

0795

BOX:

439

FOLDER:

4051

DESCRIPTION:

Abbott, Timothy

DATE:

06/04/91



4051

POOR QUALITY
ORIGINAL

0796

Witnesses:

Counsel,

Filed

188

Pleas,

THE PEOPLE

vs.

I

Timothy Abbott

Robbery in the second degree.
(MONEY)
[Sections 224 and 229, Penal Code].

John R. Fellows,
District Attorney.

District Attorney.

Charles L. Kelly, 2d

A True Bill. S.P. 6 yrs.

Wm. J. Imbrie

Foreman.

Wm. J. Imbrie

POOR QUALITY
ORIGINAL

0797

Police Court-- 151 District.

CITY AND COUNTY } ss
OF NEW YORK,

Long Ling
of No. 87-4th Avenue Street, Aged 40 Years
Occupation Laundry being duly sworn, deposes and says, that on the
31 day of May 1887, at the 6th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the
United States

of the value of Sixty (60) DOLLARS,
the property of Ah Chung and deponent
and that this deponent has a probable cause to suspect, and does suspect, that the said property was
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

Timothy Abbott also James Cummings
(now here) from the following facts to
wit: That on the aforesaid date about
the hour of 4.30 o'clock P.M., while
deponent was standing in front of
premises No 4 & 5 Doyer Street the
said defendant came up to where the
deponent was standing, and took
hold of a cloak, which was worn on
deponent's person, and threw the said
cloak over deponent's head, and took
hold of deponent's hair, and threw
him down in the street, and that

deputy of
1887

Subscribed and sworn to before me this

Police Justice

POOR QUALITY
ORIGINAL

0798

while down, the said defendant inserted his hand into a pocket of the pants then and there worn on deponents person, and forcibly and feloniously took, stole and carried away the aforesaid property which was in the said pocket. Deponent is further informed by Ah Sam of No 289-18-Avenue, that he saw the defendant place his hand in a pocket of the pants then and there worn on deponents person, while he deponent was lying in the middle of the street in front of No 4 or 5 Dyer Street - and saw the defendant take money from deponents pocket. Deponent therefore charges the defendant with having committed a Robbery and asks that he may be held and dealt with as the Law may direct -

Suborn to before me this }
1st day of June 1891

[Signature] Dated 1891
Police Justice

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

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

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

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

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

Police Court, District

THE PEOPLE, &c.,
on the complaint of
vs.
1.
2.
3.
4.

Offence—ROBBERY.

Dated 1891

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0799

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 23 years, occupation Laundry of No.

289-10-Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Long Long

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

Sworn to before me, this

day of June

1888

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

00000

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Samothy Abbott*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *No 67 - Chari Street - 3 weeks*

Question. What is your business or profession?

Answer. *Iron Moulder*

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
Samothy X Abbott
mark

*I had some trouble with the Comptroller
in both fall on the street and a
number of Chinamen assaulted me.
He then followed me to the corner
Henry and Catherine Street I did
not commit the crime charged
against me.*

Samothy X Abbott
mark

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0001

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court...

Dispute

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

Donny D. [unclear]
187 4th Avenue
Manhattan, N.Y.

Offence

Robbery

Dated

June 1 1891

by

James M. [unclear] Magistrate.

No. 3, by

James M. [unclear] Officer.

Witnesses

AS Served Precinct.

No. 4, by

289 110 Avenue

No. _____

Street _____

No. _____

Street _____

\$ 2000

to answer *[Signature]*

lu

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

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

Dated *June 1* 1891 *[Signature]* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0002

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Timothy Abbott

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

— Timothy Abbott —

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

The said *Timothy Abbott,*

late of the City of New York, in the County of New York aforesaid, on the *thirty-first*
day of *May* in the year of our Lord one thousand eight hundred and
eighty-one in the *day* time of the said day, at the City and County aforesaid, with force

and arms, in and upon one *Samuel Smith*, in the peace of the said People then
and there being, feloniously did make an assault, and *three* promissory notes for the payment of
money, being then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*;

six promissory notes for the payment of money, being then and there due and unsatisfied
(and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and
of the value of ten dollars *each*; *twelve* promissory notes for the payment of money,
being then and there due and unsatisfied (and of the kind known as United States Treasury Notes),
of the denomination of five dollars, and of the value of five dollars *each*; *thirty*
promissory notes for the payment of money, being then and there due and unsatisfied (and of the
kind known as United States Treasury Notes), of the denomination of two dollars, and of the value
of two dollars *each*; *sixty* promissory notes for the payment of money, being then
and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the
denomination of one dollar, and of the value of one dollar *each*; *three*

