

0578

**BOX:**

327

**FOLDER:**

3103

**DESCRIPTION:**

Baker, Henry

**DATE:**

11/26/88



3103

POOR QUALITY  
ORIGINAL

0579

306  
376

Counsel, *26* day of *Nov* 188*8*  
Filed

Pleads *Amquely Dado*

THE PEOPLE

vs.

*B*

*Henry Baker*

VIOLATION OF EXCISE LAW.  
(Selling without License.)  
[Ill. R. S. (7th Ed.) page 1981, § 18, and  
of 1888, Chap. 340, § 5].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Wm Maccaes*

Transferred to the Court of Permanent  
Sessions for trial and final dis-  
position.

Dated...*Dec 12* 188*8*.

Witnesses;

*Q. Thuley*

*3rd Post*

**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 340 sec-  
tion 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 840 sec-  
tion 5.)

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:**

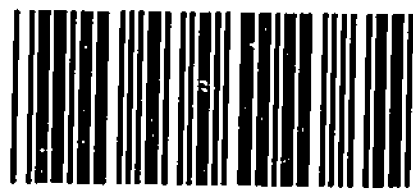
3103

**DESCRIPTION:**

Bartholdi, William C.

**DATE:**

11/01/88



3103

POOR QUALITY  
ORIGINAL

0583

Witnesses:

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  
J. R. FELLOWS  
District Attorney  
Foreman,  
Court  
San Francisco, Cal.  
Respectfully,  
J. R. FELLOWS

Counsel,

Filed

day of

188

Pleas,

THE PEOPLE

vs.

LARCENY, 2nd Degree  
(False Pretenses),  
[Section 528, and 584, Penal Code].

William C. Bartholomew

JOHN R. FELLOWS,

District Attorney.

Oct 5<sup>th</sup> 1892 Part 2  
Wednesday Part 3

A True Bill.

James W. Fello  
Foreman,  
Court  
San Francisco, Cal.  
Respectfully,  
J. R. FELLOWS

POOR QUALITY  
ORIGINAL

0584

District Police Court.

Margaret Seng

VS.

W. C. Bartholde

STENOGRAPHER'S TRANSCRIPT.

July 6 1885

BEFORE HON.

John J. Gorman

Police Justice.

W. L. Ormody

Official Stenographer.

Police Court  
Second Dist.

The People vs.  
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 Baughwilde 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 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.

3 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  
bric 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 regarded yourself as well  
informed as 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



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

A Yes sir.

2 You had been making progress?

A Yes sir.

2 Improved a good deal?

A Yes sir.

2 You thought you would like  
the business?

A Yes sir.

2 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.

2 Was it a week?

A About a week.

2 In the meantime you  
were thinking about it?

A Yes sir.

2 You thought you would like  
to take it?

10 A Yes sir

2 When you had the next conversation who was present?

A I think I was alone.

2 Do you recollect whether you was or not?

A Yes Sir.

2 Was it in the school?

A In the school.

2 In the evening?

A Yes Sir.

2 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

2 Do you recollect distinctly?

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

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

A No Sir.

2 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.

2 You had talked it over pretty well?

A Yes sir

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

A No, sir

2 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.

2 You think you can remember the substance of it?

A Yes, sir

2 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 80 scholars in the school.

2 All together since the school was opened?

A He did not just tell me that

2 Did he say so since he opened?

A Not since he opened. He said he had 50 scholars in the school.

2 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.

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

A Since white Groves there

2 He had been in business there?

A Yes Sir

2 He kept books?

A Yes Sir

2 And showed you the books?

14 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 Since it had been carried on?

A Yes.

Q How many did he say he 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 each 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.

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

A No sir.

2 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

2 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

2 In the summer people sketch?

A Yes.

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

A No sir

19 2 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  
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  
46 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 Bartholomew  
had kept there

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

He had 60 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 60th scholar

A Yes.

Q So 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.

24  
Wg

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 Bartholde 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 scholars 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.

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

A Yes sir.

2 What day was it you entered into partnership?

A It was the Friday after Easter - in April.

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

A at the principal office

2 How long?

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

2 What was the trouble about setting a branch office?

A Mr Braithwaite could not find any to suit him

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

A There was none.

28 2 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 Bartholdis - yes.

