup>th</sup> Street,

George Beech (nowhere)  
did sell, or caused, suffered, or permitted to be sold, under his direction, or authority, intoxicating strong or spirituous liquors  
or wines, to be drunk in his house, or premises aforesaid, in quantities less than five gallons at a time, contrary  
to and in violation of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intem-  
perance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this

5<sup>th</sup> day }  
of March 1879 }

A. J. Morgan  
Police Justice.

John B. McLaughlin

0129

301

Police Court, Fourth District.

THE PEOPLE, &c.

vs. THE COMPLAINT OF

John Bull Laughton

against

22

George Beech

Dated the 5<sup>th</sup> day of March 1879

Morgan Magistrate.

M. Laughton  
Officers.  
22

Witness

Bailed \$

100

To Ans.

Yen Sun

By

William Horster

76 West 3<sup>rd</sup>

Street.

MISDEMEANOR.  
Selling Liquor, &c, without License.

0130

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*George Beeck*

late of the *twenty second* Ward of the City of New York, in the County of  
New York, aforesaid, on the *fifth* day of *March* in the year  
of our Lord one thousand eight hundred and eighty —, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*John B. McLaughlin*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0131

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Belideno, Michael

**DATE:**

05/13/80



150

0132

Day of Trial

Counsel,

Filed 13 day of

1880

Pleads

THE PEOPLE

Violation of Excise Law.

vs.

B

Michael Belidoro

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

Plott May 14. 1880

pleads guilty

Find 5 1/2

0133

**First District Police Court,**

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

of ~~the~~ the 14<sup>th</sup> Precinct Police Daniel Dugan Street, '  
of the City of New York, being duly sworn, deposes and says, that on the 14<sup>th</sup>  
day of January 1880, at the City of New York, in the County of New York,  
at No. 59 Mulberry Street, near  
Michael Belideno

did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors  
viz stale Lager beer  
or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to  
and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An  
Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 15 }  
day of January 1880 } Daniel Dugan  
[Signature]  
POLICE JUSTICE



0134

no 151  
69

**Police Court—First District.**

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Daniel Dugan*

14

vs.

*Michael Belidens*

MISDEMEANOR.  
Selling Liquor &c. without License.

Dated the 15 day of January 1880

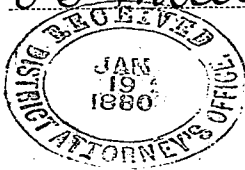
*J. J. Kilbrette* Magistrate.

*#6* Dugan Officers.  
Witness

Bailed \$ *100* to Ans.

By *Vincenzo* *Polpe*  
*Laetone*

*55 Mulberry* Street.



0135

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Belideno*

late of the *sixth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *fourteenth* day of *January*, in the year  
of our Lord one thousand eight hundred and eighty *four*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Daniel Dugan*

; without having a

license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present. THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0136

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Belong, Beatrice

**DATE:**

05/13/80



150

0137

First District Police Court.

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

of the 14 Precinct Police Thomas D. Mitchell Street,  
of the City of New York, being duly sworn, deposes and says, that on the 31-  
day of March 1880, at the City of New York, in the County of New York,  
at No. 13 Jersey Street,

Beatrice Belong  
did sell, or caused, suffered, or permitted to be sold, under his direction, or authority, strong or spirituous liquors  
or wines, to be drunk in his house, or premises aforesaid, in quantities less than five gallons at a time, contrary  
to and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An  
Act to Suppress Intemperance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 31- day  
of March 1880 }

B. J. Bixby

Police Justice.

Thomas D. Mitchell

0138

1376 40 State 13 June 1880

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas D Mitchell

14 vs P

Beatrice Bell

Dated the 31 day of



14 73 St. Bxly MAGISTRATE.

Mitchell 14 OFFICERS.

WITNESS

BAILED \$ 100 TO ANS. G. S.

By Nicola Gambino

99 Cusky Street.

0139

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Beatrice Belong*  
*fourteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty first* day of *March* in the year  
of our Lord one thousand eight hundred and eighty *—*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Asmus D. Mitchell*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0140

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Bender, Amelia

**DATE:**

05/18/80



150

0141

Day of Trial

Counsel,

Filed

day of

1887

Pleads

THE PEOPLE

vs.

B

Anelia Bender

Violation of Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

(Hays, Aug)

Foreman.

Read from Det. May 19/87.



0142

**Fourth District Police Court.**

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

of No. John J. Reilly  
the 18<sup>th</sup> Precinct Police of the  
City of New York being duly sworn, deposes and says,  
that on Sunday, the 4<sup>th</sup> day of April 1884  
at the City of New York, in the County New York,  
he saw Amelia Bender, Marchant  
sell and expose for sale, at his premises, No. 336 Avenue A

spirituous and intoxicating liquors, in violation of the law in such cases  
made and provided That deponent saw said  
premises open and Lager Beer sold  
and drank on said premises at about  
noon of 10<sup>th</sup> of April 1884. Said Amelia  
selling the beer for drank as aforesaid

John J. Reilly

Sworn before me, this

4<sup>th</sup> day of April 1884

Police Justice.

0143

191

POLICE COURT—FOURTH DISTRICT.

THE PEOPLE, & C.  
ON THE COMPLAINT OF

*John F. Reilly*

18 vs. P.

*Amelia Bender*

AFFIDAVIT.  
Violation of Sunday Liquor Law.

Dated the 5<sup>th</sup> day of April 1880

18 Murray Magistrate.

*Reilly* Officer.

Witnesses

Bailed \$ 100 to Ans. *E. J. Reilly*

By *Henry Elias*

1403. East 54<sup>th</sup>  
158 Street.



0144

CITY AND COUNTY } ss.:  
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Amelia Bender*

late of the *eighteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *fourth* day of *April* in the year  
of our Lord one thousand eight hundred and eighty *\_\_\_\_\_*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*John J. Reilly*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0145

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Beneck, Henry

**DATE:**

05/25/80



150

0146

327 1871 May 26  
Day of Trial  
Counsel,  
Filed 25 day of May 1880  
Pleads

THE PEOPLE  
7 May 25/80 vs.  
Henry Benedict  
Violation of Excise Law.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
Henry Benedict  
Foreman.

0147

**Fourth District Police Court.**

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

of John Hamilton  
the 28th Precinct Police

Street, being duly sworn, deposes and says,

that on Sunday, the 21 day of September 1879

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

he saw Henry Berneck (nowhere)  
sell and expose for sale, at his premises, No. foot of East 68th

spirituous and intoxicating liquors, in violation of the law in such cases  
made and provided

John Hamilton

Sworn before me, this

21 day

of September

Police Justice.

0148

327  
POLICE COURT—FOURTH DISTRICT.

THE PEOPLE, & c.  
ON THE COMPLAINT OF

John Hamilton  
28 vs.

Henry Ben

Dated the 21 day of



Murray Magistrate.

Hamilton Officer.

Witnesses

Bailed \$100 to Ans.

