

0578

BOX:

327

FOLDER:

3103

DESCRIPTION:

Baker, Henry

DATE:

11/26/88



3103

POOR QUALITY ORIGINAL

0579

306
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Counsel, *L. G. Mon*
Filed *26* day of *Nov* 188*8*
Pleads *Amquely: Dado*

VIOLATION OF EXCISE LAW.
(Selling without license.)
[III, R. S. (7th Ed., page 1981, § 18, and of 1888, Chap. 840, § 5).]
THE PEOPLE
vs.
B
Henry Baker

JOHN R. FELLOWS,
District Attorney.

A True Bill.

And Maccaes

Transferred to the Court of Special Sessions for trial and final disposition.

Dated... Dec. 12. 1888.

Witnesses;
G. Stanley
3rd Post

POOR QUALITY ORIGINAL

0580

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

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Henry Baker

The Grand Jury of the City and County of New York, by this indictment, accuse
Henry Baker
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

(III. Revised Statutes, 7th edition) p. 1981 Section 13).

The said *Henry Baker*

late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *October* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at a time, to *one John J. Turley and to* certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the Statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883, chapter 310 section 5) SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Henry Baker
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said *Henry Baker*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, ~~known as~~ *at the Southern Boulevard Webster Avenue* ~~number~~

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to *one John J. Turley and to* certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, 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.

**POOR QUALITY
ORIGINAL**

0581

(Laws of 1883,
chapter 340 sec-
tion 6.) **THIRD COUNT:**

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

Henry Baker
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
as follows:

The said

Henry Baker

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
at the Southern Boulevard & Webster Avenue
~~number~~

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did give away to

certain _____ persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
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.

0582

BOX:

327

FOLDER:

3103

DESCRIPTION:

Bartholdi, William C.

DATE:

11/01/88



3103

POOR QUALITY ORIGINAL

0583

Witnesses:

[Signature]

In my opinion the evidence in this case will not warrant a conviction - I do not believe that it establishes the commission of any crime. I therefore recommend the dismissal of this indictment.

Nov. 11, 1892
John A. Davis
Foreman
Stammy
D. P. M.

Counsel,

Geo. W. Smith

Filed

7th

day of

Oct

188

Pleas,

Guilty

THE PEOPLE

vs.

William C. Bartholdi

LARCENY, 2nd DEGREE
(False Pretenses),
[Section 528, and 534, Penal Code].

JOHN R. FELLOWS,

District Attorney.

*Set 5th Part 1
Wednesday Part 3*

A True Bill.

James P. [Signature]
James P. [Signature]
Foreman.
James P. [Signature]
Judgment Demand

POOR QUALITY
ORIGINAL

0584

District Police Court.

Margaret Leng

vs.

A. C. Bartholdi

STENOGRAPHER'S TRANSCRIPT.

July 6 1885

BEFORE HON.

John J. Garman

Police Justice.

W. A. Ormsby

Official Stenographer.

Police Court
Second Dist.

The People
Margaret Seng
M. C. Bartholdi

Examination Before Justice Forman
July 6 1888

For the people Maurice Mezer Esq
dft. Nelson Smith Esq

Margaret Seng the complaining
witness being cross examined upon
her affidavit deposes and says:

Q What is your name?

A Margaret Seng

Q Do you understand and speak
English well?

A Yes Sir.

Q Are you a native of this Country?

A Yes Sir.

Q Where do you reside?

A 341 Sixth St

Q How long have you known the
Defendant?

- A - From February on
- Q Under what circumstances did you become acquainted with him?
- A I took painting lessons first.
- Q of him?
- A Yes Sir
- Q He was at that time engaged in business where?
- A 265 6th Avenue - the Baulthistle Art School.
- Q What kind of a school was it?
- A For teaching art.
- Q Did he have a school room for that purpose?
- A A reception room and he had a room where they painted.
- Q He had a number of scholars coming in there to sit?
- A I have seen about four regular scholars
- Q Did you see any others that came now and then?
- A Once in a while in the school, but they generally never came again.
- 2

2 When you first began to take lessons how did you come to go there?

A I passed the place, and saw it, and I thought I would like to take lessons and when I am older then I can do something else than live out.

2 He had a sign up?

A Yes Sir.

2 You hoped to pursue art as a profession

2 You preferred that to living out?

A Yes Sir.

2 You commenced studying in his school in February last?

A Yes Sir

2 Do you remember the names of any pupils?

A Yes Sir

2 Give the names?

A Miss Schwab and Miss Grimm
I do not remember the names of the others.

2 How many persons in all did

you see studying there from the time you first went there until you left.

A No sir. I could not remember

Q You were coming and going every day?

A Not every day

Q Almost every day?

A Yes sir

Q Different people were there?

A Yes sir.

Q The school is fitted up with bin a brace and subjects of art is it not?

A Yes sir.

Q How much did you pay to become a scholar?

A I paid five dollars for five lessons

Q You was charged for each lesson?

A Yes sir

Q A pupil could take one lesson or more as he preferred?

A Yes sir

Q I did not get acquainted

with all the scholars who came
to take lessons:

A No Sir.

Q Those who were transient, you
did not pay much attention to?

A No Sir.

Q Who gave instructions to you in
the school?

A Mr. Bartholomew

Q No other teachers?

A There was one teacher there

Q One other?

A Yes Sir

Q What particular Department of
Art did you take up?

A Landscape.

Q You devoted your whole time to
that?

A Yes Sir.

Q Some other scholars took up
that subject I suppose?

A Yes Sir.

Q Did you believe when you first
formed the purpose to enter the
school that you could become

an artist;

A Well; I did not just want
to get to be an artist - I wanted
to get in some business - to
decorate china and such things,

Q You wanted to perfect yourself
in art enough to do that?

A Yes sir

Q You believed you could do it?

A Yes sir

Q You believed you had ability
to do it?

A Yes sir

Q You regard yourself as well
informed do you not?

A [Taken subject to objection] Yes sir.

Q What is your education - Can
you read and write?

A Yes sir.

Q Have you been to school?

A Yes sir; most of the time.
I had trouble with my eyes.

Q You have been to school

A Yes sir

Q You can read and write

well enough to understand?

A Yes sir

Q And you regarded yourself as competent to study art?

A Yes sir

Q How long had you been in the school as a scholar before you formed the purpose to become if you could a co-partner in the business?

A About two months.

Q Before you formed the purpose or desire to become a partner in the business?

A Yes sir

Q During that two months you had been studying the subject?

A Yes sir

Q During that two months how often did you attend school and take lessons or engage in the study of art?

A Thirteen lessons

Q During the two months?

A Yes Sir.

Q How often a week would you go?

A When I got the chance - may be once a week - sometimes twice.

Q Was the school carried on during the day?

A Yes Sir.

Q So that the scholars who attended the school during the day were not seen by you?

A No Sir.

Q Only those in the evening?

A Yes Sir.

Q When you first formed the purpose or desire to enter the school as a partner to whom did you first speak.

Objected to

A He asked me first.

Q Whom do you mean by 'he'?

A Mr Bartholdi, the defendant.

Q He spoke to you about it?

A Yes, Sir.

Q Do you remember the occasion when he first spoke to you - the first day you had a talk about it

A - I went to take a lesson. He said he wanted a young girl to take as a partner; he says he can trust me; he asked me if I would not take it

Q Who was present?

A His wife was present.

Q That was in the school?

A That was in the school.

Q Do you remember what you said at that time?

A I said I would take it after I have learned the business; but he did not speak about money at that time.

Q Was there any other conversation at that time other than what you have just related?

A No, Sir

Q He spoke to you and you said you would after you had learned the business

A Yes sir.

Q You had been making progress?

A Yes sir.

Q Improved a good deal?

A Yes sir.

Q You thought you would like the business?

A Yes sir.

Q You thought about it a while

I suppose before you spoke to Braithwaite on the subject?

A I could not tell you: it was not long after because I took more lessons.

Q Was it a week?

A About a week.

Q In the meantime you were thinking about it?

A Yes sir.

Q You thought you would like to take it?

10 A Yes sir

Q When you had the next conversation who was present?

A I think I was alone.

Q Do you recollect whether you was or not?

A Yes Sir.

Q Was it in the school?

A In the school.

Q In the evening?

A Yes Sir.

Q How many conversations did you have upon the subject of your going into partnership before you actually went in, and paid him money?

A About four

Q Do you recollect distinctly?

A About four: It was all done in a week and a half.

Q Whether you had four or five you could not tell positively?

A No Sir.

Q Do you recollect when you had the third conversation upon this subject with Mr.

Bartholdi:

A Yes, sir.

Q Who was present that time besides you?

A The first part we were alone; then his wife came in

Q And joined the conversation?

A Yes, sir.

Q And was present until it ended?

A Yes, sir.

Q Do you recollect the fourth conversation?

A Yes, sir.

Q Who was present on the fourth occasion?

