

06 11

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, Joseph

**DATE:**

10/17/90



3835

06 12

Witnesses:

Hy Michael's  
Joseph Smith

Henry Gust

154

Ruby

Counsel,

Filed

Pleads,

July of 1890

THE PEOPLE

vs.

Joseph Smith

John R. Fellows

JOHN R. FELLOWS,

District Attorney.

Grand Larceny, Second Degree.

(From the Person.)

[Sections 538, 539 — Penal Code].

A True Bill.

Amos Little

Oct 21/90 Foreman.

True & Convicted.

S. P. 4 yrs.

0613

Police Court—9<sup>th</sup> District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 105 4<sup>th</sup> Street, aged 13 years,  
occupation School Boy being duly sworn

deposes and says, that on the 9 day of October 1894 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 Gold  
Ring of the value of Two  
Dollars (\$2.)

the property of

Deponent

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

Joseph Smith (now  
here), for the reason that  
on said day and date,  
at the corner of Second Av.  
and 4<sup>th</sup> Street, Defendant  
came along and seeing  
Deponent, with other  
Boys, took Deponent's wrist  
in his hand and then  
and there took said Ring  
from Deponent's finger,  
wherefore Deponent most  
charges said Defendant with  
taking, stealing and carrying  
away from his person and  
possession said property and  
prays that he be dealt with as the law  
requires.

Person

Subscribed before me this 10 day of October 1894

Police Justice.

06 14

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK.

B District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am guilty*  
*for Smith*

Taken before me this  
day of *Feb*

188*7*

Police Justice.



06 15

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court  
District

THE PEOPLE &c.,  
ON THE COMPLAINT OF

105 East 44th St.  
New York City

1  
2  
3  
4

Dated Oct 10 1890

Magistrate  
McCarthy

141  
Precinct  
Henry Small  
No. 800 W  
Street



No. 500  
to answer  
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 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 Oct 10 1890 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 he to be discharged.

Dated 18 Police Justice.

4-  
 The People } Court of General Sessions. Part I  
 Joseph Smith } Before Judge Cowing. October 21. 1890.  
 Indictment for grand larceny.

Henry Michaelis, sworn and examined  
 I live at No. 78 East Fourth street with my parents  
 in this city. I am 13 1/2 years old. I go to the  
 grammar school No. 79 in First St. between  
 First and Second Avenues. Do you remember  
 the 9<sup>th</sup> of this month? Yes. Were you at school  
 on that day? Yes. When did you leave school?  
 Three o'clock in the afternoon. I was playing  
 on the street. I was standing on the cor-  
 ner of Second Avenue and Fourth street.  
 I was playing with some boys, and this  
 Joseph Smith came up. Are you sure  
 that this is the man? Yes sir, he came  
 up and he pulled me by the wrist and  
 took my ring off the finger; it was the right  
 hand he took it off. It was a gold ring  
 that he took. Do you know how much it  
 was worth? No. How much did it cost? I  
 don't know. I got it a present. What did  
 he (the defendant) do with this ring? He  
 walked away and I wanted to hold him  
 and he would not stand. So I followed  
 him and a man stopped him and  
 another boy that was with me told the  
 officer on the car and the officer on the  
 car came off and took him along.

He did not give you the ring back?  
 No sir, he said he found it on the  
 Bowery two months ago. Did you see the  
 ring in possession of this man? He took  
 it off my hand. Did you see it after he  
 had taken it, did you see it in his hands?  
 Yes, he put it on his finger.

Cross Examined by the Defendant.  
 You said you came up and saw me  
 and you said I took this ring off your  
 finger? Yes, forced it off. Did you tell a man  
 to stop me? Yes. Who was going for a  
 policeman? Another boy that was with me  
 named "Country". And what did you do  
 when you say I took this ring off your  
 finger, now tell the truth? When I held  
 you, you would not stand. So I told a man  
 to stop you and the man stopped you.  
 Didn't you take the ring off your finger  
 and ask me, "Mister, do you want to buy  
 a ring?" and hand it to me to try it  
 on my finger? No. You say I run  
 away with the ring? Yes, you walked away.  
 Didn't you have an iron bar in your  
 finger and hit me over the hand? I  
 had an iron bar that I found in the  
 gutter and I never touched you with it.  
 Didn't you hit me with it? No.

Herry Gust, sworn and examined, testified  
How old are you? Thirteen. Where do you  
No. 98 East Fourth st. With whom do you  
reside? My parents. In this city? Yes sir. Do  
you know the complainant who was on the  
stand just before you? Yes sir. Does he go  
to school with you? No sir. On the 9<sup>th</sup> of  
October of this year were you together with  
him? Yes sir at the corner of Fourth street and  
Second Avenue in this city. Did you see  
this defendant there? Yes sir. State what this  
defendant did with the complainant, Michealis  
he was talking with some boys, Joseph  
Smith and he saw the ring on Michealis  
finger, and he lifted the hand up like  
that (showing) and pressed his wrist, so  
that the hand went up and he took the  
ring off and put it on his finger and  
walked away. What did Michealis do after  
the ring was taken from his finger? He  
had an iron bar and made a blow;  
he was going to hit him, and he told  
a man that he should stop Joseph  
Smith. The man stopped him, and another  
boy told a policeman, a policeman came  
off the car and arrested him. I saw  
the ring which was taken by the defendant  
from the complainant on this man's  
hand. I am sure the defendant is the

man who took the ring.

Daniel J. McCarthy sworn. I am an officer of the 14<sup>th</sup> precinct. On the 9<sup>th</sup> of October about five o'clock I was on a Second Avenue car and at the corner of Fourth St. a boy came and told me he required assistance. I jumped off the car and saw a crowd of boys and one man holding the prisoner. I enquired, and the boy said the defendant took the ring off his finger. I saw the defendant had the ring on his finger. I asked him where he got it, if he took it off the boy's finger? He said, no, he found it in the Bowery three weeks previous. I took them both to the station house.

Joseph Smith, sworn and examined in his own behalf testified. I reside at 153 Bowery, a hotel and have been in the city two months. I came from Texas. I was a clerk in a dry goods store. On this day I was going along Suffolk street and the complainant came up to me and said, "Mister, do you want to buy a ring?" I said I did not want any. He insisted upon my trying it on; he took it off his finger and handed it to me. It was dark about six o'clock in the evening. I could not see the ring good as I am near sighted. I went over to the lamp post

and looked at it. This boy halloed "Police", and a man stopped me and hit me with a stick and then the officer took me to the station house. I made no effort to escape. I had no intention of stealing anything. I did not sign my name to the paper now shown me where I was in the Police Court. Officer McCarthy was recalled and testified that he saw him sign his name there and handed him the pen.

The jury rendered a verdict of guilty without leaving their seats. The defendant was sent to the State prison for four years.