By John Starnes  
1421 Second Avenue

0149

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Henry Benck*

late of the *Nineteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty first* day of *September*, in the year  
of our Lord one thousand eight hundred and *eighty seven*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*John Hamilton*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said*

*Henry Benck*

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

*John Hamilton*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**



0150

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Benedict, Edward E.

**DATE:**

05/28/80



150

0151

*J. Lott*

Counsel,

Filed 28 day of May 1850

Plends

THE PEOPLE

vs.

*Edward E. Boudich*

BENJ. K. PHELPS,

District Attorney,

A True Bill.

Foreman.

*Paul*

*Joe Campbell*

*72 Centre St*

*110 9th*

0152

Police Court—Third District.

CITY AND COUNTY  
OF NEW YORK, ss.

*Edward E. Benedict* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—*Edward E. Benedict.*

Question.—How old are you?

Answer.—*23 years.*

Question.—Where were you born?

Answer.—*N. Y.*

Question.—Where do you live?

Answer.—*238 E. Eagle St. Buffalo, N. Y.*

Question.—What is your occupation?

Answer.—*Clerk.*

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—*I have nothing to say at present. E. E. Benedict*

Subscribed before me, this

29th

day of

March

1905

0153

## DISTRICT POLICE COURT—

AFFIDAVIT—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss.Edward D Bassford.  
of No. Cooper Institute 39 Avenue Street.being duly sworn, deposes and says, that on the 10<sup>th</sup> day of March 1880  
at the City of New York,in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property, viz.:

Good and Lawful money of  
the United States of the  
Value of Seventy Dollars

for  
\$70.00  
100

the property of

deponent and deponents  
mother Alice Bassford

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

said defendant was employed as a cashier  
at deponent store corner of 3<sup>d</sup> Avenue  
and 8<sup>th</sup> Street (Cooper Institute) said defendant  
received the several amounts from the  
respective salesman in said store said  
defendant would enter the amounts so  
received upon a cash book on said day  
said defendant figured the amount so  
received on said book Seventy Dollars & 00/100

Seventy Dollars

100

Police Justice

100

0154

than the amounts so received and which  
said amount said defendant took  
and carried away and converted to  
his own use

Sworn to before me  
the 26th March 1880

Edward, D. Bassford

James M. Smith  
Police Currier

3d 17  
AFFIDAVIT - Larceny. *James M. Smith*

DISTRICT POLICE COURT

THE PEOPLE, &c  
ON THE COMPLAINT OF

Edward D. Bassford  
Cooper Smith 3rd Am

Edward E. Boncher

DATED March 26 1880

James M. Smith  
MAGISTRATE.

W. B. Smith & Co  
WITNESSES:

W. B. Smith & Co  
WITNESSES:

W. B. Smith & Co  
WITNESSES:

Capt. McCallagh

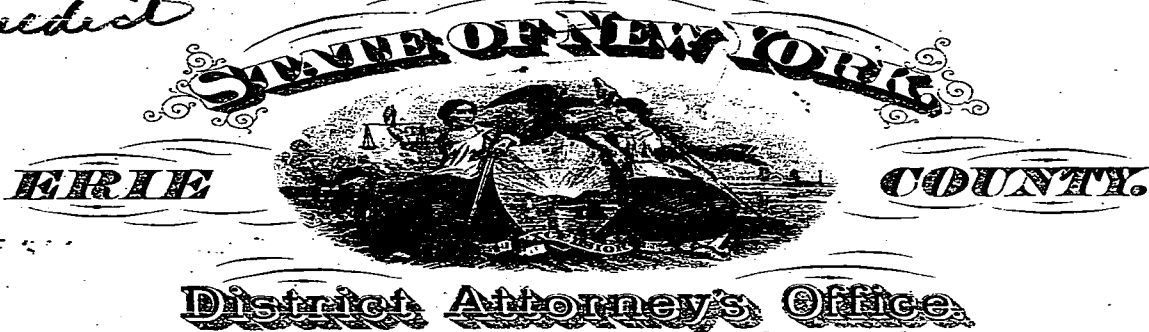
17th

DISPOSITION  
17th

17th

0155

Benedict



Buffalo Apr. 11<sup>th</sup> 1880

Hon. P. K. Phelps

My Sir

Yours in relation to Benedict and  
Mrs. Smith matters recd. Mr. Titus our Dist. atty  
has been absent for some time on account of his health &  
expect him back very soon. I am very busy just at  
present in court. I would advise that you hold on to  
Benedict and keep him in prison there just as you  
suggested in the mean time & call on me by the  
case of Smith here and write me fully by the  
end of this week what we conclude to do.  
Thanking you for calling our attention to this  
matter I am

Very Respectly

E. H. Patterson  
Asst. & acting Dist. atty.

• Edward E Benedict was my brother-in-law - have known him for five years. Just previous to his entering Smith's office, he worked in the Canada Southern Railway office at Black Rock, and lived with his family whom he supported until after I married his sister when the family moved into the house with myself and wife - Benedict was getting \$55.<sup>00</sup> per month - was also buying some time of the Rail Road men. Benedict proposed to me that I furnish him some money to buy with, and to give me part of the profit, which I did. but was not able to furnish him as much as he could use. Smith proposed to him to come and work for him (Smith) agreeing to give \$35.<sup>00</sup> per month, and as a consideration for the difference, give him for use what money he needed for the buying of time, agreeing to share the profit equally. Benedict used to get from 5 to 10 % on said orders which amounted to much more than

the difference in the wages. - think Benedict worked for Smith nearly two years - Knew Benedict had considerable interest in boats, as he spent nearly all of his leisure time at them, being very little at home, I only seeing him about 3 or 4 times a week - Knew he owned one boat named "Kittie", but did not know he had put any money in any other, as he told me his interest was got by giving his time and experience, while the rest who owned her, furnished the money. never saw the other boat but once when in the stocks. never saw her in the water except at a distance.

About the first of December, 1879 was called into the office of Miller & Schelling Lawyers, by Mr Smith, when he (Smith) placed a paper before me, saying "what do you think of that". I said I did



not know what he meant - he said  
 "see what Benedict has been doing - I  
 said "has he been taking some of your  
 money - he said "yes" - I said "how much  
 \$62.<sup>00</sup> ? - he said \$6200.<sup>00</sup> I said Benedict  
 is this so - Benedict said "not quite so much -  
 only \$5900.<sup>00</sup> - there is some mistake of \$300.<sup>00</sup>"  
 Smith said "here are the papers for arrest  
 only waiting for the Sheriff to serve them  
 and have Benedict locked up. we  
 thought we would let you know of it,  
 and see if his friends could not make  
 it up some way, and thus save the young  
 man from disgrace and prison". Smith  
 said "Snigg<sup>what</sup>, are you willing to do about  
 it - I said I did not know, I would  
 have to have time to think about it -  
 Smith said "are you willing to endorse  
 Benedict's notes for say \$4000. and I will