A His wife.

Q So that you had not really come to any conclusion upon the subject until you had had the fourth conversation?

A Yes, sir.

Q Refresh your memory and see if you can't remember another conversation - the fifth

12 A I came in the evening when I

left my place.

Q You had talked it over pretty well?

A Yes sir

Q Did you make any note in writing of anything that was said by you or by Bartholde upon the subject?

A No, sir

Q Do you now remember the very words that were used by you or by Mr Bartholde, or by Mrs. Bartholde?

A I can remember the substance of it.

Q You think you can remember the substance of it?

A Yes, sir

Q Did he tell you on either of these occasions how many scholars he had had in the school since he began? Since the school opened?

A He told me that he had had 50 scholars in the school.

Q Altogether since the school was opened?

A He did not just tell me that

Q Did he say so since he opened?

A Not since he opened. He said he had so scholars in the school.

Q You think he did not tell you how many scholars he had since he first commenced school. Did he show you how many scholars had been coming?

A He showed me first their names and told me there were all scholars in the school.

Q Did he show you books of the school that he had of the school running books that he had kept?

A Since white Grove there

Q He had been in business there?

A Yes Sir

Q He kept books?

A Yes Sir

Q And showed you the books?

A Yes Sir

Q And on those books were the names of the scholars?

A Yes sir.

Q That he had had in the business?

A Yes.

Q Or it had been carried on?

A Yes.

Q How many did he say had had there?

A He did not say how many. He only showed me the books.

Q You read the name?

A I did not.

Q Did you count the number of scholars?

A No sir.

Q You had all the books before you so that you could look them over and see what had been done?

A I just seen one book - just the scholars names.

Q That was given to you to see on the first occasion?

A No Sir: the fourth.

Q You expected that the books would show the names of the scholars?

A Yes.

Q How many pages had been filled up with the names?

A I could not tell.

Q How large a book was it?

A About a foot long.

Q When he told you the number of scholars that he had had in the school was that the time that he showed you the book?

A Yes Sir.

Q He referred you to the book at that time to let you see the names?

A Yes Sir.

Q His wife was there present?

A Yes Sir.

Q That was in the afternoon was it when he was telling you about the number of scholars that had taken lessons in his

school did he show you a list
of the names;

A Yes sir.

Q Did you look at it;

A I just looked at it.

Q and did not read them;

A I did not read any names
at all.

Q Where was this book;

A In his place 265 - I did not
see where he got it.

Q He brought it out;

A Yes.

Q and opened it.

A Yes.

Q And laid it on the table;

A He had it in his hand and
showed it to me.

Q Opened it before you;

A Yes sir.

Q Let you look at it;

A Yes sir.

Q Did he show you any other
book - did you observe what
was the price beach lesson?

Q I did not see: I did not look at it.

Q In a casual way?

A Yes sir.

Q Did he say that part of the business?

A Not that time.

Q On either of these four occasions did he tell you what the business was?

A While I was there he told me.

Q Did he tell you what part you were to do in the business?

A No sir.

Q You knew did you not?

A No sir: I do not know.

Q Don't you know that business was better along in the autumn - about Christmas and in the winter than it was when people were away?

A Yes.

Q Your own common sense would tell you that?

Q A Yes sir.

Q You could not be deceived about such a thing as that.

A No sir.

Q What season of the year did he tell you he took the most money?

A The spring - He told me while I was in business the spring fall and christmas time

Q When did you first know that the business was better in the winter than it would be in the month of August?

A When he told me - I knew that in the spring they take like to go out sketching and in the fall people like to take lessons

Q In the summer people sketch?

A Yes.

Q While you were there studying art you talked with the other scholars didn't you?

A No sir

19 Q Not with the scholars

A. No sir.

Q. Of the people in the school?

A. No, sir.

Q. You took pleasure in the occupation?

A. Yes, sir.

Q. You expected to go in the country and sketch?

A. Yes, sir.

Q. You knew that would have to be done in the pleasant part of the year?

A. Yes, sir.

Q. Did you acquire during those two months that you were there a pretty good knowledge of the subject of art generally?

A. I had no time — I was working.

Q. You studied constantly?

A. When I got time.

Q. You made good progress?

A. Yes, sir.

Q. And you felt very well satisfied with the progress you had made?

20

15

A. I had no chance

Q While you were a scholar you studied?

A Yes

Q You made good progress?

A I did when I paid for it.

Q When the time came that you wanted to have an interest in the business was it not with a view to enable you to continue your studies so as to become a better artist?

A Yes sir - I wanted to get my money that I had earned back in the bank again.

Q - Was it not your purpose to enable you to study better and get a better knowledge of art?

A Yes sir.

Q Did you tell Mr. Bartholde that

A Yes sir.

Q And your object in going into business was to study art?

21
#6 A - Yes sir

Q To make yourself just as good
an artist as you could?

A Yes sir.

Q To make the greatest success
you could as an artist?

A Yes sir.

Q To go off sketching in the summer
if you could?

A Yes sir.

Q Did you believe you could do
that?

A Yes sir.

Q In which one of these con-
versations was it that the
number of scholars that had
taken lessons in that school
was mentioned?

A The fourth one

Q Was anything said about the
number of scholars who had
taken lessons in that school
during the time that Mr. Bartholde
had kept there?

A Yes, when I first went to
take lesson he told me

He had 50 scholars. I had
Coupon No 62

Q Then that proved to you that
there were 62 scholars that
had entered the course.

A Yes sir.

Q That was when you first entered.

A Yes sir.

Q And it was carried on up to
50?

A Yes sir.

Q You were the 62nd scholar.

A Yes.

Q And it ran up to the 50th scholar.

A Yes.

Q Do you know that besides
giving lessons the defendant
sold artists materials.

A Yes sir.

Q What materials?

A Paints, paint boxes, palettes,
brushes, oils, &c.

Q He sold these things to scholars?

A Yes sir.

Q That was after

A Yes Sir,

Q And he was not only a teacher but a dealer in these things

A Yes Sir,

Q And did he keep a supply of these goods,

A Just a small quantity.

Q Whenever anyone wanted any he had it for sale?

A Yes Sir

Q Did you buy your brushes and things there?

A Yes Sir

Q and paid extra beyond the price of the lesson.

A Yes,

Q Who took charge of the business there when Mr. Bartholde was out?

A His wife and myself.

Q They were then attending the business were they not?

A Yes Sir

Q You did not see anything wrong?

A No Sir.

Q You saw them taking in money every time you was in the house?

A I was not in the room I was in the back

Q Not in the room where the money was taken in?

A I have never seen them

Q When you paid for lessons where did you pay?

A First I paid five dollars down.

Q Which room did you pay it in?

A In the painting room.

Q When you came to go to school as a partner you first went to a lounge to draw up the papers?

A Yes Sir.

Q What share of the profits were you to have from the time you went in?

A It was meant to have a branch first?

25. Q The object of the branch first

was to put you in it?

A Yes sir; to take charge of the place.

Q You had to do something?

A I was to take charge of the place.

Q Of the branch place?

A Yes.

Q Bankhead was to continue in charge of the other place?

A Yes sir.

Q Where was it suggested to locate the branch place?

A Brooklyn or Jersey City.

Q and the object of taking you in partnership was to put you in the Branch place?

A Yes sir.

Q Of course you expected to continue your studies there?

A Yes sir,

Q To give instructions to pupils and scholars you could get?

26 A - He was going to do that -

to give the time to do that
Q who?

A Bartholde.

Q The purpose was, when you
went in, to establish a branch
in Brooklyn or Jersey City.

Q Yes, Sir,

Q and for you as a partner
to take charge of the branch
first?

A Yes Sir

Q and who was to teach the
scholar at the branch office

A Bartholde,

Q What was your to do?

A To take charge - to see those
who came in: to write down
their names.

Q To keep the books?

A Yes

Q What else were you going
to do?

A That is all - just to keep
charge of it - when the scholars
came to let them in.

Q Was it your object and purpose to continue your own studies in the branch office?

A Yes sir.

Q What day was it you entered into partnership?

A It was the Friday after Easter - in April.

Q What part did you take in the business immediately - did you remain at the principal office?

A at the principal office

Q How long?

A For two months - they did not commence any branch office

Q What was the trouble about getting a branch office?

A Mr Braithwaite could not find any to suit him

Q About going to Jersey - do you know was there any effort made to look around in Jersey?

A There was none.

28 Q You remained until what

time

A Until the first of June.

Q Did you study during all the time you were there?

A No sir.

Q Did you study art at all?

A About seven days.

Q What were you doing the balance of the time?

A I done the housework.

Q You lived there?

A With Baetholdis - yes.

Q Did you see Mr Baetholdis about the house?

A Yes sir.

Q Studying art?

A Yes sir.

Q You became one of the family?

A Yes sir.

Q Boarded there?

A Yes sir.

Q Lodged there?

A Yes sir.

