03222

BOX:
477

FOLDER:
4367

DESCRIPTION:
Reardon, Thomas

DATE:
04/01/92

4367

No. 196

Witnesses:

Catharine Reardon
M. Haggerty P.
Wm J. Reardon

Deft has
Secy. a. Lien
in Eel Reh
P

Counsel,

Filed 1 day of April 1892

Pleads, Not Guilty

23 Bowlaw
201 Clinton st

THE PEOPLE

vs.

Thomas Reardon

Grand Larceny, Second Degree
[Sections 528, 53, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Sent 2 — April 7, 1892
Pleads att. G.L. 2 Deg.
2/4 Mos. S. P. Fm
April 8/92 Bar 8/92

0324

POOR QUALITY ORIGINAL

(1365)

Police Court— 3rd —District.

Affidavit—Larceny.

City and County of New York, } ss.

Catharine Reardon

of No. 201 Lexington Street, aged 50 years, occupation housekeeper being duly sworn, deposes and says, that on the 11th day of March 189 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 ladies gold chain one cross one plush sacque and two suits of clothes and one overcoat together of the value of about One Hundred and fifty dollars

the property of William J Reardon and 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 Thomas Reardon and William Allen both now here acting in concert with each other from the fact that the defendant Reardon is the son of deponent and was living with deponent at the time of said larceny and deponent is informed by her son William Reardon that he missed a bunch of keys from his overcoat pocket hanging in said apartments and one of said keys opened the front door of said apartments and on said date deponent missed said property and no other person had any license to said

Sworn to before me this 18 day of March 1893

Police Justice

0325

apartments but the defendant his brother and defendant William the Defendant Reardon admitted and confessed to Officer James Fagan of the Detective Police that he had stolen said property and knowing the Chinaware in Finnegan's Lawyer office Chatham Square and the Brass Vase at Thels Lawn Office and a coal hod vase at Mr Ho's Lawn Office Park Row and one pair of boots at Delay's Lawn Office 289 East Broadway and when said Reardon was arrested he was wearing a suit of clothes belonging to his brother William Reardon which was a portion of said stolen property which said William Reardon identified as his property

Sworn to before me this 23rd day of March 1899

Catharine Rearden

Charles N Tappitor
Police Justice

0326

POOR QUALITY ORIGINAL

CITY AND COUNTY OF NEW YORK, } ss.

William J Reardon

aged 27 years, occupation Ship Caulker of No. 201 Clinton Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Nathaniel Reardon and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 23 day of Mch 1890, } William J Reardon

Charles N Tainter
Police Justice.

(3692)

CITY AND COUNTY OF NEW YORK, } ss.

James Haggerty

aged 43 years, occupation Police Officer of No. 7th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Nathaniel Reardon and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 23 day of Mch 1890, } James Haggerty

Charles N Tainter
Police Justice.

(3692)

0327

POOR QUALITY ORIGINAL

3

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Reardon 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 Reardon

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York City

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

Answer. 201 Clinton St 10 months

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty

Thomas Reardon

Taken before me this 23 *day of* March 1884

Charles H. Laughlin *Police Justice.*

0328

POOR QUALITY ORIGINAL

3 District Police Court.

Sec. 198—200:

CITY AND COUNTY OF NEW YORK } ss:

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

Question. What is your name?

Answer. William Allen

Question. How old are you?

Answer. 32 years

Question. Where were you born?

Answer. New York City

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

Answer. 26 Bowery 18 months

Question. What is your business or profession?

Answer. Waiter

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

Wm Allen

Taken before me this 25 *day of* Nov 1886

Charles Napier *Police Justice.*

0329

POOR QUALITY ORIGINAL

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Catharine Clayton
vs.
Manuel Logan
William Allen

Offense, Grand Larceny

3 .....
4 .....

Dated, March 23 189 2

Magistrate.
Magistrate Hurlbut

Precinct Officer.
Officer Dougherty

Witnesses
No. William H. Crawford Street.
No. 201 Hudson St. Street.

No. ..... Street.
$ 1000 RECEIVED MAR 23 1892 DISTRICT ATTORNEY'S OFFICE
Bail 1.22 Cash 188 ..... Attorney
As to form Allen
Bail Bond

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

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

Dated, March 23 *189* 2 Charles N Lantor *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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 Reardon

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Reardon of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Thomas Reardon late of the City of New York, in the County of New York aforesaid, on the eleventh day of March in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, one chain of the value of thirty dollars, one dress of the value of forty dollars, one sacque of the value of twenty dollars, two coats of the value of ten dollars each, two vests of the value of five dollars each, two pair of trousers of the value of five dollars each pair, and one overcoat of the value of twenty five dollars,

of the goods, chattels and personal property of one Catharine Reardon

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.

SECOND COUNT—

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

Thomas Reardon

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

The said Thomas Reardon

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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one Catharine Reardon

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

unlawfully and unjustly did feloniously receive and have; the said

Thomas Reardon

~~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.

DE LANCEY NICOLL,
District Attorney.

0332

BOX:
477

FOLDER:
4367

DESCRIPTION:
Redford, William

DATE:
04/22/92

4367

0333

BOX:
477

FOLDER:
4367

DESCRIPTION:
Wilson, Frederick

DATE:
04/22/92

4367

287 J Oman

Witnesses:

Wm A. Lasee

Counsel, [illegible]

Filed, 22 day of April 1892

Pleads, to Myrtle

56 [illegible]

THE PEOPLE

vs.

B

William Redford

and B

Frederick Wilson

POLICY.

[§§ 343 and 344, Penal Code.]

39/630

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[illegible] Foreman.

Aug 16/92

Both Plead Guilty 1st Count

Sp 1 & 2 Fine $50.

B.

0335

POOR QUALITY ORIGINAL

Sec. 192.

1 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before James F. McMahon a Police Justice of the City of New York, charging William Redford Defendant with the offence of Violating Section 3 of Penal Code.

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 hearing thereof having been adjourned,

We, William Redford Defendant of No. 256 W 56th Street; by occupation a Clerk and William Murray of No. 75 West 90th Street, by occupation a Broker Surety, hereby jointly and severally undertake that the above named William Redford Defendant shall personally appear before the said Justice, at the 1 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 Five Hundred Dollars.

Taken and acknowledged before me, this 9 *day of* March 1899.

William Redford
William Murray

J F McMahon POLICE JUSTICE.

0336

CITY AND COUNTY OF NEW YORK, } ss.

William Murray

the within named Bail and Surety being duly sworn, says, that he is a resident and freeholder within the said County and State, and is worth Twenty 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 House and lot known as number 75 West 90th Street of the full value of Twenty Thousand dollars ~~Encumbered~~

William Murray

Sworn to before me, this 6 day of March 1893

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the ..... day of 18

..... Justice.

0337

POOR QUALITY ORIGINAL

Sec. 192.

18th District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Daniel F. McMahon a Police Justice of the City of New York, charging Frederick Wilson Defendant with the offence of Violation of Sec. 2 of Penal Code

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 hearing thereof having been adjourned.

We, Frederick Wilson Defendant of No. 186 East 126 Street; by occupation a Clerk and William Murray of No. 75 West 116th Street, by occupation a Machinist Surety, hereby jointly and severally undertake that the above named Defendant shall personally appear before the said Justice, at the 18th 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 Ten Hundred Dollars.

Frederick Wilson

William Murray

Taken and acknowledged before me this 9 *day of* March 18 92

D F McMahon Police Justice.

0338

CITY AND COUNTY OF NEW YORK, } ss.

William Murray

the within named Bail and Surety, being duly sworn, says that he is a resident and freeholder within the said County and State, and is worth Twenty 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

Real Estate Situated Known as
75 West 9th Street, Valued at Twenty
Thousand Dollars above all incumbrances

William Murray

Sworn to before me, this 11th day of March 1872

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the ..... day of 18

Justice.

0339

POOR QUALITY ORIGINAL

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

Edgar S. Slawson

Joo Mulberry

of ~~41 Park Row,~~ New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as a detective ~~agent of the New York Society for the Suppression of Vice,~~ that he has just cause to believe, is informed and verily does believe, and charge that Frederick Wilson and William Radford

~~where real name~~ ~~unknown, but who can be identified by~~

did, at the City and County ~~of and State of~~ New York, on or about the 7th day of March 1893 unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as a dealer or game-keeper in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did endorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided, and particularly section 344 of the Penal Code.

Deponent further says, he has just cause to believe, is informed and verily does believe, his information being based upon personal observation and from statements made by William A. Lorey to deponent that the said Frederick Wilson and William Redford aforesaid, now had in their possession, at in and upon certain premises occupied by them and situate and known as number 25 Avenue Street room D. 1st Floor in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

0340

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia ~~layouts~~, ~~chips~~, ~~deal bones~~, ~~cards~~ lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

And that said defendants were acting as agents of said premises

Edgar S. Slauson

Subscribed and sworn to before me this 9 day of March 1893.

W M Meadows Police Justice.

CITY OF ..... AND COUNTY OF ..... ss.

....

being further sworn deposes and says that on the ..... day of ..... 189..., deponent visited the said premises, named aforesaid, and there saw the said ..... aforesaid, and had dealings and conversation with ..... as follows:

0341

POOR QUALITY ORIGINAL

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Redford,

Question. How old are you?

Answer. 5 years

Question. Where were you born?

Answer. US

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

Answer. 256 West 58th St

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty
William Redford

Taken before me this [illegible]
day of March 1895
[illegible]
Police Justice.

0342

POOR QUALITY ORIGINAL

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.:

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

Question. What is your name?

Answer. Frederick Wilson

Question. How old are you?

Answer. 37 years

Question. Where were you born?

Answer. US.

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

Answer. 86 East 32nd Street

Question. What is your business or profession?

Answer. Varnisher

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
Frederick Wilson

Taken before me this 9 *day of* March 1894

W. Mulvey

Police Justice.

0343

POOR QUALITY ORIGINAL

Police Court, ... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Edgar S. Maurer
vs.
Frederick Hoffman
William Hoffman
3 .....
4 .....

Offense, Selling Lottery Policy

Dated, March 9th 1892

McMahon Magistrate.

Martin Officer.

CO Precinct.

Witnesses .....

No. ..... Street.

No. ..... Street.

No. ..... Street.

BAILED,

No. 1, by Abraham Harris

Residence 96 Avenue Street.

No. 2, by Same

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

RECEIVED MAR 17 1892 DISTRICT ATTORNEY'S OFFICE

$1000 to answer each

$1000 bail filed March 16 1892 By

Bailed

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of One *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, March 9 *189*2 D McMahon *Police Justice.*

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

Dated, March 9 *189*2 D McMahon *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

William Redford and Frederick Wilson

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

William Redford and Frederick Wilson

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said William Redford and Frederick Wilson

late of the Second Ward of the City of New York in the County of New York aforesaid, on the eighth day of March in the year of our Lord one thousand eight hundred and ninety-two, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "Policy," where money and property was dependent upon the result, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

William Redford and Frederick Wilson

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said

William Redford and Frederick Wilson

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, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, 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.

De Lancey Nicoll,
District Attorney.

0345

BOX:
477

FOLDER:
4367

DESCRIPTION:
Reilly, Michael

DATE:
04/01/92

4367

No 193

Witnesses:

John Conlan

Off - Jas Mullin 28 P.

Assemblyman

Mullaney says

that he knows

Off. Bojency

that he is a

good

Counsel,

Filed 1 day of April 1892

Pleads, Not Guilty (4)

40 Longshoreman 74 King St.

THE PEOPLE

vs.

Michael Reilly

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 53, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

asst. Apr 11. 92 By Court B.S.W.

A TRUE BILL.

Jeffry M. Fish

Foreman.

Sent 2 - April 11/92

Pleads Petit Larceny

30 Days C.P.P.

April 14/92

Court of General Sessions

The People &C. :
against :
Michael Reilly :

City and County of New York S. S.

Dominick Mullaney

being duly sworn says he resides at Number 7I Charlton St. and has been a member of the Legislature for six terms that he is personally acquainted with the defendant above named and his family for about thirty years last past. That during said time he has seeen the defendant almost weekly and knows him to be an honest and industrious man. That he is acquainted witha great many other persons that know him and has always heard spoken of him as an industrious and hard-working young man, never before having heard of him being charged with the commission of any crime. deponent further says that the defendand last his wife about six months and left three years who are depending upon defendant fur support.

