

0254

**BOX:**

342

**FOLDER:**

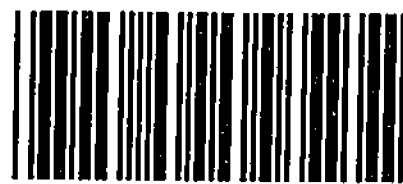
3227

**DESCRIPTION:**

Healy, Thomas

**DATE:**

02/18/89



3227

2d offence. P.B.M.

Witnesses,  
*John H. Linder*

140 *CPH*

Counsel,  
Filed *18* day of *Feb* 188*9*  
Pleads, *Guilty*

THE PEOPLE  
*746 1/2 W. 13th St. N.Y.C.*  
*Thomas Healy*  
[Section B.O.D. Penal Code.]

JOHN R. FELLOWS,  
District Attorney.

(also with *March 17, 1888*)

A True Bill.

*J. P. Wood*

Part III February 19/89  
Foreman  
Pleaded Guilty

*Edmund H. P.B.M.*  
Judge

0255

0256

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, ss:POLICE COURT, 2<sup>d</sup> DISTRICT.

Joseph Sinclair

of No. 326 West 41<sup>st</sup> Street, being duly sworn, deposes and says,  
that on the 3<sup>rd</sup> day of February 1889

at the City of New York, in the County of New York, Thomas Healey (now here) did commit the detestable and abominable crime against nature and did have carnally knowledge of deponent's person in a manner contrary to nature, in the following manner, to wit: that about the hour of seven o'clock in the evening of the aforesaid day said deponent was walking along on West 40<sup>th</sup> Street in said City and said defendant took hold of deponent and dragged deponent in an alley way and said defendant did then throw deponent down on the ground and took a handkerchief out of deponent's pocket and stuffed and put said handkerchief in deponent's mouth and said defendant did then unbutton and unfasten deponent's pants and pull deponent's pants down on deponent's legs exposing deponent's person, said defendant did then insert his, defendant's, penis into deponent's rectum penetrating the same, and said defendant did then attempt to insert his, defendant's, penis in deponent's mouth.

Deponent therefore charges said Thomas Healey with committing a crime against nature and asks that he may be dealt with as the law may direct.

Joseph Sinclair

Sworn to before me this  
4<sup>th</sup> day of February 1889

James M. Kelly Police Justice

0257

Sec. 198—200.

2- District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas Healy*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *N<sup>o</sup> 746 Sixth Avenue and about 6 months*

Question. What is your business or profession?

Answer. *Apprentice to a Tin-smith*

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

Answer. *I have nothing to say*  
*Thomas Healy*

Taken before me this

day of

*February*

188

*9**Police Justice*



0258

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

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

Dated Feb 4 1889 Samuel M. [Signature] Police Justice.

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

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

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

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

0259

Police Court--- 2 199 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Joseph Sinclair  
326<sup>th</sup> West 41<sup>st</sup>  
Thomas Healy

1  
2  
3  
4

Offence  
Assault with a Dangerous Weapon

Dated Feb 4<sup>th</sup> 1889  
D. O'Reilly Magistrate.  
Wagner Officer.  
20 Precinct.

Witnesses Herman Wagner  
20<sup>th</sup> Police Precinct  
E Burland

No. 100 E 40<sup>th</sup> St. Street.

No. FEB 7 1889 Street.

\$20000 to answer

COMMITTED.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0260

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Healy

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

Indictment accuse Thomas Healy

of the crime of *Crime against nature,*

committed as follows:

The said Thomas Healy

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

*Third* day of *January* in the year of our Lord one thousand  
eight hundred and eighty-*nine*, at the City and County aforesaid,

in and upon one *Joseph Sindler*, a  
male person, then and there being,  
*Healy* did make an assault,  
and with the said *Joseph Sindler*,  
in a manner contrary to nature,  
then and there *Healy* did  
commit a crime, against the form  
of the Statute in such case made and  
provided, and against the peace of the  
People of the State of New York, and their dignity.

*John R. Bellows,*

*District Attorney*

0261

**BOX:**

342

**FOLDER:**

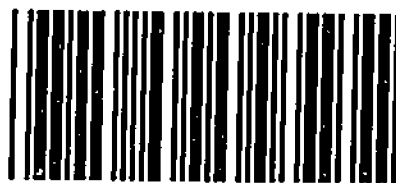
3227

**DESCRIPTION:**

Heap, Richard

**DATE:**

02/12/89



3227



Witnesses:

S. Goldstein

68

Goodheart

140 Nassau

Counsel,

Filed

12/27

day of July

1889

Pleads,

Not guilty

THE PEOPLE

17 See and

1494 Index - B

Richard Steap

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

JOHN R. FELLOWS,

District Attorney.

March 25, Part 3

A True Bill.

J. Robertson  
Foreman.

Part III March 25, 89-

Pleads - Assault 3rd deg  
Sentence - suspended  
R.B.M.

T.

0262

0263

Police Court—4 District.City and County } ss.:  
of New York, }of No. 1500 Second Avenue Street, aged 32 years,occupation Glazier being duly sworndeposes and says, that on the 24 day of January 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Richard Heap, who struck  
deponent a violent blow  
in the face with a Butchers  
hook, then and there held  
in the hand of said Heap.  
Severely cutting deponents nose  
with the point of said hook.

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

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

Sworn to before me, this 24 dayof January 1889

Isaac Goldstein  
Police Justice.

Police Court, 4 District.

*THE PEOPLE, &c.,*

*on the complaint of*

on the complaint of  
*Irma Goldstein*  
vs.

Richard Shear

## Offence—Felonious Assault & Battery

Dated 22 May 1964 188

*Magistrate.*

*Officer.*

*Clerk.*

**Witnesses,** .....

No. .... street,

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

No. .... Street,

\$.....to answer General Sessions.

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

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

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

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

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

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

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

0265

Sec. 193—200.

44 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK }

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

Question. What is your name?

Answer. Richard Heap

Question. How old are you?

Answer. 17 Years

Question. Where were you born?

Answer. New York

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

Answer. 1494 - 2 Avenue 11 Years

Question. What is your business or profession?

Answer. Butcher

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

Answer.

I am not guilty  
Richard Heap.

Taken before me this

25

day of January 1889

Police Justice.

J. H. Smith



0266

Sec. 151.

Police Court 14 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police*  
*Justices* for the City of New York, by *Isaac Goldstein*  
of No. *1500 2 Ave* Street, that on the *14* day of *January*  
188*9* at the City of New York, in the County of New York,

and feloniously *Richard Skop*  
he was violently Assaulted and Beaten by

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
*Sheriff, Marshals and Policemen*, and each and every of you, to apprehend the said Defendant and bring *him*  
forthwith before me, at the *14* DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this *14* day of *January* 188*9*

*Isaac Goldstein*  
POLICE JUSTICE.

0267

Adj-South Side

Police Court ..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF  
WALKER FOR JURY SERVICE  
1515-2

vs.

Warrant-A. & B.

Dated ..... 188

Magistrate

Tookew. Officer.  
Richard Heep

The Defendant taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated January 25 1889

This Warrant may be executed on Sunday or at night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the WARDEN and KEEPER of the City Prison of the City of New York.

Dated

188

Police Justice.

The within named

Apr 17. 188. No 1494. 2. Mr

0268

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

*Defendant*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1* Hundred Dollars,..... and be committed to the Warden and Keeper of

the City Prison, of the City of New York, until he give such bail, and the Justice presiding in such case in Assize Court is authorized to accept such bail.  
Dated *Jan 25* 188*9* *J. M. Smith* Police Justice.

I have admitted the above-named.....

*Defendant*

to bail to answer by the undertaking hereto annexed.

Dated *Jan 26* 188*9*

*J. M. Smith* Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated..... 188

.....Police Justice.

0269

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Isaac Goldstein  
1500 2<sup>nd</sup> ave  
Richard Noap

2

3

4

Offence Assault

Felony

Dated

January 25 1889

Kilbreth Magistrate.

Looker Officer.

Know nothing Court Precinct.

Witnesses

J. Pulipian

No.

1467 2<sup>nd</sup> ave

Street.

No.

No.

1517 - 2<sup>nd</sup> ave

Street.

No.

\$

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.



0270

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Richard Heap*

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

*Richard Heap*

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

The said

*Richard Heap*

late of the City of New York, in the County of New York aforesaid, on the *twenty-fourth* day of *January* in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the City and County aforesaid, in and upon the body of one *Isaac Goldstein* in the peace of the said People then and there being, feloniously did make an assault, and *him* the said *Isaac Goldstein* with a certain *weapon commonly called a butcher's hook* which the said *Richard Heap* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent

*him* the said *Isaac Goldstein*

thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*Richard Heap*

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

The said

*Richard Heap*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Isaac Goldstein* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *Isaac Goldstein* with a certain *weapon commonly called a butcher's hook* which the said *Richard Heap* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York and their dignity.

0271

THIRD COUNT—

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

— *Richard Heap* —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*Richard Heap*

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

with a certain *weapon commonly called*  
*a butcher's hook* —

which *he* the said *Richard Heap*  
in *his* right hand then and there had and held, in and upon the *face*  
\_\_\_\_\_ of *him* the said *Isaac Goldstein*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said *Isaac Goldstein*

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

JOHN R. FELLOWS,

District Attorney.

0272

**BOX:**

342

**FOLDER:**

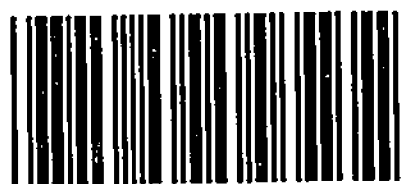
3227

**DESCRIPTION:**

Heckel, Antony

**DATE:**

02/20/89



3227

Witnesses:

Wm. Pearson,

I have examined  
all the testimony presented  
herein and do not  
think that the crime  
averred in the indictment  
can be established nor  
do I think that the  
case is one for criminal  
prosecution. I do therefore  
recommend that the  
indictment herein  
be dismissed.