Q Did you see Mr Bartholdis 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 Lived 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 Fifth 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 230 pm

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.

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

A Yes sir.

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

A Yes sir.

2 Much as you did before?

A Yes sir.

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

A Some came.

2 Kept school right along?

A Yes sir.

2 The weather was a little against it?

A Yes, sir: it was raining

2 That was against it?

A I do not know

31 2 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 Bartholme 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 Dorset Police Court

2 Before Judge Smith?

A. Yes Sir.

2 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 wanted \$25 a day.

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

A Yes Sir.

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

A I did not expect anything.

2 You were to take charge? would

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

2 You expected to get your living out of it?

A Yes Sir

2 And study?

A Yes Sir; I expected to <sup>make</sup> ~~make~~ something. He said I would make my living and make

something out of it.

2 He thought you would be able to do it?

A Yes sir.

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

A Yes sir.

2 You did have a chance to take seven lessons?

A Yes sir.

2 You did help Mr. Braithwaite about the house?

A Yes sir.

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

A - Yes sir.

2 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.

2 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 Bartholme 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 Bartholde 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.

2 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

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

A Yes Sir.

2 And to have your instruction too?

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

A Yes Sir.

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

A Yes Sir

2 How much was each lesson?

A One dollar a lesson

2 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 dollars 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.

38 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 your 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?

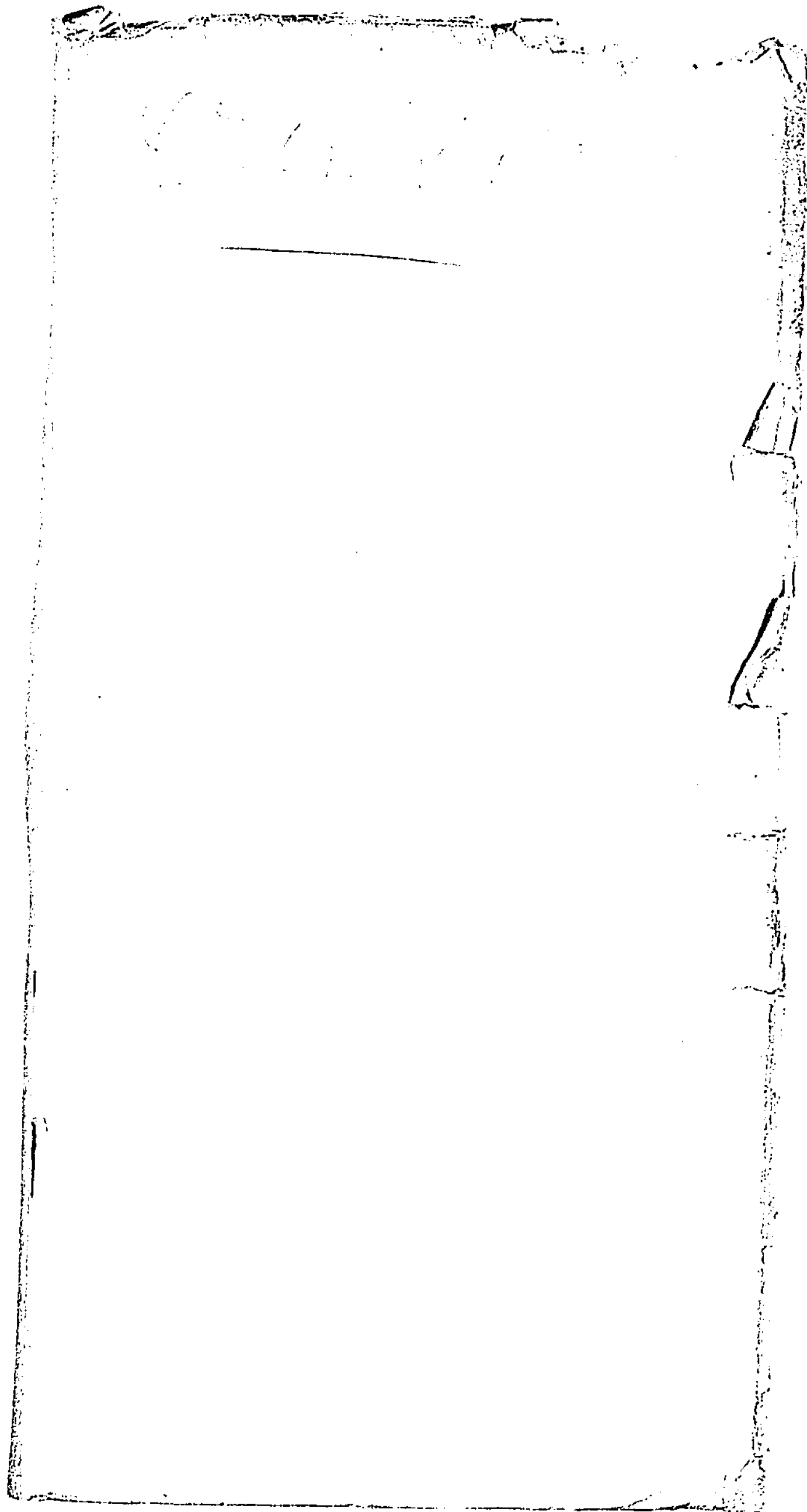
A Yes Sir: I asked him for  
money: he said he had not got  
any: That the money was gone:  
I wanted to get my money back