0621

Testimony in the  
case of  
Joseph Smith  
filed

Oct 1890

0622

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Joseph Smith*

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

*Joseph Smith*  
of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said

*Joseph Smith*

late of the City of New York, in the County of New York aforesaid, on the *ninth*  
day of *October* in the year of our Lord one thousand eight hundred and  
*ninety*, in the *day* — time of the said day, at the City and County  
aforesaid, with force and arms,

*one finger-ring  
of the value of two dollars*

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

*John R. Fellows,  
District Attorney.*



SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0624

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, Joseph H.

**DATE:**

10/28/90



3835

0625

295

Witnesses;

Mary Mayo

Counsel,

Filed

day of

1890

Pleads

THE PEOPLE

28<sup>th</sup> Dec 28  
22<sup>nd</sup> Dec 28  
Pleas

Joseph H. Smith

Burglary in the second degree.

[Section 407, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Arthur Little

Foreman.

Park St November 3/90

Pleas - Attempted Burg. 2<sup>nd</sup> deg

3 yrs 2 months

trial 1<sup>st</sup> 2<sup>nd</sup>

0626

Police Court—4<sup>th</sup> District.City and County } ss.:  
of New York,of No. 102 West 46<sup>th</sup> Street, aged 33 years,  
occupation Domestic being duly sworndeposes and says, that the premises No. 102 W. 46 Street, 32 Ward  
in the City and County aforesaid the said being a dwelling houseand which was occupied by ~~deponent~~ <sup>and minor sons</sup> and a number of others as a dwelling  
and in which there was at the time a human being ~~by name~~were BURGLARIOUSLY entered by means of forcibly opening a front  
window on the first floor and entering  
the parloron the 26<sup>th</sup> day of October 1899 in the night time, and the  
~~property~~ <sup>was</sup> feloniously taken, stolen, and carried away, viz:with intent to commit a crime  
therein; to wit: a larceny, malicious  
mischievous or an injury to person or  
property

the property of

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed ~~and the aforesaid property taken, stolen and carried away by~~ <sup>with intent to commit a crime</sup>Joseph Smith (nowhere)for the reasons following, to wit: that at about the hour  
of five o'clock in the morning  
of said day deponent was lying  
asleep in the parlor on the first  
floor of said premises and was  
awakened by a noise on the outside  
of the window aforesaid in front  
of which is a verandah, Deponent  
listened and heard some one

open the window and enter the room.  
Deponent went out of said room and  
down to the basement and out upon  
the sidewalk when the defendant having  
been discovered by one of the occupants  
jumped from the veranda and ran  
away and deponent pursued him  
until he was arrested by Officer Richard  
Brown of 28<sup>th</sup> Precinct

Swear to before me }  
this 26<sup>th</sup> October, 1898 } Mary Mayo  
Charles W. Linton }  
Police Justice }

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1888 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888 Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witness,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0628

Sec. 198-200.

H District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Joseph H. Smith

Taken before me this 26

day of October

1888

Charles W. Hunter

Police Justice.

0629

Police Court-- 14 District.

1615

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary Mearns  
102 West 94th St.  
New York City

Joseph Shuck

Offence: Burglary

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Oct 26 1890

Justice

James Brown

28 Precinct

Witnesses

No. 1, by

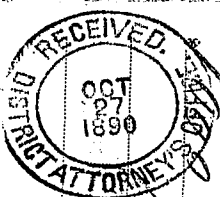
Mary Mearns

No. 2, by

Mary Mearns

No. 3, by

Mary Mearns



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 \$100 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 Oct 26 1890 Charles N. Linton 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 he to be discharged.

Dated 18 Police Justice.

New York General Session.

The People to  
- apt -  
Joseph H. Smith

City County of New York ss:

Silas Woods  
being duly sworn says that he follows the  
trade of a painter and that he resides  
at no. 114 ~~East~~ 17<sup>th</sup> Street in said City.  
I have known the defendant Joseph  
H. Smith for the - past eight years  
and during the past two years of said  
period I have continually, off and on  
employed said Smith to do work for me.  
have always found him an honest  
and hard working man. have trusted  
him with various sums of money  
which he has collected for me  
and always made proper returns  
of the same and up to the present  
charge against him have never  
heard or known of his being in any  
trouble.

Sworn to before me  
this 5<sup>th</sup> day of Nov. 1890. E. Silas Woods  
J. H. Walden Mayor City  
Judge of the Court



Wp. General Session

The People vs  
Agst.  
Joseph H. Smith

Affidavit of  
Character

Jacob Berlinger  
att'y at Law  
23 Chambers St.  
N.Y.C.

0631

0632

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Joseph M. Smith*

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

*Joseph M. Smith*

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

The said *Joseph M. Smith*,

late of the ~~Twenty-second~~ Ward of the City of New York, in the County of New York aforesaid, on the ~~Twenty-sixth~~ day of ~~October~~, in the year of our Lord one thousand eight hundred and ~~ninety~~, with force and arms, about the hour of ~~Three~~ o'clock in the ~~day~~ time of the same day, at the Ward, City and County aforesaid, the dwelling house of one ~~Minnie Gerard~~,

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: ~~one Mary Mary~~,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said ~~Minnie Gerard~~,

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.

*John R. Fellows,*

*District Attorney*

## SECOND COUNT—

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

of the CRIME OF

LARCENY

committed as follows:

The said

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 time of the said day, with force and arms,

of the goods, chattels and personal property of one

in the dwelling house of the said

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.

THIRD COUNT—

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

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

The said

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,

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0635

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, Paul

**DATE:**

10/06/90



3835

5/2 1/2 yrs

Police Court 1 District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

*Hattie Smith*  
of No. 11 Pell Street, aged 21 years,  
occupation Married being duly sworn,  
deposes and says, that on the 27 day of Aug 1890 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 nighttime, the following property, viz :

A. Watch valued at  
\$60.00 and eight dollars  
in cash

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 Paul Smith for the  
reasons following to wit: on the  
said date deponent having missed  
said watch from her bureau drawer  
this deponent after being informed  
of his rights, admits and confesses  
having stolen said ~~prison~~ property.

*Hattie Smith.*

Sworn to before me this 19 day of Sept 1890  
*[Signature]*  
Police Justice.

0638

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Paul Smith* 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. *Paul Smith*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *11 Bell St. 4 months*

Question. What is your business or profession?

Answer. *Dish Washer*

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.*  
*Paul Smith*

Taken before me this  
day of *July*  
189*8*  
*Wm. J. Smith*  
Police Justice.



0639

Police Court--- 1442 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Matthe Smith  
11<sup>th</sup> Prec  
Paul Smith

2  
3  
4  
Offence Grand Larceny

Dated Sept 19 1890

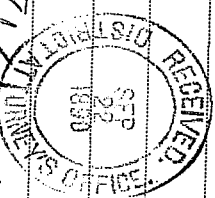
Thurman Officer.  
6 Precinct.

Witnesses

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

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

No. 510 Street 9th  
to answer



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

Dated Sept 19 1890 R. J. White 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 he to be discharged.