Wm. Pearson  
May 9, 1889

I approve of the above  
recommendation.

May 9, 1889  
Verma M. Davis  
Clerk.

187 - Euphrosine & Co.  
906 3-4  
2nd Bldg  
Counsel,  
Filed day of May 1889  
Pleads

THE PEOPLE

vs.

Antony Heckel

INJURY TO PROPERTY.  
[Section 654, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

Present to jury as to whether the  
A True Bill. (Case is one for criminal  
prosecution - 1889.)

Wm. Pearson  
May 9, 1889

Foreman.

Wm. Pearson  
May 9, 1889



0274

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

*Anthony Steckel*

Question. How old are you?

Answer.

*33 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*No 991 First Ave New York*

Question. What is your business or profession?

Answer.

*Driver*

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

Answer.

*I am not guilty*

*Anthony Steckel*

Taken before me this

day of *July* 188*9*

*John J. McNamee*  
Police Justice.

0275

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

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

Dated July 13 1889 John H. Korman Police Justice.

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

Dated July 13 1889 John H. Korman Police Justice.

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

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

0276

\$300 bail for Ex  
Feb 12/89  
2 PM

P. for Bail Feb 13

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

237  
Police Court--- 252 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mr. Pleasant  
402 East 54th  
Anthony Steen

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

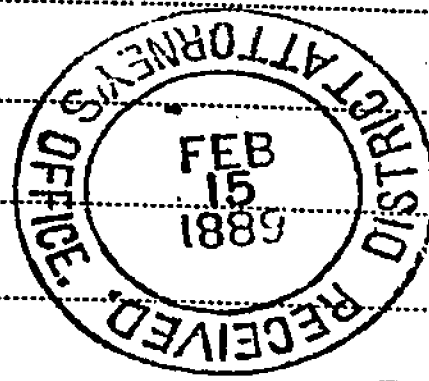
No.

Street.

\$

to answer

Ex



0277

Sec. 192.

H District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice  
of the City of New York, charging Archibald Stiebel Defendant with  
the offence of Molestation

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

We, Archibald Stiebel Defendant of No. 991  
First Ave Street; by occupation a Driver  
and Joseph Weitz of No. 339 Park St  
Street, by occupation a Boarding House Surety, hereby jointly and severally undertake that  
the above named Archibald Stiebel Defendant  
shall personally appear before the said Justice. at the H District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of three  
Hundred Dollars.

Taken and acknowledged before me, this 8

day of February 1889.

John J. Gorman POLICE JUSTICE.

Anton Heibel

Joseph Weitz



0278

CITY AND COUNTY } ss.  
OF NEW YORK, }

Sworn to before me, this  
18th day of July, 1889  
Joseph M. Justice, Justice.

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

located and known as No  
337 West 15th St. worth not less  
than ten thousand dollars per  
and clear

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the day of 188

Justice.

Joseph M. Justice



0279

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, H DISTRICT.

of No. 402 East 54th Street, aged 23 years,  
occupation driver being duly sworn deposes and says,  
that on the 8th day of February 188 9  
at the City of New York, in the County of New York,

Knocky Nickel (now here), ~~who~~ did  
willfully and maliciously destroy  
and injure personal property to wit  
a horse and wagon, causing  
damages thereto to the amount  
of Seventy five dollars. That deponent  
while in charge of and driving a  
horse attached to a wagon on 29  
Avenue bet 58th and 59th Streets defendant  
ran in to deponent's wagon with a  
team of horses attached to a

Sworn to before me, this

188

day

Police Justice

0280

Present before me  
the Judge of the  
Court of Sessions  
John W. Anderson  
Police Justice

Brewery wagon causing the  
appliance injuring to defendant's property.  
Defendant further says that  
defendant warned defendant that  
he (defendant) would run into de-  
fendant's wagon if he (defendant)  
didn't get out of the way.

Wm. J. Pearson

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0281

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Anthony Madal*

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

*Anthony Madal*  
of the CRIME OF UNLAWFULLY AND WILFULLY *injuring*  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said

*Anthony Madal*,

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

*a certain horse of  
the value of one hundred dollars,  
and a certain wagon,*

of the value of *one hundred dollars,*

of the goods, chattels and personal property of one *William Pearson,*

then and there being, then and there feloniously did unlawfully and wilfully *injure*

*to the amount of the value of  
sixty five dollars, by then and  
there unlawfully and wilfully*

*feloniously forcing and driving to  
at and against the said horse and wagon  
of the said William Pearson, a certain  
other wagon, drawn by two certain horses then  
and there being driven by him the said Anthony Madal,  
against the form of the Statute in such case made and provided, and against the peace*

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

*John R. Kellum,*

*District Attorney*

0282

**BOX:**

342

**FOLDER:**

3227

**DESCRIPTION:**

Heffernan, John

**DATE:**

02/18/89



3227

0203

Witnesses,

*[Signature]*

128

Counsel,

Filed

Pleads,

*10<sup>th</sup> day of July 1886*  
*Not guilty - 19*

THE PEOPLE

*vs.*

*vs.*

*B*

*John Steffernan*

*District Attorney*  
*and real owner*

[Section 635, Code, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

*Pr Apr 15/89*

*peru. qu. 1/89*

*Judge - suspended*

**A True Bill.**

*[Signature]*

Foreman

*Part 2 April 15/89 at 1/89*

*peru. qu. 1/89*

T.



0284

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

POLICE COURT—

DISTRICT.

of No. Charles S. Baker  
the 29th Precinct Street, being duly sworn, deposes and  
says that on the 30 day of January 1889

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

John Stefferson (now here)  
and three other unknown to  
deponent and not yet arrested  
did willfully and unlawfully  
place an obstruction upon  
the Railway track of the  
New York and East River Railroad  
Company, that at about  
11:30 o'clock a.m. deponent  
saw said defendant Stefferson  
and said other unknown  
persons at 59th Street and  
Ninth Avenue upset a  
business wagon upon the  
track of said Railroad  
Company thereby endanger-  
ing persons riding upon  
the cars of said Company  
in violation of Section  
635 of the Penal Code of the  
State of New York.

Charles S. Baker,

Sworn to before me  
this 30th day of Jan'y 1889

Henry Ford  
Police Justice

0285

Sec. 198—200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

4<sup>th</sup> District Police Court.

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

Question. What is your name?

Answer.

John Heffernan

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

45-3 West 56<sup>th</sup> St. 3 years

Question. What is your business or profession?

Answer.

Conductor

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

Answer.

I am not guilty.  
John Heffernan

Taken before me this

30<sup>th</sup>

day of

Jan  
1887

Police Justice.

0286

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

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

Dated.....*January 30* 188*9*.....*J. Murray Wood*.....Police Justice.

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

Dated.....*Aug 30* 188.....*J. Murray Wood*.....Police Justice.

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

Dated.....188.....*J. Murray Wood*.....Police Justice.

0287

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court---

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*E. L. Baker.*

vs.

*John Heffernan*

1

2

3

4

Dated

*January 30, 1889*

Magistrate.

*Baker*

Officer.

*29th*

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

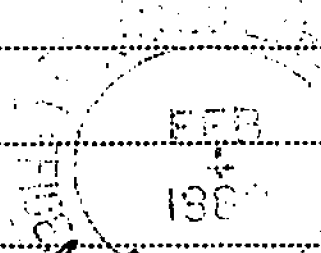
\$

*1000*

to answer

*Dated*

*Offence Damages to Rail Road Track No. 13835 Penal Code.*





0288

Court of General Sessions, PART 2

THE PEOPLE

vs.

*John Heffernan*

INDICTMENT

For

To

M

*John Quinn*

No.

*559 West 57<sup>th</sup>*

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Thursday* the *11* day of *April* instant, at eleven o'clock in the forenoon.

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

JOHN R. FELLOWS,  
District Attorney.



0289

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John Heffernan*

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

Indictment accuse

*John Heffernan*

of the crime of

*placing an obstruction upon  
the track of a railway—*

committed as follows:

The said

*John Heffernan*

late 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-*nine*, at the City and County aforesaid,

*did feloniously place upon the  
track of a certain railway there,  
operated and maintained by a  
certain corporation called The  
Central Park, North and East River  
Railroad Company, the same being  
a railway operated by horses, an  
obstruction, to wit: a certain wagon  
whereby the safety of divers per-  
sons whose names are to the Grand  
Jury aforesaid unknown, their riding  
and travelling over and along the*

0290

said railway, was then and there  
endangered; against the form of  
the Statute in such case made  
and provided; and against the  
peace of the People of the State  
of New York, and their dignity  
John R. Fellows,  
District Attorney

0291

**BOX:**

342

**FOLDER:**

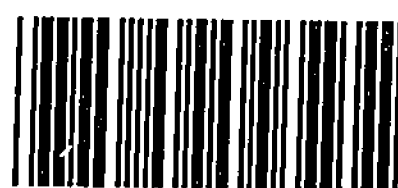
3227

**DESCRIPTION:**

Heil, Heinrich

**DATE:**

02/19/89



3227

Witnesses:

*M. J. [Signature]*

*Coleman*

Counsel,

Filed

day of

1889

Pleads,

*Chazulley*

THE PEOPLE

vs.

*W. J. [Signature]*

*Hennrich Heil*

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

JOHN R. FELLOWS,

*72 Mel 8789 District Attorney.*

*Arrested & committed*

*Chazulley Ref.*

A True Bill.

*[Signature]*  
Foreman.