29 Q Studied art?

Cross examined by Mr Smith

Q - Do you know whether the defendant's school is continued at No 265 Smith Avenue?

A Yes Sir

Q Have you ever commenced a civil suit against defendant for this money?

A No Sir

Q You have not begun a civil suit for it?

A No Sir

Adjourned to Sept 29/1888
at 2:30 p.m.

At Essex Market Court.

A Yes Sir.

Q You had been accustomed to do that?

A Yes Sir.

Q You did not object to it?

A No Sir.

Q You got along very nicely?

A Yes Sir.

Q You made a good deal of progress in studying from the time you entered the Partnership?

A No Sir.

Q Did you learn anything?

A No Sir. I only had seven chances. - seven afternoons that I could do it.

Q Evenings?

A Evenings I did not.

Q You could if you wanted?

A Yes Sir.

Q Before you went into Partnership you used to study evenings?

A Yes Sir.

Q After you got into Partnership you gave up evening study?

A Yes sir.

Q And only had seven afternoons when it was possible for you to leave housework and engage in art?

A Yes sir.

Q During those seven afternoons you made some progress didn't you?

A Yes sir.

Q Much as you did before?

A Yes sir.

Q Did you get new students during the two months that you were there after you went in as partner?

A Some came.

Q Kept school right along?

A Yes sir.

Q The weather was a little against it?

A Yes, sir; it was raining

Q That was against it?

A I do not know

Q You knew that bad weather

was unfavorable to art?

A Yes Sir.

Q How many new students did you get after you became a partner

A I did not keep account.

Q Did you not keep the books?

A No Sir.

Q Were you not capable?

A Mr Bartholdi took charge of that.

Q They were open to you?

A They were open while he was home.

Q Did you ever ask him to ~~return~~ see the books and receive a refusal?

A No Sir; I did not.

Q They treated you kindly?

A Yes Sir.

Q Did you sign this complaint

A Yes Sir.

Q Who prepared it?

A Mr Dryden

Q Where

32 A In the Juries Police Court

Q Before Judge Smith?

A Yes Sir.

Q What was said upon the subject of your expected receipts by going into Partnership - How much did you expect to get?

A He said he makes \$25 a day.

Q You believed that he made \$25 a day?

A Yes Sir.

Q How much did you expect to make in the branch office

A I did not expect anything.

Q You were to take charge? would

A I expected it - He said it cost over three hundred dollars for the branch office

Q You expected to get your living out of it?

A Yes Sir

Q and study?

A Yes Sir; I expected to ^{make} ~~make~~ something. He said I would make my living and make

something out of it.

Q He thought you would be able to do it?

A Yes sir.

Q And while you were studying you could live in the house?

A Yes sir.

Q You did have a chance to take seven lessons?

A Yes sir.

Q You did help Mr. Braitholde about the house?

A Yes sir.

Q In going to live in the branch office you expected to do some work about the house?

A - Yes sir.

Q At that the time you stated while you were living there you did as well as you expected. You got your living; you got your studies and you helped do the work?

A Yes sir.

Q Your partnership was for how many years?

A Four years.

Q You expected to continue your studies in art four years?

A Yes Sir.

Q Suppose you had studied four years could you not have posed as a lady artist?

Objected to

A I decline to answer.

Q Have you any knowledge other than what you have stated how many scholars in Bartholde ever had in that school?

A No Sir.

Q You have no personal knowledge upon the subject of how many he ever had other than this; that they had 62 scholars according to your ticket?

A No Sir.

Q Then the numbers of the tickets increased up to 80 at the time you was in copartnership?

A Yes Sir.

95 Q Outside of that you have no

Knowledge?

A No Sir.

Q Have you any Knowledge personally upon the subject of how much money Mr Benthold could make on that store?

A No Sir.

Q You have no Knowledge upon that subject?

A No Sir.

Q No belief upon it?

A No belief at all.

Q No idea how much he was making?

A No Sir.

Q You do not know anything about that?

A No Sir.

Q In any way shape or manner?

A No Sir.

Q What share of the profits of this business were you to have.

A One half.

Q That applied to what was taken in after you became a partner

A Yes Sir.

Q One half of all they made in the sixth avenue office and in the branch office too?

A Yes Sir - No - just in the branch office

Q You were to have one half the profits that were to be made in the branch office

A Yes Sir.

Q And to have your instructions too?

Q And while you continued in the principal office you were to have the same?

A Yes Sir.

Q Of course you know how much your lesson cost in the school?

A Yes Sir

Q How much was each lesson?

A One dollar a lesson

Q How much did Mr. Bartholdi say he was making?

37 A Twenty five dollars

Q What did he say he took it in for?

A Scholars,

Q Did he say scholars?

A Scholar and artists materials,

Q Did they sell outside to other persons than scholars

A Some people sent for five dollar worth of artists materials

Q Have you any knowledge upon the subject of what Mr Baulholder took in for goods that he sold to scholars or anybody else?

A No sir

Q You have not now?

A No sir

Q and never have had?

A No sir

Q You are not prepared to swear that he did not take in \$25 a day

A No sir

Q You do not know that he did not take it,

A No sir

2 - You do not know that he did not take it in?

A No Sir

2 Do you know that you have sworn that he did not take in \$25 a day?

A Yes Sir.

2 Who told you to swear to that?

A Myself.

2 When you swore that you knew it you had no knowledge on the subject?

A Because the money was gone

2 When you swore to that you had no knowledge on the subject?

A I knew the money was all gone

2 What money was all gone?

A All the money

2 You mean you four hundred dollars that was gone

A Yes Sir.

2 You do not know whether anybody paid money do you?

A No Sir

39 2 You did not have any knowledge

upon the subject - how much he took
in for the business?

A No sir

Q You did not mean to swear that
you had knowledge did you? you
did not mean to swear that you
knew he did not take in \$25
a day in his business - you did
not mean to swear that did you?

A No sir.

Q That was a mistake in your
affidavit was it?

A I know that because the money
was all gone, I asked him for
money. He said he did not
have any.

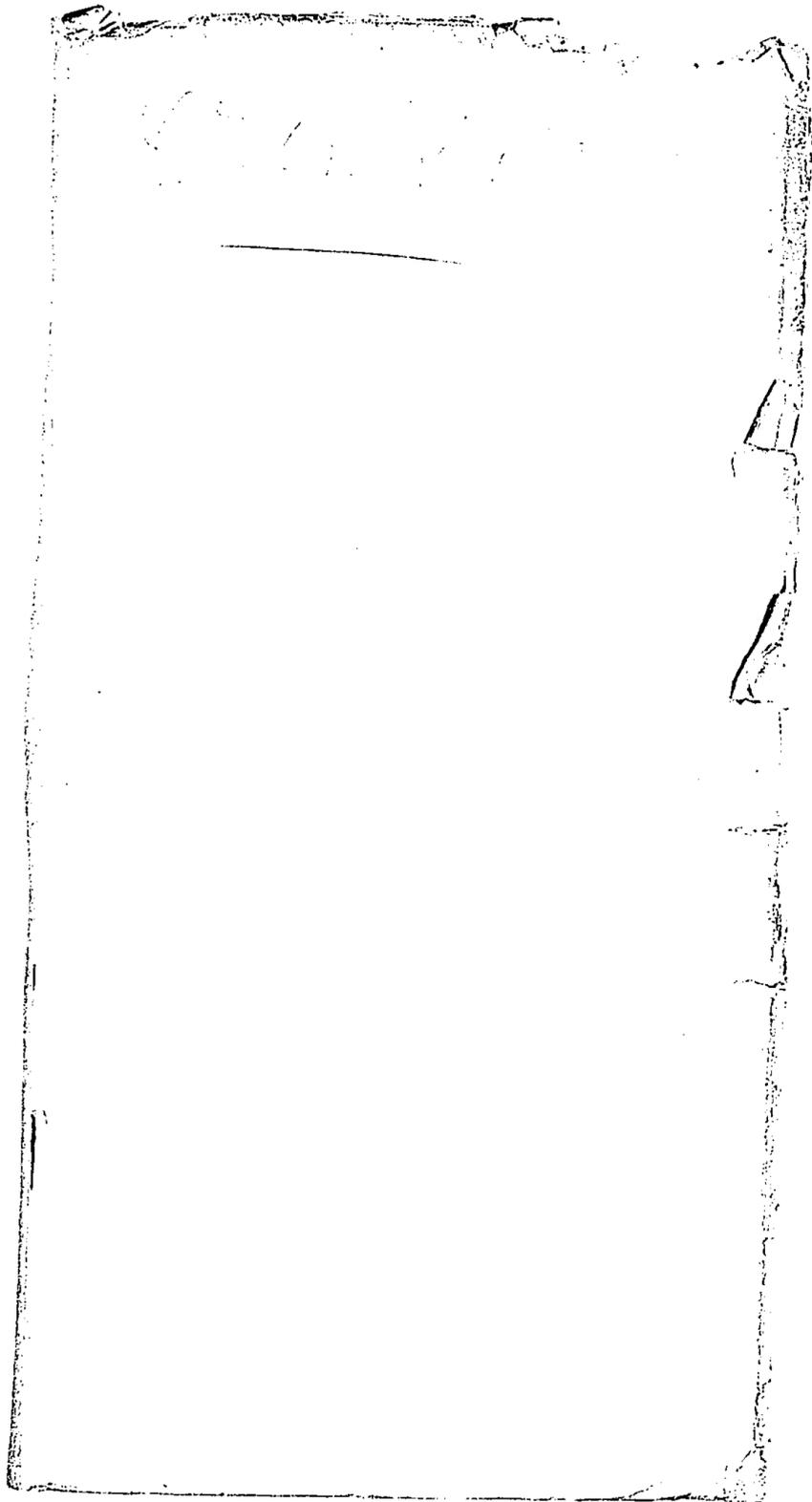
Q That is all you know that you
paid him for the money and you
asked for money and he had
none?