4  
 stand the balance till Benedict gets  
 around to pay it. I said "I don't know  
 I would want time to think about it"  
 Smith said "are you willing to endorse his  
 paper for \$2000.?" I said same as before -  
 Smith said if I was not willing or could find  
 none of his friends to help him, there was  
 nothing for him to do but send him to jail  
 Schelling said "there is nothing for him to do  
 now except to get married as soon as possible  
 which will enable him to pay the money back  
 as soon as he can & that if he does not get  
 married, he will never be in shape to pay it -  
 Benedict said he would never get married  
 until this matter was settled - that he would  
 never take the disgrace into the family -  
 Smith said they must never know any thing  
 about it - it could be kept quiet until  
 Benedict could pay it up -  
 I asked Benedict

0160

5

what he had done with his boat, -  
Benedict said he had mortgaged them to  
Smith - had also given him his watch -  
chain - a diamond ring - small scarf (diamond)  
paid, with Rail Road order + notes and other chattels,  
amounting to (counting cost value) about  
\$6000 or nearly that, but an actual value  
of between \$3000 + \$4000. <sup>11</sup>

Rec'd

Cost of the "Kittie"	1000	} thought probably worth	\$3000.
Repairing	1500.		
Cost of Cygnets (4 1/2)	2500		
Watch + chain	300	} 1600.	
RR order	600		
Cash	50		
Diamond Ring	650		

Smith said "is the diamond ring paid  
for - Benedict said "no - not quite" - Smith  
said how came you to have so much credit  
at Dickinsons + said better go and get

6

all the jewelry he could there, and bring to him, as such a debt would not be criminal, while this was". Benedict took the ring and pawned it at DOWD's - took the proceeds - paid Dick Rusk what he owed them - then got pair Ear rings & finger ring valued at \$1550.<sup>00</sup> - gave the Ear rings to Smith - Smith advised Benedict to <sup>urge</sup> his engagement to a marriage soon as possible - Benedict hesitated saying he did not want to disgrace his wife's folks, and on assurance of Smith to wait, consented to consummate the marriage as soon as he could - Smith afterwards told me that he gave Benedict \$30.<sup>00</sup> to meet expenses to New York.

At the time Smith was persuading Benedict to make an early marriage,

he told Benedict that he could pay him in a few months, by taking money from the store - that taking such money from the store would not be a criminal act, but that taking his (Smith's) money was criminal - that the money so taken from the New York store would be his own, though taken prematurely - and urged Benedict to take this course, to save himself from a criminal prosecution)

After Benedict's marriage - Smith told me ~~he~~ had repeatedly written Benedict urging payments & that he got no replies - that Benedict had disregarded his requests - The next I heard of the matter, was by telegram from Benedict wanting me to come there immediately - that he was in the hands of the Sheriff - I went to New York & arranged

to give bail - subsequently Smith accepted me as bail for \$7500.\*

Benedict told me that Smith had before this time locked him in a room in New York & compelled him to give him a contract agreeing to give him (Smith) \$200. per week

This contract <sup>Smith</sup> showed me on my return to Buffalo. & also a note for \$1500. which Benedict had given him - thinks it was a Co Day note - that he (Smith) asked Benedict if he could pass all of it & that Benedict said he thought he could pay \$1200. of it

Smith also told me that he had received \$430\* from New York sent by Benedict & \$197\* collected on Railroad orders, which he had credited to Benedict

After I had visited Benedict, in conversation together. he told me in answer to my questions that the money he had sent Smith from New York, he took out of the money drawn & covered it up by false entries -

Statement in Case  
of Ed. E. Benedict

About 7 Longago  
163 Scott St  
Buffalo

Ed E. Benedict has two receipts  
for money sent by Gene.  
Ed E. Benedict

March 3, \$100  
" 16, 130.

He also sent me \$200 more than  
I have acknowledged

as shown by the receipt sent me  
and from the fact that

0165

Tomb - Apr 28/20  
Cell 91

Hon. Benjamin T. Phelps  
District Attorney for N.Y.  
Sir:

I am informed that  
his Honor, the District Attorney  
of Buffalo, Mr. Tutin, has written  
you concerning my temporary  
release to testify in a case in  
Buffalo. If not inconsistent  
will you please inform me by  
return when I can leave.

Yours Respectfully  
Edward C. Condict



0166

LAW OFFICES  
—OF—

W. W. WOODWORTH,

Offices—5, Granite Block,  
242 MAIN STREET.

Buffalo, N.Y., April 24<sup>th</sup> 1883

Genl. E. Phelps Esqr

Dist. Atty. U.S. Co. (Dear Sir:—)

Your letter to Dist. Atty. Titus reached mine at least 48 Hrs. Through his clerk Mr. Farrington he has requested you to let Mr. Benedict come to Buffalo. Money has been sent to Benedict direct to come with. We have no fears but that he will come if left to himself, and prefer that as soon as he is released, the officers let him make his way without their company to the Depot, or elsewhere, so that if cross examined on the trial as to his release he can answer accordingly. Consequently, stand in better favor before the jury.

Thanking you for your kind consideration of poor Benedict's case,

I remain

Your obedient servant

W. W. Woodworth

0167

Blank No. 1.

**THE WESTERN UNION TELEGRAPH COMPANY**

No. 270

This Company TRANSMITS and DELIVERS messages under the following conditions, limiting its liability, which have been accepted to by the sender of the following message.  
Errors can be guarded against by repeating a message and to the sending station for comparison, and the Company will not hold itself liable for errors or omissions in the transmission or delivery of UNREPEATED MESSAGES.  
This Message is an UNREPEATED MESSAGE and is delivered by request of the sender under the conditions named above.

A. R. BREWER, Secy.

NORVIN GREEN, Pres.

7 Pm

Dated Buffalo NY 2/8 Rec'd at Western Union Building,  
To Benj K Phelps Ape 1880.  
Dist atty NY

Want Benedicts at once when can  
be come answer at my expense

R B Titus

12 paid

**READ THE NOTICE AT THE TOP.**

0168



Buffalo, N.Y. Apr 24 1880

Benj R Phelps

Dist atty New York City

Sir, Mr Titus directs me to write you that we desire to prosecute Smith and with do so if you allow Benedict to come here.

Our Grand Jury sits Monday Apr 26<sup>th</sup>, and as the session will be a short one it is desirable that Benedict be here Tuesday morning.

Yours Respy

R.C. Titus

Dist atty Erie Co  
per F.