*Part 2 March 8<sup>th</sup> at 4<sup>th</sup> 1889*

0292

0293

Police Court

District.

Affidavit—Larceny.

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

Michael Musser

of No. 21 Rector Street, aged 36 years,  
 occupation Baker being duly sworn  
 deposes and says, that on the 2<sup>nd</sup> day of February 1889 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the night time, the following property, viz:

Good and lawful money of the  
Empire of Germany of the value of One hundred  
and fifty marks and of the value of Thirty  
seven dollars lawful money of the  
United States.

the property of deponent

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

that on said day deponent as the  
 earner solicitor of the defendant  
 entrusted the aforesaid money to the  
 care of the defendant for safe keeping  
 with the understanding that said money  
 was to be returned to deponent on the  
4<sup>th</sup> February, 1889. That this deponent ~~has~~  
 called at 238 East 76<sup>th</sup> Street, where the  
 defendant resided but found that he  
 defendant has moved away. That  
 deponent saw the defendant this day  
 and demanded the return of said money  
 and the defendant informed deponent  
 that he had lost the said money and

Sworn to before me, this

188

day

Police Justice.



0294

could not return it to deponent

Wherefore deponent charges the  
defendant with appropriating said  
money to his own use and depriving  
deponent of the use and benefit  
thereof.

Sworn to before me  
this 6<sup>th</sup> February, 1889

Michael Higgins

W. H. Wells

Police Justice

0295

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Heinrich Heil*

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

Question. What is your name?

Answer. *Heinrich Heil*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *330 East 47th Street. 3 days*

Question. What is your business or profession?

Answer. *Baker*

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

Answer. *I am not guilty*  
*Heinrich Heil*

Taken before me this

day of

*Feb 11 1898*

*at New York*

Police Justice.

0296

Sec. 151.

Police Court 1 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Michael Nussner  
of No. 21 Rector Street, that on the 2<sup>d</sup> day of February

1889 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the Empire of  
Germany of the value of One hundred and fifty  
marks and of the value of Thirty seven dollars  
lawful money of the United States

of the value of \_\_\_\_\_ Dollars

the property of Michael Nussner

w. as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Heinrich Heil

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

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

Dated at the City of New York, this 6<sup>th</sup> day of February 1889

M. A. Hyde POLICE JUSTICE.

0297

Police Court 1- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael Muesel  
vs.

Heinrich Heil

Warrant-Larceny.

Dated Feb 6- 1889

Wilde Magistrate

English Officer.

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

Dark English Officer.

Dated Feb 6- 1889

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated

188

27 yr

to

Gen

Baker

in

no

330 East 4th St

Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

The within named



0298

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

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

Dated *July 6<sup>th</sup>* 188*9*.....*W. A. Bond* Police Justice.

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

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

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

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

0299

BAILED,

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

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

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

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

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

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

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

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

Police Court---

224

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Kussner

27 Flat St, Rk. 5.

Henrich Keil

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Dated Feb 6<sup>th</sup> 1889

Welder Magistrate.

English Officer.

Court Precinct.

Witnesses Mrs. Meyer

No. 330 East 47<sup>th</sup> St. homekeeper

Mrs. Debit

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

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

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

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

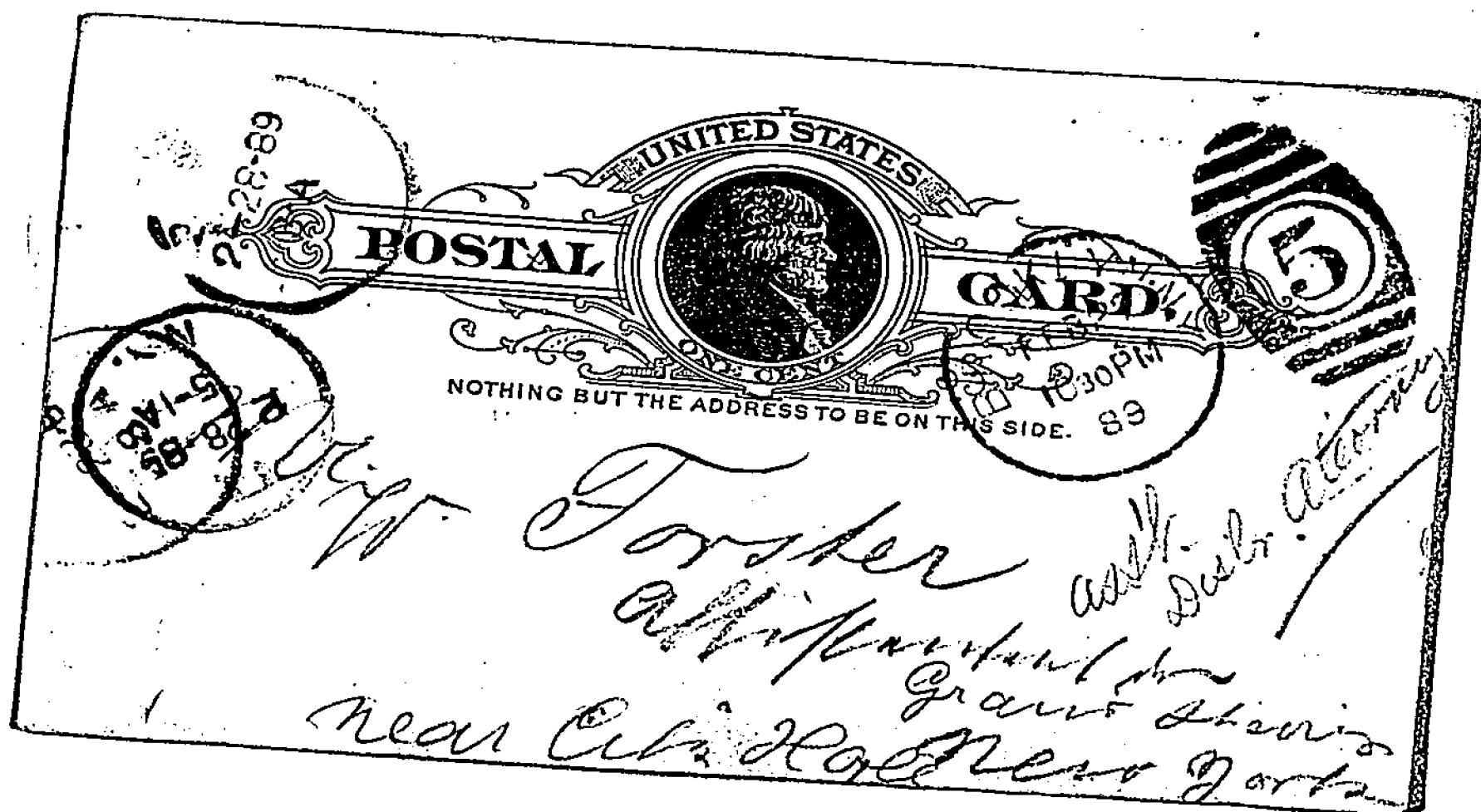
\$ 500 to answer G. S.

\$ 1000 fine

0300

Brooklyn 27/9 88  
Die Abhaltung von Heil  
wollen wir nun & all. weg  
für ferner, wo in Arbeit  
gekauft haben  
Auftrag  
Mich. Meyer  
27 Fleet Street  
London

0301



0302

District Attorney's Office.

*Part 2*  
PEOPLE

vs.

*Heinrich Heil*

*all issued  
for Mar 8  
Comp. servd persons*

*Mar. 8th L*



I

## COURT OF GENERAL SESSIONS.

City and County of New York.

\*\*\*\*\*

The People, etc.,

vs.

( Before

)-

HON. RUFUS. B. COWING.

HEINRICH HEIL,

Indicted for Grand Larceny, Sec.

Deg. Indictment filed, *January 19<sup>th</sup> 1889.*

\*\*\*\*\*

New York, March 8, 1889.

## APPEARANCES:

For the People, Ass't District Attorney Forster.

For the defendant, Hugh Coleman.

\*\*\*\*\*

Michael Nasser, the complainant, testified that he lived and worked in Brooklyn. On the second day of February 1889 in Heil's house in this city, he gave Heil 150 marks, German money, worth about \$37, in United States money, to keep for him. He gave Heil the money on a Saturday night, and after that Heil moved away.

He searched for Heil, and had him arrested. When he gave the money to Heil, he told Heil to keep it for him.

0304

2

until the following Monday. He gave the money to Heil to keep for him because Heil said to him, "Take very much care of yourself here. It is very dangerous in this country. It is not everybody that was true to you as I am." He, the complainant, intended to deposit the money in bank, on the following Monday. He called to see the defendant, on Monday, but he was out. He saw the defendant on the following Wednesday. The defendant said that the money had been stolen from him, and he could not give it to the complainant. Then he said that he would give the complainant a note, and would pay the money in fourteen days. He the complainant, said, "I think, while you have paid the house rent and the expressman, give me at least a little money, as I have't get anything."

He, the complainant, had known the defendant from about the beginning of February. He never got back any part of his money from Heil and, whenever he had asked for it, Heil had refused to return it.

Under cross-examination, the complainant testified that he first went to Heil's house about the 30th of January, upon his arrival from MINNESOTA. He had been in Minnesota about three months, at work. He went to Minnesota as soon as he landed in this city from Germany. He had been in the city two or three days when he intrust-

0305

3

ed his money to Heil . The first time he went to Heil's house they drank beer together. They also drank two glasses of beer in a saloon on the way from Castle Garden . He, the complainant, paid for the beer and also gave Heil money to get home to his sick child . He, the complainant , lived in the Hotel Pennsylvania , in West street . At the time that Heil was arrested, he, the complainant, was living at 21 Greenwich street , or Rector street -he did not know the streets very well .

On the day before he went to Heil's house, he was looking for work .