Sworn to before me
April IIth I892
Daniel O'Reilly Jr.
Com of Deeds N.Y. Co.

D. J. Mullaney

Court of General Sessions

The People &C. :

against :

Michael Reilly :

City and County of New York S. S.

John O'Connor being duly sworn says that he resides at Number 85 Carmine St. this City. That he has known the defendant abovenamed for the past eleven years during which time he has seen him almost daily and that said defendants character for honesty and industry up to the present offense has been very good never before having heard of him being charged with the commission of any crime. Deponent further says that he is acquainted witha great many other persons that know the defendant and who have always spoken of him of the highest terms. That deponent was a Foreman at the National Dock Pier 39 North River and defendant was one of the Laborers employed under me for over two years.

Sworn to before me
April IIth I892

J. O'Connor

Chas. C. Hotchkiss

NOTARY PUBLIC,
KINGS COUNTY,
Certificate filed in N. Y. Co.

Court of General Sessions

The People

against

Michael Reilly

Affidavits & Charge

MAURICE MEYER,

Attorney for Deft

61 ~~93~~ PARK ROW,

NEW YORK.

To.....

Attorney for.....

Due service of within.....

.....

is hereby admitted.

New York, ... *1892.*

Court of General Sessions

The People

against

Michael Reilly

Affidavits & Charge

MAURICE MEYER,

Attorney for Deft

61 ~~63~~ PARK ROW,

NEW YORK.

To.....

Attorney for.....

Due service of within.....

.....

is hereby admitted.

New York, ... *1892.*

0351

POOR QUALITY ORIGINAL

Police Court 1 District. Affidavit—Larceny.

City and County of New York, } ss:

John Coulan

of No. 12 Tryon Park Street, aged 23 years,

occupation Truck driver being duly sworn,

deposes and says, that on the 28th day of March 189 ~~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 daytime, the following property, viz:

One secret pin of the value of $2.50

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 Michael Kelly who approached deponent placed his hand under deponents chin and loosened said pin from deponents coat and made off with it

John Coulan

Sworn to before me, this 28 day of March 189

Police Justice.

4759

0352

POOR QUALITY ORIGINAL

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Michael Reilly

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. US.

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

Answer. 7 Clarion St.

Question. What is your business or profession?

Answer. Livery stable keeper

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

all I have to say

Taken before me this 3 *day of* March 1893

Police Justice.

0353

POOR QUALITY ORIGINAL

1384

Police Court ---- **District**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. Otto Glassman 12 Tarrytown
2. Michael Kelly
3.
4.

Offense Larceny, Felony

Dated March 5th 1892

Magistrate.

Walter F. McNamee Officer.

Precinct.

Witnesses Officer Walter 28th

BAILED,

No. 1, by ..... Street.
Residence .....

No. 2, by ..... Street.
Residence .....

No. 3, by ..... Street.
Residence .....

No. 4, by ..... Street.
Residence .....

No. ..... Street.
Walter Reilly

No. 141 Street.

No. ..... Street.

$ 1000 to answer.

358

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

Dated, March 7th *189*2 ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

0354

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Reilly

The Grand Jury of the City and County of New York, by this indictment, accuse Michael Reilly of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Michael Reilly late of the City of New York, in the County of New York aforesaid, on the 28th day of March in the year of our Lord one thousand eight hundred and ninety-two, in the day time of the said day, at the City and County aforesaid, with force and arms, one scarf pin of the value of twenty five dollars of the goods, chattels and personal property of one John Conlan on the person of the said John Conlan then and there being found, from the person of the said John Conlan 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.

De Lancey Nicoll,
District Attorney

0355

BOX:
477

FOLDER:
4367

DESCRIPTION:
Reilly, Thomas

DATE:
04/20/92

4367

231. B.W. April 9/94
J. & R.

Witnesses:
Peter Matthews
Capt. Schmittberger

Counsel,

Filed 20 day of Dec 189 2

Pleads Not Guilty 27 (Gilchrist) Jan 25/92
Not Guilty Jany 8/95 Pt. 3.

THE PEOPLE

vs.

Thomas Reilly

Murder in the First Degree.
(Section 183, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

Dis. & Conc. Apl. 12/20
Pt. 3

Part 3 Jany 15

A TRUE BILL.

Part 3. January 23/95
Tried & Acquitted

A. H. Schanz
Foreman.

Part 2, May 25, 1892,
Tried as to his present sanity
and found the was Insane.
Sent to the Hudson River State
Hospital at Poughkeepsie

WILLIAM F. HOWE.
A. H. HUMMEL.
B. STEINHARDT.
JOSEPH F. MOSS.
DAVID MAY.

Law Offices of
HOWE & HUMMEL,
87 & 89 CENTRE AND 136, 138 & 140 LEONARD STS.
New York City

May 2nd, 1892

Hon. De Lancey Nicoll,

Mr. District Attorney:-

I formally give you notice that I am apprised that William Reilly, now under indictment for murder in the first degree, has become a raving maniac, and is at this moment in the Tombs absolutely insane.

As prosecuting officer of this county, I formally notify you of that fact, and ask that you will take steps for his removal to a lunatic asylum.

I am informed that if he remain in the City Prison, he will either destroy his own life, or that of some of the keepers.

Yours faithfully,

W. F. Howe

WILLIAM F. HOWE.
A. H. HUMMEL.
B. STEINHARDT.
JOSEPH F. MOSS.
DAVID MAY.

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I am informed that if he remain in the City Prison, he will either destroy his own life, or that of some of the keepers.

Yours faithfully,

W. F. Howe

0359

POOR QUALITY ORIGINAL

0360

1712

COUNTY OF NEW YORK, SS.:

In the Name of the People of the State of New York, To any Sheriff, Constable, Marshal or Policeman in this State, GREETING:

An indictment having been found on the 20th day of April 1892, in the Court of General Sessions of the Peace of the County of New York, charging Thomas Reilly

with the crime of Murder in the first degree of Michael Matthews.

You are therefore Commanded forthwith to arrest the above named Thomas Reilly and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York.

City of New York, the 9th *day of* April 1894

By order of the Court,

John F. Carroll

Clerk of Court.

0361

New York General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK,

against

Thomas O'Reilly

BENCH WARRANT FOR FELONY.

Issued April 9th 1894

April 12th 1894

The within named defendant was arrested this day and brought to the Court of General Sessions by Det Sergt Washington J. Reilly

The officer executing this process will make his return to the Court forthwith.

B. 192
3 c.

Coroners Office,

New York County.

Inquest into the death of MICHAEL MATHEWS.	Before HON. MICHAEL J. B. MESSEMER and a Jury.

New York, April 4th, 1892,
10 o'clock, A. M.

OFFICER THOMAS A. GUNSON, duly sworn:

I am atached to the 25th Precinct. On the 14th of March my attenion was drawn to this case. I was between 73rd and 74th Streets, on the east side of Avenue A.; my attention was atracted by a citizen; his name was Goldschmidt. I telephoned then for an ambulance and tried to get this man Reilly. There were several of the crowd shouted that Reilly had shot him, and the injured man said to me that Reilly had shot him. I asked him if there had been a row; he said no, they had some words but didn't come to blows; the man was then removed to the Presbyterian Hospital. Officer Balluster found the pistol.

BY THE CORONER:-

Q How many cartridges were drawn? A. One had been fired off; there were four left.

Q Was it identified as the pistol of Reilly? A. Nobody

seen i; nobody knew he had it; we could notfind out anything about it; it was found alongside of the fence where he was supposed to have jumped over. I did not arrest Reilly Officer Long arrested him in Boston.

----------oOo----------

PETER MATTHEWS, duly sworn:-

I live No. 492 East 74th Street. I removed to No. 380 East 61st Street, I live there now. My occuption is laborer. I am a broher of the deceased. I saw the occurrence. I had some lumber on my shoulder; I was coming around the corner of 74th Street; on Avenue A I saw my broher standing on the middle of he sidewalk; at the same moment I saw Thomas Reilly at the harness maker's stoop with a pistol in his hand and the next thing I heard was a report and my brother fell to he sidewalk over fourteen feet away from the man thatshot him.

BY THE CORONER:-

Q Who shot him? A. Thomas Reilly.

Q Is that the man? (indicating to prisoner) A. Yes. It was on the 14th f March, this year; it was about 55 minutes after one o'clock, I guess, because the officer was after coming from the Precinct and he thought that was about the time.

Q It was where? A. About 115 feet from the corner of 74th Street and Avenue A, east of Avenue A; it was on 74th Street.

Q What was the trouble about? A. I couldn't say what the trouble was about at all.

----------oOo----------

MAX GOLDSCHMIDT, duly sworn:-

I live No. 617 East 66th Street. I am a canvasser by occupation. I saw the occurrence. I went from 73rd to 74th Street and wanted to cross the street and at the corner I saw a man standing near 74th Street and I saw him fall and I heard a shot and the man fell. I was walking on the other side from 73rd to 74th Street; I seen the man standing near the middle of the sidewalk and I heard a shot and the man fell and I seen two gentlemen running to him; I seen the officer and I run after him and told him somebody was shot. The man who was shot was carried away by two people. I don't know sure whether that is the fellow that shot him; (indicating to prisoner) I seen one fellow running with a light overcoat on the other side; I am not sure whether that was the man or not; he had a light overcoat on.

Q Did you recognize him here? A. I am not sure; I seen one man running up Avenue A.

Q That is all you know? A. Yes, sir.

Q Do you remember the date? A. I heard it was the 14th of March, this year.

Q Whattime about? A. It was about one o'clock in the afternoon.

----------oOo----------

JOHN CHAMBERS, duly sworn:-

I live No. 429 East 74th Street. I am a bar tender for my brother at present. His name is Patrick; his place is No. 1394 Avenue A.

BY THE CORONER:-

Q You saw the occurrence? A. No, sir.

Q What do you know of it? A. I don't know anything only I heard the pistol shot; I was behind the bar and never came out from behind the bar.

Q Did you know the deceased? A. Yes, sir.

Q How long did you know him? A. I guess about fourteen or fifteen years.

Q Did ou know the accused? A. Yes, sir; I am personally acquainted with the two of them.

Q Did they have any trouble? A. Not that I know of.

Q You did notsee the shooting? A. No, sir; I don't know who done it.

----------oOo----------

WILLIAM KEEGAN, duly sworn:-

I live No. 411 East 73rd Street. I am a peddler by occupation; peddler of window shades, and oil clothes; in business for myself; I didn't see the shooting; all I seen was Mickey Matthews and Reilly going down the street and Reilly said he was lousy; and Mathews said come into the lot and I will fight you - I will show you fight - I will fight you; I went into he blacksmith's shop and after that

I heard a pistol shot fired off.

Q On what day was this? A. It was on a Monday; I cannot read nor write.

Q About what time of the day? A. I think it was about one o'clock, sir.

Q Did you see Matthews after he was shot? A. Yes, sir; I did when he was picked up/ I was in the blacksmith's shop when the shot was fired.

Q How long before you heard the shot fired did you see Reilly - did you see him with Reilly? A. After one o' o'clock.

Q And the shot was fired about when? A. About ~~when~~ one o'clock.

Q How long after - how many minutes about? A. I could not tell you.

----------oOo----------

OFFICER MICHAEL GANNON, duly sworn:-

I am special officer in the 25th Precinct. On the 14th of March, about one o'clock, in the afternoon, I was going up Avenue A within about two blocks of where this thing occurred; I saw some children running and some people; I said what is the trouble; they said there is a man shot down the street; I said who is it; they said they didn't know, he had gone away in the ambulance; I went down and made inquiry and they said the officer had taken the man to the hospital. I made inquiry who did it both the ~~engine~~ injured man and the defendant were entire strangers to me; they

said a man by the name of Thomas Reilly had shot a man by the name of Matthews; I went down and tried the best I could to find where Reilly was and I ascertained that Reilly went down the street and went to a yard and crossing a fence, at the base of the fence on the ground there was a pistol found there, one of our men found it; I couldn't say whether that was the pistol or not. One of our officers asked him if he knew who Reilly was, he said yes, he lived up in 74th Street and his mother lived in 80th Street. I dispatched him to his mothers; I was afraid he might hide and get away and after that the captain came down with several officers, we all strived to do the best we could to find out the murderer. We got information that night about two o'clock in the morning, the captain gave me a dispatch to go to police headquarters and notify the police that Reilly was wanted for murder in our city. They arrested him and Officer Long went to Boston and brought him back. We took Reilly the prisoner to the Presbyterian Hospital and brought him before Matthews and Matthews identified Reilly and said he knew him. I asked him how he was injured and what was the matter with him; he said that he was hit in the head with a bottle; I said do you know Reilly, he said yes. I said did Reilly injure you; he said no. I said how did you come to be harmed; he said I was hit in the head with a bottle. I went down and the house surgeon told me Matthews was not responsible for anything he said; that he was delirious; in fact his mind was wandering and was not accountable for any statement made. I brought Reilly

down to 57th Street court and Judge Hogan remanded him for a week to await the results of the injuries.