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0640

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Smith

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

Paul Smith

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

The said

Paul Smith

late of the City of New York, in the County of New York aforesaid, on the 27<sup>th</sup> day of August in the year of our Lord one thousand eight hundred and ninety,

, at the City and County aforesaid, with force and arms, one watch of the value of sixty dollars

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars;

three promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; three promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar each; three United States Gold Certificates, of the denomination and value of one dollar each; three United States Silver Certificates, of the denomination and value of one dollar each;

and one gold coin of the kind called half-eagles of the value of five dollars

of the goods, chattels and personal property of one

Hattie Smith

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

John R. Fellows  
District Attorney

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0642

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, Robert

**DATE:**

10/23/90



3835

0643

Notary Public  
Case of the  
Megahy Anarchy

Witnesses:

E. A. Lawrence

R. R. Tomlinson

Counsel,

Filed

Pleads,

23<sup>rd</sup> Oct 1890

THE PEOPLE

vs.

Robert Smith

Surrendered Oct 27/90.

Grand Larceny - Sec 53, 537 Penal Code.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Part 2 - Oct. 29, 1890 Foreman.

Pleads Petit Larceny

60 days Pen

22 Oct 31/90

0644

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation Police Officer of No. \_\_\_\_\_

God McLennan Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John B. May  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this \_\_\_\_\_

day of September 1889

A. Smith  
Police Justice.

0645

Police Court

District

Affidavit—Larceny.

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

of No. Cog & Co's B'ray Street, aged 27 years,  
 occupation Stock clerk being duly sworn  
 deposes and says, that on the 2<sup>nd</sup> day of July 1887 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:

A number of feathers of the  
value of thirty-five dollars

the property of

Sullivan Bros & Company  
but in deponent's care  
and custody

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 Robert Smith from the

fact that on or about said date  
said Smith was employed  
about said premises as an  
electric light fixer, painter or trimmer  
and had access to the property  
contained in said premises.  
That deponent is now informed  
by Detective George F. Tutus  
of 300 Mulberry Street that he  
while in the premises of said Smith  
at 50 P. M. recently discovered  
a number of feathers which  
deponent has seen and fully identifies  
as a portion of those stolen on or  
about said date from said premises  
at Cog & Co's B'ray.

Sworn to before me this 11 day of July 1887  
[Signature]  
 Police Justice.

0646

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Robert Smith* 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. *Robert Smith*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *508, 1<sup>st</sup> Avenue*

Question. What is your business or profession?

Answer. *Electric light work*

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*  
*Robert Smith.*

Taken before me this

day of

189

Police Justice.



0647

Sec. 151.

Police Court \_\_\_\_\_ District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by John B. Thayer  
of No. 600 & 602 Murray Street, that on the 22 day of July  
1887 at the City of New York, in the County of New York,

One Robert Smith did steal  
and carry away feathers  
of the value of thirty 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  
forthwith before me, at the \_\_\_\_\_ District Police Court, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 15 day of September 1887  
[Signature] POLICE JUSTICE.

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 con-  
tained 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, \_\_\_\_\_

0648

The within named

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

*Dated* ..... 188 .

.....*Police Justice.*

0649

500 bail for &  
Sept 23 2, 1890

BAILED  
No. 1, by Robert W. Martin  
Residence 392 2nd Avenue  
Street  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street

Police Court  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Shaw  
Robert Smith

Offence

Dated Sept 23 1890

Wm. J. White  
Magistrate

Witness Wm. J. White  
No. 193 City of New York  
Street

Edward G. White  
No. 403 City of New York  
Street

No. 514 City of New York  
Street



Ex 23 in open  
330

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 Sept 23 1890 A. J. White Police Justice.

I have admitted the above-named Defendant to bail to answer by the undertaking hereto annexed.  
Dated Sept 23 1890 A. J. White Police Justice.

There being no sufficient cause to believe the within named  
guilty of the offence within mentioned. I order he to be discharged.  
Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0650

Robt. Smith must be returned  
to Prison as he is fined \$25 - ch -  
Court of Special Sessions

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Robert Smith*

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

*Robert Smith*

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

The said

*Robert Smith*

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

*twenty-four feathers of the value of one dollar and fifty cents each*

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

*Thomas Sullivan*

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

*Robert Smith*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*Robert Smith*  
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,

*Twenty-four feathers of the  
value of one dollar and fifty  
cents each,*

of the goods, chattels and personal property of one

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

*Thomas Sullivan*  
unlawfully and unjustly, did feloniously receive and have, the said

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

JOHN R. FELLOWS,  
District Attorney.

0653

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, Sarah

**DATE:**

10/30/90



3835

0654

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Chapman, Lizzie

**DATE:**

10/30/90



3835



0655

324

a. 9.

Witnesses;

*Aaron Wainwright*

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

23

61 *Tronell*

vs.

*Sarah Smith*

45

and

*524 East Broadway*  
*Lizzie Chapman*

Grand Larceny, First Degree.

[Sections 238, 582 — Penal Code]

JOHN R. FELLOWS,

District Attorney.

*Part I*

*Nov 6 1890*

**A True Bill.**

*Andrew Little*

*Part 2 - November 10, 1890.* Foreman.

*Both tried and convicted*

*Each*

*Pen 5 yrs. Nov. 12*

0656

Police Court

District.

Affidavit—Larceny.

City and County } ss:  
of New York,

*How Missings*  
of No. *44 Hamilton or Navy yard* Street, aged *26* years,  
occupation *man* being duly sworn,  
deposes and says, that on the *25<sup>th</sup>* day of *October* 189*0* 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 *evening* time, the following property, viz:

*Good and lawful money of the*  
*United States consisting of*  
*Bank notes and bills of the value of*

*Thirty Dollars*

the property of

*Deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and  
carried away by *Samuel Smith* *and Fizzie Chapman*

*(ma. lves) who were acting in concert*  
*with each other for the reasons following*  
*to wit, that about the hour of 6 o'clock*  
*P.M. on the night of the aforesaid day*  
*deponent met said defendants in Chatham*  
*street where said defendants asked depon-*  
*ment to treat them, and deponent and said*  
*defendants went into the saloon at*  
*Chatham square. And at said time deponent*  
*had said money in the fab pocket of the*  
*pants he then had on, and while drinking*  
*in said saloon said Samuel Smith*  
*pulled up a gainst deponent and felt her*  
*hand in his fab pocket, and immediately*

Shew to the jury that this is the property of the deponent

189

Police Justice

missed said property and deponent saw the  
 defendants Chapman and [unclear] up the said  
 money from the floor and deponent took  
 hold of said Smith and Chapman, and  
 demanded the return of said money  
 when they both replied they did not have it  
 and said Smith told deponent to look  
 in the pocket of the parcel he had on and  
 he produced said the same then that  
 deponent did loan misaid pocket and  
 there found Eight dollars of said money.  
 Deponent therefore charges said  
 defendants with the larceny of the  
 property aforesaid and with having acted  
 in concert with each other.

Sworn to before me  
 this 23<sup>rd</sup> day of October 1890  
 Aaron Winings  
 A. J. White  
 Judge Justice

0658

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Sarah Smith* being duly examined before the under-  
signed 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* *as* on the trial.

Question. What is your name?

Answer. *Sarah Smith*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *London*

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

Answer. *60 Monroe Street 6 months*

Question. What is your business or profession?