promissory notes for the payment of money (and of the kind known as bank notes), being then
and there due and unsatisfied, of the value of twenty dollars *each*; *six* promissory
notes for the payment of money (and of the kind known as bank notes), being then and there due
and unsatisfied, of the value of ten dollars *each*; *twelve* promissory notes for the
payment of money (and of the kind known as bank notes), being then and there due and
unsatisfied, of the value of five dollars *each*; *three* United States Silver Certificates of
the denomination and value of twenty dollars *each*; *six* United States Silver
Certificates of the denomination and value of ten dollars *each*; *twelve* United States
Silver Certificates of the denomination and value of five dollars *each*; *thirty* United
States Silver Certificates of the denomination and value of two dollars *each*; *sixty*
United States Silver Certificates of the denomination and value of one dollar *each*;

**POOR QUALITY
ORIGINAL**

0003

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

of the goods, chattels and personal property of the said Song Sung, —
from the person of the said Song Sung, — against the will,
and by violence to the person of the said Song Sung, —
then and there violently and feloniously did rob, steal, take and carry away,

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

John R. Fellows
JOHN R. FELLOWS,

District Attorney.

0804

BOX:

439

FOLDER:

4051

DESCRIPTION:

Acker, Edward M.

DATE:

06/08/91



4051

0805

I ~~will~~ ^{can} ~~be~~ ^{the} within one after
a most complete ~~examination~~
of all the facts I think
that a suspension of
sentences will satisfy
the ends of justice

W Washoe Ginn
June 17/1911, Liberty and Saint Arts

POOR QUALITY
ORIGINAL

0805

COURT OF GENERAL SESSIONS,
of the City and County of New York.

-----x
THE PEOPLE
-against-
EDWARD M. ACKER.
-----x

To Rufus B. Cowing, Judge.

The petition of EDWARD M. ACKER, respectfully shows to this Court: that he is the defendant herein. That he was arrested on the complaint of H. A. CONKLING, 135 Pearl Street in the City of New York, charged with the larceny of \$120. from said Conkling, his employer. That he has been indicted and arraigned and has pleaded guilty. That he has pleaded guilty, because of his sincere sorrow for his crime. That he is married and has been the only support of his wife, his child, which is only four weeks of age and his mother and Grandfather. That he has now in his possession or in the possession of his Attorney the sum of \$120., which he is informed his Attorney has offered to the complainant, his employer, but which has not been accepted by him as restitution.

I most respectfully pray the Court not to send me away from my family, but to suspend sentence upon me. This

**POOR QUALITY
ORIGINAL**

0807

2.-

is the first time in my life that I have ever been arrested or accused of any crime.

I most respectfully petition your Honor to give me, though guilty, an opportunity to show by my industry, a reform in myself. I am the only means of support for my wife and child, my mother and aged grandfather, and promise you that I will never come before any court of this State again, charged with the commission of any offense.

Edw M Curry

POOR QUALITY
ORIGINAL

0000

COURT OF GENERAL SESSIONS
of the City and County of New York.

-----x
The People of the State of New York:

---against---

EDWARD M. ACKER.

-----x
State of New York :
County of Dutchess. : ss,

DeWitt Heermance being duly sworn says, that he resides in the town of Rhinebeck, Dutchess County, N. Y., and is the Assistant District Attorney of said County; that he has known the above named Edward M. Acker since his early boyhood, and has always considered his character good, and above reproach, prior to the commission of the crime to which, as deponent is informed, he pleaded guilty June 9th, 1891. That this deponent has heretofore had every reason to believe, and did believe, from all he saw, and heard from others, of defendant, that the said Edward M. Acker was an honest, hard working, young man, who enjoyed the respect and esteem, not only of this deponent, but of his neighbors, friends and acquaintances.

Deponent further says that the said Edward M. Acker is married and was, at the time of his arrest, residing at No. 10 Bleeker Street, Brooklyn, and was the only support of his wife and infant child, his mother and an aged grandfather; and deponent verily believes that the ends of Justice will be best subserved by a suspension of the sentence of the said Edward M. Acker, that he may be given an opportunity, by industry, to work, not only a reform in himself, but a support for his wife and child, his mother and aged grandfather, and prevent the want and suffering that would be entailed upon them by a sentence incarcerating this defendant.