----------------o0o----------------

CAPTAIN MAX F. SCHMITTBERGER, duly sworn:-

I am captain of the 25th Precinct. On March 14th, about three o'clock I was informed of the shooting affray. I went over to the Presbyterian Hospital where I was informed he had been taken and I then had a conversation with Matthews who was conscious and I have got a synopsis of the conversation here. Can I read it?

The Coroner: Yes.

(Witness continuing) I asked Matthews if he knew me; he said no. I introduced myself and shook hands, and said who shot you. ~~He think He made no answer~~ Before he made an answer to this question I said, "Do you think you are going to die? He said, "Why do you think so? I said, "Well, a man who has got a wound as you have is liable to die"Who shot you?" He said, ""I hope I won't, I guess I will be all right." I said, "Who shot you"? He said, "Reilly". "Will you make a complaint against him if he is arrested?" "No. "Do you want him arrested for shooting you? "No, I don't want him arrested, we are friends." "How did the shooting occur"? "I walked down the street after him and he turned around and shot me." "Is it true that you chased him in the morning and threatened to hurt him"? "No." "Where had you been just before

the shooting"? "We were both drinking in Chambers saloon on the corner and he said he could fuck me and one word gave another and I told him to come outside; I can't remember everything; I guess I had too much beer." "Where did you get the beer?" "I sent for it in a can and I drank it down on the dock." "Do you know where Reilly is now"? "No, but he lives in the second white house from the corner. There are four white houses." "Did you have a pistol or knife when you went after Reilly"? "No, I did not." "Have you ever been arrested"? "Yes, a couple of times." "What for"? "For shooting Calley." "Who arrested you"? "Officers Bray, Cagney and Long and I was discharged." "What were you arrested for the second time"? "I was arrested in the 88th Street precinct for buying junk without a license." "~~Whnxxxxxxxxxxxxxxxxxxxxxxxxxx~~ "Was you arrested any other time?" "I don't remember".

Then he became very delirious and could not continue any further. I then left the hospital and went over and met Detective Gannon over where the shooting had occurred and he made some inquiries there; we worked on the case and afterwards the prisoner was apprehended in Boston.

----------oOo----------

VERDICT: We find that Michael Matthews came to his death from a pistol shot wound of the head inflicted by Thomas Reilly, about 1.30, P. M., March 14th, 1892, at 74th Street and Avenue A.

----------oOo----------

0370

POOR QUALITY ORIGINAL

Mrs Thomas Howard

0371

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION,

Taken at the ~~house of~~ Coroners Office No. 124 Second Avenue ~~Street~~, in the 17th Ward of the City of New York, in the County of New York, this 4th day of April in the year of our Lord one thousand eight hundred and ninety two before M. J. B. Messemer Coroner of the City and County aforesaid, on view of the Body of Michael Matthews lying dead at

Upon the Oaths and Affirmations of Eleven good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Michael Matthews came to his death, do upon their Oaths and Affirmations, say: That the said Michael Matthews came to his death by from a pistol shot wound of the head inflicted by Thomas Reilly about 1.30 P.M. March 14th 1892 at 74th Street and Avenue A.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition, set our hands and seals, on the day and place aforesaid.

JURORS.

Wm. F. Fallon 249 Cauldar	Theo Krieger 226 E 72 St
John Kroder 205 Bond St	M. Halfon 1 Cortlandt St
Doctor Levi 23 Lispenard St	H. Franklin 28 Walker St
Hymonz Cuspy 30 Division St	Ferdinand E. Polich 311 Church St
Julius Blankenstein 30 Vesey	Charles Lotz 150 Canal St
Herman Bank 24 Dey St	

M. J. B. Messemer CORONER, L. S.

TESTIMONY.

67

An autopsy on body of Michael Matthews showed a pistol shot wound on forehead in median line. The ball had shattered the bone and had been removed together with pieces of bone by the surgeons in Presbyterian Hospital, before death. On opening the skull cavity it was found that the brain had been lacerated for a distance of about 3 inches on both sides of the anterior portion of the brain. There was a clot of blood inside of each laceration & the surface of the brain was covered for a width with effused blood over nearly all its area. There was a clot at the base of the brain also of considerable size. All organs of the body were normal except that both lungs were covered with old adhesions. The body was that of a hard working ~~Gen~~ ~~man~~ ~~Omnibus~~ built man, somewhat ~~wasted~~ by the sickness preceding his death.

In my opinion the cause of death was fracture of the skull & laceration of the brain caused by a pistol shot wound of the Head.

Wm A. Conway M.D.

Sworn to before me,
this 11th day of April 1892

J. J. Messemer

CORONER.

0373

STATE OF NEW YORK,

926

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the
No. *Street, in the* *Ward of the City of*
New York, in the County of New York, this *day of*
in the year of our Lord one thousand eight hundred and ninety- *before*

MICHAEL J. B. MESSEMER, Coroner,

of the City and County aforesaid, on view of the body of
now lying dead at
Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner the said *came to h death, do upon their Oaths and Affirmations, say: That the said*
came to h death by

In Witness Whereof, *We, the said Jurors, as well as the* **CORONER,** *have to this Inquisition set our hands and seals, on the day and place aforesaid.*

JURORS.

Coroner. L. S.

Certify Notary of Michael Mallory
Coroner Messemer

0374

POOR QUALITY ORIGINAL

TESTIMONY.

Wm A Conway M. D., being duly sworn, says: I have made an autopsy of the body of Michael Matthews now lying dead at Presbyterian Hospital and from such examination and history of the case, as per testimony, I am of opinion the cause of death is Pistol Shot Wound of the Head

Wm A. Conway
M. D.

Sworn to before me, this 23 day of March 189 8

M J O'Meara CORONER.

Notify Hunt & Hunter
Attyrc

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
2	8		Ireland	Presbyterian Hospital	March 23/92

M. J. B. M.

No. 1097

1st Quar. 1892

AN INQUISITION

On the **VIEW** *of the* **BODY** *of*

Michael Matthews

whereby it is found that he came to his death by Pistol Shot Wound of the Head inflicted by Thomas Reilly about 1:30 P.M. March 14th 1892 at 74 West 2nd Ave A.

Inquest taken on the 4th *day of* ~~March~~ April 1892 *before*

MICHAEL J. B. MESSEMER, Coroner.

1097

0376

Coroner's Office,

CITY AND COUNTY OF NEW YORK } ss.

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

Question—What is your name?

Answer— Thomas Ridley

Question—How old are you?

Answer— 35 years

Question—Where were you born?

Answer— New York City

Question—Where do you live?

Answer— 482 E. 74 St N

Question—What is your occupation?

Answer— Horse Collar Maker

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

By advice of counsel I have nothing to say

Thomas Ridley

Taken before me, this 4th *day of* April 1892

R J McGuire

CORONER.

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	DATE When Reported
Years	Months	Days			
28			Ireland	Receiving Hospital	March 27 92

329

Sp Quar 1097 - 1892

HOMICIDE.

AN INQUISITION.

On the VIEW *of the* BODY *of*

Michael Matthews

whereby it is found that he came to his Death by the hands of

Thomas Reilly

Inquest taken on the 15 *day of* April — 92

before

M J Measemer **Coroner.**

Committed

Bailed

Discharged

Date of death

0378

POOR QUALITY ORIGINAL

4 District Police Court.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas J. Reilly

Question. How old are you?

Answer. 30 yrs

Question. Where were you born?

Answer. U.S.

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

Answer. 482 8th Ave — 10 mos.

Question. What is your business or profession?

Answer. Horse Collar Maker

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

Answer. I am not guilty
Thomas Reilly

Taken before me this 13 *day of* March 1897

Police Justice.

0379

Police Court— 4th District.

City and County of New York, } ss.:

Max F. Schmittberger

of ~~No.~~ 25th Precinct Street, aged years,

occupation Police Captain being duly sworn

deposes and says, that on 14th day of March 1889 at the City of New

York, in the County of New York, Michael Matthews

was violently and feloniously ASSAULTED and BEATEN by

Thomas Riley

who did discharge a loaded

Revolver at said Matthews inflicting

a wound on the forehead of said

Matthews. that said Matthews is

now confined at the Presbyterian

hospital from the effects of said

injuries, as deponent is informed

by said Matthews.

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 dealt with according to law.

Sworn to before me, this 15th day of March 1889, } Max F. Schmittberger

Police Justice.

0380

Police Court--- 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mad B. Schmetthagen
vs.
Thomas Kelly

Offense Homicide

BAILED,

No. 1, by .....
Residence ..... Street.

No. 2, by .....
Residence ..... Street.

No. 3, by .....
Residence ..... Street.

No. 4, by .....
Residence ..... Street.

Dated March 23 189 2

Hogan Magistrate.

Schmitt Officer.

Precinct.

Witnesses Wm. Schmitt 617 East 146th St.
Geo. Chambers 1396 Ave A
Peter Matthews 1196 E. 76th St.
Detective Sergeant Dist. Att'y's Office

No. ..... Street.

to answer

RECEIVED MAR 24 1892 DISTRICT ATTORNEY'S OFFICE

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 committed without 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, March 23 189 2 ..... Police Justice.

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

Dated, ... 189 ..... Police Justice.

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

Dated, ... 189 ..... Police Justice.

0381

Sec. 151.

Police Court 4th District.

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

Whereas, Complaint in writing, and upon oath, ~~has~~ been made before the undersigned, one of the *Police Justices* for the City of New York, by Mary J Schmittberger of No. 25 Precinct Street, that on the 14th day of March 1887 at the City of New York, in the County of New York,

Thomas Riley charged with with Felonious Assault on complaint of Michael Matthews.

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 4th 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 15th *day of* March 1887

POLICE JUSTICE.

In the Matter of the Shooting of Michael Matthews by Thomas Reilly

Before Hon Edward Hogan March, 23/92

Louis B. Allen, Esq, appears for defendant Reilly

Peter Matthews, called for the People, sworn, testified as follows:

By the Court:

I reside at 492 East 74 St. I work at anything. I know Thomas Reilly, Michael Matthews was my brother.

Q Do you know anything about a difficulty between Michael Matthews and Thomas Reilly on the 14th of March, 1892?

A Yes, sir. I was around at 75 St. & Avenue A in a Lumber Yard buying some lumber on the day of this occurrence. Me and another gentleman were together, and as I turned the corner of 74th Street and Avenue "A", the northeast corner,

the first thing I saw was my poor brother getting shot. He fell on the sidewalk. I saw Thomas Reilly standing on the stoop with a pistol in his hand and my brother was on the sidewalk. The next thing I heard the report of a pistol and saw my brother fall to the sidewalk.

Q Do you know whether your brother has died from the effect of that shot or not?

A Yes, sir.

Q Do you know when he died?

A Yes, sir, here is a postal card to the effect of his death (Producing Postal card hereto attached)

Q Have you seen him since his death?

A No, sir.

Sworn to before me this 23d of March, 1892

Police Justice

Defts Counsel admits that Michael Matthews is dead.