0169



Buffalo

18

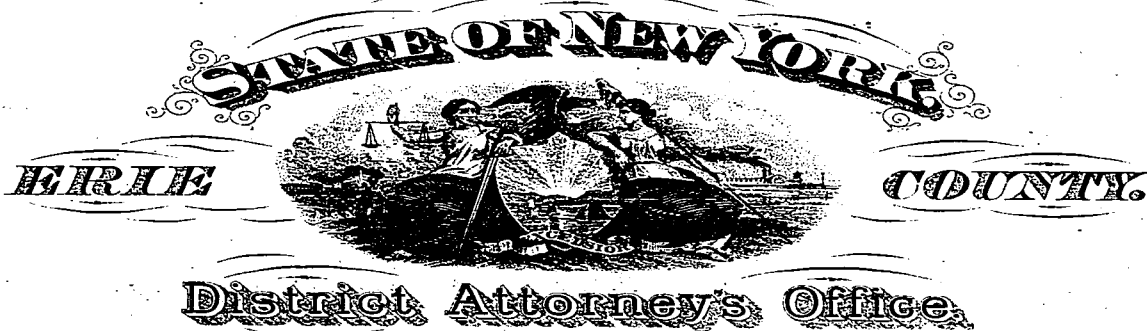
and as his friends are anxious to save, rather than ruin the character & prospects of the boy, the plan suggested would not affect that result. I would therefore suggest that both Smith & Remondet could be indicted here for Conspiracy for obtaining the jewelry, & a conviction could undoubtedly be obtained upon such indictment. If this course is pursued it would necessarily involve the idea of allowing Remondet to be admitted to bail for his appearance, that he might be used as a witness before the grand jury. I make these suggestions for your consideration only on the theory that you should desire to cooperate with the boy's friends to save him from a conviction, & punishment for a felony.

Very Respectfully Yours

Robert B. Dillen

District Attorney

0170



Buffalo, April 17<sup>th</sup> 1880

Rev N Phelps Esq.

District Attorney for  
New York

Dear Sir

Since receiving your communication of the 9<sup>th</sup> inst referring to the charge against Edward E. Benedict for Larceny I have taken some pains to investigate the matter & ascertained the facts. I am convinced if the story told by Mr Druggs is true that Moses Smith, is more culpable than Benedict.

It also appears that Smith induced Benedict to obtain jewelry from a firm here in Buffalo, to quite a large amount and deposited the same with Smith, to secure him for the money claimed to have been taken from him.

The statements of facts in your letter seemed to be fully borne out, & something should undoubtedly be done to bring Smith to justice. If Benedict should be convicted of Larceny, Smith might be tried here as accessory before the fact, but that would involve the conviction of Benedict.

0171

Laurel April 23, 1880

B. S. Dickinson

I have received a letter from  
the New York Dish atty, which I enclose  
I shall not be home until Monday.

You may write Mr Phelps that we  
desire to prosecute Smith and will  
do so if he will permit Benedict  
to come here and go before the Grand  
Jury as a witness

Yours &c

R. E. Titus

0172

LAW OFFICES  
—OF—**W. W. WOODWORTH,**Offices—5, Granite Block,  
242 MAIN STREET. }Buffalo, N.Y. May 5<sup>th</sup> 1882.Genl. R. Phelps Esq.  
Dist. Atty N.Y. Co.

(Dear Sir:—

Mr. Titus, has shown  
me your letter to him of last week. He has answered  
same this day & understands.

I much regret the efforts to have Benedict  
before our Grand Jury last week failed.

I was obliged to go to Seattle upon my return  
from your city to see Mr. Titus & get the re-  
sult you wanted. I learn from your letter  
to him that his letter of the 24<sup>th</sup> ult. did not  
reach you until the 29<sup>th</sup> ult., owing to your  
absence from N.Y. City. Mr. Titus with appro-  
per spirit of economy thought it not to hold  
the Grand Jury longer for the sole purpose of con-  
sidering the Benedict-Smith cases inasmuch  
as the same can go before the Grand Jury the  
3<sup>rd</sup> Monday in June. We do not ask that Ben-  
dict go unfurnished, not even in your County,  
but without him nothing can be done here against

0173

2

LAW OFFICES  
—OF—**W. W. WOODWORTH,**Offices—5, Granite Block, }  
242 MAIN STREET.

Buffalo, N.Y. \_\_\_\_\_ 18

Smith, we are hoping for the consideration of  
both their cases in our county when both are  
known, believing that in so doing each can  
and will be punished according to his just deserts.

The fact that Smith returned money to the  
Bassford house, — to those who are acquainted  
with him and his character, — tends, it seems, <sup>to convince them</sup> the  
more fully of Smith's guilt. The evidence  
against Smith in defrauding the Dickinson  
house here, appears to me almost incontrovertible.  
If our theory be correct (and I believe it is) Ben-  
edict is not nearly so culpable as Smith  
in either the Bassford or Dickinson matter.

Mr. Briggs who is Benedict's sole bail in the  
civil action by Smith to the amount of \$7500<sup>00</sup> <sup>00</sup>  
would be pleased to have Benedict released upon  
his own recognizance until our next Grand  
jury meets, thus relieving your county of expense,  
and giving him a chance to earn something  
in the meantime.

The order of arrest in the civil action was  
granted February 12<sup>th</sup>; Defendant arrested March 16<sup>th</sup>.



0174

LAW OFFICES  
—OF—**W. W. WOODWORTH,**Offices—5, Granite Block,  
242 MAIN STREET. }

Buffalo, N.Y. \_\_\_\_\_ 18

I appeared for Benedict April 5<sup>th</sup> the first day I was retained. When time to serve complaint was up (April 26<sup>th</sup>) I immediately asked for sixty days further time; & gave them ten days. My complaint is not yet served. I write you this that you may see how the civil action is being conducted in behalf of Smith, which as I understand is according to Smith's notice from the beginning & contrary to the advice of his counsel. My opinion is that Smith wants to get Benedict in prison before forcing the civil action against him.

Mr. Tanner will call upon you soon, probably this week. Hope you will not indict Benedict before seeing him.

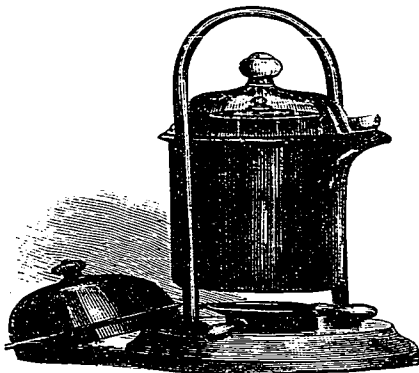
Would be pleased to hear from you as to what you think had best be done.

Excuse me for writing so much at length.

Your obedient servant,  
W. W. Woodworth.

0175

THE FAMOUS  
VIENNA COFFEE MACHINE.



IMPORTED ONLY BY US.

ESTABLISHED 1838.

EDWARD D. BASSFORD,

Wholesale and Retail Dealer, Jobber, Importer and Manufacturer of first-class

HOUSE-FURNISHING-HARDWARE

CHINA, GLASS AND EARTHENWARE,

Nos. 1, 2, 3, 15, 16 and 17 COOPER INSTITUTE,

Corner Astor Place and 3d and 4th Avenues (extending through),

(No 2)

NEW YORK.....1880.