A Yes sir. I asked him for
money; he said he had not got
any. That the money was gone;
I wanted to get my money back

Adjourned to Friday July 13 1886

**POOR QUALITY
ORIGINAL**

0626



POOR QUALITY ORIGINAL

0627

W. Reid Gould, Law Blank Publisher and Stationer, 168 Nassau St., N. Y.

The People of the State of New-York, TO

Francis E. Grimshaw

WE Command You, That you have the body of *Wm C. Bartholdi* GREETING:

HAB. CORPUS TO BRING UP PERSON.

by you imprisoned and detained, as it is said, together with the time and cause of such imprisonment and and detention, by whatsoever name the said *Wm C. Bartholdi* is called or charged, before

The Supreme Court at a Special Term thereof to be held in the county court House in the city of New York, at the chambers, immediately after the receipt of this writ

to do and receive what shall then and there be considered concerning *him* and have you then there this writ.

Witness, *Hon. M. J. O'Brien*, one of the Justices of the Supreme Court the *first* day of *October* one thousand eight hundred and *eighty eight*

G. W. Smith Attorney For Prisoner

John A. Black CLERK

POOR QUALITY
ORIGINAL

0628

Supreme Court

People vs

vs

Bartholdi

original
Writ of Habe. Corpus

Allowed
Oct 1st 1888

W. L. G. (signature)
W. L. G. (signature)

POOR QUALITY ORIGINAL

0629

3rd District Police Court.

UNDERTAKING TO ANSWER—

SESSIONS.

CITY AND COUNTY }
OF NEW YORK, } ss.

An order having been made on the 28th day of Sept 1888 by
John J. Gorman a Police Justice of the City of New York. That
William C. Bartholdi be held to answer upon a charge of

Grand Larceny

upon which he has been duly admitted to bail, in the sum of 500 Hundred Dollars.

We, William C. Bartholdi Defendant of No. 265
6th Ave Street; Occupation Artist, and
F. E. Gresham of No. East Hampton Puffball Ct Street;
Occupation Journalist Surety, hereby undertake jointly and severally,
that the above named William C. Bartholdi shall appear and answer the charge above-
mentioned, in whatever Court it may be prosecuted: and shall at all times render h imself amenable to the orders
and process of the Court; and if convicted, shall appear for judgment, and render h imself in execution thereof,
or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum
of 500 Hundred Dollars.

Taken and acknowledged before me, this 28th
day of Sept 1888

John J. Gorman POLICE JUSTICE.

W. C. Bartholdi

F. E. Gresham

0630

GLUED PAGES

0631

CITY AND COUNTY }
OF NEW YORK } ss

Sworn to before me, this
day of April 1888
John J. Green
Police Justice.

Francis E. Green

the within named Bail and Surety being duly sworn, says, that he is a resident and free
holder within the said County and State, and is worth fourteen Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of Twenty acres of land
with buildings thereon in East-Hampton
Suffolk Co. L.I. worth five or six
four thousand dollars (Horse)

F. E. Green

Sessions.

PEOPLE, &c.,
IN THE COMPLAINT OF

Undertaking to Answer.

Taken the _____ day of _____ 188

Copy Bail

Justice.

Filed _____ day of _____ 188

POOR QUALITY
ORIGINAL

0632

To the Supreme Court at a Special
Term thereof:

I, Francis E. Grimshaw upon
whom the annexed writ of Habeas cor-
pus was served, hereby return to
said writ: That I hold and detain
the said William C Bartholdi therein
named in my custody and under my
restraints, by virtue of my right so
to do, as surety, having executed an
indenturing, (a copy of which is hereto
annexed), for the appearance of said
Bartholdi in the Court of General
Sessions in and for the city and
county of New York.

Given to before me
this 2nd day of { Francis E. Grimshaw
October 1868
O. H. Daniels.
Notary Public.
N.Y.C.

POOR QUALITY
ORIGINAL

0633

Imperial Court

The People &

Margaret Strong

67

Wm C. Bartholdi

Return to writ-

of Harbor Corps

Police Court
Second Dist

The People vs
Margaret Seng
M. C. Bartholde

Examination Before Justice Forman
Sept 8 1888

Continued

Margaret Seng the complement being

further examined by counsel for
the people ~~deposes~~ and says:-

Q How much money did you pay
Mr Bartholde in any one payment?

A From hundred and forty five dollars

Q That was upon April 5?

A Yes Sir.

Q Prior to that had he spoken
to you about going into partnership
with him?

A Yes Sir

Q You gave the money to go
into partnership with him?

A Yes Sir.

Q. When was the first conversation you had with him prior to your parting with your money,

A. About a week and a half.

Q. How long had you known Dependent?

A. Two months - I went to school there.

Q. When you gave him the \$445 what did Dependent say as to his business?

A. He said he had eighty scholars and that he was making twenty five dollars a day, and in four years it would grow one half.

Q. Was it because he told you that he had 80 scholars and was making twenty five dollars a day that you gave him \$445. To go in partnership?

A. Yes Sir.

Q. It was his representation that induced you to part with your money?

A. Yes Sir.

Q. When did you go into partnership?

Seng
Bartholde

continued Sept 13 1885

Assistant District Attorney Hartman
appears for the people.

The Court - The motion to dismiss
the complaint and to discharge
the defendant is denied
The People Rest.

Mr Smith counsel for defendant,
asks an adjournment to enable
him to prepare the defense.

Margaret Seng the ^{complaining witness} ~~defendant~~, being
recalled by the Court deposes
and says:-

Q. How much money did you
pay to defendant?

A. One hundred and forty five
dollars

Q. Did you get that money
returned to you?

A. No Sir

Q. He still has you \$445?

A. Yes Sir

Q. While you were there for seven weeks did you work there?

A. Yes Sir. I helped in the kitchen and other things

Q. Was your work worth your board during that time?

A. Yes Sir.

Q. Did you ever make a demand upon him for that \$445?

A. Yes Sir

Q. What was his answer?

A. He said I had signed a paper for four years and I would have to stay

Q. Was there a paper article of co-partnership?

A. Yes Sir; my lawyer has it

Q. What did defendant reply?

A. He said he would give me three hundred dollars back and would pay it in small sums

A On Friday - the first Friday
in the week of Easter. It was
the 6th day of April, 1888 was
the day I went in business
with him.

Q Did dependent take ~~me~~
\$25 that day?

A No Sir

(Answer taken subject to objection)

Q Did he have 80 scholars
during the time that you
were his partner or after you
became his partner?

A No Sir,

Q Did he have 80 scholars
before you went in partnership
with him that you know of?

A No Sir

Q Who kept the books there?

A Mr Braitholde

Q What was the partnership name?

A Braitholde Art School

Q The money that you gave
was that to be a partner

3 in the Braitholde Art School?

Q - a French office

2 where

A In Brooklyn or in some place
around New York Brooklyn
or New Jersey.

2 Did he ever secure a branch
office

A No Sir

2 From the time that you
became a partner to the
present time has he ever
rendered you an account
or opened a branch office

A No Sir.

2 But he ever permit you to
see the books?

A He locked the case

2 who kept the books of the
partnership?

A Mr Braithwaite

2 where were the books
kept?

A In a desk

2 who had the keys of the
desk?

A Mr. Bartholdi (Dependant)

Q Did you have the key of the desk

A Yes Sir

Q Who took what money was
latter in?

A Mr Bartholdi

Q Were you there all the day?

A Part of the day

Q When he was not there
who took the money?

A His wife

Q ^{when} Were you there during the
day?

A I was there on the whole
floor, cleaning, tending stove,
carrying out things and getting
things

Q Working every day?

A Yes Sir

Q Were you in or about the
premises all day long?

A Yes Sir

Q Could you see the people
that came to the place and
went away?

A Yes sir. I opened the door.

Q Could you see when the Puffer
paid money to Mr. Barchette?