Peter Matthews

William Keegan, called for the People, sworn, testified as follows:

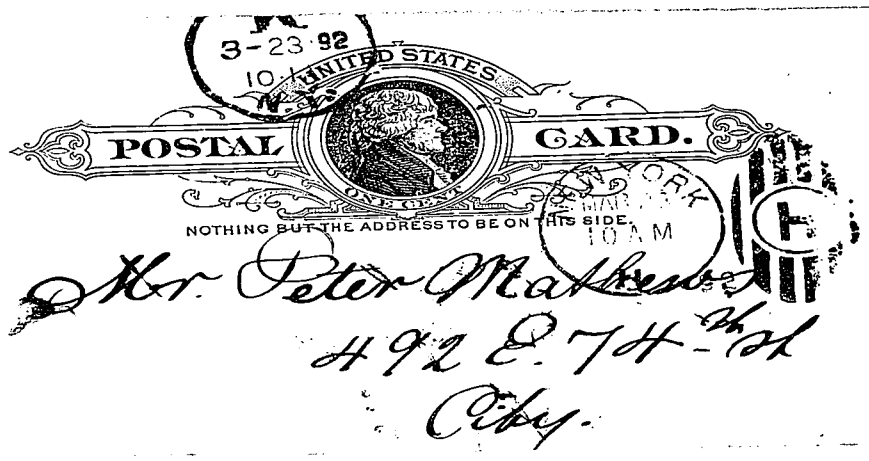
By the Court:

I live at 411 East 71 st. I know Thomas Reilly. I knew Michael Matthews. On the 14th of March I saw Reilly and Matthews going down the street. Reilly said Matthews was lousy. Matthews said for Reilly to come out in the lot and he would show him a square fight. I went in the blacksmith shop. I heard the report of a pistol. I was inside the blacksmith shop at the time. I did not see any pistol. That is all I know about it.

Sworn to before me this 23d day of March, 1892 } William his mark Keegan

O. L. Hogan
Police Justice

0385



0386

Presbyterian Hospital N.Y. City. M. 23rd 72.

Dear Sir

Michael Matthews died last night at 11.15 P.M.

yours truly

C. T. Fisher M.D. Sup't.

per Ludovy H Pickerly.

STATE OF NEW YORK.

Matteawan State Hospital.

H. E. ALLISON, M. D.,
Medical Superintendent.

Fishkill Landing, April 3, 1894 189

Hon. Rufus B. Cowing,

City Judge,

New York City.

SIR:--

On the 3d day of June 1892, Thos. Riley was transferred to this institution by the State Commission in Lunacy under the provisions of Chap. 81, Laws of 1893, subject to the terms of the original order committing him to the Hudson River State Hospital as follows:

"At a court of General Sessions of the Peace holden in and for the City and County of New York, at the city hall of the said city on Wednesday the 25th day of May in the year of our Lord One Thousand Eight Hundred and Ninety-two.

Present:

Hon. Rufus B. Cowing, City Judge of the City of New York.

The people of the State of New York against Thomas Reilly	On indictment forthe crime of Murder in the First Degree of Michael Matthews.

An inquisition having been ordered by the Court to inquire whether the defendant is of sound mind and understanding or not, for the purpose of ascertainning whether he is now in a situation to be put upon his trial for said crime, and a Jury having been impannelled and sworn, and by their verdict from the evidence having found that the said THOMAS REILLY is not of sound mind and understanding and the court being so certified of the fact, It is thereupon ORDERED

That the said THOMAS REILLY BE FORTHWITH REMOVED TO THE HUDSON RIVER STATE HOSPITAL AT POUGHKEEPSIE, there to be safely kept and detained in said asylum, until he be restored to a sound state of mind and understanding, and then be removed to the City Prison of the

Presbyterian Hospital,

70th ST. and MADISON AVE.,

C. IRVING FISHER, M. D.,
SUPERINTENDENT.

New York, March 22 1892

This is to Certify that Michael Mathews who was shot on March 14-92 died in this institution last night —

Henry H. Fabs M.D
House Surgeon

STATE OF NEW YORK.

Mattewan State Hospital.

H. E. ALLISON, M. D.,
Medical Superintendent.

Fishkill Landing, 189

city of New York. It is further ORDERED that the sheriff of said City and County, do forthwith convey said THOMAS REILLY to said asylum.

A true extract from the minutes.

John F. Carroll,
Clerk of Court.

HUDSON RIVER STATE HOSPITAL,

I hereby certify that the foregoing is a true copy of the criminal order in the case of Thomas Reilly.

Joseph M. Cleveland,
Superintendent. "

According to the method of procedure prescribed by Sec. 26, Art. 2d, Title 1st., Chap. 446 of the Laws of 1874, I hereby certify that the said Thomas Reilly is now restored to his right mind; and request that, within sixty days he may be remanded to the custody of the county authorities.

(signed)

Medical Superintendent,

Metteawan State Hospital.

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 Reilly

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

Thomas Reilly

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

The said Thomas Reilly,

late of the City of New York, in County of New York aforesaid, on the fourteenth day of March, in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, with force and arms, in and upon one Michael Matthews, in the peace of the said People then and there being, wilfully, feloniously and of his malice aforethought did make an assault; and the said Thomas Reilly a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Thomas Reilly in his right hand then and there had and held, to, at, against, and upon the said Michael Matthews, then and there feloniously, wilfully and of his malice aforethought, did shoot off and discharge, and the said Thomas Reilly, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, him the said Michael Matthews, in and upon the head of him the said Michael Matthews, then and there feloniously, wilfully and of his malice aforethought, did strike, penetrate and wound, giving to him the said Michael Matthews, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said Thomas Reilly in and upon the head of the said Michael Matthews, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound he the said Michael Matthews, at the City and County aforesaid, from the said fourteenth day of March, in the year aforesaid, until the twenty-second day of March, in the same year aforesaid did languish, and languishing did live, on which said twenty-second day of March, in the year aforesaid, the said Michael Matthews, at the City and County aforesaid, of the said mortal wound did die.

AND SO THE GRAND JURY AFORESAID do say: That the said Thomas Reilly, Jr., the said Michael Matthews, in the manner and form, and by the means aforesaid, wilfully, feloniously and of his malice aforethought, did kill and murder 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.

DE LANCEY NICOLL, *District Attorney.*

0392

BOX:
477

FOLDER:
4367

DESCRIPTION:
Reinhagen, Charles

DATE:
04/07/92

4367

59 J. McLaughlin

Counsel.

Filed, 7 day of April 189 2

Pleads, Not Guilty

THE PEOPLE

vs.

Charles Reinhagen

Grand LARCENY, embezzlement
(MISAPPROPRIATION.)
(Sections 528 and 53 of the Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas. H. Johnson
Foreman.

April 21/92 Part I

Witnesses:

Chas. R. Sherman

In this within case I find that the element of intent to commit larceny is lacking and as the deft took and used the money intrusted to his care without considering the nature of his offence he believing that when he paid it back his company would not find fault, the complainants think that his present imprisonment has been sufficient punishment I therefore recommend that he be discharged on his own recognizance

April 21/92 Winthrop Lyon
a. ro. Cas

59 J. McLaughlin

Counsel.

Filed, 7 day of April 189 2

Pleads, Arraigned

THE PEOPLE

vs.

Charles Keinhagen

Grand LARCENY, Embezzlement
(MISAPPROPRIATION.)
(Sections 528 and 531 of the Penal Code.)

DE LANCEY NICOLL,
District Attorney.

C. April 21/92

Discharged on his own recognizance

A TRUE BILL.

Chas H. Johns
Foreman.

April 21 1892 Part I

Witnesses:

Chas. R. Sherman

In this within case I find that the element of intent to commit larceny is lacking and as the def took and used the money intrusted to his care without considering the nature of his offence he believing that when he paid it back his company would not find fault, the complainants think that his present imprisonment has been sufficient punishment I therefore recommend that he be discharged on his own recognizance

April 21/92 Wendover J.
a. r. c.

0395

POOR QUALITY ORIGINAL

(1365)

Police Court— 2 District. **Affidavit—Larceny.**

City and County of New York, } ss.

Charles R Sherman

of No. Am. Express Co. Office 399 Madison Av. Street, aged 36 years,

occupation Agent Am. Express Co being duly sworn,

deposes and says, that on the or about 8 day of March 1892 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 thirty five dollars

$35 —

Sworn to before me, this 1 day of March 1892

Police Justice

the property of the American Express Company a common carrier; and in deponents charge as agent of said company,

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Chas. Reinhagen (not arrested!)

Defendant was a driver in the employment of said company and was, on said date, entrusted with a package with bills for collection of the said amount from one Thomas Tyrrell (now here) and deponent is informed by the said Thomas Tyrrell that he paid said defendant the said money. and defendant did not pay over said money to said company on said date as he was bound to do, but defendant feloniously appropriated said money to his own use. Deponent asks that defendant be arrested and held to answer said charge

Charles R Sherman

0396

1377

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Igven

aged 59 years, occupation Liquor Dealer of No. 95 10th Avenue Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Charles R. Sherman and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 21 *day of* March 1892

Thomas Tivers

Police Justice.

0397

POOR QUALITY ORIGINAL

(1335)

2

Sec. 198—200.

District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer Charles Rembagen

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. New York

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

Answer No 34 St. Marks Pl. 1 day

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 have nothing to say
Chas. D. Rembagen

Taken before me this 1st *day of* [illegible] 189[illegible]

Police Justice.

0398

POOR QUALITY ORIGINAL

Sec. 151.

Police Court 2 District.

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

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

of No. 399 Madison Avenue Street, that on the about 8 day of March

188 2 at the City of New York, in the County of New York,

one Charles Reinhiefer did feloniously take steal and carry away from the possession of the American Express Company and and lawful money of the United States to the amount of Twenty five dollars

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 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 31 *day of* March 188 2

POLICE JUSTICE.

0399

Police Court ..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

.....

vs.

.....

Warrant—General.

Dated 188

..... *Magistrate*

..... *Officer.*

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

..... *Officer.*

Dated 188

This Warrant may be executed on Sunday or at night.

..... *Police Justice.*

The within named

.....

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*

0400

POOR QUALITY ORIGINAL

No. 381

Police Court--- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles A. Norman
Wm. E. Spencer Co
33 Madison Ave
Ralph Renshaper

1. Larceny
2.
3.
4.

Offence

Dated April 1st 1892

Magistrate.

Policy Store

Officer.

C.O.

Precinct.

Witnesses E. A. Kuper

No. 999 Madison Avenue Street.

No. Street.

No. Street.

$ 1000 to answer

RECEIVED. APR 4 1892 DISTRICT ATTORNEY'S OFFICE.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One *Hundred Dollars,* 1000 *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

Dated April 1st *18*92 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated *18* *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 *18* *Police Justice.*

0401

POOR QUALITY ORIGINAL

533

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Reinhagen

The Grand Jury of the City and County of New York, by this indictment, accuse Charles Reinhagen of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said Charles Reinhagen late of the City of New York, in the County of New York aforesaid, on the Eighth day of March in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, being then and there the Clerk and servant of a certain corporation called the American Express Company

and as such clerk and servant then and there having in his possession, custody and control certain goods, chattels and personal property of the said corporation the true owner thereof, to wit: the sum of thirty five dollars in money, lawful money of the United States of America, and of the value of thirty five dollars;

the said Charles Reinhagen afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously appropriate the said sum of money to his own use, with intent to deprive and defraud the said corporation of the same, and of the use and benefit thereof; and the same goods, chattels and personal property of the said corporation 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.

DE LANCEY NICOLL,
District Attorney.

0402

BOX:
477

FOLDER:
4367

DESCRIPTION:
Renken, Henry

DATE:
04/12/92

4367

0403

BOX:
477

FOLDER:
4367

DESCRIPTION:
Glennon, William

DATE:
04/12/92

4367

121, ~~[illegible]~~ 1/92

Witnesses:

A. Comstock

Counsel, ...

Filed, 12 day of April 1892

Pleads, Not Guilty 14

THE PEOPLE

42 Grand Larceny 1st degree

vs.

35 Burglary 2nd degree

B

Henry Reuter

53 Petit Larceny

122 Grand and B

William Glennon

POLICY.

[§§ 343 and 344, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

April 6 Plea to deny B

$1,000 fine

$500.

~~TRUE BILL.~~

Chas H Johann *Foreman.*

Part 2 — April 22/92

Both Plead Guilty to

Misdemeanor

405

GLUED PAGE

POOR QUALITY ORIGINAL

Model 21/12

3-17-75

57-67-73 fo

14-26-42

11-33-74 fo

406

GLUED PAGE

POOR QUALITY ORIGINAL

Hobbs 21/1

3-17-75

57-07-78 No

14-26-42

11-33-70

0407

GLUED PAGE

POOR QUALITY ORIGINAL

City of New York County of New York } ss.
and State of New York.