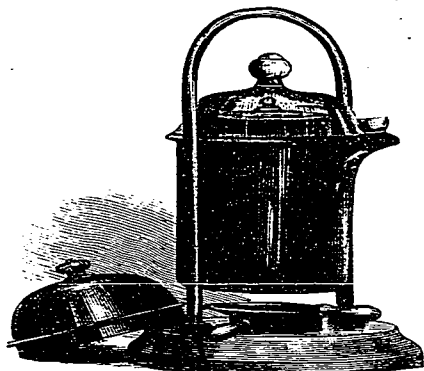
this does not accord with the  
character of a cunning schemer  
given to Smith by Benedict and  
his friends, nor can we understand  
how an order of arrest procured on  
13<sup>th</sup> Feby could frighten Benedict  
so much on the 4<sup>th</sup> 5<sup>th</sup> 6<sup>th</sup> and  
other days in Feby previous to the  
13<sup>th</sup> that he stole \$50<sup>00</sup> a day,  
nor has any of them given us  
an explanation of who it was  
that forced him to steal from Smith  
before he came here  
Of the \$912<sup>00</sup>  
stolen from us only \$30<sup>00</sup> went  
to Smith, (since returned), of the balance  
we only know that Benedict sent

0176

#311<sup>00</sup> to his sister to take some  
jewellery out of pawn, his sister  
and his whole family know he  
came to New York a few weeks  
before without a cent, and that  
had been doing nothing whereby  
he could procure so much money  
in that time. He came to New York  
with the deliberate purpose of  
marrying Mrs Bassford's daughter  
my sister, to escape the consequences  
of his former crimes thinking Mrs  
Bassford would pay everything to  
stop the tongue of scandal, In  
this he made a mistake Mrs  
Bassford my mother will do nothing  
in the matter different from what  
she would do if he was not married  
to her daughter, he has dragged  
our names through the mud of  
New York, it can be no worse and  
at any rate she has nothing to be  
ashamed of, she has not stolen  
anything, she desires me to write to  
you that so far as she is concerned  
the law will have to take its course  
Respectfully Edward W. Bassford

0177

THE FAMOUS  
VIENNA COFFEE MACHINE.



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EDWARD D. BASSFORD,

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CHINA, GLASS AND EARTHENWARE,

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*Corner Astor Place and 3d and 4th Avenues (extending through),*

NEW YORK.

Apr 22 1880.

*D. K. Phelps Esq.  
District Attorney  
New York*

Dear Sir

The gentleman who obtained from you, day before yesterday, letter of introduction to me for the purpose of conferring in the Benedict case, Mr Woodworth of Buffalo, had nothing new to say in the matter. He had nothing but the story told by Benedict, unsupported by a particle of evidence and opposed to common sense, that Moses Smith, a man worth probably 100 thousand dollars, holding a good position in the community and a business man of experience, for the sake of

a few hundred dollars told him to steal the money out of our drawer, we don't believe it, Benedict has lied so outrageously and persistently to us that we would not believe a word he would say now, and we have no doubt he lied to Smith in the same manner as to his position and prospects here.

We wrote Smith informing him that Benedict had sent him money on account, which had been unlawfully taken from our drawer, Smith replied that he had received total \$30<sup>00</sup> from Benedict, but that Benedict had informed him that he had raised the money partly by pawning a watch and some other jewellery, but if this was not the case and the money sent him had come from our drawer he would return it, we sent him evidence that such was the fact and received yesterday his check for the amount \$30<sup>00</sup> sent directly to us without conditions of any kind <sup>over</sup>.

0179



Buffalo, April 17<sup>th</sup> 1880

Bray N. Phelps, Esq

Dear Sir

The bearer, H. H. Woodward, Esq desires to make a statement in reference to E. E. Knickerbocker. Mr Woodward, is one of our young members of the bar, & any statement made by him, in the matter, may be relied upon

Very Respectfully Yours

Robert B. Linn

0180



Buffalo May 3<sup>rd</sup> 1880

Genl. H. Phelps Esq

Dist. Atty. Sir.

Yours of the 29<sup>th</sup> Apr. recd. our grand jury  
was discharged before I heard from you. our next one is  
from 21<sup>st</sup> 80 when we can take the case before them. It  
seems to me a proper case for the consideration of our grand  
jury and if after a full investigation a bill should be  
found I think there would be again chance for  
amiation. Very Respectfully.

Robert C. Lister  
Dist. Atty.

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York  
upon their Oath, present :

That

*Edward E. Benedick*—

late of the First Ward of the City of New York, in the County of New York, aforesaid  
not being an apprentice or person within the age of eighteen years, on the *Tenth*  
day of *March* — in the year of our Lord one thousand eight hundred and  
~~seventy~~ *Eighty* — was employed in the capacity of a clerk and servant to one

*Edward D. Bassford*—

and as such clerk and servant, was entrusted to receive *a certain sum of*  
*money, to wit: the sum of seventy dollars*  
*in money, and of the value of seventy*  
*dollars* —

and being so employed and entrusted as aforesaid, the said

*Edward E. Benedick* — by virtue of such employment  
then and there did receive and take into his possession

*the said certain sum of money, to wit*  
*the sum of seventy dollars in money*  
*and of the value of seventy dollars* —

for and on account of

*Edward D. Bassford* —

his said master and employer ; and that the said

*Edward E. Benedick* — on the day and year last aforesaid,  
with force and arms, at the Ward, City and County aforesaid, fraudulently and feloniously did  
take, make away with and secrete, with intent to convert to his own use, and did fraudulently  
and feloniously embezzle and convert to his own use, without the consent of said master and  
employer, and did fraudulently and feloniously and without the consent of his said master and  
employer withhold, appropriate, apply and make use of the said

*certain sum of money, to wit the sum*  
*of seventy dollars in money and of the*  
*value of seventy dollars* —

(Over.)



0182

of the goods, chattels, personal property and money of the said

*Edward B Bassford* which said goods, chattels, personal property, and money had come into his possession and under his care, by virtue of his being such clerk and servant as aforesaid, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

And the Jurors aforesaid, upon their Oath aforesaid, do further Present,

That the said

*Edward E Rendick*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year last aforesaid, at the Ward, City and County aforesaid, with force and arms, fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: one hundred 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: one hundred and 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: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars 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 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: 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 three dollars each: fifteen 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 two dollars each: thirty 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 one dollar each: two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: thirty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: two hundred and forty silver coins (of the kind usually known as shilling pieces), of the value of twelve and a half cents each: three hundred silver coins (of the kind usually known as half dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as three cent pieces), of the value of five cents each: one thousand coins (of the kind known as three cent pieces), of the value of three cents each: three thousand copper coins (of the kind known as cents), of the value of one cent each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each.

Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury notes, of a number and denomination to the Jurors aforesaid unknown, and more accurate description of which cannot now be given, of the value of *Twenty dollars*

Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of *Twenty dollars*

Divers Due Bills of the United States of America, the same being then and there due and unsatisfied, and of the kind known as Fractional Currency, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of *Twenty dollars*

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of

*Twenty dollars*

0183

of the goods, chattels and personal property of one

*Edward D. Bassford*

then and  
there being found, 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.

BENJ. K. PHELPS, District Attorney.

0184

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Berckmann, Adolphus

**DATE:**

05/18/80



150

0185

Day of Trial

Counsel,

Filed

Pleads

188

THE PEOPLE

28.