\*\*\*\*\*

For the Defense, Heinrich Heil , the defendant, testified that he lived at 330 East 47th street . He had never been arrested before . He was a married man . The complainant never gave him any money to keep for him . The complainant, when visiting the defendant, gave him some money for beer .He moved on Tuesday morning , but he gave the housekeeper his keys and his new address . They had washing out , and , when it came in , he wanted it sent to him.

He met the complainant first in Castle Garden , on Feb. 1st., when he went to look for work . He told the complainant that he was a baker , and the complainant said

0306

that he was also a baker . When the office hours ~~were~~ were over, they went to a saloon and the complainant treated to two glasses of beer . On Saturday , Feb. 2nd, the complainant came to his house , about noon , and they went about looking for a boarding house . But Heil thought that board was too high , at three dollars a week, and they went back to the defendant's house . They drank about eight pints of beer . When ~~Heil had drunk the second pint~~ he had drunk the second pint of beer , the complainant wanted him to keep his money , because, he said, there were three or four men sleeping in the same room with him . He, the defendant advised the complainant to tie the money around his leg with a handkerchief . The complainant went away at half past six. The complainant gave him , in all, for beer , a 10 cent piece and a 25 cent piece .

Under cross-examination, the defendant testified that he never saw any German money in the complainant's possession , and the complainant never said anything to him about having 150 marks until after his arrest . He, the defendant, did pay , on or about Feb. 5th, 30 marks for rent and provisions . He brought the marks from Germany , when he came over , in April 1888. He had , altogether, when he landed 500 marks . He had also worked in a bakery and on a farm , and his wife had been out at service.



0307

5

Kate Heil testified that she was the wife of the defendant. She corroborated her husband as to her husband not having received any money on deposit from the complainant.

On the Wednesday morning that the complainant called at their new home, her husband did not offer him any note. Her husband said that he did not have any money belonging to him, and that if he thought he had, he could have him arrested.

\*\*\*\*\*



0308

Wife will testify that she was the wife of the defendant. She testified that her husband as to how his hand was injured received the money in deposit from the complainant.

On the morning of the complaint call-  
ed at their new home. Her husband did not call  
to get her husband's hand that he did not have any money  
belonging to him, and that is the complaint is in the  
could have been made.

The People

vs

Benjamin Earl

"

Armed, Nov. 8th, 1929

14/

0309

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Mininda Nid*

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

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

The said *Mininda Nid*,

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

*The sum of one hundred and fifty*  
*makes in lawful money of the*  
*German Empire, (a more particular*  
*description whereof is to the*  
*Grand Jury aforesaid unknown*  
*and cannot now be given) of the*  
*value of thirty seven dollars,*

of the goods, chattels and personal property of one *Michael Nisser*,

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

0310

~~Second~~ COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said Herminde Weil  
of the same CRIME of Grand LARCENY, in the  
second degree, committed as follows:

The said Herminde Weil,—

late of the City of New York, in the County of New York aforesaid, on the  
— second — day of February, in the year of our Lord  
one thousand eight hundred and eighty-nine, at the City and County aforesaid, being  
then and there the agent and trustee of Michael  
Nusser,

and as such agent and trustee then and there having in his possession,  
custody and control certain moneys, goods, chattels and personal property of the said

Michael Nusser,  
the true owner thereof, to wit: the sum of one  
hundred and fifty marks in  
landed money of the German  
Empire, (a more particular  
description whereof is to the

Grand Jury aforesaid unknown  
and cannot now be given) of the  
value of thirty seven dollars, did afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
feloniously appropriate the said moneys, goods, chattels  
and personal property  
to his own use, with intent to deprive and defraud the said Michael  
Nusser

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said Michael Nusser

did then and there and thereby feloniously steal, against the form of the Statute in such  
case made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS, District Attorney.

03 11

**BOX:**

342

**FOLDER:**

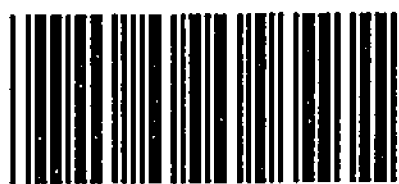
3227

**DESCRIPTION:**

Hennessey, Joseph

**DATE:**

02/27/89



3227

Witnesses:

Moses Ranch,  
Off Lyons

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

Wm. L. H. P

Plaintiff

Joseph Hennessy

Grand Larceny Second degree  
[Sections 628, 634, 637 Penal Code].

JOHN R. FELLOWS,

District Attorney.

Wm. L. H. P  
Grand Juror

Pen 6 months.

A True Bill.

John R. Fellows  
Foreman.

0312



0313

Police Court

District

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. 521 Broadway Street, aged 32 years,  
occupation Merchantdeposes and says, that on the 15 day of February 1889 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:One pair of Pantaloons  
altogether of the value of  
twenty five dollars\$25.00

the property of

deponent and Ferdinand Rauch  
C-partners and doing business under  
the firm name of Rauch Brothers.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 Joseph Homsey now herefor the reason that deponent is informed  
by police officer Thomas Lyons of the  
5th Precinct that on the above mentioned  
date, about the hour of six o'clock p.m.,  
he the said Lyons arrested said  
defendant on suspicion and having  
for his (defendant's) possession the above  
described property. That deponent  
has since seen said property so  
found in the possession of said  
defendant and fully identifies the  
same as the property stolen from  
his possession from Messrs Rauch  
Premises 521 Broadway.

Sworn to before me this

day

of

1889

Police Justice.

03 14

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged

years, occupation

*34*  
*8th Precinct*

*Thomas Lyons*  
*Police Officer*

of No.

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*Moses A. Rand*

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

Sworn to before me, this

*16*

day of

*February*

188

*Thomas Lyons*

*W. J. Kelly*

Police Justice.

03 15

Sec. 198—200.

*V* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

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

Question. What is your name?

Answer. *Joseph Hennessy*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *418 East 49<sup>th</sup> Street New York 3 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I found the property  
in Brown Street. I demand a  
trial by Jury. Joseph Hennessy*

Taken before me this

day of *September* 188 *9*

*Police Justice.*



0316

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

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

Dated July 16<sup>th</sup> 1889 John J. Duffy Police Justice.

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

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

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

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

0317

Police Court---

261  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Rauch*  
*vs*  
*Joseph Anderson*

Offence *Arson*

BAILED,

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

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

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

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

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

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

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

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

Dated *Feb 16* 188*9*

Magistrate.

Officer.

Precinct.

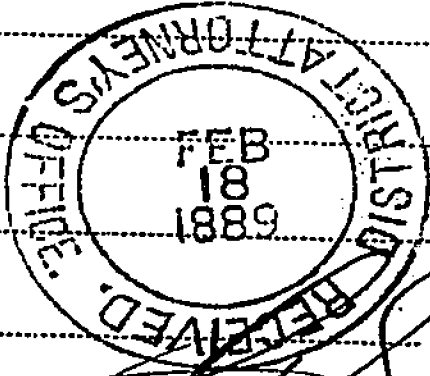
Witnesses

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

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

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

to answer





0318

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Hennessey

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

Joseph Hennessey

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

The said

Joseph Hennessey

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

*sixteen pairs of trousers of the value of two dollars each, pair*

of the goods, chattels and personal property of one

*Moses Rauch*

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

03 19

SECOND COUNT—

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

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

The said

Joseph Hennessey

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

sixteen pairs of trousers of the  
value of two dollars each  
pair

of the goods, chattels and personal property of one

Moses Rauch

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said

Moses Rauch

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

Joseph Hennessey

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

JOHN R. FELLOWS,

District Attorney.

0320

**BOX:**

342

**FOLDER:**

3227

**DESCRIPTION:**

Henry, Peter

**DATE:**

02/13/89



3227

0321

**BOX:**

342

**FOLDER:**

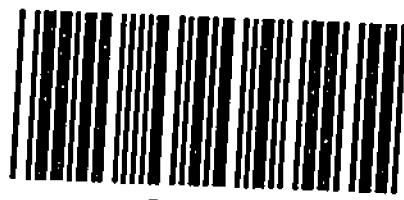
3227

**DESCRIPTION:**

Burns, Michael

**DATE:**

02/13/89



3227

No. 2. Appended and returned  
1 - 6 months.

Witnesses;

Ebbe Müller,  
Queen Conover, off  
23<sup>d</sup> Dec.

Counsel, H. S. M. Spectator  
Filed 13 day of July 1889  
Pleads, Crotzguily

THE PEOPLE

H. S. M. Spectator  
vs.  
Crotzguily

Peter Henry  
and  
Michael Burns

Burglary in the Third degree.  
[Section 498, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

20/89  
Pr. July 24/89  
Both tried & convicted  
Attorneys Burg. 2, 40.

A True Bill.

J. R. Robertson  
Examiner.  
Book 2493 Pen. M.

0322



0323

Police Court—4th District.

City and County of New York, ss.:

of No. 845 First Avenue Street, aged 38 years,occupation Grocery Store being duly sworndeposes and says, that the premises No. 845 First Avenue Street, 9 Wardin the City and County aforesaid the said being a five story brick buildingand which was occupied by deponent as a Grocery Storeand in which there was at the time a human being, by name Georgewere BURGLARIOUSLY entered by means of forcibly opening thefront cellar doors and entering said  
cellar and lowering a ladder from said  
cellar leading into said storeon the 3rd day of February 1889 on the night time, and the following property feloniously taken, stolen, and carried away, viz:Quantities of coffees, teas and goods  
and lawful money of the United States and  
other groceries together with the amount  
and value of Five hundred dollars

the property of

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

Peter Henry and Michael Burns  
both now here

for the reasons following, to wit:

Deponent locked the doors  
and windows in said store at about  
the hour of eleven o'clock P.M.  
and at about the hour of one o'clock  
A.M. on the following morning deponent  
was informed by Officer [unclear]  
floor of the [unclear] 23rd Precinct Police  
that said premises had been burglarized  
and that he found said deponent's

0324

8  
Deputed in the Celling and  
premises

Sworn to before me  
this 3<sup>rd</sup> day of July 1889

J. Humphreys

Erbe Miller -

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1889  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

vs.