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

CLERK.

0628

People &amp;

5

Bartholdi

Original

Went-7 Habs. Corps

Approved \_\_\_\_\_

Oct 10 / 1888

1888.  
Givens and

POOR QUALITY  
ORIGINAL

0629

3<sup>rd</sup> District Police Court.

UNDERTAKING TO ANSWER—

SESSIONS.

CITY AND COUNTY { ss.  
OF NEW YORK,

An order having been made on the 28<sup>th</sup> 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 ~~Two~~ Hundred Dollars.

We, William C. Bartholdi Defendant of No. 265  
6<sup>th</sup> Ave Street; Occupation Artist, and  
F. E. Gingham of No. East Hampton Puffball Ct. S. 1  
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 ~~im~~self amenable to the orders  
and process of the Court; and if convicted, shall appear for judgment, and render h ~~im~~self 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 ~~Two~~ Hundred Dollars.

Taken and acknowledged before me, this 28<sup>th</sup>  
day of Sept 1888  
John J. Gorman POLICE JUSTICE,

Wm C Bartholdi  
F. E. Gingham

0630

**GLUED PAGES**



0631

CITY AND COUNTY }  
OF NEW YORK } ss

Seem 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 seven  
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

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  
undertaking, (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 2<sup>nd</sup> day of { Francis E. Grimshaw  
October 1888  
O. H. Daniels.  
Notary Public  
N.Y.C.

POOR QUALITY  
ORIGINAL

0633

Supreme Court

The People vs

Margaret Seng

67

Wm C. Bartholdi

Return to writ-

of Habeas Corpus

Police Court  
Second Dist

The People vs  
Margaret Seng  
M. C. Baulhede

Examination Before Justice Gorman  
Sept 8 1888

Continued

Margaret Seng the complainant being  
further examined by counsel for  
the people ~~deposes~~ and says:-

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

A Four 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.

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

A. About a week and a half.

2. How long had you known Defendant?

A. Two months - I went to school there.

2. When you gave him the \$445 what did Defendant 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.

2. 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.

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

A. Yes Sir.

2. 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 <sup>complaining witness</sup> ~~defendant~~, being  
recalled by the Court deposes  
and says:-

2. How much money did you  
pay the defendant?

A One hundred and forty five  
dollars

2 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 defendant 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 Bartholde

2 Where were the books  
kept?

A In a desk

2 Who had the keys of the  
desk?

A Mr. Bartholdi (Defendant)

Q Did you have the key of the door

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 <sup>where</sup> 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. Bartholme?

A. Yes Sir.

Q. Could you see the cash drawer?

A. No Sir.

Q. Were you there right over to see them figure 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

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

A. They did not.

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

A. No Sir.

2. Do you know as a matter of fact of your own knowledge whether they had to school at the time you parted with you \$495?

A. At the time - I do not know

~~Referred to as a matter of fact~~  
~~Washington Smith~~

2. At the time you gave Mr. Beaulieu the \$495 he said that he had to school.

A. Yes Sir

2. Do you know whether that statement was true?

7 A. That I do not know because

Q. Did not have them when I went there

Q. Did he have 8 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. Not more 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.

2 Are there were not 50?

A - No Sir, not 50.