Anthony Cornacchia #1 Park Row
of ~~150 Lincoln Street~~, New York, being duly sworn, depo
that he has just cause to believe and does believe that said defendant

Patrol 209 J.R.C.
Morning Dec 22
James Dr.
2301-8 av

0408

GLUED PAGE

POOR QUALITY ORIGINAL

Paid no A.H.C.
Dec 28
Mahaney, Jas.
2301 = 8th Ave

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

Anthony Comstock of 41 Park Row ~~150 Nassau Street~~, New York, being duly sworn, depo[illegible] that he has just cause to believe and does believe ~~that~~ and charge that James Doe & Richard Doe whose real names are unknown, but who can be identified by John R. Collord did, on or about the 22nd day of December, 1891, at number 2301 8th avenue ~~street~~, in the City of New York and County of New York unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery policy and further that the said, Richard Doe and James Doe aforesaid has in their possession, within and upon certain premises, occupied by them and situated and known as number 2301 Eighth avenue ~~street~~, in the City of New York and County of New York aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premies, sells, vends, furnishes and procures, and has in their possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided, and with intent to use the same as a means to commit a public offense

Subscribed and sworn to before me, this 23 day of December 1891

[illegible]
Police Justice.

Anthony Comstock

CITY OF New York COUNTY OF New York } ss.

John R Collord of 41 Park Row being duly sworn further deposes and says, that on the 22nd day of December 1891, aforesaid, he called at the place of business of the said James Doe & Richard Doe aforesaid, at the said premises 2301 Eighth avenue ~~and~~ there purchased the said paper, ticket and instrument, purporting to be what is commonly called a lottery policy as annexed to foregoing affidavit, under the following circumstances to wit: Deponent there saw the said James Doe and Richard Doe and had conversation with them in substance as follows. Deponent ~~xxx~~ entered Cigar Store where RICHARD DOE was behind the counter. Deponent walked to the partition, where there was a door, which Deponent tried and found it fast, whereupon the said RICHARD DOE pulled a string, or chain, connected with the said door, which ran back to behind the Cigar counter where the said RICHARD DOE was, and as the said RICHARD DOE pulled the string, or chain, the door was unfastened, and Deponent entered, passed into the rear room, where JAMES DOE was writing what is commonly called "Lottery Policy." Deponent said to the said JAMES DOE: "Give me 3 17 75 57 67 73 for Ten Dollars each; 14 26 42 11 33 74 for Five Dollars each", whereupon the said JAMES DOE wrote upon paper annexed hereto, said numbers, or what is commonly called "Lottery Policy", and also made a copy of the same upon another piece of paper which he retained. Deponent asked how much, and the said JAMES DOE replied "thirty cents", and the said JAMES DOE also gave to Deponent a slip containing the drawn numbers representing the drawings of the night of December 21st. Deponent paid the said JAMES DOE the sum of thirty cents for said paper. As Deponent passed out, the said RICHARD DOE was still behind the counter, and Deponent called to him to "pull his string", and the said RICHARD DOE pulled the said string, or chain, again, and the door was unfastened -

0409

and Deponent went out.

Subscribed, and sworn to before me this 23rd. day of December 1891.

John R. Collord

Police Justice.

POLICE COURT— DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

Anthony Bonsteel

VS.

James Doe and Richard Roe.

LOTTERY AND POLICY.

Dated 18S

..... Magistrate.

..... Clerk.

..... Officer.

WITNESSES:

.....

.....

.....

.....

Bailed, $.....

to answer ..... Sessions.

By ..... Street.

0410

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Henry Renkin

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. Germany

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

Answer. 122 2nd Street and 3rd Avenue Paris Hotel 2 Weeks

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.
H. Renkin

Taken before me this 21 *day of* November 1887

[illegible] Police Justice.

0411

POOR QUALITY ORIGINAL

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Glennon

Question. How old are you?

Answer. 2-3. years,

Question. Where were you born?

Answer. U. S.

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

Answer. Paris Hotel - 122nd St. & 3rd Avenue - 2 Months

Question. What is your business or profession?

Answer. Agent for Tea and Coffees

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

Answer. I am not guilty.

William Glennon

Taken before me this 24 *day of* December 1891

[illegible] Police Justice.

0412

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Comstock & John R. Collord of 41 Park Row Street, New York City, that there is probable cause for believing that James Doe and Richard Doe whose real names are unknown but who can each be identified by John R. Collord

has in their possession, at, in and upon certain premises occupied by them and situated and known number 2301 Eighth avenue in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day or night time to make immediate search on the person of the said James Doe and Richard Doe

and in the building situate and known as number 2301 Eighth avenue aforesaid, for the following property, to wit: all Faro layouts, all Roulette Wheels and layouts, all Rouge et Noir, or Red and Black layouts, all gaming tables, all chips, all packs of cards, all dice, all deal boxes, all lottery policies, all lottery tickets, all circulars, all writings, all papers, all documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, all books all documents for the purpose of enabling others to gamble or sell lottery policies, all black-boards, all slips or drawn numbers of a lottery, all money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the First District Police Court at the Tombs in Centre street in the City of New York.

Dated at the City of New York, the 23rd day of December 1881

T. J. C. Ryan

POLICE JUSTICE.

0413

Inventory of property taken by Joseph A Shul the Peace Officer by whom this warrant was executed:

~~Faro layouts,~~ ~~Roulette Wheels,~~ ~~Hoolette layouts,~~ ~~Rouge et Noir layouts,~~ 1 Sweat gaming tables, ~~chips,~~ ~~packs of cards,~~ 10 dice, 3 dice ~~deal boxes,~~ ~~deal trays for holding chips,~~ ~~one boxes,~~ ~~markers, or tally cards,~~ ~~ivory balls,~~ ~~lottery policies,~~ ~~lottery tickets,~~ 58 Lottery circulars, 100 loose writings, or papers, 1 black boards, 3 Pickings slips, or drawn numbers in policy, $1.15 money, 2 Blank manifold books, ~~slates,~~ 50 Manifold Sheets, 5 Zince, 1 Agate Pencil, 1 Memorandum Book, 1 Box Numbers, 1 Pad, 1 Stamp, 2 Boxes of Type 200 Envolopes for Envolope Game, 1 Box for holding Envolopes, 2 Sweat Cloths

City of New York and County of New York ss:

I, Joseph A Shul the Officer by whom this warrant was executed, do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 24th day of December 1891

Joseph A Shul

Jas W Ridgway Police Justice.

Police Court 6 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Anthony Comstock
vs.
James Doe,
Richard Roe.

Search Warrant.

Dated Dec 23 1891

O'Riley Justice.

Officer.

0414

Sec. 151.

Police Court, 1st District.

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

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, *or to any Marshal, Constable 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 Anthony Comstock & John R. Collord of No. 41 Park Row Street, charging that on the 23 day of December 1891 at the City of New York, in the County of New York that the crime of selling what are commonly called lottery policies

has been committed, and accusing James Doe and Richard Doe, 2301 8th ave. whose real names are unknown but who can be identified by John R. Collord thereof.

Wherefore, the said Complainant has prayed that the said Defendants 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, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen,* and each and every of you, to apprehend the said Defendants and bring them forthwith before me, at the 1st 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* 23 *day of* December 1891

Jas. J. O'Brien POLICE JUSTICE.

POLICE COURT, 1st DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Anthony Comstock
vs.
James Doe
Richard Doe.

Warrant—General.

Dated Dec 23 1891

Magistrate.

Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest

Native of

Age

Sex

Complexion

Color

Profession

Married

Single

Read

Write

0415

POOR QUALITY ORIGINAL

Police Court 1 **District.** 1589

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Anthony Comstock

vs.

1. Henry Parker
2. Wm'm Glenn
3.
4.

Offence Lottery Policy

Dated December 24 1891

O'Reilly Magistrate.
Officer.
C.O. Precinct.

BAILED,
No. 1, by Wm Kellogh
Residence 89 Nassau Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street

Witnesses
No. Street.
No. Street.
No. Street.
$ 500 to answer G S

RECEIVED DEC 28 1891 DISTRICT ATTORNEY'S OFFICE

Bailed

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

Dated Dec 24 *18*91 *Police Justice.*

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

Dated Dec 24 *18*91 *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 ..... *18* ..... *Police Justice.*

0416

POOR QUALITY ORIGINAL

City, County & State of New York, ss:

John R. Collard of 41 Park Row being duly sworn deposes and says that Henry Renken here present is the one known as ~~James Doe~~ Richard Doe in the affidavit of December 23rd 1891 hereto annexed.

Subscribed and sworn to before me this 24th day of Dec. 1891.

John R. Collard

Police Justice.

City, County & State of New York, ss:

John R. Collard of 41 Park Row being duly sworn deposes and says that William Glennon here present is the one known as ~~Richard Doe~~ James Doe in the affidavit of December 23rd hereto annexed.

Subscribed and sworn to before me this 24th day of Dec. 1891.

John R. Collard

Police Justice.

0417

Police Court 1 **District.** 1589

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Anthony Crocheck
vs.
1. Henry Rankin
2. William Blenman
3.
4.

Offence Lottery Policy

Dated December 24 1891

O'Reilly Magistrate.
Officer.
C.O. Precinct.

Witnesses.

No. Street.
No. Street.
No. Street.
$ 500 to answer G S

BAILED,
No. 1, by Hellg Co
Residence 39 Mott Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street

Bailed

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

Dated Dec 24 *18*91 *Police Justice.*

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

Dated Dec 24 *18*9 *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 ..... *18* ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Henry Renken and William Glennon

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

Henry Renken and William Glennon

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said Henry Renken and William Glennon both

late of the 12th Ward of the City of New York in the County of New York aforesaid, on the twenty-second day of December in the year of our Lord one thousand eight hundred and ninety-one, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "Policy," where money and property was dependent upon the result, 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

Henry Renken and William Glennon

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said Henry Renken and William Glennon both

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, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

Henry Renken and William Glennon

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said

Henry Renken and William Glennon both

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, feloniously did sell to one

John R. Collard

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

Mo 8x 21/12
3—17—75
57—67—43 J 10
14—26—42
11—33—74 J 5

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

FOURTH COUNT:

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

Henry Renken and William Glennon

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said Henry Renken and William Glennon both

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, feloniously did sell to one

John R. Collard

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of

which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

Nov 21/12
3 — 14 — 45
54 — 64 — 43 J 10
14 — 26 — 42
11 — 33 — 44 J 5

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

FIFTH COUNT:

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

Henry Renken and William Glennon

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said Henry Renken and William Glennon both

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, feloniously did sell to one

John R. Voland

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

Nov 21/12
3 — 14 — 45
54 — 64 — 43 J 10
14 — 26 — 42
11 — 33 — 44 J 5

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

DE LANCEY NICOLL,
District Attorney.

0421

BOX:
477

FOLDER:
4367

DESCRIPTION:
Roach, Frank

DATE:
04/05/92

4367

Witnesses:

Officer Sheehan

No. 24.

Counsel,

Filed 5 day of April 189 2

Pleads, Not Guilty (6)

THE PEOPLE

vs.

Frank Roach

Grand Larceny, Second Degree.
[Sections 528, 53 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas H Doham *Foreman.*

Part 2 April 12, 1892.
Tried and Acquitted

0423

POOR QUALITY ORIGINAL

(1365)

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.

Paul Carnilo

of No. 15 Marion Street, aged 23 years,

occupation Baker being duly sworn,

deposes and says, that on the 6 day of March 1892 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 day time, the following property, viz:

a pocket book ~~con~~ containing Good and lawful money of the United States, amounting to One hundred and One dollars - and some Italian ~~so~~ small coins

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 Frank Roche now here for the reasons following to wit, on said date deponent ~~had the~~ ~~he~~ was standing on 4th avenue about to purchase some nuts and had said pocketbook in his hand the said pocketbook contained the above described property. the defendant snatched said pocketbook and ran away with it, deponent followed defendant and met Officer Sheehan of the 18th Precinct whom he informed of the larceny - Officer Sheehan arrested defendant and said Officer informed deponent that he found in defendant's

Sworn to before me this ___ day of ___ 189__

Police Justice.

pocket a pocketbook containing a one dollar bill and five Italian coins deponent further says that he has since seen the property found in defendants possession and fully identified the pocket book as his property that was feloniously stolen from him

his
Paul X Carnilo
mark

Sworn to before me
this 7th day of March 1892

Police Justice

0425

CITY AND COUNTY OF NEW YORK, } ss.

Michael R. Sheehan

aged ——— years, occupation Police Officer of No. 15 Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Paul Carmilo and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 7 *day of* March 1892, } Michael R. Sheehan

Police Justice.

(3692)

0426

POOR QUALITY ORIGINAL

(1335)

Sec. 198—200.