Offence—BURGLARY.

1  
2  
3  
4

Dated

1889

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer General Sessions.

0325

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 27 years, occupation Police Officer of No. The 73rd Precinct

Street being duly sworn deposes and says, that he has heard read the foregoing affidavit of Ebbe Thien

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

Sworn to before me, this 3  
day of July 1889

Owen Conover

J. Henry [Signature]  
Police Justice.



0326

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

45 District Police Court.

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

Question. What is your name?

Answer. *Peter Henry*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *338 East 12th St New York*

Question. What is your business or profession?

Answer. *Apprentice Bricklayer*

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

Answer. *I am not guilty*  
*P. Henry*

Taken before me this  
day of *July*  
188*7*

Police Justice.

0327

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK.

4 District Police Court.

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

Question. What is your name?

Answer.

Michael Burns

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

New York

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

Answer.

320 East 43 Street 5 years

Question. What is your business or profession?

Answer.

Water Boy

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

Answer.

I am not guilty

M. Burns

Taken before me this  
day of July 1887

J. McLaughlin  
Police Justice.



0328

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

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

*Dated*..... *July 3*..... 188..... *J. Thompson*..... *Police Justice.*

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

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

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

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

0329

Police Court--- 4<sup>th</sup> District. 1886

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Eibe Miller  
845<sup>th</sup> ave  
Peter Kump  
Michael Blum

Offence

188

Dated

Feb 3<sup>rd</sup> 1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

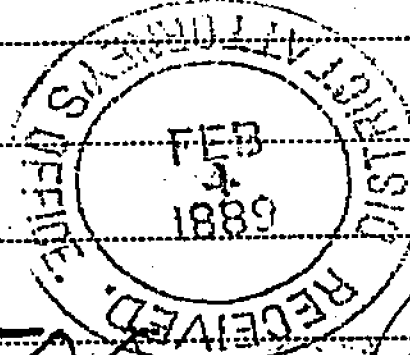
Residence

Street.

No. 4, by

Residence

Street.



0330

COURT OF GENERAL SESSIONS OF THE PEACE

In and for the City and County of New York.

-----X  
The People :  
against :  
Peter Henry & Michael Burns. :  
Indictment filed, *Feb 6-13 1889*. :  
Indicted for Burglary in the :  
third degree. :  
-----X

A P P E A R A N C E S:

Assistant District Attorney Davis, for the People,  
Mr. McFeeters, for the Defense.

Eibe Miller, the complainant, testified that he  
lived at 845 First Avenue and was a grocer at that place.  
He had a cellar under his grocery. It was entered through  
the 47th Street side of the building, by going down some  
steps. On the night of the 3d of February, between 11 and  
12, he closed his store and secured the doors of the store,  
and of the cellar. The doors of the cellar were even  
with the sidewalk and had to be lifted up to go down into  
the cellar. One of the hinges of the cellar door was brok-

0331

(2)

en, and therefore they did not lock the cellar door. In the cellar he had all kinds of groceries, worth about fifty dollars, and in his grocery he had a full stock of groceries, worth about one thousand dollars. There was a trap-door in the floor of the store leading up from the cellar. A ladder in the cellar lead up from the cellar through the trap-door. The ladder was tied up at night to the ceiling of the cellar. Between twelve and one o'clock on the following morning a police officer awakened and he went downstairs. He found that an entrance had been effected through the cellar door and some one had let down the ladder that had been attached to the ceiling of the cellar. The trap-door on the floor of the grocery was not disturbed. A pile of goods stood upon this trap-door, so that no one could lift it. He had known the defendants for several years. He could not say whether any of his goods were disturbed or not. As far as he knew, nothing was disturbed.

Officer Owen Conovan, of the Twenty-third Precinct, testified that he arrested the defendants at half past twelve in the morning in the cellar of the complainant's grocery. He had just gone on post and was turning the



0332

(3)

corner of First Avenue and 47th Street when he saw the cellar door open. He went down the steps of the cellar and saw Henry in the cellar. He, the Officer, then ran down into the cellar, and also saw Burns there. He asked them what they were doing in the cellar, and they said that they went down there to go to the water closet. The ladder leading from the cellar to the store was down. He searched the defendants, but found no property of any kind upon them, not even a cent of money. He could not say whether they had disturbed any of the goods in the cellar.

For the Defense, Michael Burns testified, that he met Henry at about ten o'clock that night and asked him to go down to a wake in 28th Street. They were coming home about twelve o'clock and he, Burns, had had a couple of glasses of beer. As they were passing the cellar, he, Burns, tripped and fell down the cellar. His body was all black and blue. Henry came downstairs to pick him up. They were fixing the cellar door again when the officer came along. They were not in the cellar at the time the officer arrested them, they were on the sidewalk. The cellar door was loose at the time he fell into the cellar. They did not open the cellar door or enter the cellar, or at-



0333

(4)

tempt to enter it with intent to steal.

Under cross-examination, Burns testified that he did not tell the officer that they went into the cellar to go to the water closet. He told the officer that he felt ill from his fall.

Peter Henry, the co-defendant, testified that after Burns fell into the cellar he, Henry, went down and picked him up, and was fixing the cellar door when the officer came up. He told the officer that his friend had fallen down the cellar and that he, the witness, had helped him up. He did not tell the officer that they had gone into the cellar to go to the water closet. Neither he nor his co-defendant entered the cellar with intent to steal anything. They did not get further down the stairs than the third step from the sidewalk.

Under cross-examination, he testified that the wake that they attended was at 220 East 28th Street. He didn't know the name of the woman that was dead. He had not been working for about three weeks. He had worked in 69th Street, between Tenth and Eleventh Avenues, for Edward Smith, a boss builder.

Bridget Burns, the mother of the defendant Burns,

0334

(5)

testified that she was a widow, and that her son had been her sole support, and also supported three children of her dead daughter. He had always been a hard-working and respectable boy; had never been convicted of any offense in his life. On the night of the third of January her son went down to a wake in 28th Street.. It was the wake of a woman who had lived with her for twenty years, and word was sent up that she was dead. The woman's nephews took up a collection for her funeral.

Under cross-examination the witness testified that when she got to the wake her son wasn't there, but she was told he had just gone.

0335

New York. February 23<sup>rd</sup> 1889  
To the Hon.

Recorder Smyth

Dear Sir.

you have comitted Michael  
Burns to be sentance to  
day and I hope you will  
be leient to him he is the  
only help his Widow Mother  
has with four small  
Children it is the first  
time he ever got in trouble  
before His Mother has lived  
with me these last four  
years as tenant and he was  
always willing to work. that  
I can Vouch for

Gerence McManis

329 East 47 St.  
N.Y.

0336

New York Feb 23/89

Sir:

The young man  
Peter Henry who has got  
himself into trouble lived  
in my house some time  
ago for about three  
years and a half and was  
then a very good boy  
a worker steady and  
his father I know to be  
an honest and very hard  
working man

Wm Cunningham



0337

New York,

188

No.



BYRNES BROS.,

DEALERS IN

Teas, Coffees and Fine Groceries,

851 FIRST AVENUE,  
Bet. 47th & 48th Streets.

655 N. THIRD AVENUE,  
Near 153d Street.

New York Jan 10<sup>th</sup> /89

I have Peter Henry who worked for  
me for about eight or nine months. I should  
say again during which time we have  
found him to be a good and careful  
young man and can recommend him as  
such.

Wm J. Byrnes Bros



0338

HENRY LINDNER,

Certificate for Michael Burns  
329 E. 47th, age 14 years -

I have known him from  
when he was a small boy and  
that he was very good to his parents  
and was lately the only support  
to his family and for his  
obedience I will give him credit

New York 23 February 89

Henry Lindner  
914 2nd Ave. New York

0339

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Peter Henry & Michael Burns*

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

*Peter Henry and Michael Burns*

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

The said

*Peter Henry, and  
Michael Burns, both*

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

*Eibe Miller*

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

*Eibe Miller*

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

*John R. Fellows,  
District Attorney.*

0340

**BOX:**

342

**FOLDER:**

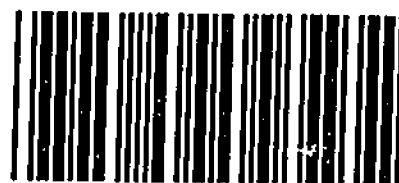
3227

**DESCRIPTION:**

Herchberg, Philip

**DATE:**

02/12/89



3227

1430

Witnesses;

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

Philip Storchberg

Grand Larceny, 3rd Degree.

(From the Person.)

[Sections 538, 539 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*J. P. Winkler*  
Clerk of Court

*J. P. Winkler*  
Clerk of Court

0342

Witnesses;

Counsel,

Filed

day of

1889

Pleads,

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

THE PEOPLE

vs.

P

Philip Storchberg

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*John R. Fellows*

*July 12/89* Foreman.

*John R. Fellows*

*John R. Fellows*



0343

Police Court—3<sup>rd</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

William Rush  
 of No. 179 Eldridge Street, aged 40 years,  
 occupation Shoemaker being duly sworn

deposes and says, that on the 14<sup>th</sup> day of February 1889 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession And  
 Person of deponent, in the night time, the following property viz:

One silver watch of the  
value of three dollars

the property of deponent

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

now here, from the fact that  
 while deponent was walking  
 in Stanton Street the said Philip  
 approached deponent and snatched  
 said watch out of the left  
 pocket of deponent's coat, and  
 ran away with the same in  
 his possession.