Answer. *House cleaning*

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*

*Sarah* *her* *+ Smith*  
*man*

Taken before me this

*23*

day of

188

Police Justice.

0659

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Lizzie Chapman*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *24 East Broadway, New York*

Question. What is your business or profession?

Answer. *Cook*

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*  
*Lizzie Chapman*  
*her*  
*mother*

Taken before me this

day of

188

Police Justice.

0660

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court District 1690

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1. David L. Smith  
2. Joseph Charles  
3. [Signature]  
4. [Signature]

Offence: [Signature]

Date: October 23 1890

Magistrate: White  
Officer: Maervey  
Precinct: 4

Witnesses: \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_

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

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

No. 5003  
Street \_\_\_\_\_

RECEIVED DISTRICT ATTORNEY'S OFFICE 1890

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

gilty 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: Oct 23 1890 [Signature] 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 he to be discharged.

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

## NEW YORK GENERAL SESSIONS.

The People  
vs.  
SARAH SMITH and LIZZIE CHAPMAN.

Before  
Hon. Rufus B. Cowing  
and a Jury.

Tried November 10th, 1890.

Indictment filed October 30th, 1890.

Indicted for Grand Larceny in the First Degree.

## APPEARANCES:

Assistant District Attorney Davis, for The People.

Mr. Carlin, for the Defense.

A A R O N W I N I N G S, the complainant, testified that he lived in Pennsylvania, and he was a sailor. He had been stationed aboard of the receiving ship, "Vermont," in the Brooklyn Navy Yard, and expected to go out to San Francisco on the afternoon of the day of the trial. He was a sailor in the United States Navy. He had been in the service about eight months. On the 22nd of October, 1890, he had been discharged from the war ship "Richmond," and afterwards he re-enlisted. On the 22nd of October, he met the defendants in Chatham Square,

at about 9 o'clock in the evening. The woman, Sarah Smith, spoke to him first. She wanted to know where he was going. He told her that he was going down to the house where he was rooming, at No. 4 Hamilton Street. Sarah Smith asked him to treat her and he told her he did not want to, as he had to go down to his room, but she insisted upon his treating. She then took him to a saloon. The co-defendant was with her. He did not know the name of the street where the saloon was. They stood in the family entrance, just inside of the side door. The "family entrance," as it was called, was a kind of box, just inside the door way. They stood up at the window in this box, and the complainant called for the drinks. The two women took whiskey, and he, the complainant, called for a cocktail. He paid for the drinks. The whiskey was ten cents a drink, and the cocktail cost fifteen cents. He took the change from the fob pocket of his trousers. He had a roll of bills amounting to Thirty dollars and some silver, and to get at the silver he had to take out the bills. The bills were at the bottom of the pocket. When he took out the bills, the women saw them. Holding the bills in his hand, he took out the silver and paid for the drinks, and put the bills back in his pocket again. There was a ten-dollar bill and a five-dollar bill, and the remainder was in two-dollar bills and one-dollar bills, which made the roll look as though it contained more



money than it did. After he had paid for the drinks, Sarah Smith asked him to go to her room with her, and he asked where her room was, and she would not tell him. He, the complainant, then said that he had not time to go anywhere, and she began to "fool" about him, rubbing up against him, at the same time she put her hand down and unbuttoned the button over his fob pocket, and while she was rubbing against him, she took out the bills and threw them on the floor, and the co-defendant picked them up and hid the money somewhere about her clothing. Then he, the complainant, seized hold of both of the women, and asked for his money, and they asked him what he meant. He, the complainant, told them they had gone through him, and that he wanted his money, and Sarah Smith said that she had not got his money, and he, the complainant, said if they did not give him his money, he would have them arrested. They did not return his money, and he pulled them out into the street and called for an officer, and officer Mackey came up and wanted to know what was the matter. He, the complainant, told him that he wanted the two women arrested, and the officer wanted to know what the charge was, and he, the complainant, said that they had robbed him. Then Sarah Smith said, "Why, he has got his money. There it is in that pocket." (indicating the pocket in the upper left hand side of his shirt). He, the witness, could not say whether she actually touched the

pocket or not; but she put her hand very close to the pocket. She was then standing close opposite, and he, the complainant, had hold of both the women. Then the officer took hold of the women, and he, the complainant, felt in the upper left hand pocket of his shirt, and he pulled out some money. He found there was eight dollars in bills in his pocket. He had not put any money there himself, except some silver. The eight dollars was made up of two two-dollar bills and four one's. The defendants were searched in the police station, but no money was found on them. While the officer was inquiring into the charge outside of the saloon there was a large crowd standing close around. Sarah Smith had three dollars in her hand, when she got to the station. Under

Cross-Examination, the complainant testified that he was twenty-six years of age, and he received the money in question when he was discharged from the paymaster. He received altogether thirty-nine dollars and eighty-five cents. He was discharged at Newport, Rhode Island, and he paid his fare by boat to New York. He had in his possession when he left Newport \$50.00. When he reached New York he hired a room with a shipmate at 4 Hamilton Street, then they moved around town seeing the sights and did no work or business. On the night in question he had separated from his shipmate about twenty minutes before and started down the Bowery alone. He was not a

drinking man, but he took a glass of beer occasionally with his shipmate as they walked around. He was sober, and had not taken more than five or six glasses of beer during the whole day. His shirt was the uniform shirt of a seaman in the United States Navy.

OFFICER WILLIAM MACKEY testified that he was attached to the 4th Precinct. He arrested the two defendants in Chatham Square on the night of October 22nd, at about 9 o'clock. He heard loud voices and looked in the direction of where the complainant and the two defendants were standing, and saw a crowd. He went to where the crowd was, and found the complainant having hold of the two women, and he, the witness, asked what the trouble was, and he, the complainant, said that the two women had robbed him; and Sarah Smith said that they had not robbed him, and that he had his money in his shirt pocket. He, the officer, directed the complainant to let go of the women, and he, the Officer, took hold of them, and directed the complainant to search the pocket of his shirt. The complainant found a roll of bills amounting to eight dollars in that pocket. The complainant then said that the defendants had taken Thirty Dollars from his fob pocket. He, the witness, then made the complainant search the fob pocket and all his other pockets, and he, the complainant, found nothing but a few small pieces of silver money. Sarah Smith had three dollars in her

hand, which she had made that evening; and that it was her own money. She also named the house in which she made the money, but he, the witness, had forgotten the number of the house or the Street. The complainant was sober. Under

Cross-Examination, the witness testified that there was some silver in the complainant's shirt pocket, and a few dimes in his trouser pocket.