Re-Exon examination by E. W. Smith Esq

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

A Yes Sir

2 At what time in the day did you take your lessons?

A In the evening

2 Always in the evening

A In the evening except once.

2 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

2 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.

2 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

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

A I have not seen.

2. Anybody <sup>who</sup> ~~might~~ offer to come in?

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

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

A No Sir

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

A No Sir.

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

A Yes.

2 Except that once 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

Banthalai 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  
from year?

A - Yes Sir.

The People Rest

Counsel 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. Ormsby of Stenographer



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

**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  
1st day of October, 1888.

*Wm C. Bartholdi*

*Ch. Daniels*  
Notary Public  
my - do

Supreme Court  
The People &c  
Margarita Song

vs

Wm L. Bartholdi  
Petition for Habeas  
Corpus & Certiorari

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

To  
Dist. Atty &c

POOR QUALITY  
ORIGINAL

0655

Tuesday Oct 2

The within list  
of besthorus  
admitted to  
Oct 2 '88 1030  
A.M.

Papers to  
Jobler  
Hartmann

Ad Machina



POOR QUALITY  
ORIGINAL

0656

Sec 568.

30

District Police Court.

UNDERTAKING TO ANSWER

SESSIONS.

CITY AND COUNTY  
OF NEW YORK, } ss.

An order having been made on the

48th Sept

1888 by

a Police Justice of the City of New York. That

be held to answer upon a charge of

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

Whereof

Defendant of No. 765

Street; Occupation

of No.

, and

Occupation

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 Five Hundred Dollars.

Taken and acknowledged before me, this

day of

1888

POLICE JUSTICE.

Wm. C. Bartholdi

H. E. Grimsshaw

POOR QUALITY  
ORIGINAL

0657

CITY AND COUNTY }  
OF NEW YORK } ss

Sworn to before me, this  
day of *Sept* 188*8*  
*John W. Macdonald*  
Police Justice.

*Francis E. 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 *forty* 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

*Sixty Acres  
of Land with building there-  
on in East Hampton on Long  
Is. N. Y. worth free and  
clear four thousand (\$4,000)*

New York Sessions.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to Answer.

Taken the day of 188

Justice.

Filed day of 188

*F. E. 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 Police Justice  
of the City of New York, charging William C. Bartholomew 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 hear-  
ing thereof having been adjourned,

We William C. Bartholomew 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 Larceny Surety, hereby jointly and severally undertake that  
the above named William C. Bartholomew 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

day of

July

188

C. E. M. Chapman Bartholomew  
Francis E. Grimshaw

John J. Gorman POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0659

CITY AND COUNTY } ss.  
OF NEW YORK,

*John J. [Signature]*  
Police Justice.

Sworn to before me, this

188

the within named Bail and Surety being duly sworn, says, that he is a resident and free  
holder within the ~~and~~ County and State, and is worth ~~four hundred~~ <sup>four hundred</sup> 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. Grimsman*

District Police Court.

THE PEOPLE, &c.,

vs.  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

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*5*  
*Sept 8*

APPEARANCES:

For the People, *Alvin Meyer*  
For the Defence, *E. W. Smith*

188*5*

INDEX.

WITNESSES.

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Re-Direct.

Re-Cross.

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*Sept 8* *1 to 15*

*W. L. Omerly*

Official Stenographer.



New York Sept 24th, 1888  
Third District Police  
Court. Hon. John J. Gorman  
Presiding.

Margaret Berg  
vs  
William B. Bartholdi } Grand  
Larceny

Counsel for Complainant. We  
now rest for the people  
Counsel for Defendant, I move  
to dismiss the complaint,  
on the ground that there  
is no evidence to show  
that the Defendant has  
committed any crime,  
misdemeanor or offence.

Court—Your Motion is denied  
Counsel for Defendant, I do  
not know as we shall  
go into a defence here—

Court—Have you a Bondman  
here,

Counsel—I think there is—

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 I suppose 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 till tomorrow  
morning at Nine (9)  
O'clock A.M. Sept 28/88  
M. J. Beacy  
to Photographer

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

3





0665

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.....

.....*Charles Hunt*.....

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 H. Brown* Police Justice.

I have admitted the above-named.....*Charles Hunt*.....

to bail to answer by the undertaking hereto annexed.