William Rush

Sworn before me, this 5<sup>th</sup> day

of February 1889

John Williams  
 Police Justice.

0344

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3 District Police Court.

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

Question. What is your name?

Answer. Philip Hershberg

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Ohio

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

Answer. 146 East 35th Street New York

Question. What is your business or profession?

Answer. Printer

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

Answer. I am not Guilty

Philip Hershberg

Taken before me this 5

day of August

1887

Am. District Court

Police Justice.

0345

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

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

*Dated* *May 5* 188 *9 J. J. Bateman* *Police Justice.*

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

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

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

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

0346

Police Court--63

198 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Rush  
179 vs. Edward  
Philip Knobelberg

Offence "Larceny"  
"Larceny"

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

February 5  
Patterson

188

Magistrate.

Officer.

Precinct.

Witnesses

Walter M. Spier

No.

Street.

No.

Street.

No.

Street.

\$

1500

to answer

G. S.  
Comdy

921  
Heron



0347

\* THE VERSITILE AND REFINED ARTIST \*

**GUS CLIFFORD**

IN HIS NEW AND ORIGINAL ACT, ENTITLED THE

**YOUNG \* IRISH \* SWELL,**

INTRODUCING CHANGES, SONGS AND DANCES, LANCASHIRE AND AMERICAN CLOG, JIGS, REELS, &c.

P. S.—WARDROBE AND ACT STRICTLY FIRST CLASS.

*New York Feb-15/9*

Business Manager,

Sir—

Can you book me at your  
Museum for March 25<sup>th</sup>. Salary \$40.00 per week.

Please Answer. Business as above.

Yours Truly

Gus Clifford

186-E. 3<sup>rd</sup> St.

*New York*

P.S. If the above date not open, please write me your  
earliest opening.



0348

*Stenographic Letter.*

» DAMON & PEETS, «

N. Y. Jan'y 8th, 1889.

Type, Presses and Printing Material,

No 44 Beekman Street, N. Y.

TO ALL WHOM IT MAY CONCERN:-

The Bearer, Philip Clifford was employed by us for some months and during that time we found him diligent and attentive to business. We take pleasure in recommending him.

Yours truly,

*Damon Peets*

Sample of our Linen Paper,  
10x26—16-lb.  
Cut any size, @ 20c. per lb.

0349

\* THE VERSITILE AND REFINED ARTIST \*

**GUS CLIFFORD**

IN HIS NEW AND ORIGINAL ACT, ENTITLED THE

**YOUNG \* IRISH \* SWELL,**

INTRODUCING CHANGES, SONGS AND DANCES, LANCASHIRE AND AMERICAN CLOG, JIGS, REELS, &c.

P. S.—WARDROBE AND ACT STRICTLY FIRST CLASS.

Dear Brother

I could not come to  
see you to day as I had to  
attend a lot of business with  
my book I will find out  
when your trip comes off  
Gus is working in the A.R.  
Museum this week I will be  
up to see you to morrow  
morning all well at home & hope you  
are the same

Yours truly  
Your Brother  
Edw. Frischberg

Mama sends her best regards

0350

JOSEPH HIRSCHBERG,  
BOOK BINDER  
—AND—  
PAD MAKER,  
221 Centre Street,  
Bet. Grand & Howard Sts., NEW YORK.  
MUSIC BOOK BINDING A SPECIALTY.

0351

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Philip Herchberg*

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

— *Philip Herchberg* —  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

*Philip Herchberg*

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

*one watch of the  
value of three dollars*

of the goods, chattels and personal property of one *William Rausch*  
on the person of the said *William Rausch*  
then and there being found, from the person of the said *William Rausch*  
then and there feloniously did steal, take and carry away, against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York and their  
dignity.

*John R. Fellows,*  
*District Attorney.*



0352

**BOX:**

342

**FOLDER:**

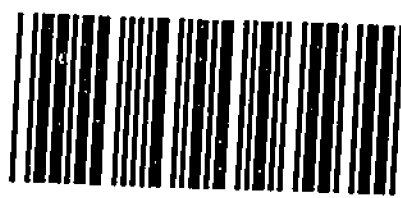
3227

**DESCRIPTION:**

Hitt, Frank

**DATE:**

02/05/89



3227

Witnesses:

Henry Phillips  
Officer Tracy

Counsel,

Filed

day of

1889

Pleads,

Chitguly

THE PEOPLE

vs. H. H. ss.

Frank Stitt

Feb 24/89

Wid. Married & L. H.

JOHN R. FELLOWS,

District Attorney.

Feb 13

19 P. 7

21 P. 7

A True Bill.

off for your copy

J. Robertson

Foreman.

Feb 19 Mar 5/89

Burglary in the Third degree.  
Grand Jurors ind.  
Agree & Return  
[Section 498.506, § 285.31 V.S.D.]

0354

Police Court—2 District.City and County  
of New York, ss.:of No. 307 West 42nd Street, aged 30 years,  
occupation Pawnbrokerbeing duly sworn  
deposes and says, that the premises No 307 West 42nd Street,  
in the City and County aforesaid, the said being a four story and  
store brick building  
and which was occupied by deponent as a store and dwelling  
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking  
a plate glass window on the store  
floor and gaining access to the  
show window of said premiseson the 27 day of January 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

One seal  
skin cloak of the value of  
forty five dollars, one seal  
riding boot of the value of twenty twelve  
dollars, and five rolled gold chain  
of the value of fifteen dollars - all  
of the value of seventy two dollars

\$72

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

for the reasons following, to wit:

Deponent securely locked  
and closed the said premises about  
midnight of January 26, and the said  
premises were found broken open as  
aforesaid shortly after midnight, and  
Deponent is informed by Officer  
William Strong now here that about  
1.30 A.M. on Jan 27, 1889 he found the defendant  
in West 32nd St with the said stolen  
seal skin in his possession Henry Phillips

Subscribed and sworn to before me this  
27th day of January 1889  
Notary Public

0355

CITY AND COUNTY }  
OF NEW YORK, } ss.

William Strong  
aged 31 years, occupation Policeman of No.

20th Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Henry Phillips  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 27  
day of June 1889

William H. Strong

J. M. Watson

Police Justice.



0356

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

2 District Police Court.

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

Question. What is your name?

Answer.

*Frank Hitt*

Question. How old are you?

Answer.

*31 years*

Question. Where were you born?

Answer.

*N.Y.*

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

Answer.

*425 West 26 St - 3 months*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I found the skin in  
the streets at the corner  
of South Avenue and  
West 33d Street*

*Frank Hitt*

*420 W 39  
6 weeks*

Taken before me this

day of *June* 188*8*

Police Justice.

0357

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

Frank Hitt

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

Dated May 27 188

J. M. Plutson Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

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

Police Justice.

There being no sufficient cause to believe the within named

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

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

Police Justice.

0358

BAILED,

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

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

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

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

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

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

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

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

O. B. O.

Police Court---

142 District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Henry Phillips

327 Ward 42 &  
Frank Hitt

2

3

4

Offence *Burglary*

Dated

Jan 27

1889

Patterson

Magistrate.

Strong

Officer.

20

Precinct.

Witnesses

Call the Officer

No.

Street.

No.

Street.

No.

Street.

\$

1000.

to answer

G. S. Comd

13 Jan 27  
9:12  
Rear

0359

THE PEOPLE

v.

FRANK HIT.



0360

COURT OF GENERAL SESSIONS.

-----X  
THE PEOPLE

v.

FRANK H. T.

Indictment filed Feb 5<sup>th</sup> 1889

Indicted for Burglary in the  
third degree.

:Tried Feb. 27, 1889 Before  
:Hon. Frederick Smyth and  
:a Jury.  
:X

A P P E A R A N C E S: Assistant District Attorney Davis  
for the People.

Messrs. Purdy & McLaughlin, for the Defense.

-----  
HENRY PHILLIPS, the complaintant, testified  
that he lived at 307 West 42d Street, and that he was  
a pawn broker carrying on business at that place. His  
shop was in the Twenty-second Ward of the City of New  
York. The building in which he lived was a four story  
brick building, with a store on the lower floor. The  
building was situated between Eighth and Ninth Avenues,  
about 125 feet from Eighth Avenue. He closed his shop

0361

2

at about a quarter to twelve o'clock on the evening of January 26th, fastening the doors and windows securely. Then he went upstairs to his own rooms over the store. He was awakened about three o'clock on the morning of the 27th by the night watchman on the other side of the street. When he went downstairs he found that the front show window of his shop had been broken, and a large piece of glass was taken out. The opening left was almost large enough to admit a man's body. He missed a sealskin coat and a lady's riding hat, which were hanging in the window. The riding hat was also sealskin. The coat was worth \$45 and the hat about \$12. He also missed some rolled gold chains worth about \$15. He afterwards saw the sealskin coat at the station house in West 37th Street. He recovered none of the other property.

OFFICER WILLIAM H. STRANG testified that he belonged to the Twentieth Precinct. He went on duty at twelve o'clock on the night of January 26th. His post was in 32d Street and the burglary was committed in 42d Street. He arrested the defendant in West 32d Street between Ninth and Tenth Avenues. While patrolling his

0362

3

post towards Tenth Avenue he saw three men coming up the street and one had a bundle under his arm. He stepped back within the house line until the men came along and then took hold of the defendant, who had the bundle. He asked the defendant what he had in the bundle, and he said he had a sacque, and he, the witness, asked the defendant where he got it, and the defendant said that he found it on Tenth Avenue, and he, the witness, took it to the station house, and on the following morning he heard of the burglary in 42d Street, and went for the complainant and the complainant identified the sacque. The other two men ran away as soon as he, the witness, took hold of Hit, towards Ninth Avenue. It was then about 1:30 on the morning of January 27th. He, the witness, asked the defendant who the other two men were and he said that he had met them on Tenth Avenue, and did not know who they were. He asked the defendant what had become of the other property stolen from the complainant's shop, and the defendant said he knew nothing about it.