For the Defense,

S A R A H A N N S M I T H, one of the defendants, testified that she lived at 60 Munroe Street. On the night in question she had been to No. 2 Catherine Street, to look for a situation, and when she was returning through Chatham Square, she met the complainant coming out of a museum and he called her. She went to him, accompanied by the co-defendant. The complainant said, "Will you take a drink?" And she said that she didn't mind; and then he asked the co-defendant. They went into the saloon, and he asked what they would have, and they told him they would take whiskey and he also called for whiskey. Then the complainant called her to one side out of the hearing of the co-defendant, and said, "Will you go to my room? I have a furnished room." She, the defendant, said, "No; I won't go with you." Then the co-defendant said, "I must be going," and she was going out of the door and she saw ten cents on the floor, and she stooped to pick it up, and the complainant

caught her by the hand and said, "I am robbed!" Then he pulled her, the defendant, and the co-defendant, out to the sidewalk, and shouted, "I am robbed!" and then the officer came. She, the witness, said, "I have not got any money of his." "He has his money in his top pocket." Then the officer told the complainant to search himself, and he felt in his top pocket and he pulled out a roll of bills. She, the defendant, did not know how much there was in the roll. She, the defendant, saw no bills in the complainant's possession in the saloon. He paid for the drinks with silver. He spent about fifty cents with her and the co-defendant. She did not see him take any money out of his trouser's pocket. She, the defendant, took nothing from the complainant, nor did she see the co-defendant steal anything. As soon as the police officer came, she, the defendant, said that she had three dollars, but that it did not belong to the complainant. She also told the sergeant at the desk in the station house, and he told her to put the money back in her pocket. She, the defendant, had the money in her pocket when she was arrested and took it out and showed it to the officer. When she went through Catherine Street, she got a place as a chambermaid. Under

Cross-Examination, the defendant testified that she did not tell the officer that she had made the three dollars that night. She, the defendant, was not a prostitute. She

She had never been convicted of a crime. She was fined five dollars on one occasion for disorderly conduct. She had been a prostitute, but she had not prostituted herself for four weeks before her arrest.

L I Z Z I E C H A P M A N, the co-defendant, testified that on the night of October 22nd, she went to No. 2 Catherine Street to answer an advertisement for a cook. She went alone, but she met the co-defendant there. She engaged to go to work at twelve dollars a month on the following day. Then she and her co-defendant walked out. The proprietor of the place was named Corcoran. When they were crossing Chatham Square, they met the complainant, and he invited them to take a drink. She, the defendant, did not steal anything from the complainant, nor did she see the co-defendant steal anything from him. Under

Cross-Examination, she testified that she had never been convicted of any crime; nor had she ever been find for intoxication or disorderly conduct. She did not know the co-defendant, and met her for the first time at two Catherine Street, on that night. The complainant was neither drunk, nor sober, but he appeared to have been drinking.

-----

0669

COURT OF GENERAL SESSIONS OF THE PEACE, OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*  
*Sarah Smith and*  
*Lizzie Chapman*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse *Sarah Smith*  
*and Lizzie Chapman*  
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE,  
committed as follows:

The said *Sarah Smith and Lizzie Chapman, both*

late of the City of New York, in the County of New York aforesaid, on the *22nd*  
day of *October* in the year of our Lord one thousand eight hundred and  
*ninety*, at the City and County aforesaid, with force and arms, in the  
*night* time of the same 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  
*\$30.00* payment of and of the value of *thirty*

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

*thirty*  
dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of *thirty*

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of *thirty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of *thirty dollars*

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

JOHN R. FELLOWS, *District Attorney.*

0670

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Smith, William

**DATE:**

10/31/90



3835



0671

347

Witnesses;

*Alvin W. Meyer*

Counsel,

Filed

*31 Oct* 18 *90*

Pleads,

THE PEOPLE

vs.

*21*  
*67 Henry*  
*Oct*  
William Smith

Grand Larceny, Second Degree.

(From the Person.)

[Sections 528, 537, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Andrew Little*

Foreman.

*Nov 3/90*  
*Alvin W. Meyer*  
*2 yrs Pen*

0672

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

*Minnie Beyer*  
 of No. *27 Essex 62<sup>nd</sup>* Street, aged *49* years,  
 occupation *Keep house* being duly sworn  
 deposes and says, that on the *29<sup>th</sup>* day of *October* 18*98* 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:

*One pocket book containing*  
*good and lawful money of the*  
*United States of the value of*  
*Three dollars and seven cents*

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 *William Smith*, for the

*reasons that said pocket book*  
*was suddenly snatched from*  
*deponent's hand by some one*  
*who was behind deponent and*  
*deponent turned around and*  
*saw the defendant run away*  
*with said property.*

*Minnie Beyer.*

Sworn to before me, this *29<sup>th</sup>* day  
 of *October* 18*98*

*Charles McNamee* Police Justice.

0673

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Smith*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *67 Henry St; 2 years*

Question. What is your business or profession?

Answer. *Baker*

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

Answer. *I have nothing to say*  
*I am guilty William Smith.*

Taken before me this *29*

day of *October* 188*9*

*Charles W. Tanner*

Police Justice.

0674

BAILED.  
No. 1, by .....  
Residence .....  
No. 2, by .....  
Residence .....  
No. 3, by .....  
Residence .....  
No. 4, by .....  
Residence .....

Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Muriel Hayes  
27 East 62nd

William Smith

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

Offense

Dated

Oct 29, 1890

Magistrate

Campbell

25 Precinct.

Witnesses

No. .... Street.

No. .... Street.



No. .... Street.

\$ 500 to answer

to answer

9th person

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. Oct 29, 1890 Charles Smith 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 he 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

*William Smith*

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

The said

*William Smith*

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth*  
 day of *October* in the year of our Lord one thousand eight hundred and  
*ninety*, in the *day* - time of the said day, at the City and County  
 aforesaid, with force and arms,

*one* promissory note for the payment of money of the kind commonly called United  
 States Treasury Notes, of the denomination and value of *two* dollars; *one*  
 promissory note for the payment of money of the kind commonly called Bank Notes, of the de-  
 nomination and value of *two* dollars; *one* United States Gold Certificate,  
 of the denomination and value of *two* dollars; *one* United States  
 Silver Certificate, of the denomination and value of *two* dollars.

*Three* promissory notes for the payment of money, of the kind commonly called United  
 States Treasury Notes, of the denomination and value of *one* dollar *each*; *three*  
 promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-  
 nomination and value of *one* dollar *each*; *three* United States Gold Certificates,  
 of the denomination and value of *one* dollar *each*; *three* United States  
 Silver Certificates, of the denomination and value of *one* dollar *each*.

*divers* coins of a number, kind and denom-  
 ination to the Grand Jury aforesaid unknown,  
 of the value of *three* dollars and seven cents and  
 one pocketbook of the value of *fifty* cents.

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

*John R. Fellow,*  
 District Attorney.

## SECOND COUNT—

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

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

The said

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

of the goods, chattels and personal property of one

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

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

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

JOHN R. FELLOWS,  
District Attorney.

0677

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Snyder, Jacob

**DATE:**

10/09/90



3835

0678

Witnesses;

J. Healey  
J. H. Homan

Counsel,

Filed

Pleads,

52 A.B.

9/10 Oct 90  
County

24 206 698 THE PEOPLE  
vs.