B

Adolphus Beckmann

Violation of Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Handy

Foreman.

Ind. discharged  
May 20. 1880

Ind. discharged.

0186

**Police Court. Second District.**

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

Sworn to, this

11<sup>th</sup>

day of May

1879

before me,

Police Justice.

a Policeman of the 29<sup>th</sup> Police Precinct, being duly sworn, deposes and says, that on Sunday, the 11<sup>th</sup> day of May 1879 at the City of New York, in the County of New York, Adolph Berckmann, Junior, now present at No. 65 and 67 West 14<sup>th</sup> Street, (a place for the public sale of intoxicating liquors), did keep said place open, and did expose for sale, and did sell, and give away, intoxicating liquor, or wine, viz.: Lager Beer to be drank as a beverage, in violation of the Excise Law.

Wherefore deponent prays he may be held to answer according to law.

5 minutes (Philander S. Weeks  
after the justice returned

0187

188

327/2

POLICE COURT, SECOND DISTRICT.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Philander J. Weeks  
vs.

Adolph Beckman

Dated May 11



H. Kamm Justice.  
Weeks 23" Officer.

WITNESS:

\$ 100. to answer at Court of General Sessions.

Bailed by Ernest C. Beckman

No. 95 Rivington Street.

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

The People,

— against — } Indicted for  
Adolph Berckmann Jr. } Violation of  
Excise law.

State of New York  
City and County of New York fo.

Adolph Berckmann Jr. being  
duly sworn deposes and says  
he is the Bar Keeper of the  
Saloon situated in the Basement  
of the premises located at the corner  
of Sixth Avenue and Fourteenth  
Street New York City that said  
Saloon is never open for the  
transaction of business on Sunday  
that he ~~deposes~~ remembers the night  
of his arrest upon a charge of  
violating the Excise Law that upon  
that occasion he was not selling  
liquor but was in the act of  
cleaning the Saloon premises  
and the time of the officers

entrance upon the premises was certainly not later than three minutes past twelve o'clock and that the three gentlemen present in the Saloon at the time had come in a few minutes before 12 o'clock and had the empty glasses standing upon the counter and were in conversation with each other at the time of the arrest and that deponent has never been arrested prior to this occasion or since.

Sworn to before me this }  
19<sup>th</sup> day of May 1880. } Adolph Berthmann, Jr.  
J. W. Hoods  
Notary Public - New York Co.

State of New York  
County of New York.

J. W. Hoods of B12 6<sup>th</sup> Street  
being duly sworn deposes and says he was present on the night of Adolph Berthmann Jr's arrest and that the facts set forth in Berthmann's affidavit are true as to the non selling of liquor to deponent and his friends after 12 o'clock on that night.

Sworn to before me this }  
19<sup>th</sup> day of May 1880. }  
J. W. Hoods



0190

CITY AND COUNTY } ss.:  
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Adolphus Berckmann Junior*

late of the *sixteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *eleventh* day of *May* in the year  
of our Lord one thousand eight hundred and eighty , at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Philander S. Weeko*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT* the said

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0191

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Bergan, John

**DATE:**

05/12/80



150

0 1922

Day of Trial.

Counsel,

Filed

Pleads

1880

THE PEOPLE

vs.

John Morgan

Violation Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. H. Dwyer

Foreman.

Sub. May 13, 1880

pleads 1st Count

Fined \$50

0193

**First District Police Court.**

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

of No. the 14 Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on the 17<sup>th</sup>

day of April 1888, at the City of New York, in the County of New York,

at No. 124 Leonard Street,

John Bergan

did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 18<sup>th</sup>  
day of April 1888

J. H. [Signature]  
POLICE JUSTICE.

Richard C. [Signature]

0194

98  
327  
Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Richard E. Stenick

vs.  
John Bergan

MISDEMEANOR,  
Selling Liquor, &c. without License.

Dated the 18<sup>th</sup> day of April 1880

Rilbreth  
Magistrate.  
20  
380

TO Officers.

Witness

Bailed \$ 100 to Ans.

By Thomas W. Droney  
132 Leonard Street.

0195

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That *John Bergan*

late of the *Sixth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *Seventeenth* day of *April* in the year  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one *Richard Etterich*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present:* THAT the said *John Bergan*

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

*Richard Etterich*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0196

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Bergan, Michael

**DATE:**

05/25/80



150

0197

32/

Day of Trial

Counsel,

Filed 25 day of May 1880

Pleads not Guilty -

THE PEOPLE

23.

Violation of Excise Law.

B

Michael Bergan

Dep 20/12  
Pp 1/1  
P Made Guilty.

BENJ. K. PHELPS,

District Attorney.

Deph wants to plead to keeping

open after hours -

Copy

A True Bill.

May 18, 1880

Foreman.

Part in May 25, 1880  
summed L. 1880 by  
64 of 1880  
64 of 1880

May 18, 1880

May 18, 1880

May 18, 1880

Prisoner present  
- and by bondman  
am rebailed  
by Chas Savage  
of 64 W Houston

May 25/80

Pror.

Pror. 1880



0198

**Police Court. Second District.**

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

before me.

Sworn to, this

5 day of

July 1879

Justice

a Policeman of 15 Police Precinct, being duly sworn, deposes and says, that on the  
5 day of February 1879 at the City of New York,  
in the County of New York,  
Michael Bergan now present  
at No. 163 West Street, did expose for sale, and ~~did sell, give away and~~  
dispose of strong or spirituous liquor, wine, ale, or beer, viz: \_\_\_\_\_  
between the hours of 1 and 5 o'clock, in the morning, in violation of the Excise Law.

Wherefore deponent prays he may be held to answer according to law.

Charles A. Hauley

0199

321

POLICE COURT, SECOND DISTRICT.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Charles A. Mauley

vs. 15 85 79

Michael J. Borgan

Affidavit—Violation of Excise Law.

Dated 5 February 1879

Justice.

Officer.

WITNESSES:

RECEIVED  
1879  
JAN 29  
CLERK OF THE COURT

to answer at Court of General Sessions.

Bailed by [Signature]

No. [Signature] Street.

0200

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Michael Bergan*

late of the Ward of the City of New York, in the County of  
New York, aforesaid, on the *fifth* day of *February*, in the year  
of our Lord one thousand eight hundred and *eighty seven*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Charles A. Hanley*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0201

**BOX:**

12

**FOLDER:**

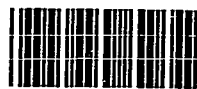
150

**DESCRIPTION:**

Bergfeld, William

**DATE:**

05/18/80



150

0202

212

Day of Trial

Counsel,

Filed 18 day of May 1888

Pleads

for Quincy 19.

THE PEOPLE

vs.

Violation Excise Law.

B

William Bergfeld

BENJ. K. PHELPS,

District Attorney.

A True Bill.

(H. J. Carey)

Foreman.