A Yes sir.

Q Could you see the cash drawer?

A No sir.

Q Were you there right over to
see them bring up the case?

A No sir. I went out evenings.

Q Could you see the amount
of money they had in the
drawer each day?

A No sir.

Q During the time that you
were there did he take a
\$25 a day?

A No sir.

Q If they had taken in that
amount of money in that
place would you have known
it?

A. (Objected to and taken subject
to objection) Yes sir.

Q Do you know of your own

6 Knowledge whether defendant

took in \$25 a day;

A. Yes sir

Q. Did they take in \$25 a day;

A. They did not.

Q. They did not take in \$25 a day?

A. No sir.

Q. Do you know as a matter of fact of your own knowledge whether they had to pay you \$495?

A. At the time - I do not know

~~Reference is made to the~~
~~Washington Post~~

Q. At the time you gave Mr. Baughman this \$495 he said that he had to pay?

A. Yes sir

Q. Do you know whether that statement was true?

A. Yes I do not know because

Q Did not have them when I went there

Q Did he have any scholars?

A No Sir

Q Do you know how many scholars Mr Bartholde had after that you became his partner?

Objected to

A (Taken subject to objection)

Yes Sir,

Q How many scholars did he have after you became a partner?

A Four.

Q What was during the time you were at Bartholde's place?

A He had some coming and going

Q How many steady?

A Four.

Q About how many in all - coming and going?

A About 14 or 15

Q Including the four?

Q A Yes Sir: I am sure there were about 15.

Q Are there were not 50?

A - No sir, not 50.

Re-Exam examination by G. W. Smith Esq

Q You had been a pupil in the school some two months before you paid the money?

A Yes sir

Q at what time in the day did you take your lessons

A In the evening

Q always in the evening

A In the evening except once.

Q That once when did you take your lesson?

A From 2 to 5 P.M. - the usual time was from 4 to half past ten

Q Where did you take lesson before you went in partnership?

A In the class room - sometimes in the small room and sometimes in the large room.

Q How many did you take in the small room

Q - I could not tell you that - I took 13 lessons in all - more in the small room than in the large room

Q The other scholars entered in the large room did they not?

A I have not seen.

Q Anybody ^{who} ~~might~~ offer to come in?

A - When scholars came in the large room I was in the small room.

Q If people came in the large room while you was in the small room you would not see them

A No sir

Q If they paid any money you would not see them?

A No sir.

Q After you had taken lessons you used to go away?

A Yes.

Q Except that time you were not there during the day?

A - No Sir.

Q Of course when you were not there you did not know whether they took in any money or whether they did not.

A - No Sir

Q Some came while you were there in partnership.

A They came and went again.

Q Any one who came got a new ticket and a new number?

A Yes.

Q So that the coupon would show the number of pupils who were there?

A I suppose so.

Q Where did you say that the branch office was to be?

A Brooklyn or Jersey City

Q Was anything said before you paid the money about your having charge of the place

A When I gave the money

Q Before you gave the money was anything said about by Mr

Balthasar about your having
change of the branch office

A. Yes Sir.

Q. Were you to have change of
the branch office?

A. Yes Sir.

Q. And you were to have
what interest?

A. A half interest

Q. In the branch office?

A. Yes Sir.

Q. You were not to have an
interest in the place in 6th
Avenue?

A. Yes Sir.

Q. Only an interest in the branch
office?

A. And in that on the Avenue.

He said he would take me in.

Q. At any time before you gave
him the money was anything
said about your having an interest
in the place up the Avenue

A. Yes Sir.

12 Q. What was said?

A He said he would open
a place soon and I would be
taken in

Q If he did not get a place
he told you he would take
you in up here?

A Yes.

Q Now then anything said
about taking you in about
how many scholars there were?

A He said he had 50 scholars
and was making \$25 a
day and that he will go
higher

Q How long did you remain
with him after you gave him
the money?

A Seven weeks

Q Then the Partnership was
dissolved? Yes Sir

A You agreed to dissolve the
Partnership?

A Yes Sir

Q That was some seven or eight
weeks after the money was paid

2. The Partnership was to continue
four years?

A - Yes Sir.

The People Rest

Council for Defendant moves the
dismiss the complaint on the
following grounds:-

1 - That there is no evidence
showing that the Defendants
made any misrepresentations to
the complainant.

2 - That the complainant's
evidence shows that she knew
all about the business as well
as the defendant himself;
that she knew how many
scholars there were, how much
each paid, and had an
opportunity to examine the
books and did examine
them.

3 - That she has admitted
in her testimony that she
knew all about the matter

and that she could not in any way be deceived

4 - That she remained in the business according to her testimony seven weeks and seemed to be perfectly satisfied and at the end of that time she made a contract in writing which she signed mutually dissolving the partnership,

5 - That if she has any remedy at all it is but a civil action,

Counsel for the people claims that the people have made out a clear case of larceny sufficient to put the defendant on his defence.

Adjourned to Sept 13. 1888

W. L. Cross of Stoughton

**POOR QUALITY
ORIGINAL**

0651

Fol 1

TO THE SUPREME COURT at a SPECIAL TERM THEREOF

The Petition of WM. C. BARTHOLDI shows that

1st., That your petitioner is imprisoned and restrained in his liberty in the City of New York by Francis E. Grimshaw.

2d., That he has not been committed, and is not detained by virtue of any judgment, decree, final order, or process specified in section 2016 of the Code of Civil Procedure.

3d., The cause or pretence of the imprisonment and restraint according to the best knowledge and belief of the Petitioner is as follows: That heretofore he was arrested upon a charge of grand larceny upon the complaint of Margaret Seng and taken before the Hon. John J. Gorman, one of the Police Justices in the City of New York, who took the evidence of the People in writing and at the conclusion of the examination refused to discharge your Petitioner upon motion being duly made therefor, and on the 28th day of September 1888 held him to answer at the General Sessions, fixing the bail at \$700. Thereupon one Francis E. Grimshaw as surety executed an undertaking in said sum to the People and your Petitioner was then and there allowed to go in the custody of said surety. Thereafter and on the 1st day of October 1888, the said Francis E Grimshaw as such surety, and by virtue of his right as such surety arrested your Petitioner and now has him imprisoned and restrained in his liberty, and now has him in his custody and on his way to surrender him to the proper authority in exoneration of his liability on said undertaking and

3

**POOR QUALITY
ORIGINAL**

0652

threatens so to surrender him. That your Petitioner alleges that the said Police Justice illegally and unlawfully held your Petitioner to answer said charge and to give bail to answer therefor, and that said illegality consists in this: That there was no sufficient evidence given before said Police Justice, that your Petitioner had committed the crime of grand larceny, or any larceny or any crime whatever, as will more fully appear by the evidence taken by said Police Justice, and to which reference is hereby made. That your Petitioner is not guilty of said grand larceny, or any crime whatever, and that his imprisonment and restraint in his liberty are illegal and unlawful because of your Petitioner's innocence and because no evidence of his guilt has been given.

W h e r e f o r e your Petitioner prays that a writ of Habeas Corpus issue directed to said Francis E. Grimshaw commanding him to have the body of your Petitioner before the Supreme Court, at a Special Term thereof, to be held at Chambers, in the County Court House, in the City of New York on the second day of October 1888, at 10.30 o'clock in the forenoon, together with the time and cause of such imprisonment and detention to do and receive what shall then and there be considered concerning him.

AND your Petitioner also prays that a writ of certiorari issue directed to Hon. John J. Gorman as Police Justice in the City of New York, and to Hon. Court of General Sessions in the City and County of New York, and to Hon. John R. Fellows as District Attorney of the County of New York commanding them to certify fully and at large

**POOR QUALITY
ORIGINAL**

0653

to the said Supreme Court, at Special Term at the time and place hereinbefore stated for the return of the writ of Habeas Corpus, the day and cause of the imprisonment of said W. C. Bartholdi.

Wm C. Bartholdi

City and County of New York, ss:

6

WILLIAM C. BARTHOLDI being duly sworn says, That he has read the foregoing Petition subscribed by him and that he believes it to be true.

Sworn to before me this : *Wm C. Bartholdi*
: :
1st day of October, 1888. :

Ch. Daniels
Notary Public
ny - cv

POOR QUALITY ORIGINAL

0654

Supreme Court
The People &c
Margaret Song

Ms

Wm L. Bartholdi
Petition for Habeas
Corpus & Certiorari

G. W. Smith
Atty for Prison
7 Murray St
New York

To
Miss Gally &c

POOR QUALITY
ORIGINAL

0655

Tuesday Oct 2

The within list
of besthorus
advised to

Oct 2 '88 1030

A.M.

Papers to

Jobler

Hartmann

Ad Machua

POOR QUALITY ORIGINAL

0656

Sec 568.

300

District Police Court.

UNDERTAKING TO ANSWER

SESSIONS.

CITY AND COUNTY OF NEW YORK, } ss.