Under Cross Examination the witness testified that, at the time of the arrest of the defendant he did

0363

4

not know that any burglary had been committed in 42d Street. The sackage was not covered up. It was rolled up in a bundle under his, the defendant's arm.

For the Defense, Frank Hit, the defendant, testified that he was born in Albany, New York and had never been convicted of any crime. He had been arrested for an assault. His business was that of a railroad brakeman. He had been in the City of New York about sixteen years. He had worked on the New York Central and Hudson River Railroad for about twelve years. Latterly he had worked at different jobs. The last place he worked at was the Home for the Incurable at 144th Street and Park Avenue. He was helping a plumber there. On the night in question he went up to Tenth Avenue and 34th Street to see a foreman on the railroad, intending to get back on the railroad. He had left the railroad on account of being squeezed between two cars and injured. The man that he called upon was not at home, because it was his late week--the week when he came home late at night. He, the defendant, waited for him some time. As he was about to leave the neighborhood, he, the defendant,



0364

5

passed a grocery store with an awning over the door, and there near the doorway he saw a bundle, which he thought was an old coat. He kicked it and found it to be a sacque, and he put it under his arm and walked down Tenth Avenue to 32d Street and met the officer. Previous to that two men had met him on the corner, and asked him what time it was, and he said he didn't know. Then the officer came up and arrested him.

Under Cross Examination he testified that he had been convicted of an assault and fined ten dollars. He lived at 420 West 39th Street, when he was arrested. ~~When~~ He had lived there about six weeks. He hired a room from a Mrs. Hayes there, but in the Police Court he had said that he lived at 425 West 26th Street for two months. He said this because he did not want his friends to know that he was arrested. The foreman that he went to see was a married man and had a home, but he, the defendant, did not go up to his rooms to inquire for him. It was between twelve and one o'clock when he got to Tenth Avenue and 34th Street. He waited there until a little after one o'clock on the corner. He was alone. He went down to 32d Street instead of 39th Street, where

0365

6

he lived, because he expected to meet some friends--some railroad men living in that street.

THOMAS B. LOMAX testified that he was delivery clerk and book-keeper for the New York Central and Hudson River Railroad. He had been connected with the road for about fifteen years. He knew the defendant and had known him as a brakeman on the road. He had not been employed, to the witness' knowledge on the road for at least two years. He had previously worked for the road for about eight years, to his, the witness', knowledge. So far as he, the witness, knew, the defendant's character was good at the time he worked on the road.

PATRICK NOONAN testified that he was a railroad man and had known the defendant for twelve years, and so far as he knew the defendant's character was good. He, the witness, worked for the New York Central and Hudson River Railroad, and had been employed by the road for about twelve years.

WILLIAM J. LAWLESS testified that he was foreman of the New York Central and Hudson River Railroad, and had been employed in that capacity for about sixteen

0366

7

years. He had known the defendant about fifteen years. The defendant's character while he was connected with the road was always good. He had been out of the company's employ for about a year and a half, and he, the witness, had seen him occasionally.

Thomas Collins, assistant train dispatcher for the New York Central and Hudson River Railroad at 33d Street, testified to the same effect.

0367

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Hitt*

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

*Frank Hitt*

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

The said

*Frank Hitt*

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

*Henry Phillips*

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

*Henry Phillips*

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



0368

SECOND COUNT—

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

*Frank Hitt*

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

The said

*Frank Hitt*

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

*one cloak of the value of  
forty-five dollars, one  
hood of the value of twelve  
dollars, and five chains  
of the value of three dollars  
each*

of the goods, chattels and personal property of one

*Henry Phillips*

in the

*store*

of the said

*Henry Phillips*

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

0369

THIRD COUNT—

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

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

The said

*Frank Hitt*

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

*one cloak of the value of  
forty-five dollars, one hood  
of the value of twelve dollars,  
and five chains of the value  
of three dollars each.*

of the goods, chattels and personal property of one

*Henry Phillips*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

*Henry Phillips*

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

*Frank Hitt*

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

JOHN R. FELLOWS,

District Attorney.

0370

**BOX:**

342

**FOLDER:**

3227

**DESCRIPTION:**

Hodec, Joseph

**DATE:**

02/13/89



3227

Witnesses:

Jim Schreiner  
Of Lewis Selig

Counsel,

Filed

13

day of

July 1889

Pleads, *Chitiquity*

THE PEOPLE

vs.

*Joseph Stoeck*

Grand Larceny, 3<sup>rd</sup> Degree.  
(From the Person.)  
[Sections 528, 530 - P.C. Code].

JOHN R. FELLOWS,

*even days.*

District Attorney.

A True Bill.

*John A. Johnson*  
*Foreman.*  
*Green & Co. (attorneys)*



0372

Police Court—

3<sup>rd</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Sini Schwimer

of No. 136 Henry Street, aged 18 years,

occupation Dress maker being duly sworn

deposes and says, that on the 7<sup>th</sup> day of February 1889 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

person of deponent, in the night time, the following property viz:

One pocket-book containing  
gold and silver money, to  
the amount said value of  
Five (and no more) dollars

the property of deponent

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

here, from the fact that  
deponent was waiting in  
Hester street about the hour  
of 6 o'clock P. M., and said  
pocket-book and money was  
then within the pocket of the  
dress then worn upon the  
person of deponent. That said  
defendant approached deponent  
and deponent caught him  
in the act of inserting one  
of his hands into the said  
pocket where said property  
was. That deponent held

Subscribed before me this  
1889

Police Justice.

0373

and detained him until the  
arrival of officer Siley who  
took him into custody.

I swear to before me this { Jimi Schwanmer  
8<sup>th</sup> day of February 1889

J. M. Gaudreau

Police Justice

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

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

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1  
2  
3  
4

Offence—LARCENY.

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.

0374

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the  
charge. I don't know any thing  
about*

*Joseph Hodee*

Taken before me this

day of *February*

188*9*

*James J. [illegible]*  
Police Justice.

0375

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

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

Dated *June 8* 188 *William* Police Justice.

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

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

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

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



0376

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court

217  
District.

THE PEOPLE, &c.,

THE COMPLAINT OF

*Chris Schwimer*  
*136 1/2 Henry*  
*Joseph Hodges*

1 .....  
2 .....  
3 .....  
4 .....

Dated *February 8<sup>th</sup>* 1889

*J. M. Patterson* Magistrate.

*Louis Delig* Officer.

*11* Precinct.

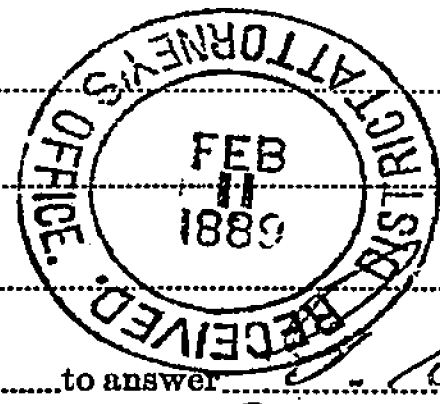
Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ *1500* to answer .....



*Conrad*

*G. A. Mann*

0377

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Joseph Hodec*

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

*Joseph Hodec*  
of the CRIME of GRAND LARCENY in the *first* degree, committed as follows:

The said

*Joseph Hodec*

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

*one* promissory note 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 and value of *two* dollars ; *one*  
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),  
of the denomination and value of *two* dollars ; *one* United States Silver  
Certificate of the denomination and value of *two* dollars ; *one* United States  
Gold Certificate of the denomination and value of *two* dollars ;

*two* 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 and value of *one* dollar each ; *two*  
promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),  
of the denomination and value of *one* dollar each ; *two* United States Silver  
Certificates of the denomination and value of *one* dollar each ;  
Gold Certificate of the denomination and value of *one* dollar each ;

*divers coins of a number, kind and denom-  
ination to the Grand Jury aforesaid unknown,  
of the value of two dollars*

of the goods, chattels and personal property of one *Pini Schvimmer*  
on the person of the said *Pini Schvimmer*  
then and there being found, from the person of the said *Pini Schvimmer*  
then and there feloniously did steal, take and carry away, against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York and their  
dignity.

*John R. Fellows*  
District Attorney

0378

**BOX:**

342

**FOLDER:**

3227

**DESCRIPTION:**

Hunter, Frances

**DATE:**

02/21/89



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0380

Police Court 2 District.

Affidavit—Larceny.

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

of No. 724 East 9th Street, aged 23 years,  
occupation freework being duly sworn

deposes and says, that on the 23rd day of January 1889 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

Good and lawful money of the  
United States to the amount of two  
dollars. (\$2.00)

the property of Deponent.

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

from the fact that deponent called on the  
defendant at her office at No 36 Clinton  
Place in answer to an advertisement <sup>which arrived</sup> for  
ladies to make the perfect "sewer and  
home supporter" at home. the defendant  
represented to deponent that she the defendant  
could give deponent steady work, and required  
deponent to deposit said sum of two  
dollars as security for the outfit which  
she gave deponent.

Deponent believing that the defendant would  
give her steady employment gave her the  
said sum of two dollars as a deposit on  
the outfit and took from her the receipt

Subscribed and sworn to before me, this  
day 1889

Police Justice.

0381

hereto annexed, and as the said defendant did not give deponent the steady employment she had represented she would, deponent demanded the return of said sum of money which she had given to the defendant as a deposit on said outfit. But she the defendant refused to return said sum of money, and has failed to return it or give deponent any satisfaction, wherefore deponent charges the said defendant with feloniously obtaining possession of said sum of money with the intent to defraud by color or aid of false and fraudulent representations.