P  
Jacob Snyder

Robbery in the 3rd degree.  
(MONEY.)  
[Sections 224 and 228, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

P. J. Oct. 14, 1890 Foreman.

Tried and convicted  
Rob. 1st deg (rec. to moray)  
S. P. 12 yrs, 6 mo.  
P. B. M. 24



0679

## Affidavit—ROBBERY.

Form No. 82.

FIRST DIVISION, CITY MAGISTRATES' COURT, 5<sup>th</sup> DISTRICT.CITY AND COUNTY }  
OF NEW YORK. } ss.:

John Crowley  
of No. 152 East 100<sup>th</sup> Street, aged 22 years,  
occupation Motorman being duly sworn,  
deposes and says, that on the 3<sup>rd</sup> day of September 1901, at the 12<sup>th</sup>  
Ward of the City of New York, in the County of New York, was feloniously taken, stolen and  
carried away from the person of deponent by force and violence, without his consent and  
against his will, the following property, viz.:

good and lawful money to the  
amount of

of the value of twenty-one \$20.00 DOLLARS,  
the property of deponent

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

Jacob Schneider & Joseph Fletcher (both here present)  
that while deponent was standing at the  
van in premises North West corner Lexington  
avenue & 100<sup>th</sup> street he was accosted by  
defendants that said Jacob Schneider did  
seize violently hold of deponent's right hand  
and said Joseph Fletcher did seize hold  
of deponent's left hand and while being so  
held said Jacob Schneider did insert  
his hand into the right hand pocket of  
the trousers then and there worn by deponent  
and did abstract therefrom the above described  
sum of money

Sworn to before me this } John Crowley  
3<sup>rd</sup> day of August 1901 }

[Signature]  
City Magistrate

0680

Sno. 198-200.

Form No 185.

First Division, City Magistrates' Court, *5<sup>th</sup>* District.CITY AND COUNTY }  
OF NEW YORK } ss.:

*Jacob Schneider* 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.

*Jacob Schneider*

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.

*211 E 103<sup>rd</sup> St. 1 year*

Question. What is your business or profession?

Answer.

*Labourer*

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

Answer.

*I am not guilty of the charge*

Taken before me this

*3<sup>rd</sup>*day of *September**1891*

*Jacob Snyder*  
*[Signature]*  
City Magistrate.

0681

Sec. 198-200.

Form No 185.

First Division, City Magistrates' Court, District.

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

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

Question. What is your name?

Answer. *Joseph Fletcher*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *351 E 77<sup>th</sup> St, 16 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am now guilty of the charge*

Taken before me this *3<sup>rd</sup>*  
day of *September* 18*91*

*Joseph Fletcher*  
*Chancellor*

City Magistrate.

0682

Copy furnished to the City Magistrate's Court

36113  
Form No. 4  
City Magistrate's Court, 5th District  
FIRST DIVISION

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Kennedy*  
*vs.*  
*Joseph Schneider*  
*Robbery*

Offense

Dated *September 3rd* 1901

*William* City Magistrate.

*For Mr. Shuman & Officers*  
*this office*  
*29th Precinct*

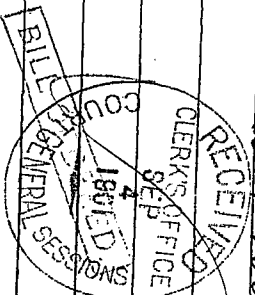
Witnesses, *James J. Sullivan*

No. *952* Court, *100th* Street,

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

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

No. *1500* Street,  
to answer *each*



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

Dated, *September 3rd* 1901

*[Signature]*  
City Magistrate.

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

Dated, \_\_\_\_\_ 1901

City Magistrate.

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

Dated, \_\_\_\_\_ 1901

City Magistrate

0683

Police Court— District.

CITY AND COUNTY }  
OF NEW YORK, } ss.



81  
2

of No. *130 West 94<sup>th</sup>* Street, Aged *33* Years

Occupation *Simon* being duly sworn, deposes and says, that on the *20<sup>th</sup>* day of *September*, 188*7*, at the *13<sup>th</sup>* Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

*Good and lawful money of the United States issued to the amount and value of eleven dollars.*

of the value of

DOLLARS

the property of *deponent*

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

*Jacob Snyder, (now here) and two other persons, not yet arrested and unknown to deponent. From the fact that at or about the hour of 11 P. M. on said date deponent was walking along East 94<sup>th</sup> Street and when near the corner of 3<sup>d</sup> Avenue the said deponent seized hold of deponent, pushed deponent into a hallway of a house on said Street and that the said Snyder, seized hold of deponent's throat and held deponent while one of said unknown persons did take said and carry away said money from the right hand pocket of the said deponent. Then on deponent's person John Healy*

day of *September* 188*7*  
*John Healy*  
Police Justice

0684

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK.

*James S. Snyder* 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. *James S. Snyder*

Question. How old are you?

Answer. *24 Years*

Question. Where were you born?

Answer. *New York State*

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

Answer. *206. East 9th St. 6 months*

Question. What is your business or profession?

Answer. *Printer*

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

Answer. *I am not guilty**James S. Snyder*

Taken before me this

day

189

Police Justice.

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

Court of General Sessions.

P a r t I I I .

-----  
The People of the State of New York, ;

a g a i n s t ;

J a c o b S n y d e r . ;  
-----

Before Hon. Ran-  
dolph B. Martine  
and a Jury.

Indictment filed Oct. 8th, 1890.

Indicted for Robbery in the First Degree.

New York. October, 14th, 1890.

Appearances; For the people, Assistant District  
Attorney Vernon M. Davis.

For the defendant, *Mr. Hugh Coleman*,  
~~F. B. House~~.

JOHN HEALY,

a witness for the people, sworn, testified;--

I live at No. 238 East 94th st. I am a driver and ~~work~~  
work on 1st av. between 97th and 98th st. . On the  
night of the 20th of September 1890, between the hour  
of 10 and 11 o'clock, I was in 97th st. . I was coming  
from 3rd. ave. and I was walking on the downdown side of the  
street. The first thing I knew I got hit right on the  
back of the head, and I was knocked down some steps that  
lead into a house. Three men jumped on me. One caught  
me by the throat and choked me, and another a said "Kill  
the son of a bitch". They then went through my pockets,  
and I afterwards caught the defendant. The defendant at  
the bar is not the man who went through my pockets; he was



kind of leaning on me at the time. He is the last man that took hold of me. The other two men ran away and I held on to this defendant. This man was the last one to let go of me and I held on to him. We tussled out into the middle of the street, and he pulled away from me. We tussled in the middle of the street for some few minutes. This was in the middle of the block between 2d. and 3rd avenues in East 97th street. I was about to visit a friend of mine who lives in that street. It was about half-past ten or 11 o'clock at night. I had been up as far as 106th st. and 3rd av. . This was Saturday night I had 11 dollars 0 in my pocket. That amount of money was taken from me. I didn't see these persons until they were right on me and took hold of me. The first blow I received was on the back of the neck. I positively identified the defendant as one of the three men, on the following Tuesday in the Police Station. It was in a hallway that my money was taken from me I endeavored to resist them all I could.

Cross-examination.