An order having been made on the 4th day of Sept 1888 by William C. Bartholdi a Police Justice of the City of New York. That

William C. Bartholdi be held to answer upon a charge of Grand Larceny

upon which he has been duly admitted to bail, in the sum of Seven Hundred Dollars.

William C. Bartholdi Defendant of No. 765
4th Bushwick Street; Occupation Printer, and
of No. East Amsterdam Street; Occupation Printer

Occupation Printer Surety, hereby undertake jointly and severally, that the above named William C. Bartholdi shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof, or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of Seven Hundred Dollars.

Taken and acknowledged before me, this 4th day of Sept 1888

Wm. C. Bartholdi
H. E. Grimsshaw

James J. ... POLICE JUSTICE.

POOR QUALITY ORIGINAL

0657

CITY AND COUNTY }
OF NEW YORK } ss

John W. ...
Sovereign to receive me, this
day of ... 1881
Police Justice

Francis C. Grimshaw

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

*Twenty Acres
of Land with building there-
on in East Hampton Suffolk
Co. N. Y. worth five and
a half thousand (\$4,000)*

New York Sessions.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to Answer.
Taken the ... day of ... 188
Filed ... day of ... 188
Justice.

F. C. Grimshaw

POOR QUALITY ORIGINAL

0658

Seq. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice of the City of New York, charging William C. Barthorei Defendant with the offence of Larceny

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

We William C. Barthorei Defendant of No. 26 J -
Arthur Street; by occupation a art dealer
and Francis E. Grimshaw of East Hampton Suffolk Co. L.I.
Street, by occupation a Lumber Surety, hereby jointly and severally undertake that

the above named William C. Barthorei Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Seven Hundred Dollars.

Taken and acknowledged before me, this 6th day of July 1888 by Francis E. Grimshaw
Arthur William C. Barthorei

John J. Gorman POLICE JUSTICE.

POOR QUALITY ORIGINAL

0659

CITY AND COUNTY } ss.
OF NEW YORK, }

John J. ...
Police Justice.

Sworn to before me, this

188

Francis E. Grimshaw

the within named Bail and Surety being duly sworn, says, that he is a resident and free holder within the County and State, and is worth *fourteen* hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *seventy acres of*

ground with buildings thereon in East Hampton Suffolk Co Long Island and worth over \$4,000 free and clear

Francis E. Grimshaw

District Police Court.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

188

day of

Taken the

Justice.

POOR QUALITY ORIGINAL

0660

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Margaret Seng

VS.

U. C. Bartholdi

BEFORE HON.

John J. Gorman

POLICE JUSTICE,

July 6 188*8*
Sept 8 ..

APPEARANCES:

For the People, *Alvin Meyer*

For the Defence, *E. W. Smith*

188*8*

I N D E X .

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

<i>Margaret Seng</i>	<i>July 6</i>	<i>2</i>	<i>1 to 40</i>		
	<i>Sept 8</i>		<i>1 to 15</i>		

W. L. Omsby

Official Stenographer.

2

Court - If you have not a
Bondman here we had
better adjourn - have
you one to offer now?

Counsel - I have no one
here now to offer -

Court - Then you had better
wait -

Counsel - I have no desire to
have him go to Prison,
but if we cannot we will
be unable to give Bail
now -

Court - The Bail will
be seven hundred \$700
Dollars.

Counsel - He want to take
another proceeding.

Court - I do not want him
to be locked up - but I
will hold him.

Counsel - He propose to take
certiorari proceedings.

Court - He will adjourn

4

POOR QUALITY
ORIGINAL

0663

3

The case will be in court
morning at Nine (9)
O'clock A.M. Sep 28/88
W. J. Beacy
to the reporter

Court - The Defendant is now
held in seven hundred
dollars & answer
Sept 28/88

3

POOR QUALITY ORIGINAL

0554

*1500 bail for 2
get him July 4
July 5 2 PM
July 6 2 PM
July 18 02 1 PM
BAILD, Sept 5 2 PM.*

No. 1, by *James E. Spruiell*
Residence *1211 Broadway* Street

No. 2, by *John J. ...*
Residence *1211 Broadway* Street

No. 3, by *John J. ...*
Residence *1211 Broadway* Street

No. 4, by *John J. ...*
Residence *1211 Broadway* Street

No. 5, by *John J. ...*
Residence *1211 Broadway* Street

Police Court *2* District *1537*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Margaret Demarest
John C. ...
Office *Lacey Guard*

Dated *Sept 28* 188*8*

John J. ...
Magistrate
Officer *Strickland*
Precinct *11(C)*

Witnesses

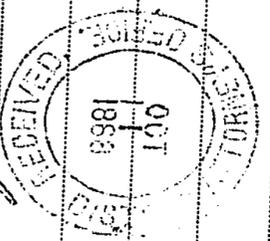
No. *1* Street *700 E. 3rd*

No. *2* Street *700 E. 3rd*

No. *3* Street *700 E. 3rd*

No. *4* Street *700 E. 3rd*

No. *5* Street *700 E. 3rd*



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.....

Joseph ...
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Seven* 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 28* 188*8* *John J. ...* Police Justice.

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

Dated *Sept 28* 188*8* *John J. ...* Police Justice.

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

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

POOR QUALITY ORIGINAL

0665

1/2 no bail for 2
with July 4
July 5 2 PM
July 6 2 PM
July 13 1 PM
July 13 2 PM
July 13 2 PM
at Jefferson Street
 BAILED, *Sept 5 2 PM*

No. 1, by *James E. Spinnaker*
 Residence *East Broadway* Street

No. 2, by *Edy Joseph*
 Residence *East Broadway* Street

No. 3, by *Edy Joseph*
 Residence *East Broadway* Street

No. 4, by *Edy Joseph*
 Residence *East Broadway* Street

No. 5, by *Edy Joseph*
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No. 99, by *Edy Joseph*
 Residence *East Broadway* Street

No. 100, by *Edy Joseph*
 Residence *East Broadway* Street

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
Margaret Demarest
John C. Demarest
 Office *Lacey*
Guard

Police Court *21* District *1537*

Dated *Sept 28* 188*8*
John C. Demarest Magistrate

Witnesses
Edy Joseph Street
Edy Joseph Street

to answer *Edy Joseph* Street

Edy Joseph

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.....

Edy Joseph
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Seven* 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 28* 188*8* *John C. Demarest* Police Justice.

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

Dated *Sept 28* 188*8* *John C. Demarest* Police Justice.

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

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

POOR QUALITY ORIGINAL

0666

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *William L. Bartholme*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *NY*

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

Answer. *265-6 4th Ave / Morris*

Question. What is your business or profession?

Answer. *Art Business*

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

Answer. *I am not guilty
W. L. Bartholme*

Taken before me this *3* day of *July* 188*8*
John J. ...
Police Justice.

POOR QUALITY ORIGINAL

0557

Sec. 151.

District Police Court.

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

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by *Margaret Seng,*

of No. *341 Sixth* Street, that on the *5th* day of *April* 188*8* at the City of New York, in the County of New York, the following article to wit:

good and lawful money of the United States, amounting to four hundred and forty five dollars,

of the value of *four hundred and forty five* Dollars, the property of *Margaret Seng*

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by *William C. Bartholdi (the name William being fictitious, no true Christian name being known)*

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the *1st* DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *3rd* day of *July* 188*8*.

J. H. [Signature] POLICE JUSTICE.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

REMARKS.

Time of Arrest,

Native of

Age,

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

The Defendant *Stidallberg, [Signature] Officer (C.O.)*
taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated *1888*

This Warrant may be executed on Sunday or at night.

Police Justice.

POOR QUALITY ORIGINAL

0558

Police Court— 2 District.

Affidavit—Larceny.

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

Margaret Seng,

of No. 341 Sixth Street, aged 26 years,
occupation domestic servant, being duly sworn

deposes and says, that on the 5th day of April 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz: good and lawful

money of the United States, to the amount of
four hundred and forty five dollars, of the value
of four hundred and forty five dollars,

the property of this 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 C. Bartholdi (the name
William being fictitious, his true Christian name
being unknown to this deponent), for the reasons
following, to wit: On the said 5th day of ~~October~~ April 1888, at the City and County of New York, the said
Bartholdi falsely, fraudulently, and feloniously pre-
tended and represented to this deponent that he
the said Bartholdi was then and there the owner
of a prosperous business carried on at No. 265 Sixth
Avenue in the City of New York, which said busi-
ness consisted in carrying on and conducting an
art school, for giving instruction in painting, and
that he then and there had eighty pupils in the
said school to whom he was then giving instruction,
and from whom he was receiving compensation.