2 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Frank Rocke 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. Frank Rocke

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. Italy

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

Answer. 56 Mulberry St 3 yrs

Question. What is your business or profession?

Answer. Bootblack

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 —
Frank Rocck

Taken before me this 7 *day of* March 1897

Police Justice.

0427

POOR QUALITY ORIGINAL

281

Police Court--- 2 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Paul Carnicky, 215 Mangin St,
Frank Nocek
2
3
4

Offence Larceny Felony

Dated March 7 1892

Warren Magistrate.

Wheeler Officer.

15 Precinct.

Witnesses Officer

No. Street.

No. Street.

No. Street.

$ 1000 to answer

RECEIVED DISTRICT ATTORNEY'S OFFICE MAR 10 1892

Com

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Defendant *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* One *Hundred Dollars,* 1000 *and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.*

Dated March 7 *18* 92 *Police Justice.*

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

Dated *18* *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 *18* *Police Justice.*

0428

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 Roach

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Frank Roach of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Frank Roach, late of the City of New York in the County of New York aforesaid, on the sixth day of March in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, in the day time of said day, divers 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 a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of fifty dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of fifty dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of fifty dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of fifty dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of fifty one dollars, five coins of the Kingdom of Italy, a more particular description whereof the Grand Jury aforesaid unknown, of the value of ten cents each and one pocketbook of the value of fifty cents, of the goods, chattels and personal property of one Paul Carmilo, on the person of the said Paul Carmilo then and there being found, from the person of the said Paul Carmilo 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.

$101.00

DE LANCEY NICOLL,
District Attorney.

0429

BOX:
477

FOLDER:
4367

DESCRIPTION:
Robinson, Emma

DATE:
04/22/92

4367

Witnesses:

Offe Brady

Renwick

Compton

179 Pamela Ann

260

Counsel,

Filed 20 day of April 1892

Pleads,

THE PEOPLE

vs.

Emma Robinson

Burglary in the Third Degree.
Section 498, 5 Penal Code.

DE LANCEY NICOLL,

District Attorney.

179

A TRUE BILL.

Chas H. Dohan

Foreman.

Sen suspended April 25

0431

POOR QUALITY ORIGINAL

Police Court— 6th District.

City and County of New York, } ss.:

Frederick W. McDade

of No. 1992 Bernside avenue Street, aged 22 years,

occupation Agent being duly sworn

deposes and says, that the premises No 1992 Bernside ave ~~Street~~,

in the City and County aforesaid, the said being a two story & Basement

Frame Building

and which was occupied in part by deponent as a dwelling

and in which part there was at the time a human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly opening the door leading into the parlor with a false key and entering therein with intent to commit a crime

on the 4th day of April 1892 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

One tan colored Cashmere dress

of the value of Eight dollars

the property of deponent & his wife Carrie McDade

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 Emma Robinson (now here)

for the reasons following, to wit: that since the commission of said offense the said defendant admitted and confessed to deponent that she entered said premises as aforesaid and did feloniously take steal & carry away said property which deponent found in her possession

Fred W. McDade

Sworn to before me this 12th day of April 1892

John H. Wheeler Police Justice

0432

POOR QUALITY ORIGINAL

Sec. 198—200.

6th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Emma Robinson

Question. How old are you?

Answer. 18 years -

Question. Where were you born?

Answer. Jamaica

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

Answer. 1992 Burnside Ave! 1 years

Question. What is your business or profession?

Answer. Servant

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

Answer. I am guilty of the charge

Emma Robinson

Taken before me this 12th *day of* April 1892

Adam Hellmann

Police Justice.

0433

POOR QUALITY ORIGINAL

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court--- 6th District.

430

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frederick W. Trade

1492 7th Burnside Ave

William R. Freeman

2 .....

3 .....

4 .....

Offence Burglary

Dated April 12th 1892

Michael Leach Magistrate.

Michael Leach Officer.

34th Precinct.

Witnesses, Henry Fleck

No. ..... Street.

No. ..... Street.

No. ..... Street.

RECEIVED APR 14 1892 DISTRICT ATTORNEY

$ 1000 to answer

Capt. Berry 34th P.D.

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 She be admitted to bail in the sum of One *Hundred Dollars,* ..... *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until She give such bail.*

Dated April 12th 1892 John R. Voorhis *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

Dated ..... *18* ..... *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 ..... *18* ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Emma Robinson

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

Emma Robinson

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

The said Emma Robinson

late of the 24th Ward of the City of New York, in the County of New York aforesaid, on the fourth day of April in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, in the day-time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Frederick W. McDade

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said Frederick W. McDade in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Emma Robinson

of the CRIME OF Petit LARCENY committed as follows:

The said Emma Robinson

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

one dress of the value of eight dollars

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

in the dwelling house of the said Frederick W. McDade

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

DeLancey Nicoll
District Attorney

0436

BOX:
477

FOLDER:
4367

DESCRIPTION:
Rosalski, Frank

DATE:
04/29/92

4367

371.

Ordered

Witnesses:

Michael Hannigan

Officer Mulgent

Defendant by Ch. Ecquant

Counsel,

Filed 29 day of April 189 2

Pleads, Not guilty

THE PEOPLE

vs.

Frank Rosalski

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

DE LANCEY NICOLL,
District Attorney.

May 6 1892 Mo

A TRUE BILL.

Thos. H. Shaw
Foreman.

Part 3 May 9/92
Tried + Convicted
Assault 2nd deg
Ret Rep
May 7-92

0438

Police Court— 3rd District.

City and County of New York, } ss.:

Michael Flannigan

of No. 13½ Orchard Street, aged 29 years, occupation Degar Manufacturer being duly sworn deposes and says, that on the 15 day of April 188[illegible] at the City of New York, in the County of New York, he was violently and feloniously ASSAULTED and BEATEN by Frank Rosalskie (nowhere) who did wilfully cut and stab deponent twice on the head and once on the right forearm with an Icepick the defendant held in his hand and said assault was committed

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~~ according to law.

Sworn to before me, this 15th day of April 188[illegible] } his Michael Flannigan mark

[illegible] Police Justice.

0439

POOR QUALITY ORIGINAL

(1335)

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Frank Rosalskie 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. Frank Rosalskie

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Russia Poland

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

Answer. 72 Rivington St 5 Months

Question. What is your business or profession?

Answer. Keep a Saloon

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
his
Frank Rosalskie
mark

Taken before me this 16 *day of* April 1892

Wallaart

Police Justice.

0440

CITY AND COUNTY OF NEW YORK } ss.

POLICE COURT, 3 DISTRICT.

Andrew Nugent

of No. 11th Precinct Street, aged 34 years,

occupation Officer being duly sworn, deposes and says

that on the 15th day of April 1892

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

who feloniously assaulted Michael L Flannagan, with an ice pick cutting Michael Flannagan on the head and arm in a severe manner, ~~and inflicting~~ injuries from which he is now confined in Gouverneur Hospital, and is unable to appear in court, upon the argument prays that defendant may be held to await the result of said injuries.

Andrew Nugent

Sworn to before me, this 15th day of April 1892

Police Justice.

0441

Police Court, 3 — 157 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Andrew Nugent

vs.

Frank Rolalske

AFFIDAVIT.

Dated, ... 189 .

Killeen Magistrate.

..... Officer.

Witness, ...

Disposition Sp for 2 Pm

0442

POOR QUALITY ORIGINAL

441

Police Court 3 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Klimczak
134 Second St
Frank Kozakiewicz

2.

3.

4.

Offence Felonious Assault

Dated April 15 1892

Kilbreth Magistrate.

Officer.

Precinct.

Witnesses Chas. W. Kiser

No. 62 Second St. Street.

George Applegate

No. Street.

No. Street.

$ 500 to answer

BAILED,

No. 1, by Peter G. Mrozinski

Residence 86 East Houston Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 *Hundred Dollars,* *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

Dated April 15 188 92 J. Kilbreth *Police Justice.*

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

Dated April 16 188 92 J. Kilbreth *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.*

Court of General Sessions

For the City and County of New York

----------X

The People &c. :

against :

Frank Rozalski :

----------X

City and County of New York ss:

Francis Xavier A. Fremel being duly sworn says: I am a Roman Catholic priest, attached to and at the head of the Polish Catholic Church, known as the St. Stanislaus Church, the place of worship being at the corner of Stanton & Forsyth Streets, in the City of New York. I know the defendant Frank Rozalski and have known him for several years last past. He is an attendant at my church, and I am his Father Confessor. I have known him very intimately during the past few years, and have always regarded him as a good, honest faithful and worthy young man, whom I would not hesitate to trust in any capacity. He has a warm heart and in my opinion knows no wrong. He is somewhat tempestuous, and if he has committed any wrong I am of the opinion that the provocation must have been great. I heartily join with his friends in urging clemency and readily vouch for his amiability, goodness of heart and sterling reputation. He is not addicted to drink nor is he contaminated by the many vices of youth. If by any possibility he has committed a deliberate wrong, I trust that his youth may prove some excuse and that he be sent to the Reformatory, as I am satisfied he will never again commit a wrong against society. He is one of my most cherished sons, and I pray that his general reputation may save him from the disgrace of being branded a felon.

Sworn to before me this)
14th. day of May 1892.)

Rev. Francis X. A. Fremel
Pastor of St. Stanislaus Church
Cor. Forsyth and Stanton Sts.

Court of General Sessions

For the City and County of New York

----------X

The People &c. :

vs. :

Frank Rozalski :

----------X

City and county of New York ss: John H. Strzelecki being duly sworn says: I am a Roman Catholic priest, assistant Rector of the St. Stanislaus Church. I am well acquainted with the defendant Frank Rozalski. I have read the affidavit of Fether Fremmer, and I am familiar with the facts therein set forth. I herewith corroborate the facts set forth in the said affidavit and unite with my superior in the prayer and hope that your Honor may see his way clear to send this young man, if it must so be, to the Reformatory, as he is not criminal eithe in thought or action.

Sworn to before me this)
14th. day of May 1892.)

Rev. John H. Strzelecki
Ass't of St. Stanislaus Church

At a Special meeting of the St.Joseph Roman Catholic Ass. held at the Association rooms, in the basement of the St.Stanislaus Church, the following Resolutions were passed by a unanimous vote.

Resolved: that this Association sympathize with our fellow member, Frank Rodalzki in the misfortune which has overtaken him. He has always been a good and true friend, and one of the most upright members of our Association. We trust that a copy of these resolutions may be presented to the Hon. Frederick Smyth, so that he may officially learn, that we know him to be a true and worthy member of society, a good and honest member of society and a person who is held in high esteem by all of his friends. He had no enemies and was friendly to all.

We earnestly hope that this may stand as the prayer of an honorable body of men, that the defendant be dealt with leniently and if possible that he be saved the stigma of being sent to State's Prison.

It has been further resolved that this communication be signed by the President and Secretary of the Association.

Dated New York May 14th. 1892.

John Lultowski
President of St Joseph's
Frank Wiśniewski Secretary
Secretary
St Joseph's
Society

A Special meeting of the St.Stanislaus Assiciation was held on Sunday May 15th.1892 at the rooms of the Union,at the St. Stanislaus church.

The object of the meeting was to certify,under the seal of the Union,that Frank Rodalzski is a member of our Union- that he has always been a kind and indulgent brother, and has never forfeited the friendship of a single member. We all love and admire him,and by viva voce vote,it was resolved that this petition for judicial clemency be directed to the Hon.Frederick Smyth,with the assurance that he ,the defendant is worthy of favor and that he has always been honest, and respectable to the highest degree.

Michal Bomagalski
President

Vincent Switkowski
sekretar

General Sessions

County of New York

----------X

The People &c. :

against :

Frank Rozalski :

--9----------X

City and County of New York ss: Louis J. Heinz ~~Eichler~~ being duly sworn says: that he is a member of the John Eichler Brewing Co. and resides at ~~No. Street~~ 1257 Washington Ave, New York City. That he is well acquainted with the defendant and has known him for some time past. That the defendant is a person of good character and repute and deponent has never known him to commit any wrong. Deponent wishes to unite with the many friends of the defendant in a prayer for mercy and asks that if consistent with justice that the defendant may be committed to the Reformatory and given a chance to amend with out being stigmatized a felon.

Sworn to before me)
May 16th. 1892.)