- Q. Where do you live? A. 238 East 94th st.
- Q. How long have you been living there? A. About a year.
- Q. What do you do for a living? A. I drive a team for G. S. Schuyler & Co. Lumber dealers.
- Q. Were you at work on the day in question? A. Yes sir.
- Q. What time did you have your supper? A. Between 7 and 8 O'clock.

- Q. Where did you go? A. I went to a barber shop on 2nd av.
- Q. Had you anything to drink up to this time? A. No sir.
- Q. Where did you go then? A. I went back to the house, and afterwards came out again and walked up Third av. It must have been nine o'clock at this time. I looked in several stores going up Third av. as I was wishing to buy some clothes. The money which I had in my pocket- I took out with me for that purpose. I did not find anything that would suit me in the different stores and I took a notion to visit a friend of mine who lived in 97th street.
- Q. That was where you were robbed? A. Yes sir.
- Q. Now did you enter into a conversation with a woman in 97th street. ? A. No sir.
- Q. You didn't go down any steps ? A. No sir, not until I was knocked down.
- Q. You never saw the defendant before that night did you?  
A. No sir.
- Q. You and he were entire strangers? A. Yes sir.
- Q. Were you out in the middle of the street with the defendant? A. Yes sir.
- Q. Do you mean to tell the Jury that this is the same colored man you saw on that night? A. Yes sir.
- Q. This was half-past ten o'clock in a dark hall?  
A. Yes sir., but I saw him out in the street when I was tussling with him.

Q. Did you drink anything during that day? A. No sir.

Q. You were perfectly sober? A. I was perfectly sober.

GEORGE DORAN, a witness for the people, sworn testified;---

I am an officer attached to the 27th Precinct. I arrested this defendant on the morning of the 22nd, at about 8 o'clock on that morning when I got to the Station house I received a notice of this robbery having been committed. From information I received I arrested this man Snyder at 95th street. and 3rd av. on the same evening at nine o'clock. I told him I arrested him for knocking a man and robbing him, and he said he never knew anything about it. I asked him where he was on that night between 10 and 11 o'clock, and he said "home in bed". I took him to the Station house and sent for the complainant and he identified him.

D e f e n s e .

WILLIAM H. LAWRENCE,  
a witness for the defendant, sworn testified;-----

I live at 206 East 98th st. in this city.  
I remember the night of this robbery. The defendant lived in my house. He came into the house at about 8 o'clock on this Saturday night. He went to bed at half-past ten. I am certain about the hour. I went to bed at the same time. I have never been convicted of any crime.

MALVINA LAWRENCE,  
a witness for the defendant, sworn, testified;---

I live in 98th st. I remember the Saturday night in question. I saw the defendant come into our house at about 8 o'clock in the evening, and he didn't go out anymore that night. He went to bed at about 11 o'clock. I went to bed at about 12 o'clock. I am certain he didn't go out of the house that night again.

Cross examination.

- Q. Are you a relative of the defendant? A. No sir, he boards in the same place where I live.
- Q. How long have you lived there? A. About two years.
- Q. This defendant lived on the same floor with you?
- A. Yes sir.
- Q. Does he occupy one of the four rooms? A. Yes sir.
- Q. You occupy one of the rooms? A. Yes sir. he has lived in that house with me for about 8 months?
- Q. You are certain he didn't go out? A. No sir.
- Q. You stayed in yourself? A. Yes sir.
- Q. Was your husband out on that night? A. No sir.
- Q. What time does the defendant come in every night?
- A. He comes in early nearly every night and stays in the house.
- Q. He was in the house every night for a week previous to this occurrence? A. He couldn't go out without my knowing it as I am very wakeful. The defendant is married. His wife is in court.

Q. Was she in that house on that Saturday night?

A. Yes sir, she came in late.

JENNIE MILLER, a witness for the defendant, sworn testified;-----

I live at 206 East 98th st. I am acquainted with the defendant. I was living in the same premises on the day in question. On that Saturday night in question, I saw the defendant come into the house at about 8 o'clock. He stayed in the house all night. I saw him in the house on the following morning. He went to bed at about 11 o'clock. During the night I had occasion to get up and I saw him in his bed.

Cross-examination

Q. Was the defendant's wife there? A. Yes sir.

She came in at about one o'clock.

Q. What time did you get to bed? A. I went to bed about about half-past ten, and got up at about 11 o'clock to get some medicine.

Q. Was the defendant's room h near yours? A. Yes sir.

JACOB SNYDER- the defendant, sworn testified ;----

Q. Did you rob or steal anything from Mr. Healy on the night in question? A. I did not.

Q. Did you have anything to do with it? A. No sir.

Q. Do you know anything about it? A. No sir.

Q. Were you there? A. No sir.

Q. At the time he says or at any time? A. No sir,  
I wasn't there that night at all.

Q. Then you are not guilty of this crime directly or  
indirectly? A. I am not.

Cross-examination.

Q. Did you see the complainant that night? A. No sir,  
I did not.

Q. You never saw him before? A. No sir.

Q. You are sure of that? A. Yes sir, I am sure of it.

Q. Have you ever been convicted of any crime? A. I have  
not.

Q. Never arrested for disorderly conduct? A. No sir.

Q. Did you ever serve any time? A. I never served any  
time. I was arrested once but I was discharged. That  
was the only time that I was ever charged with any  
crime.

Q. Were you working the week before this occurrence?

A. No sir.

Q. Were you in the house every night that week, until Satur-  
day? A. Mostly every night.

Q. Did you remain in the house every night that week from  
8 o'clock until the time you went to bed. A. I remained  
in the house;-- certainly I was in the house.

Q. You always came home early? A. Yes sir. One night  
that week I was out until 12 o'clock.

Q. Do you remember this particular night? A. Yes sir,  
I remember that on this particular night I was home.

Q. Have you tried to remember at what hour you came in on other nights? A. I told you that some nights I got in at 10 o'clock.

JOHN HEALY, a witness for the people, recalled.

Q. I forgot to ask you when I put you on the stand as to whether there were any lights or gas lamps in the vicinity of this place where you were knocked down and when you ran after this defendant? A. Yes sir, there was a lamp right in front of me when I followed him into the street. I was in the middle and there was a lamp right in front of me.

Q. Right in front of you? A. Yes sir.

Q. And you could see right in that light? A. Yes sir, I could get a full view of him.

Q. When he turned and hit you? A. Yes sir, the two of us were tussling in the middle of the street.

Q. How near to the gas lamp were you when you were in the street? A. About ten feet away from the gas lamp.

Q. Were you looking towards it? A. Yes sir. and the light was shining in his face.

Q. How far were you from Third av. at the time you were robbed? A. A couple of hundred feet.

Q. ~~There were~~ two or three steps going down to the house?

A. Yes sir, and I fell down them.

Q. What did you do with this money when your wife gave it to you? A. I had it in my pocket.

Q. Did you see it in your pocket on Third av.?

A. No but I had my hand on it all the time.

The Jury returned a verdict of  
 \*Guilty of Robbery in the First Degree, with a Rec-  
 ommendation to the Mercy of the Court\*.