Subscribed and sworn to before me this
1888

Police Justice

POOR QUALITY ORIGINAL

0559

and that his income from the said school and business was then and there not less than the sum of twenty five dollars per day, and that he would sell to this deponent an interest in the said school and business for the sum of four hundred and forty five dollars, and deponent, being deceived by the said false representations and pretences, and believing the same to be true, and being induced thereby, then and there agreed to purchase from the said Bartholdi an interest in the said school and business, and to pay him for such interest the sum of four hundred and forty five dollars, and did then and there pay and deliver to the said Bartholdi certain good and lawful money of the United States to the amount of four hundred and forty five dollars, and the value of four hundred and forty five dollars; whereas in truth and in fact the said business and school were not then and there prosperous, and there were not then and there eighty pupils in the said school, and the said Bartholdi's income from the said school and business was not then and there not less than twenty five dollars per day, and the said school and business were then and there wholly unprofitable, and the said representations and pretences of the said Bartholdi made as aforesaid were wholly false and untrue, and were known by the said Bartholdi to be false and untrue at the time of making the same, and were made by him with intent to cheat and defraud deponent.

Sworn and Subscribed
Margarita Long
Dated 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
Police Justice
John J. ...
Dated 1888
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
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

Police Court, District, Offence—LARCENY
THE PEOPLE, &c., on the complaint of
1
2
3
4
Dated 1888
Magistrate
Officer
Clerk
Witnesses
No. Street
No. Street
No. Street
to answer Sessions

POOR QUALITY
ORIGINAL

0670

District Attorney's Office,
City & County of
New York.

September 29th 1885

My dear Judge

I have been in-
formed that you will have
charge of all writs during
October. &

The enclosed is
one that was adjourned
to Tuesday the 2nd inst @ 10.³⁰
before Judge O' Brien.

The enclosed note from
the 3^d Dist. Police Court ex-
plains the situation. The
defendant is on bail, and
not in prison as set forth
in the writ, and it seems
to me that Judge O' Brien
must have to sit as a
Sessions Judge. Any way
the case is on Monday's but
my calendar and Gill
has kept down. I
no doubt the Grand Jury

POOR QUALITY
ORIGINAL

0671

will find a
there will
address to write. Mr. Mac
-Dona attended to it this
morning as I had to be
at the Tombes Court.

I shall be out
of town Monday, and
will likely get in too late
on Tuesday. Be kind
enough to give matters
best attention, as I
am interested in the
case.

Yours very truly,

W. H. Hartman

POOR QUALITY ORIGINAL

0672



3 District Police Court

New York Sept 29 1888

Hon. John R. Feltow
Dist. Attorney

George King }
vs }
Wm C. Bartholomew }
} Attorney

The defendant in this
Case was Bailed, and
is not in prison as
stated in the application
for writ

Respectfully

J. Allen Hayes
Clerk

POOR QUALITY ORIGINAL

0673

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 R. Bartholdi

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

William R. Bartholdi

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

The said *William R. Bartholdi*,

late of the City of New York, in the County of New York aforesaid, on the *21st*
day of *April*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud *one Margaret Demag*

of the proper moneys, goods chattels and personal property hereinafter mentioned, and of
the use and benefit thereof, and to appropriate the same to *his* own use, did then and
there feloniously, fraudulently and falsely pretend and represent to *the said*
Margaret Demag

That *the said William R. Bartholdi*
was then the owner and proprietor of
a prosperous business consisting in the
painting on and conducting an art school
for giving of instruction and lessons in
painting, and that he was then engaged
in the said business at number 265
Sixth Avenue in the said City; that he
then had eighty quills regularly attend-

POOR QUALITY ORIGINAL

0674

in his said school, and to whom such
instructions and lessons were then being
given and from whom he was then
receiving appropriate compensation, that
he was then receiving from his said
pupil an amount of at least twenty
five dollars per day, and a profit thereon
yearly in excess of his expenses. That an intent
in his said business was then a thing of great
advantage and value, and worth at least
four hundred and forty five dollars and
an investment of that amount in the purchase of
such interest was a safe and advantageous investment.

And the said Margaret Senf —

then and there believing the said false and fraudulent pretenses and representations so made
as aforesaid by the said William R. Bartholdi

and being deceived thereby, was induced, by reason of the false and fraudulent pretenses and
representations so made as aforesaid, to deliver, and did then and there deliver to the said

William R. Bartholdi, the sum of four
hundred and forty five dollars in money,
lawful money of the United States and
of the value of four hundred and
forty five dollars,

of the proper moneys, goods, chattels and personal property of the said

Margaret Senf —

And the said William R. Bartholdi —
did then and there feloniously receive and obtain the said proper moneys, goods, chattels, and
personal property, from the possession of the said Margaret Senf

by color and by aid of the false and fraudulent pretenses and representations aforesaid, with
intent to deprive and defraud the said Margaret Senf —

of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said William R. Bartholdi
was not then the owner and proprietor of
a prosperous business consisting in the
teaching or conducting a school

for giving instruction and lessons in painting
 and was not then engaged in such business
 at number 265 Sixth Avenue aforesaid, and
 he did not then have any property regularly
 attending his said school to whom such instruction
 and lessons were then being given, and from
 whom he was then receiving appropriate compen-
 sation, that he was not then receiving an income
 of at least twenty five dollars per day, and
 a profit thereby greatly in excess of his expenses,
 and an interest in his said business was not
 then a thing of great advantage and value and
 was not worth at least four hundred and fifty
 dollars, and an investment of that amount in
 the purchase of such interest was not a safe
 and advantageous investment

And Whereas, in truth and in fact, the pretenses and representations so made
 as aforesaid by the said William C. Bartholdi
 to the said Margaret Seng was and were

then and there in all respects utterly false and untrue, as he the said
William C. Bartholdi
 at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said
William C. Bartholdi
 in the manner and form aforesaid, by the means aforesaid, the said proper moneys, goods,
 chattels and personal property of the said Margaret Seng

then and there feloniously did STEAL, against the form of the Statute in such case made and
 provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,

District Attorney.

0676

BOX:

327

FOLDER:

3103

DESCRIPTION:

Beach, Allen E.

DATE:

11/02/88



3103

POOR QUALITY ORIGINAL

0677

568

Witnesses:

J. B. Becker.
E. M. Kingsley
J. H. Buchanan

Nov. 14, 1888.

I recommend the
dismissal of this Indich-
ment for the reasons
stated in the case of
People v. Lincoln B.
Buchanan, filed here-
with.

J. P. Peckus
District Attorney.

Counsel,
Filed, 2
Pleads,

day of Nov 1888

THE PEOPLE

vs.

Allen E. Beach

JOHN R. FELLOWS,
District Attorney.

FRAUDULENT REGISTRATION.
[Chap. 410, Laws of 1882, § 1908.]

A True Bill.

72 Nov. 16, 1888

Indictment dismissed

**POOR QUALITY
ORIGINAL**

0578

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Allen E. Beach

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *Allen E. Beach*
of a FELONY, committed as follows:

Heretofore, to wit: on the *9th* day of
October, in the year of our Lord one thousand eight hundred and eighty ~~eight~~, the
same being a day duly appointed by law as a day for the general registration of the
qualified voters of the said City and County, the said *Allen E. Beach*
late of the City and County aforesaid, at the City and County aforesaid, did personally
appear before the Inspectors of Election of the *21st* Election District
of the *21st* Assembly District of the said City and County, at a meeting
of the said Inspectors of Election then being duly held for the purpose of the general
registration of the male residents of the said Election District as then were, or would be
on the day of election next following the said day of registration, (to wit: on the *11th*
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in
the said month of November, and being the day duly appointed by law for the holding of
a general election throughout the said State, and in the City and County aforesaid), entitled
to vote therein, at the duly designated polling place of the said Election District, and did
then and there, at the said general registration of voters, feloniously and fraudulently
register in the said Election District, not having a lawful right to register therein, in this,
to wit: that the said *Allen E. Beach* was not then a male resident
of the said Election District as then was, or on the said day of election next following the
said day of registration would be entitled to vote therein, for the reason that he was not
then, nor would he on the said day of election have been, an inhabitant of the said State
one year next preceding such election, and the last four months a resident of the said
County of New York, and for the last thirty days a resident of the said Election District,
against the form of the statute in such case made and provided, and against the peace and
dignity of the said People.

JOHN R. FELLOWS, District Attorney.

0679

BOX:

327

FOLDER:

3103

DESCRIPTION:

Beatty, Henry J.

DATE:

11/02/88



3103

POOR QUALITY ORIGINAL

0580

571

Witnesses:

J. B. Klecker
E. M. Kingsley
J. H. Bradburn

Counsel,
Filed,
Pleads,

2 day of Nov 1888

THE PEOPLE

vs.

Nov. 14, 1888.
I recommend the dismissal of this indictment for the reasons stated in the case of People v. Duncan Mc. Buchanan, filed herewith.

Henry J. Beatty

JOHN R. FELLOWS,
District Attorney.

J. R. Fellows
District Attorney.

A True Bill.

Wm. J. Munn Foreman.