Dated *Sept 28* 188*8* *John H. Brown* 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 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 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 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

188

*John J. Morris*  
Police Justice.

POOR QUALITY  
ORIGINAL

0667

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 1888 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 1888.

John H. Gorman 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

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

Officer.

Dated

188

This Warrant may be executed on Sunday or at night.

Police Justice.

POOR QUALITY  
ORIGINAL

0668

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 5<sup>th</sup> 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 5<sup>th</sup> 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

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 four 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 <sup>forty five</sup> ~~forty~~ dollars, and of the value of four hundred and <sup>forty five</sup> ~~forty~~ 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.

Given and Subscribed  
before me this 22 day of July 1888  
Margaret Long  
Dated 1888  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
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  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars  
of the City of New York, until he give such bail.  
Dated 1888  
Police Justice

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

1  
2  
3  
4

Offence—LARCENY.

28.

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 29<sup>th</sup> 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 2<sup>nd</sup> inst @ 10.<sup>30</sup>  
before Judge O''Brien.

The enclosed note from  
the 3<sup>d</sup> 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. But  
my calendar and Gill  
has kept down. I  
no doubt the Grand Jury



POOR QUALITY  
ORIGINAL

0671

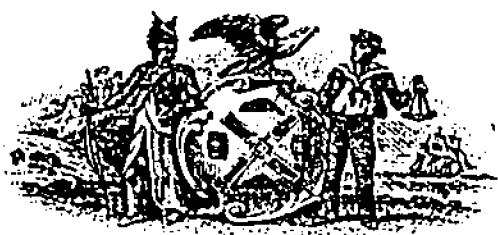
will find a ~~copy of the~~  
there will ~~be a copy of the~~  
address to write. Mr. Mac-  
Donna attended to it this  
morning as I had to be  
at the Tombes Court.

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 City Sept 29. 1888

Hon. John R. Feltow

Dist. Attorney

George Lutz

Wm. C. Bartholomew

} Surety

The defendant in this  
Case was Bartholomew, 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. Bartholomew*

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

*William R. Bartholomew*

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

The said *William R. Bartholomew*,

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 Dwyer*

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 Dwyer*

That *the said William R. Bartholomew*  
*was then the owner and proprietor of*  
*a prosperous business consisting in the*  
*running 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 pupils regularly attend-*

may this 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 this said  
business an income of at least twenty  
five dollars per day, and a profit thereby  
greatly in excess of his expenses. That an interest  
in this 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  
furnishing on and conducting an art 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 eighty pupils regularly  
attending his said school. He had no 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 she 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:**

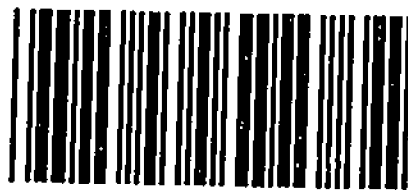
3103

**DESCRIPTION:**

Beach, Allen E.

**DATE:**

11/02/88



3103

568

Witnesses:

J. B. Becker,  
E. M. Kingsley,  
J. H. Broadhurst,

Nov. 14, 1888.

I recommend the  
dismissal of this indict-  
ment for the reasons  
stated in the case of  
People v. Duncan Mc-  
Bushman, filed here-  
with.

Counsel,  
Filed,  
Pleads,

2

day of

188

Nov

THE PEOPLE

vs.

Allen E. Beach

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

J. P. Fellows

District Attorney. J. P. Fellows Foreman.

22 Nov. 16, 1888

Indictment dismissed

POOR QUALITY  
ORIGINAL

0678

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 *ninth*  
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

0680

571

Witnesses:

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

Counsel,

Filed,

Pleads,

2

day of

1888

Nov 8

THE PEOPLE

vs.

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

Nov. 14, 1888.

I recommend the  
dismissal of this Indict-  
ment for the reasons  
stated in the case of  
People v. Duncan Mc.  
Bunahan, filed herewith.

Henry J. Beatty

JOHN R. FELLOWS,

District Attorney.

A True Bill.

J. R. Fellows

District Attorney.

Wm. M. M. Foreman.

22 Nov. 16, 1888

Indictment dismissed



POOR QUALITY  
ORIGINAL

0681

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~~ 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 *eighteenth*  
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

0683

WITNESSES:

*Adrian*

15<sup>th</sup>

Counsel,

Filed

22 day of Nov

1888

Pleads

*Intervenor - 23*

THE PEOPLE,

vs.