Louis J. Heinz

Court of General Sessions

For the City and county of New York

----------X

The People &c. :

against :

Frank Rozalski :

City and county of New York ss: John Sluzewski being duly sworn says: I am a merchant doing business at No. 18 Ludlow Street, in the City of New York. I am well acquainted with the defendant and his entire family and know that they are all good, honest and sober zitizens well worthy of favor and that the defendant is the first of the family who has ever clouded the hitherto good name of the family. I know of my own knowledge from an intimate personal acquaintance with these people that they feel bitterly their position and they dread very much the stigma of having one of their family sent to the State's Prison. He has always borne a good reputation and has always associated with persons of good morals. He is not criminally inclined and has never had criminal intent. We all feel that he has been taught a bitter lesson, and hope that your Honor may see his way clear to give him a chance by sending him to the Reformatory instead of making him the associate of hardened criminals. He is still a very young man, and in years where he is susceptible to kindness, and I am certain that his many friends can make him feel that there are those still willing to help him, so that he will not lose his faith in mankind We all wish to serve him so that when he shall have atoned for any wrong-doing by serving time in the Reformatory, he may be restored to his friends a better and purer man.

SWORN to before me this) John Sluzewski

16th. day of May 1892.)

John Finck
Comm. of Deeds
N.Y. County

Court of General Sessions

For the City and County of New York

----------X

The People &c. :

vs. :

Frank Rozalski :

----------X

City and county of New York ss: Peter C.Wodzicki being duly sworn says:that he resides at No.86 First Avenue in the City of New York,and is a freeholder in said City. That he is well acquainted with the said above named defendant,and has known him for several years last past,and has also been acquainted with many of his friends and acquaintances/all of whom speak of the said defendant in the highest terms. That the reputation of the defendant has been very good and deponent has never heard one single word of reproach uttered against him by any one. He is as sober,steady,honest and energetic person,who has always worked earnestly in order to make a living,and deponent has never heard of him being engaged in any altercation,or involved in any trouble. That the said defendant is a peaceable person,not very easily aroused to anger,as intimately as deponent has known him,during several years last past,he has never known of the defendant engaging in quarrel with any one.That he lives and resides with his brother and is a man of temperate habits and easy disposition.That he is a young man of the age of twenty four years,and deponent believes that the defendant is not naturally vicious,and that has always been a good citizen and that he has been bitterly punished already.

Sworn to before me this)

14th.Day of May 1892)

Peter C. Wodzicki

Benj Feldman Comm of Deeds N.Y.Co

Gen. Sessions

The People

v.

Frank Rosanski

Affs as to Defts

Ch.

New York May 16th.1892.

Hon.Frederick Smyth,

My dear Sir; My acquaintance with you,dating back to the time when I was a client of the late Judge Florence McCarthy,whose office was in Madison Street,and with whom you were associated,give me the assurance to believe that what I may say in this letter will receive credence from you.

I became accidentally acquainted with the fact that one Frank Rozalski had been convicted of an assault in the second degree,and as I am well acquainted with his family, I trust that you will pardon me for saying a few words on his behalf. I know the family to be honest and respectable people,and they are all suffering on his account,and by reason of his conviction. What seems to affect them most is that one of their number should be branded as a felon,this being the first sad break that has occurred. I know from my past acquaintance with you,that all mercy will be accorded to him,but I wish to present my knowledge of the general worth of the family in the hope that he may be sent to the Reformatory instead of to the Penitentiary,

I can give you the assurance of an old friend,and one who has nothing to gain by deceiving you,that if this leniancy is shown to him it will not be misplaced. I trust that you will excuse,Truly youts, Daniel Murray
16 East 34th St Brooklyn

N.Y. May 16/92

To whom this may concern Frank Rozalski has been my tenant in #72 Rivington St. since Nov 1st/91

All I can say about him since I know him is that he was always honest and upright and always kept his place in good order and as regards his character I can say nothing about him as he has always

behaved right as long as he has been in the House.

Jacob Meyer
per JM.

P.S.
I am an invalid and cannot walk JM.

COURT OF GENERAL SESSIONS, PART III.

The People of the State of New York, against Frank Kozalski.	Before Hon. Fred'k Smyth, and a Jury.

Indictment filed April 29, 1892.

Indicted for assault in the first degree.

New York, May 9, 1892.

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

For the People,

Assistant District-Atty. Vernon M. Davis;

For the Defendant,

Jacob Berlinger, Esq.

MICHAEL L. FRANNIGAN, a witness for the People, sworn, testified:

I live at 134 Orchard Street in this city. On the morning of Friday, the 15th. of April, I went into the defendant's saloon. I saw him playing pool. I said to him: "I will play you a couple of gamesof pool"/ I played him three gamesof pool and I stuck him for the games. Then he wanted to play me for a half a dollar, but I told him I did not gamble. After remaining there ten or fifteen minutes I went across the street and was gone 10 or 15 minutes. I asked for a friend of mine by the name of George Mosely. He lives in the same house

where this defendant lived. I was informedthat he was asleep. I went to his door. It was up a high stoop and when I rang the door-bell the defendant at the bar came up behind me and struck me twice on the head with an ice-pick. I fell to the bottom of the stairs and the defendant then struck me a couple more times on the head, and he also stabbed me in the arm. He held the ice-pick in his right hand. There was some gentleman there at the time who picked me up and carried me into a store. After the defendant stabbed me he ran into the saloon and came out of the side-door with a revolver in his hand. He said to the gentleman who was helping me that he would shoot him if he interfered with him. The gentleman who helped me into the saloon is present in court as a witness. I stayed there until a police officer came and I was taken to the hospital. I was confined to the hospital for ten days where my head was treated. I had not done anything whatsoeverto the defendant to cause him to make this assault.

Cross-examination:

I cannot understand what caused the defendant to make this assault. The only provocation I know of was that I beat him three games of pool. I was going up the stoop of my friend's house at the time he came behind me and assaulted me. My friend lives at 72 Rivington Street. I have known him about eight years. I travel for a wholesale cigar house and went into the defendant's saloon for the purpose of selling some cigars. It is not true that I refused to pay for a glass of beer

and threw a glass of beer on the floor of the defendant's saloon. I was not in the place more than 10 or 15 minutes altogether.

CHARLES H. KEYSER, a witness for the People, sworn, testified:

I live at 436 East 84th. Street. On the 15th. of April 1892 I saw Michael Flannigan, the complainant, whom I did not know before that time, on a stoop in Rivington Street. I was on my way to the elevated station when I saw him. I saw the defendant strike him a blow with some instrument which he held in his hand. That was the second blow that was struck. The complainant fell to the bottom step of the stoop. I went over to him and pickedhim up. While I was in the act of picking him up the defendant came out with a revolver, pointed it at me and said if I interfered he would shoot me. I told him: "Shoot ahead". I carried the complainant into a saloon and afterwards he was taken away to the hospital.

Cross-examination:

The defendant was arrested in the saloon by an officer. I saw the complainant slide down from very near the top step to the bottom step of the stoop. I saw two wounds on the complainant's head and they were bleeding profusely. I could not tell whether it was an ice-pick or what it was in the defendant"s hand.

ANDREW NUGENT, a witness for the People, sworn, testified:

I am a police officer attached to the Fourth Precinct. I arrested the defendant on the 15th. of April last in a saloon in Rivington Street. When I got to the saloon there was a crowd of about 100 people in front of the building. The complainant at that time had his head done up in a bandage. I asked the defendant if he cut the complainant, and he said: "He came into my place and raised a disturbance and I did not propose to cut him". I asked him how it occurred, and he said the complainant tried to steal some glasses that he carried out; that he carried out some glasses on his arm. I asked him if he struck him with an ice-pick and he said no; that he struck him with a club. I found a revolver on the person of the defendant. It was loaded.

Cross-examination:

The defendant did not complain of being assaulted by the complainant. He simply said that he did not propose to cut him.

GEORGE STALSENBERGER, a witness for the People, sworn, testified:

I am a butcher and live at 146 Orchard St. I saw the complainant Michael Flannigan on that day in Orchard Street near Rivington. He was sitting on the stoop wounded. I went to his assistance . The defendant came out of the store with a revolver in his hand

and threatened to shoot me. He put the revolver up to my face. He was afterwards arrested in the saloon by a police officer.

DEFENSE:

FRANK KOZALSKI, the defendant, sworn, testified:

I live at 72 Rivington St. The first time I saw the complainant was on the day of this trouble. When he first came into the saloon he tried to have a fight with a man who was sitting there. He was drunk at the time. He ordered a glass of whiskey and a glass of beer and refused to pay for it. Then he tried to fight this man who was in the saloon. I told him to keep quiet. The defendant sat down for about five minutes on a chair and afterwards got up and began throwing everything on the floor. I tried to get him outand he took a beer glass, put it under his coat and went out into the street. In about 25 minutes he came back again to the saloon. I locked the door when I saw him coming and went upstairs. When he came back the second time I told him to give me the beer glass back and he struck me with it. When he found the door locked he tried to get it open. I went out of the door of my saloon and told him to give me my glass. He did not do it. I tried to look for a policeman but I could not find any. He hit me with the glass on the arm at that time. Afterwards he was so drunk that he fell against the railing and if he got any cuts on his head it must have been from that, and also from

the broken glass. I did not strike him. I simply gave him a push and as he could not stand on his feet he fell over against the railing. I did not use any ice-pick on the head of the complainant.

Cross-examination:

I didnot come out in the street with a pistol as has been testified to by the different witnesses. I remained in the saloon until the time of my arrest. I saw the complainant Flannigan on the steps of this stoop. His head was cut. I am positive that I did not cut him in any way. We had a little tussle on the steps and he fell and cut his head.

YANKA CHARKEWICH, a witness for the defendant, sworn, testified:

I was in the saloon of the defendant on the 15th. of April. When Flannigan came in the first time he was drunk. The defendant at first hesitated and did not want to give him any. He said: "I will give you seltzer water, because you don't need any whiskey". The complainant refused to drink the seltzer water. Afterwards the complainant got up, caught hold of me by the arm and threw me a little distance. I would not have anything to do with him. He went out of the saloon and afterwards came back. I saw him take a beer glass and throw the beer on the floor. The defendant remonstrated with him and they had some angry words. Flannigan went out and came back in about 15 or 20 minutes. Before going out

he put a glass under his coat and did not return it when the defendant requested him to do so.

ANTON ROZALSKI, a witness for the defendant, sworn, testified:

I am interested in this saloon with my brother. I came down to the saloon on the day in question. I saw the complainant standing near the door of the saloon. He had a glass underhis coat. I heardhim say that he would fix my brother, but I did not know what he meant by it. Afterwards he came into the saloon and my brother refused to give him any drinks. He behaved himself very nicely for awhile. Then he took a glass and went out with it under his coat. I afterwards saw him rolling down the stoop of the house on the opposite side of the street. My brother and he had a tussle on the stoop and the complainant fell and struck his head against a railing. That is all I know of this case.

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

Indictment filed Apl/29-1892.

COURT OF GENERAL SESSIONS

Part III.

THE PEOPLE &c.

against

FRANK ROZALSKI.

Abstract of testimony on trial New York May 9th 1892.

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 Rosalski

The Grand Jury of the City and County of New York, by this indictment, accuse Frank Rosalski of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Frank Rosalski late of the City of New York, in the County of New York aforesaid, on the fifteenth day of April in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of one Michael Flannigan in the peace of the said People then and there being, feloniously did make an assault and him the said Michael Flannigan with a certain ice-pick,

which the said Frank Rosalski 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 Michael Flannigan 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 Frank Rosalski of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Frank Rosalski 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 Michael Flannigan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Michael Flannigan with a certain ice-pick,

which the said Frank Rosalski 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.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Frank Rosalski of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Frank Rosalski 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 Michael Flannigan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and he the said Michael Flannigan with a certain ice-pick, which he the said Frank Rosalski in his right hand then and there had and held, in and upon the head and arm of him the said Michael Flannigan 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 wrongfully inflict grievous bodily harm upon the said Michael Flannigan 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.

DE LANCEY NICOLL, *District Attorney.*

0464

BOX:
477

FOLDER:
4367

DESCRIPTION:
Rosenberg, Cassel

DATE:
04/29/92

4367

Witnesses:

Samuel Friedman

Allan Murphy

In my opinion the evidence in this case will not warrant a conviction, & therefore recommend the dismissal of this indictment,

Augt 11/92

V. M. Davis
Asst

369

Goodhart & Phillips
Counsel, 62 William St

Filed, 29 day of April 1892

Pleads, Argumentis May 2

THE PEOPLE

vs.