0203

*Secured*  
**First District Police Court.**

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

of ~~no~~ *the 16<sup>th</sup> Precinct Police* *Laurence Tallan* ~~Street~~

of the City of New York, being duly sworn, deposes and says, that on the *31<sup>st</sup>*  
day of *March* 187*9*, at the City of New York, in the County of New York,

at No. *128 - Tenth Avenue* ~~Street~~

*William Bergfeld* *own house*  
did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors or wines, to be drank in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *31<sup>st</sup>*  
day of *March* 187*9* }

*Laurence Tallan*

*William Bergfeld*  
POLICE JUSTICE.

0204

2nd  
Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Lawrence Tallan

vs  
William Bezzfeld

Dated the 31 day of March 1879

Wm. A. Magistrate

Tallan 16 Officers.

Witness

Bailed \$ 100 to Ans.

By

John H. [Signature]  
80 Gloucester Street.

MS DEVEANOR,  
Selling Liquor, &c. without License.



0205

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*William Bergfeld*

late of the *sixteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty first* day of *March* in the year  
of our Lord one thousand eight hundred and seventy-*nine*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Lawrence Fallon*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**



0206

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Black, Gustave

**DATE:**

05/18/80



150

0207

211

Day of Trial

Counsel,

Filed 18 day of May 1880

Pleads

THE PEOPLE

vs.

Eustace Black

Violation Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

(H. J. Carey)

Foreman.

Part No May 19, 1880  
pleads guilty

Fined \$5.00

0208

**Police Court, Second District.**

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

a Policeman of 16 Police Precinct, being duly sworn, deposes and says, that on Sunday, the 31 day of March 1877 at the City of New York, in the County of New York, Gustave Black now present at No. 427 West 17<sup>th</sup> Street, (a place for the public sale of intoxicating liquors), did keep said place open, and did expose for sale, and did sell, and give away, intoxicating liquor, or wine, viz.: Whiskey in quantities less than five gallons to be drank as a beverage, in violation of the Excise Law.

Wherefore deponent prays he may be held to answer according to law.

Laurence Tallon

Sworn to, this 1 day of April 1879  
before me,  
Wm. M. O'Connell  
Police Justice.

0209

211  
POLICE COURT, SECOND DISTRICT.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Laurence Tallon*

*16 234*

*Gustave Black*

Affidavit—Violation of Excise Law.

Dated *April 1<sup>st</sup>* 187*9*

*Wardell* Justice.

*Tallon* Officer *16 234*

WITNESS:



\$ *100* to answer at Court of General Sessions.

Bailed by *Henry Grey*

No. *96 Tenth Avenue*

0210

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Gustave Black*

late of the *sixteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *thirty first* day of *March* in the year  
of our Lord one thousand eight hundred and seventy- *nine*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Lawrence Fallon*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said*

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0211

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Blake, William

**DATE:**

05/26/80



150



0213

Crimpet Saunders Hotel  
Jersey City Night

Form 89½

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

ss.

POLICE COURT—SECOND DISTRICT.

of No. George B. Waterman  
Armed of Attention Street, being duly sworn, deposes  
and says, that on the 24 day of May 1880.at the City of New York, in the County of New York, was feloniously taken, stolen and carried  
away from the possession of deponent, and from deponent'sPerson  
the following property, to wit: One silver watch with  
gold plated chain attached togetherof the value of Seven Dollars,  
the property of Deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property  
was feloniously taken, stolen, and carried away by William Blake,(Now here) from the fact that the said  
Blake came up to deponent and snatched  
the said property from the left hand  
pocket of the vest then and there worn  
by deponent while in Merar Street in said  
CityGeo. B. Waterman

Sworn to before me, this

24<sup>th</sup> day  
of May 1880.

J. J. M. J. Justice.



0214

Police Court—Fifth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Blake* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. *William Blake*

Question. How old are you?

Answer. *Twenty eight years.*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *11 West 52<sup>d</sup> Street*

Question. What is your occupation?

Answer. *Agent in publishing house.*

Question. Have you anything to say, and if so, what,—relative to the charge here

—preferred against you?

Answer. *I deny the charge.*

*William Blake*

Taken before me, this *25*  
day of *May* 18*00*

*Wm. M. Munn*

Police Justice.

0215

Form 694

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

*457*  
*Sw. B. Waterman*  
*vs. Union Street*  
*William Blakely*  
*gumlike Green*  
*Latency*  
*Affidavit*  
*J. J.*

DATED *May 25* 1880.

*Murray* MAGISTRATE.

*McLeod* OFFICER.  
*McLeod* *8:10 PM*

WITNESS: *French Police*

*G. B. Waterman*

*Samuelson*  
*Jersey City, N. J.*  
*May 25 1880*  
*5:00 TO ANS.*  
*1880*  
*STRICT ATTORNEY*

BAILED BY  
No. STREET.

02 16

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

13 If this Subpoena is disobeyed, an attachment will immediately issue.

14 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

*Geo. B. Waterman*  
of No. *Union Hill Hoboken N.J.*

GREETING :

WE COMMAND YOU. That, all business and excuses ceasing, you appear in your proper person, before the Court of GENERAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

*Wm. Blake*  
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 *June*, in the year of our Lord 1880

BENJAMIN K. PHELPS, District Attorney.

0217

**PART 2.**

THE COURT-ROOM IS IN THE THIRD STORY, AND FACING THE PARK.  
If this Subpoena be 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 Geo. B. Waterman  
of No. Samuel Hotel Jersey City St. J.

GREETING:

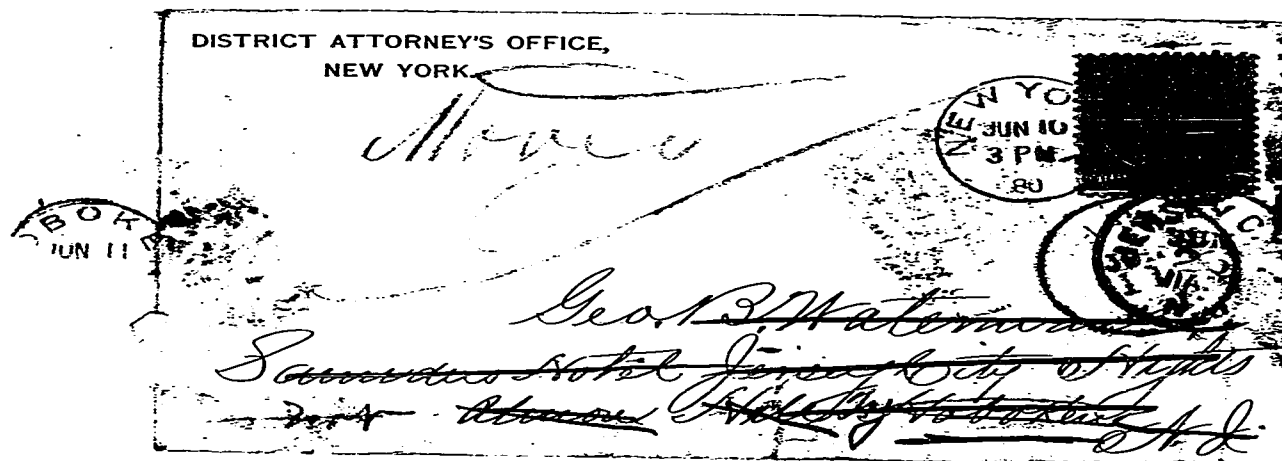
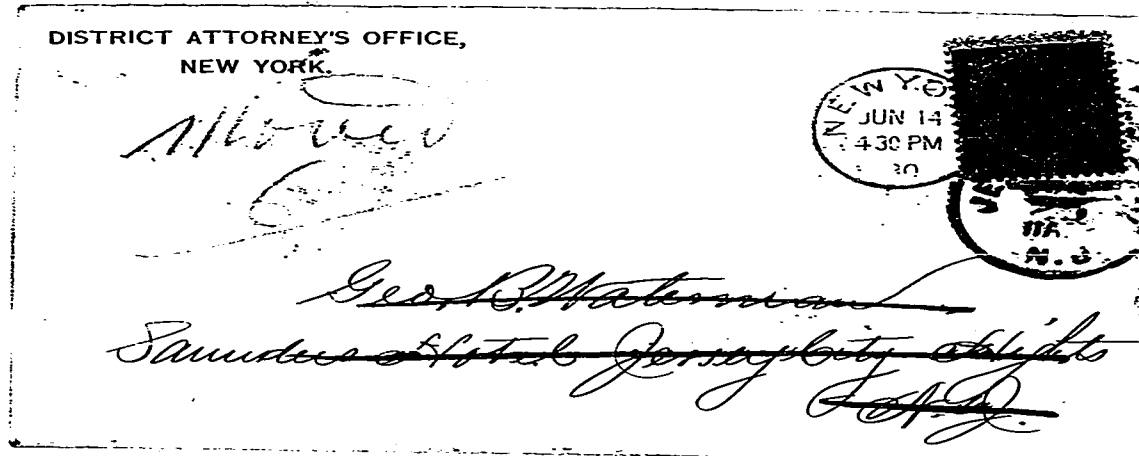
WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the 18 day of June instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against John Blake.

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. JOHN K. HACKETT, Recorder of our said City, at the City Hall in our said City, the first Monday of June, in the year of our Lord 18 81.

BENJAMIN K. PHELPS, District Attorney.

0218



0219

CITY AND COUNTY } ss.  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York,*  
*upon their Oath, present :*

That *William Blake*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *twenty fourth* day of *May* in the year of our Lord one  
thousand eight hundred and eighty — at the Ward, City, and County aforesaid,  
with force and arms,

*One watch of the value of ten dollars*  
*One chain of the value of two dollars*

of the goods, chattels, and personal property of one *George B. Waterman*  
on the person of the said *George B. Waterman* then and there being found,  
from the person of the said *George B. Waterman* 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.

BENJ. K. PHELPS, District Attorney.

0220

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Blaukmeyer, Herman

**DATE:**

05/20/80



150

0221

235

Day of Trial

Counsel,

Filed 20 day of May 1870

Pleads *Pro Se*

THE PEOPLE

vs.

B

Violation Excise Law.

*Herman Blaumeyer*

*By Amos*

*Clark*

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*(Signed, Amos)*

Foreman.



0222

POLICE COURT *Second* DISTRICT.

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

of No. *the 16th Precinct Police* *Richard Wilson*  
of the City of New York, being duly sworn, deposes and says, that on *Sunday the 29th* Street,  
of *June* 18*79* in the City of New York, in the County of New York,  
At Premises *182 Eleventh Avenue*

*Herman Blaukmyer* a place where intoxicating liquors and wines are kept for sale, and sold as a beverage,  
*Herman Blaukmyer* (now here) did then and there expose for sale, and did sell, caused  
suffered, and permitted to be sold and given away, under his direction or authority, strong and spirituous liquors,  
wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the  
house or premises aforesaid, contrary to and in violation of law:

WHEREFORE, deponent prays that the said *Herman Blaukmyer* may  
be arrested and dealt with according to law. *Deponent saw several men in said premises*  
*drinking Beer, 30c*  
Sworn to before me this *June* 18*79* day }

of *June* 18*79* day }  
*R. L. Morgan* Police Justice.  
*Richard Wilson*

0223

235/8

Police Court, Second District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Richard Wiener  
vs.  
Herman Blaukmeier

Violation of Expose Law.

Dated 30th day of June 1879

B. T. Morgan Magistrate.

W. H. M. M. Officer.  
16 Breinert

Witness,

Bailed \$ 100 to Ans. E. S.

By Henry Gray  
96 Tenth Avenue



0224

CITY AND COUNTY } ss.:  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*Herman Blaukmeier*

late of the *sixteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty-ninth* day of *June* in the year  
of our Lord one thousand eight hundred and seventy-*nine*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Richard Wilson*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said

*Herman Blaukmeier*

late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one

*Richard Wilson*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**

0225

**BOX:**

12

**FOLDER:**

150

**DESCRIPTION:**

Blohm, Herman

**DATE:**

05/21/80



150

0226

*just* 270

Day of Trial

Counsel,

1880

Filed *21* day of *May*

Pleads

THE PEOPLE

Violation of Excise Law.

vs.

*B*

*Herman Bloom*

BENJ. K. PHELPS,

District Attorney.

Part No: *May 25*, 1880

*Heads 1st Grand*

*Time 10-11 p.m.*

A True Bill.

*May 25*

Foreman.

0227

POLICE COURT—FIRST DISTRICT.

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

*Thomas O'Reilly*  
a Policeman of *the 17<sup>th</sup>* Police Precinct, being duly sworn, deposes and says, that on *Sunday*  
*the 11<sup>th</sup>* day of *May* 187*9* at the City of New York,  
in the County of New York,  
*Herman Dohm* now present  
at No. *40 Mott* Street, (a place for the public sale of intoxicating  
liquors), did keep said place open, and did expose for sale, and did sell, or give away, intoxicating  
liquor, or wine, viz.: *Lager Beer* to be drank as a beverage, in violation of the  
Excise Law.

Wherefore deponent prays he may be held to answer according to law.

*Thomas O'Reilly*

*Subscribed to this*  
*before me,*  
*12 day of May 1879*  
*Police Justice.*

0228

270

Police Court—First District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Thomas O'Reilly

~~vs.~~ <sup>157</sup> Herman Plahn

AFFIDAVIT—VIOLATION OF EXCISE LAW.

Dated May 12 1879

Hammer Justice

Officer

WITNESS:



§ 10013, to answer at Court of General Sessions.

Bailed by James Naughton

No. 34 Pell Street

0229

CITY AND COUNTY } ss.:  
OF NEW YORK,THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Herman Blohm*

late of the *sixth* Ward of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *May* in the year of our Lord one thousand eight hundred and ~~eighty~~ *seventy nine*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

*Thomas O'Reilly*

without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said*

*Herman Blohm*

late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one

*Thomas O'Reilly*

contrary to 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.

**BENJ. K. PHELPS, District Attorney.**