*Geo Beck*

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 188, Sec. 21 and  
page 189, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Alfred McCallister*

Foreman.

*Off Term 19 - 11/11/2*

*perfected June 3/92*

POOR QUALITY  
ORIGINAL

0684

TO THE CHIEF CLERK.

PLEASE SEND ME THE PAPERS IN THE CASE OF

PEOPLE

vs.

Leo Beck

- Police -

- John Mueller -

- Butcher -

Minister says he

District Attorney.

was holding Beckman  
Sunday - which had

been held on Saturday -

when Officer Burke

Shin, who came

in a warrant for

Keeps - There was no

drinking in the saloon at

the time -

POOR QUALITY  
ORIGINAL

0685

Excise Violation-Selling on Sunday.

POLICE COURT- 2 DISTRICT.

City and County } ss.  
of New York, }

Thomas Dolan  
of No. 15 Pleasant Police 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

A. M. Patterson Police Justice.



POOR QUALITY  
ORIGINAL

0686

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Leo Back

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 Back

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 held & demand a trial by jury

Leo Back

Taken before me this

13

day of August

1888

John J. McCann

Police Justice.

POOR QUALITY  
ORIGINAL

0687

BAILED,  
No. 1, by *Samuel J. Finice*  
Residence *15 West 12<sup>th</sup>* 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 Adams*

*1 Geo Back*

Offence *via Excess Law*

Dated *August 13* 188*8*

*Gallerson* Magistrate.

*Atolan* Officer.

Witnesses \_\_\_\_\_ Precinct.

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

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

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

*100* to answer *Q. S.*

*Bailed*

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

*Defendant*

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

Dated *August 13* 188*8* *J. M. Gallerson* Police Justice.

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

Dated *Aug 13* 188*8* *J. M. Gallerson* 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

**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:**

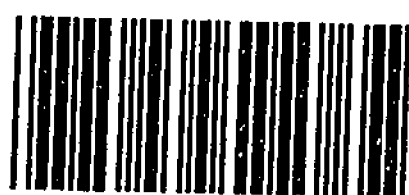
3103

**DESCRIPTION:**

Bigler, Barton B.

**DATE:**

11/02/88



3103

Witnesses:

J. B. Hecker  
J. M. King  
J. H. Buchanan

Nov. 14, 1888.

I recommend the  
dismissal of this In-  
dictment for the reasons  
stated in the case of  
People v. Duncan Mc-  
Bushman, filed here-  
with.

J. H. Fellows  
District Attorney.

4

594

Counsel,

Filed,

Pleads,

2

day of

188

Nov

THE PEOPLE

vs.

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

Baron B. Bigler

JOHN R. FELLOWS,

District Attorney.

A True Bill.

J. H. Fellows  
District Attorney.  
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*

*Barthol B. Bigler*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse *Barthol 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 *Barthol 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 *Barthol 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

WITNESSES:

*W. Collins*

*external*

*353 1/2*

Counsel,

Filed

Pleads

*W. Collins*  
day of *Nov.* 188*8*

THE PEOPLE,

vs.

*B*

*John J. Brewster*  
*Chancellor*

Seal of the Court of Special Sessions for trial, by request of the Defendant.

*45 Dec*

VIOLATION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and  
page 1080, Sec. 5.]

JOHN R. FELLOWS,

*District Attorney.*

A True Bill.

*Wm. MacCae*

*Foreman.*

**POOR QUALITY  
ORIGINAL**

0694

**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:**

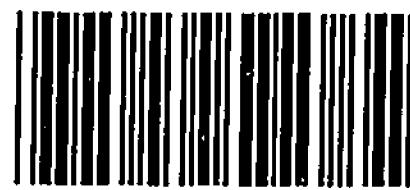
3103

**DESCRIPTION:**

Block, Hyman

**DATE:**

11/21/88



3103



POOR QUALITY  
ORIGINAL

0696

WITNESSES:

*Raymond*

*24-5-11*

Counsel,

Filed *21* day of *Nov* 188*8*

Pleads *Charging in*

THE PEOPLE,

vs.

*B*

*Hyman 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 1888*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Stuart 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.