POOR QUALITY  
ORIGINAL

0695

Indictment filed Oct. 9 1890

COURT OF GENERAL SESSIONS

Part III.

The PEOPLE &c.

against

JACOB SNYDER.

Abstract of testimony on

trial New York Oct. 14th

1890.

Q. Did you see it in your pocket o Third av.?  
A. No but I had my hand on it all the time.  
The Jury returned a verdict of  
\*Guilty of Robbery in the First Degree, with a Rec-  
ommendation to the Mercy of the Court."

0696

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Jacob Snyder*

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

*Jacob Snyder*

of the crime of ROBBERY IN THE — *first* — DEGREE, committed as follows:

The said *Jacob Snyder,*

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *September*, in the year of our Lord one thousand eight hundred and *eighty-ninth* in the *ninth* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *John Steady*, in the peace of the said People then and there being, feloniously did make an assault, and ~~a promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars~~ ; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars — ; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each* ; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each* ; *seven* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each* ; ~~one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars~~ ; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars — ; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each* ; ~~United States Silver Certificate of the denomination and value of twenty dollars~~ ; *one* United States Silver Certificate of the denomination and value of ten dollars — ; *two* United States Silver Certificate of the denomination and value of five dollars *each* ; *five* United States Silver Certificate of the denomination and value of two dollars *each* ; *seven* United States Silver Certificate of the denomination and value of one dollar *each* ;

~~United States Gold Certificate of the denomination and value of twenty dollars~~  
 ; ~~one~~ United States Gold Certificate of the denomination and value of ten  
 dollars ~~—~~ ; ~~two~~ United States Gold Certificates of the denomination and value of  
 five dollars ~~each~~ ; and divers coins, of a number, kind and denomination to the Grand Jury  
 aforesaid unknown, of the value of ~~eleven dollars~~.

of the goods, chattels and personal property of the said *John Steady*,  
 from the person of the said *John Steady*, — against the will,  
 and by violence to the person of the said *John Steady*,  
 then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*Jacob Snyder being then and there aided*  
*by an accomplice, actually present, whose*  
*name is to the Grand Jury unknown,*  
 against the form of the Statute in such case made and provided, and against the peace of the People  
 of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0698

**BOX:**

415

**FOLDER:**

3835

**DESCRIPTION:**

Solomon, Abraham

**DATE:**

10/03/90



3835

0699

Witnesses;

*A. B. Fick*  
*Off. Charlton*  
*W. R.*

*Deft is a Confid*  
*Pris*

#298

*Purdy*  
*Assigned*

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

*19*  
*clerkship*  
*937 2<sup>nd</sup> Ave*

vs.

*Abraham Solomon*

Grand Larceny Second degree  
[Sections 538, 539, 540 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill

*M. S. Haynes*  
Foreman.

*Part 2 - October 8/90*  
*Pleads Guilty*

*2400 6 Mrs*  
*Pen*  
*ES*

0700

Police Court—

14<sup>th</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Francis B Foster  
of No. 147 West 42<sup>nd</sup> Street, aged 51 years,  
occupation Stock Broker being duly sworn  
deposes and says, that on the 15<sup>th</sup> day of September 1890 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night-time, the following property, viz:

One overcoat, one suit of clothes,  
one pair of pants, one silk umbrella  
one gold watch <sup>for neck watch</sup> and one platinum  
and gold chain, altogether of the  
value of about Fifty Dollars.

the property of Deponent and Mr Gray and  
in Deponent's care and custody

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 Abraham Solomon (now  
here) from the fact that on the 10<sup>th</sup>  
day of September deponent hired this  
defendant to work for him as porter  
at the above address, and as such  
porter had access to the said property  
which was in the house. On the 15<sup>th</sup>  
day of September the defendant left  
the said premises and on the morning  
of the 16<sup>th</sup> day of September deponent  
missed the said property and caused  
the arrest of the defendant. Deponent  
is informed by Detective Robert  
Charlton of the 25<sup>th</sup> Precinct Police  
that he, Charlton arrested the defendant

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

Police Justice.

and found pawn tickets representing the said property in the Person of the Defendant. and Defendant is further informed by the Detective that he, the Detective, went with the defendant to a pawnbrokers and got the gold and Platinum chain and the nickel watch and to a dealer in second hand clothing and recovered the overcoat. Defendant further says that the Detective gave defendant pawn tickets representing the rest of the property which had been pawned in the City of Brooklyn and defendant recovered the said property which consisted of the said gold watch, silk umbrella, suit of clothes and pair of pants. Defendant further says that all of the said property has been fully identified by him as his property and charges the Defendant with false swearing, larceny, stealing and carrying away the said property and says that he dealt with the same in New York.

Sworn to before me this 6  
26th Day of September 1893

Francis B. Foster  
J.P.

Charles W. Tomlinson  
Police Justice

0702

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Robert Charlton*

*36* years, occupation *Detective* of *1*  
*The 22<sup>nd</sup> Precinct Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Francis B. Foster*

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

Sworn to before me, this *26<sup>th</sup>*  
day of *September* 18*97* } *Robert Charlton*

*Charles J. Jaminet*  
Police Justice.



0703

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Abraham Solomon* 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.

*Abraham Solomon*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*No 937 Second Avenue - 11 years*

Question. What is your business or profession?

Answer.

*Clothing Cutter*

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*  
*Abraham Solomon*

Taken before me this

day of

*April*

189

*Charles H. ...*  
Police Justice.

0704

BAILED,  
 No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

#298 1484  
 Police Court--- 4 District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*Samuel B. Thorne*

*Abraham Thorne*

Offence *Larceny*

Dated *Sept 26* 1890

*Samuel B. Thorne* Magistrate.

*Ally W. Chumley* Officer.

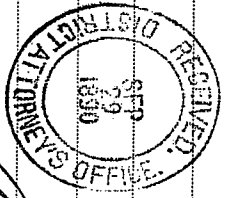
Witnesses *Chumley*

No. *22* Precinct.

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

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

No. \_\_\_\_\_ 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 *ten* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Sept 26* 1890 *Charles W. Thorne* 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 he 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

*Abraham Solomon*

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

*Abraham Solomon*

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

The said

*Abraham Solomon*

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

*one overcoat of the value of ten dollars, one coat of the value of seven dollars, one vest of the value of three dollars, one pair of trousers of the value of five dollars, one umbrella of the value of five dollars, one watch of the value of ten dollars, one other watch of the value of five dollars, and one chain of the value of five dollars*

of the goods, chattels and personal property of one

*Francis B. Parster*

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

*Abraham Solomon*

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

The said

*Abraham Solomon*

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,

*one overcoat of the value of ten dollars, one coat of the value of seven dollars, one vest of the value of three dollars, one pair of trousers of the value of five dollars, one umbrella of the value of five dollars, one watch of the value of ten dollars, one other watch of the value of five dollars, and one chain of the value of five dollars,*

of the goods, chattels and personal property of one

*Francis B. Forster*

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

*Francis B. Forster*

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

*Abraham Solomon*

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

JOHN R. FELLOWS,  
District Attorney.