22 Nov. 16, 1888
Indictment dismissed

FRAUDULENT REGISTRATION. [Chap. 410, Laws of 1882, § 1903.]

POOR QUALITY ORIGINAL

0581

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Henry S. Beatty

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *Henry S. Beatty*
of a FELONY, committed as follows:

Heretofore, to wit: on the *9th* day of
October, in the year of our Lord one thousand eight hundred and eighty-~~eight~~ *eight* the
same being a day duly appointed by law as a day for the general registration of the
qualified voters of the said City and County, the said *Henry S. Beatty*
late of the City and County aforesaid, at the City and County aforesaid, did personally
appear before the Inspectors of Election of the *21st* Election District
of the *21st* Assembly District of the said City and County, at a meeting
of the said Inspectors of Election then being duly held for the purpose of the general
registration of the male residents of the said Election District as then were, or would be
on the day of election next following the said day of registration, (to wit: on the *9th*
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in
the said month of November, and being the day duly appointed by law for the holding of
a general election throughout the said State, and in the City and County aforesaid), entitled
to vote therein, at the duly designated polling place of the said Election District, and did
then and there, at the said general registration of voters, feloniously and fraudulently
register in the said Election District, not having a lawful right to register therein, in this,
to wit: that the said *Henry S. Beatty* was not then a male resident
of the said Election District as then was, or on the said day of election next following the
said day of registration would be entitled to vote therein, for the reason that he was not
then, nor would he on the said day of election have been, an inhabitant of the said State
one year next preceding such election, and the last four months a resident of the said
County of New York, and for the last thirty days a resident of the said Election District,
against the form of the statute in such case made and provided, and against the peace and
dignity of the said People.

JOHN R. FELLOWS, District Attorney.

0682

BOX:

327

FOLDER:

3103

DESCRIPTION:

Beck, Leo

DATE:

11/22/88



3103

POOR QUALITY
ORIGINAL

0684

TO THE CHIEF CLERK.

PLEASE SEND ME THE PAPERS IN THE CASE OF

PEOPLE

vs.

Leo Beck

- Police -

John Maxwell

- Butcher -

William S. Beck

District Attorney.

was holding Beckman

Sunday - which had

been held on Saturday -

when officers in his

shop were, came

in & arrested him

Keeps - There was no

drinking in the shop at

the time -

POOR QUALITY ORIGINAL

0685

Excise Violation—Selling on Sunday.

POLICE COURT— 2 DISTRICT.

City and County }
of New York, } ss.

Thomas Dolan
of No. 15 Pleasant Place ^{Street}
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 13 day
of August 1888, in the City of New York, in the County of New York, at
premises No. 70 University Place ^{Street}
Leo Back (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Leo Back
may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 13 day
of August 1888

Thomas Dolan

J. M. Patterson Police Justice.

POOR QUALITY ORIGINAL

0686

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Leo Beck

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. Leo Beck

Question. How old are you?

Answer. 19 Years

Question. Where were you born?

Answer. Hungary

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

Answer. 70 University Place 6 months

Question. What is your business or profession?

Answer. Waiter

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

Answer. I am not guilty of the charge and I hold & demand a trial by jury

Leo Beck

Taken before me this

13

day of December 1888

J. J. McCann

Police Justice.

POOR QUALITY ORIGINAL

0587

BAILED,
 No. 1, by *Samuel J. Justice*
 Residence *15 West 12th* Street.

No. 2, by _____
 Residence _____ Street.

No. 3, by _____
 Residence _____ Street.

No. 4, by _____
 Residence _____ Street.

Police Court... *2* District.
 1286

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
Thomas Tolson
 vs.
Deo Back
 1
 2
 3
 4

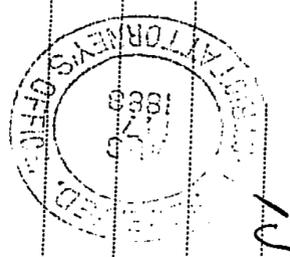
Offence *via Excess Law*

Dated *August 13* 188*8*
Callenman Magistrate.

Attest Officer.
14 Precinct.

Witnesses _____ Street.
 _____ Street.
 _____ Street.

No. *100* to answer *Q. S.*
Bailed 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 *000* 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 *August 13* 188*8* *Samuel J. Justice* Police Justice.

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

Dated *August 13* 188*8* *Samuel J. Justice* Police Justice.

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

Dated _____ 188 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0588

C General Sessions of the Peace

THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Leo Beck

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

Leo Beck
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Leo Beck

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *August* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Thomas Dolan

and to certain other persons whose names are to the Grand Jury aforesaid 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.

SECOND COUNT—

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

Leo Beck

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Leo Beck

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, 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.

0689

BOX:

327

FOLDER:

3103

DESCRIPTION:

Bigler, Barton B.

DATE:

11/02/88



3103

POOR QUALITY ORIGINAL

0590

594

Witnesses:

J. B. Hecker
E. M. Kingale
J. H. Brabbs

Nov. 14, 1888.

I recommend the dismissal of this indictment for the reasons stated in the case of People v. Duncan Mc Buchanan, filed herewith.

J. H. Fellows
District Attorney.

Counsel,
Filed, 2 day of Nov 1888
Pleads,

THE PEOPLE

FRAUDULENT REGISTRATION.
[Chap. 410, Laws of 1882, § 1903.]

Baron B. Bigler

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. J. ... Foreman.
F 2 Nov. 16, 1888
Indictment dismissed

**POOR QUALITY
ORIGINAL**

0691

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Barth B. Bigler

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *Barth B. Bigler*
of a FELONY, committed as follows:

Heretofore, to wit: on the *2d* day of
October, in the year of our Lord one thousand eight hundred and eighty-~~eight~~, the
same being a day duly appointed by law as a day for the general registration of the
qualified voters of the said City and County, the said *Barth B. Bigler*
late of the City and County aforesaid, at the City and County aforesaid, did personally
appear before the Inspectors of Election of the *Twenty-first* Election District
of the *Twenty-first* Assembly District of the said City and County, at a meeting
of the said Inspectors of Election then being duly held for the purpose of the general
registration of the male residents of the said Election District as then were, or would be
on the day of election next following the said day of registration, (to wit: on the *sixth*
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in
the said month of November, and being the day duly appointed by law for the holding of
a general election throughout the said State, and in the City and County aforesaid), entitled
to vote therein, at the duly designated polling place of the said Election District, and did
then and there, at the said general registration of voters, feloniously and fraudulently
register in the said Election District, not having a lawful right to register therein, in this,
to wit: that the said *Barth B. Bigler* was not then a male resident
of the said Election District as then was, or on the said day of election next following the
said day of registration would be entitled to vote therein, for the reason that he was not
then, nor would he on the said day of election have been, an inhabitant of the said State
one year next preceding such election, and the last four months a resident of the said
County of New York, and for the last thirty days a resident of the said Election District,
against the form of the statute in such case made and provided, and against the peace and
dignity of the said People.

JOHN R. FELLOWS. District Attorney.

0692

BOX:

327

FOLDER:

3103

DESCRIPTION:

Blewett, John J.

DATE:

11/28/88



3103

POOR QUALITY ORIGINAL

0693

353 1/2

WITNESSES:

W. Collins
cecehal

Counsel,

Filed

Pleads

W. Collins
dist. of
1888

THE PEOPLE,

vs.

B

John J. Bennett
Chancellor

Sworn to before me at the Court of Special Sessions for the City and County of New York, this 1st day of December, 1888.

W. S. Kelly

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1088, Sec. 21 and
page 1089, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. MacCae
Foreman.

**POOR QUALITY
ORIGINAL**

0594

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John J. Blewett

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

John J. Blewett
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

John J. Blewett

late of the City of New York, in the County of New York aforesaid, on the *sixteenth* day of *September* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Eugene D. Collins

and to certain other persons whose names are to the Grand Jury aforesaid 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.

SECOND COUNT—

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

John J. Blewett

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John J. Blewett

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, 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.

0695

BOX:

327

FOLDER:

3103

DESCRIPTION:

Block, Hyman

DATE:

11/21/88



3103

POOR QUALITY ORIGINAL

0696

16-610-14116-9C
2/4

WITNESSES:

Raymond
24-15-101

Counsel,

Filed 21 day of Nov 1888

Pleas Chrynth in

THE PEOPLE,

vs.

D
Hymann Block

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

Nov 26 P.F.3

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Stead Macleay
Foreman.

Part 3. November 26/88
Complaint sent to Special Session

**POOR QUALITY
ORIGINAL**

0697

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Hyman Block

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

Hyman Block
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Hyman Block

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *July* in the year of our Lord one thousand eight hundred and *eighty-eight*, at the City and County aforesaid, the same being the first day of the week commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Robert J. Redmond

and to certain other persons whose names are to the Grand Jury aforesaid 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.

SECOND COUNT—

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

Hyman Block

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Hyman Block

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, 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.