Sown to before me  
this 2<sup>d</sup> day of Feb 1889

Annie Manton

James C. Hays  
Police Justice

0382

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Francis Hunter

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

Question. What is your name?

Answer.

Francis Hunter

Question. How old are you?

Answer.

16 years old

Question. Where were you born?

Answer.

Georgia

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

Answer.

16 Clinton Place

Question. What is your business or profession?

Answer.

Agent

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

Answer.

I am not guilty

and demand a trial by jury

Francis Hunter.

Taken before me this

day of

1889

Police Justice.

0383

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

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

Dated Feb 2 188 5 Sanicelli Police Justice.

I have admitted the above-named.....

Defendant  
to bail to answer by the undertaking hereto annexed.

Dated Feb 3 188 9 Sanicelli Police Justice.

There being no sufficient cause to believe the within named.....

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

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



**BAILED.**

No. 1, by

Residence

No. 2, by...

Residence ..

No. 3, by...

Residence ..

No. 4, by ....

Residence .....

# Police Court

District.

THE PEOPLE, &c

ON THE COMPLAINT OF

ON THE COMPLAINT OF  
Annie Manton

724 East 9th  
Princes Street

2

3

4.

**Dated**

.188

**Magistrate.**

Officer.

Precinct.

**Witnesses**

25% Increase

**Not**

**Street.**

No.

Street.

No.

Street.

\$.....

to answer

*Burles*

**COMMITTED.**

0385

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Francis Hunter*

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

*Francis Hunter*

of the CRIME OF PETIT LARCENY committed as follows :

The said *Francis Hunter*,

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

*the sum of Two dollars in money  
lawful money of the United  
States, and of the value of  
Two dollars,*

of the goods, chattels and personal property of one *Annie Martin*,

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

0386

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said Frances Hunter  
of the same CRIME of Pelvic LARCENY,  
committed as follows:

The said Frances Hunter.

late of the City of New York, in the County of New York aforesaid, on the  
23rd day of January, in the year of our Lord  
one thousand eight hundred and eightynine, at the City and County aforesaid, being  
then and there the Wife of Annie

Manton.

and as such Wife then and there having in her possession,  
custody and control certain moneys, goods, chattels and personal property of the said

Annie Manton.

the true owner thereof, to wit: the sum of Two  
dollars in money, lawful  
money of the United States  
and of the value of Two  
dollars.

— did afterwards, to wit:

~~unlawfully~~ on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
~~feloniously~~ appropriate the said sum of money

to her own use, with intent to deprive and defraud the said Annie  
Manton

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said Annie Manton.

~~unlawfully~~ did then and there and thereby ~~feloniously~~ steal, against the form of the Statute in such  
case made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS, District Attorney.

0387

Witnesses:

Annie Manton  
Louise Peterson,

1887.

Counsel,

Filed 20 day of July 1889  
Pleads, *Not guilty*

THE PEOPLE

vs.

*B*  
Frances Hunter  
(2 cases)

PETIT LARCENY.  
[Sections 528, 532 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*J. P. Robertson*

Foreman,  
Part III February 27/89

True and Acquitted.



0388

Police Court—

2

District.

Affidavit—Larceny.

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

Mamie Muller  
 of No. 194 Second Avenue Street, aged \_\_\_\_\_ years,  
 occupation Dress make being duly sworn  
 deposes and says, that on the 27 day of January 1889 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent, in the day time, the following property viz:

Two dollars in  
 good and lawful money of the  
 United States.  
 \$2

the property of Deponent.

and that this deponent  
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
 and carried away by Mr. Frances Hunter, of No.  
 96 Clinton Place, under the following  
 circumstances: The defendant kept  
 an office at said place and advertises  
 for help. In answer to an advertisement  
 deponent went to said place on said  
 date for employment. The defendant  
 obtained the said money from deponent  
 under the false and fraudulent  
 representation that it was a deposit  
 as security for the use of certain tools  
 used in the business; that defendant  
 expressly agreed to return the said  
 two dollars when deponent returned  
 certain work; that deponent did  
 return such work and demanded the

Sworn to before me, this \_\_\_\_\_ day  
 of \_\_\_\_\_ 1889

Police Justice.

0389

return of the said two dollars on the 1st day of February 1889, and the defendant then and there failed neglected and refused to return the said two dollars to deponent as agreed upon but did feloniously appropriate the same to the her own use. Therefore deponent asks that defendant be arrested and detained in the law district. Deponent has seen about twenty other girls who have made similar complaints, and deponent can believe she can produce many such complainants in court.

Given to before me the 1st day of February 1889 } Marnie Miller  
Dated at New York }  
Police Court }

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Marnie Miller

vs.  
Marnie Miller

John Hunter

Offence—LARCENY.

Dated

1889

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

0390

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer.

*Frances Hunter*

Question. How old are you?

Answer.

*16 years old*

Question. Where were you born?

Answer.

*Georgia*

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

Answer.

*26 Clinton Place 3 weeks*

Question. What is your business or profession?

Answer.

*Agent*

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

Answer.

*I am not guilty  
and demand a trial by jury  
~~and demand a trial by jury~~*

*Jesp*

*Frances Hunter.*

Taken before me this

day of

188

Police Justice.



0391

Sec. 151.

Police Court 2 District.

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

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

of No. 194 Second Avenue Street, that on the 27 day of January  
1889 at the City of New York, in the County of New York, the following article to wit:

Two  
dollars in good and lawful  
money of the United States  
of the value of two dollars Dollars,

the property of Mannie Muller  
w a taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by M. S. E. J. Hunter

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod of of the said Defendant  
and forthwith bring he before me, at the 2 DISTRICT POLICE COURT, in the said City, or in  
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the  
said charge, and to be dealt with according to law.

Dated at the City of New York, this 1st day of February 1889

Da J. O. Muller POLICE JUSTICE.



0392

Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated ..... 188

Magistrate

Officer.

The Defendant.....

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

Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at  
night.

*Da V. C. R. H. H.* Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.  
Dated ..... 188

Police Justice.

The within named

0393

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

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

Dated Feb 2 188 9 Samuel J. [Signature] Police Justice.

I have admitted the above-named.....

Alfred Park  
to bail to answer by the undertaking hereto annexed.

Dated Feb 2 188 9 Samuel J. [Signature] Police Justice.

There being no sufficient cause to believe the within named.....

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

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

0394

Bond renewed  
Feb 27<sup>th</sup> / 89

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Winnie Muller  
367 77<sup>th</sup> St. 2<sup>nd</sup> Fl.  
Chgo. Hts. Police  
Frances Hunter

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

COMMITTED.

A. F. Lauer 415 E. 9<sup>th</sup>

0395

New York City,  
Wednesday,

John W. Fellows,

Dear Sir.

I sincerely  
hope you will pardon me  
for taking the liberty of  
writing to you, But I  
consider it my duty to ask  
you, to please not have me  
come to court again on a  
"fool's errand."

I have been there twice  
for nothing, and as I  
have an excellent position  
since last Tuesday I do  
not care to lose it on  
account of the Hunter trial,



0396

And I do not care to go to court again, unless it is absolutely necessary.

~~Although~~ my case is the all important one, because she took my \$2 knowing that I borrowed it and that I was homeless & penniless and almost friendless, a stranger in New York City.

I think it is in your power to have the case brought to a close on Tuesday next.

If there is a kind word that you can give the Judge in my behalf, I should feel very grateful to you for it. I had been looking for employment since Oct. 25<sup>th</sup> 1888, and only

0397

last Tuesday found em-  
ployment, although out of  
my line I accepted it for  
the present, because I was  
running in debt too fast.  
I am still in debt and it  
will take me some time  
to straighten accounts.  
If there is any information  
I can give you I will be  
pleased to do so. Hoping  
this note will meet with  
your approval

I am, Respectfully,  
Miss Mamie Muller.  
367 W 23<sup>rd</sup> St.  
Care of Mrs. Bolter.  
City.

0398

Receipt from Miss Maggie  
Conaghan \$1.00 for one outfit for  
making the Rufus Allen & Horse - Supp-  
porter.

Langham Manufacturing Co.  
36 Clinton Place.

0399

Receipt of Miss Müller  
#2 for making the "Perfect Alum  
& Case Supporter."  
Douglas Mfg Co.



0400

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frances Hunter*

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

*Frances Hunter*

of the CRIME OF PETIT LARCENY committed as follows :

The said *Frances Hunter*,

late of the City of New York, in the County of New York aforesaid, on the *27th*  
day of *January* in the year of our Lord one thousand eight hundred and  
eighty-*nine*, at the City and County aforesaid, with force and arms,

*The sum of two dollars in money,  
lawful money of the United  
States and of the value of  
two dollars,*

of the goods, chattels and personal property of one *Mamie Miller*,

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

0401

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further  
accuse the said Francis Miller  
of the same CRIME of Exile LARCENY, —  
committed as follows:

The said Francis Miller,—

late of the City of New York, in the County of New York aforesaid, on the  
27th day of January in the year of our Lord  
one thousand eight hundred and eightynine, at the City and County aforesaid, being  
then and there the husband of Minnie  
Miller,

and as such husband — then and there having in his possession,  
custody and control certain moneys, goods, chattels and personal property of the said  
Minnie Miller, —

the true owner thereof, to wit: the sum of two  
dollars in money, lawful money  
of the United States and of the  
value of two dollars,

did afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
feloniously appropriate the said sum of money —

to his own use, with intent to deprive and defraud the said Minnie  
Miller —  
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and  
personal property of the said Minnie Miller, —

unlawfully  
did then and there and thereby feloniously steal, against the form of the Statute in such  
case made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS, District Attorney.