B

Cassel Rosenberg

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

Part 2 — Aug. 12/92
On motion of Dist. Atty. Indictment dismissed

DE LANCEY NICOLL,
District Attorney.

[May 28 1892. [illegible]]

A TRUE BILL.

Chas. H. Isham
Foreman.

Witness to call @ 4^30 May 23/92.

Part Two Augt 12, 1892,
V. M. D.

0466

POOR QUALITY ORIGINAL

Police Court 2 **District.**

City and County of New York } ss.

Samuel Friedman

of No. 93 Bond Street, aged 21 years, occupation Hat & Cap Manufacturer being duly sworn, deposes and says, that on the 15th day of December 1891, at the City of New York, in the County of New York, his place of business at the afresaid address, were broken into, and a quantity of property taken, stolen and carried away by some unknown person or persons. and who have not been arrested for said Burglary. and that the property taken stolen and carried away consisted of the following articles. Two dozen (24) Blue Cloth Hats of the amount and value of Ten dollars; ½ dozen (6) Plush Caps of the amount and value of Four dollars; ½ dozen (6) Sailor & children's Hats of the amount and value of Five dollars & twenty five cents; One dozen (12) Infant Caps of the amount and value of Thirteen dollars and fifty cents; Four dozen (48) Jockey Caps of the amount and value of Fourteen dollars; 8 yards Blue Cloth ——, at 1.85 per yard - of the amount and value of Fourteen dollars and eighty cents; and one pair of Shears of the value of Nine dollars; in all of the amount and value of Seventy dollars and fifty five cents; and the property of deponent and Jacob Fischer

And that deponent is informed by Detective Officer Jeremiah J. Murphy of the Central Office that between the hours of 12 and 1. o'clock P.M. of the 19th day of December 1891. he found part of the afresaid property stolen from deponent's place of business on the afresaid date. in the possession of Cassel Rosenberg (now here) at his place of business No 28 Orchard Street - the said property consisting of 1½ dozen (18) Jockey Caps, and the said property being secreted in a box on a shelf under the counter - and one of said Caps being in a Show Case outside of said Cassel's place of business but placed in such a manner as it could not be identified - deponent therefore charges the defendant with having violated Section 550 of the Penal Code and asks that he be dealt with as the Law may direct

Samuel Friedman

Sworn to before me this 20 day of December 1891

John J. Cole
Police Justice

0467

CITY AND COUNTY OF NEW YORK, } ss.

Jeremiah J. Murphy

aged ..... years, occupation Detective Officer of No.

Central Office Street, being duly sworn, deposes and

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

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

Sworn to before me, this 20 *day of* December 1890, } Jeremiah J. Murphy

John E Reeg

Police Justice.

(3692)

0468

POOR QUALITY ORIGINAL

2 District Police Court.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Cassel Rosenberg

Question. How old are you?

Answer. 21 years —

Question. Where were you born?

Answer. Russia

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

Answer. No 28 Orchard Street 1½ years

Question. What is your business or profession?

Answer. Hat. Finer —

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

Answer. I am not guilty - I bought the Caps from a Boy - who told me his father was a Cap Maker

Cassel Rosenberg

Taken before me this 20 day of December 188 9

Police Justice.

0469

POOR QUALITY ORIGINAL

1561

Police Court ... 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Samuel Greenberg
33 Bedford St
23 Bedford St
Chief Detective

2.

3.

4.

Offence Receiving Stolen Goods

Dated December 20 1891

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

RECEIVED DEC 22 1891 DISTRICT ATTORNEY'S OFFICE.

$1,000 Bail

P.S. 5

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

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

Dated December 20 *18*91 John E Kelly *Police Justice.*

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

Dated ..... *18* ..... *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 ..... *18* ..... *Police Justice.*

Dictated by Mr. Goodhart.

Morris Goodhart. Albert L. Phillips.

Law Offices of
Goodhart & Phillips.
62 & 64 William Street.
Rooms 37, 38, 39 & 40.
New York.

In the case of Cassel Rosenberg, whose business card is annexed.

May 20, 1892.

Vernon M. Davis Esq.
Assistant District Attorney.
My dear Sir:

This defendant who has been in business and has resided in the City of New York for the last twelve years--never before arrested or charged with any offence, was arrested on the complaint of Friedman and another, with having bought two dozen caps and it is alleged that he knowingly received them as stolen goods. He was held by the magistrate and gave bail to the General Sessions, About last November.

He was only called to plead to the Indictment about three weeks ago and his plea is "not guilty". The two dozen caps that he bought he paid for them one dollar and seventy five cents a dozen, total $3.50. They were worth about one dollar and ninety cents a dozen, viz: fifteen cents a dozen more than he paid for them, total thirty cents. The party from whom he bought, represented that he was a manufacturer and wanted his custom. He did not know they were stolen and as soon as he had bought them, he publicly exposed them for sale. Within a short time after he bought them, a detective came in, asked if he had bought any caps. He said, yes; the detec-

Morris Goodhart. Albert L. Phillips.

Law Offices of
Goodhart & Phillips.
62 & 64 William Street.
Rooms 37, 38, 39 & 40. New York.

tice said they were stolen and at once arrested him.

I am advised that no one has ever been arrested for stealing the caps; that the complainants some time ago had a quarrel with Mr. Rosenberg and they then threatened "to fix him".

From my investigation, I find that Mr. Rosenberg is an honest man, living at the address on his card, has a wife and four children and is well and favorably known in the hat and cap trade. He at one time worked for Zundig and Bayer, Furriers, 714 Broadway, and was in their employ for six years.

He has two witnesses who were present at the time of the purchase of the caps and who corroborate the defendant as to what took place at the time of the purchase.

His references as to character are the above firm; also

Mr. Jacobson, hatter, 114 East Broadway;
Mr. Klinger, hatter, 41 East Broadway;
Max Stiefel & Co., hatters, 57 East Broadway;
Mr. Hubler, dealer in linings, 18 Suffolk Street;
Mr. L. Ballanneith, hatter, 63 Clinton Street;
Philip Arnold, hatter, 99 Hester Street.

The trifling difference as to the price paid for the caps and their actual value, is certainly evidence that there was no guilty knowledge, even if the plaintiffs could identify the caps, which I doubt, as they are a common article manufactured by any number of

Morris Goodhart. Albert L. Phillips.

Law Offices of
Goodhart & Phillips,
62 & 64 William Street,
Rooms 37, 38, 39 & 40. New York.

manufacturers and sold at various prices, ranging from the price paid for them by the defendant and $1.90.

I believe from the state of facts, the County and defendant should be spared the trouble of a trial and that a nolle should be entered

If you would like any further information, I shall be glad to furnish it.

Thanking you in advance for courteous consideration, I am, with great respect,

Very truly yours,

Morris Goodhart

0473

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Cassel Rosenberg

The Grand Jury of the City and County of New York, by this indictment accuse Cassel Rosenberg of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Cassel Rosenberg late of ~~the~~ City of New York, in the County of New York aforesaid, on the fifteenth day of November in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

eighteen caps of the value of thirty cents each

of the goods, chattels and personal property of one Samuel Friedman by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Samuel Friedman unlawfully and unjustly did feloniously receive and have; the said Cassel Rosenberg 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.

DE LANCEY NICOLL,
District Attorney.

0475

BOX:
477

FOLDER:
4367

DESCRIPTION:
Ross, George

DATE:
04/04/92

4367

Witnesses:

Martin Murphy

Officer Phillips.

No. 4[illegible]

McMahon

Counsel,

Filed 4 day of April 189

Pleads, Nullity Self Mgr

THE PEOPLE

vs. ~~A~~ B

George Kiss

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas. H. Osborn
Foreman.

Pa. B. Jul 26 92
Tried and acquitted
[illegible]

0477

POOR QUALITY ORIGINAL

Police Court— 1 District.

City and County of New York, } ss.:

Martin Murphy

of No. 1297 1st Avenue Street, aged 32 years,

occupation Bartender being duly sworn

deposes and says, that on 27 day of February 1892 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Frank Rose who did wilfully cut and stab deponent on the right hand with a knife thru and thru the hand in the hand of said Rose

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 dealt with according to law.

Sworn to before me, this 29 day of February 1892 } his Martin X Murphy mark Hand disabled

John Ryan Police Justice.

0478

Sec. 151.

POLICE COURT, 4 DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss. *In the name of the People of the State of New York; To the Sheriff of the County of New York, or 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 Martin Murphy of No. 129 [illegible] ~~Street,~~ that on the 29 day of July 188[illegible] at the City of New York, in the County of New York,

he was violently **Assaulted** and **Beaten** by George Ross

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

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

Dated at the City of New York, this 29 *day of* July 188[illegible]

John R Fagan POLICE JUSTICE.

0479

POOR QUALITY ORIGINAL

402. E 25, 1. S

Police Court ..... **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

vs.

1293, 1st Ave. J. Ross

Warrant—A. & B.

Dated 188

..... *Magistrate.*

..... *Officer*

The Defendant George Ross

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

..... *Officer.*

Dated March 1st 1872

This Warrant may be executed on Sunday or at night.

John R. Ryan *Police Justice.*

Age 28. Irish Res 402, E. 25. St

The within named

.....

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*

0480

POOR QUALITY ORIGINAL

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. George Ross

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. Ireland

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

Answer. No. 402 East 25 Street — 5 years

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty.

George Ross

Taken before me this [illegible]

day of [illegible] 1887

[illegible]

Police Justice.

258

Police Court--- **District.**

1891

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1. Mary Murphy
2. Sept 17 1891
2.
3.
4.

Offense Larceny Assault

Dated, March 1 189 2

Magistrate.

Officer, Detective.

Witnesses

No. 1, by ..... Street.

Residence ..... Street.

BAILED,

No. 1, by John Mandes

Residence 410 2-4 E 23 Street.

No. 3, by ..... Street.

Residence ..... Street.

No. 4, by ..... Street.

Residence ..... Street.

No. ..... Street.

No. ..... Street.

No. 55 to answer

RECEIVED, DISTRICT ATTORNEY'S OFFICE, MAR 3 1892

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, March 1 *189* 2 John Ryan *Police Justice.*

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

Dated, March 2 *189* 2 John Ryan *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

0482

George Rozo fel asslt Mch 21st
Rel from Penn aug 22-7

0483

George Rizo Fiel asstt Mch 21st
Rel from Penn aug 22nd

0484

POOR QUALITY ORIGINAL

N.Y. Oct 17 02

Hon. Rufus B. Cowen

Hon. Judge!

In the matter of the case of Martin Murphy in relation vs against Geo. Ross allow me to state, that said Ross was arrested by his wife and was sentenced to (4) four months imprisonment. About 2½ or 3 years ago he was arrested and remanded on a charge, by one Thomas McCormack for cutting him with a carving knife and was held about six (6) weeks when through the intercession of friends and outside influence he was discharged after about said 6 six weeks detension and for sympathy for himself and his wife

0485

POOR QUALITY ORIGINAL

[illegible] I was working at the time for one Thos. Kane S. Corner of 20th Str Avenue. I was called in on another occasion to prevent said Ross for committing murder namely he tried to murder his (Ross) wife and Mr Kane the man I worked for asked me to [illegible] Carving Knife on this occasion and only by my interference was stopped and prevented from committing the crime he contemplated He assaulted me ~~with~~ with a carving Knife, when I went to get my Clothes from my room where I had formerly lodged and cut my fingers, my Hat and overcoat [illegible] the 27th day of February 1902. and he has [illegible] namely my Clothes in his possession as far as I know and refuses to return them to me or my agent as far as I know. I could not remove them from 406 E 20th Str N.Y. City where he has and is detaining my property and I am in dread & fear to go and demand or collect said property

Hoping You will attend to this case

Yours

Martin Murphy

0486

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, March 27 *189* 2 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, *189* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated, *189* *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Ross

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

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

The said George Ross

late of the City of New York, in the County of New York aforesaid, on the Twenty-seventh day of February in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of one Martin Murphy in the peace of the said People then and there being, feloniously did make an assault and him the said Martin Murphy with a certain knife

which the said George Ross 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 Martin Murphy 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 George Ross

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

The said George Ross

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 Martin Murphy in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Martin Murphy

with a certain knife

which the said George Ross 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.

DeLancey Nicoll,
District Attorney.