Sworn to before me this :
10th day of June, 1891. :

Chas. J. Bossum
Notary Public
in & for Dutchess Co.

DeWitt Heermance

POOR QUALITY
ORIGINAL

0009

COURT OF GENERAL SESSIONS

of the City & County of New York.

The People

---against---

EDWARD M. ACKER.

State of New York :

County of Dutchess : ss,-

Martin Heermance being duly sworn
says:- I reside in the town of Rhinebeck in said County, and
I am District Attorney of said County. I have known Edward
M. Acker since his earliest childhood, until he grew up to,
or nearly to, years of manhood; he resided with his Grandfath-
er, William B. Marshall, who for many years was a respected
farmer in the town of Rhinebeck in this County, and who is
now living in the city of Brooklyn in honored age, after a
life of integrity and industry. Prior to the finding of the
indictment, to which, I am informed, he has pleaded guilty, I
have never heard that any charge of dishonesty, or criminal
misconduct of any kind, was ever made against him, on the
contrary his reputation has hitherto been good. Deponent firm-
ly believes that the promotion of the highest object of crimin-
al law, to wit, the reformation of the offender, will, in this
case, be best effected by a suspension of sentence, giving to
the young man a chance to atone for the past and retrieve his
reputation, and saving his young wife, his infant child, his
widowed mother and his aged grandfather, from some degree, at
least, of sorrow and disgrace.

Sworn to before me this :
10th day of June, 1891 :

Martin Heermance

Chas F. Coe, Notary Public in & for Dutchess Co.

POOR QUALITY
ORIGINAL

0010

Court of General Sessions of the Peace,
For the City and County of New York.

-----x
The People : Indicted for Grand
-against- : Larceny.
Edward M. Acker : Plead guilty, June 9, 1891
-----x

State of New York, :
County of Kings. : ss:

G E O R G E Z W I F E L, being duly sworn,
says that he is a Grocer in the City of Brooklyn, and has
been in the grocery business for about fifteen years at
the corner of Jackson and Leonard Streets in said City;
that he has known Edward M. Acker, the prisoner before this
Court, who has pleaded guilty to the crime of Grand Lar-
ceny, for about ten years. That during all that period
he has never known of his committing any crime, that he has
never known him to be accused of any crime or to be arrest
ed for any offense whatever. That he knew his father in
his life time, and knows his mother and wife, and that
since the death of his father, which occurred about three
years ago, he has been the only support of his mother, and
that she has no means of support, except that which has
been furnished by the said Edward M. Acker. That he gradu
ated from the Brooklyn Grammar School No. 23 when he was

POOR QUALITY
ORIGINAL

0011

2.-

about fourteen years of age. That he has been married about fourteen months, and that his mother and wife and little child, now four weeks of age, are dependent upon him for support, and that if he should be sentenced to imprisonment they will be entirely unprovided for.

Subscribed to and sworn before me:
this ^{11th} ~~10th~~ day of June, 1891.

Geo J Greenfield

Thomas E Rogers
Notary Public
Revere Co

0012

-----x	
The People	: Indicted for Grand
-against-	: Larceny.
Edward M. Acker.	: Pleading guilty, June 9, 1891
-----x	

James J. JOSEPH CARROLL, being duly sworn, says: that he is a resident of the City of Brooklyn, Kings County, State of New York, at No. 360 Leonard Street in said City, ~~where he carries on the business of plumbing.~~ Deponent further says that Edward M. Acker and his mother and father resided in the same house with this deponent, for about six years or a little more. That he has known the family all that time, and never knew anything against any one of them, either affecting their character or reputation. That he never heard anything affecting the reputation of Edward M. Acker. Never knew him to be accused of crime, or arrested or charged with the commission of a crime. That the Acker family resided with deponent at the time of the death of the father, Jerome E. Acker, and at the time Edward graduated from the Brooklyn Grammar School No. 23, and were part occupants of the house of deponent up to June 1st., 1890.

POOR QUALITY
ORIGINAL

0013

2.-

Deponent further says that since the death of Jerome E. Acker, Edward has been the only support of his mother, and that without his support she will be entirely destitute having no means of support whatever.

Deponent further saith that Acker has been married for the past fourteen months, and has a little child now only four weeks of age, as deponent is informed.

Deponent further saith that the crime to which he has pleaded guilty is as far as he knows his first offense. That he has always believed him to be honest and a hard-working citizen.

James J. Carroll

Subscribed to and sworn before me :
this 16th. day of June, A. D., 1891. :

Miss Mary Carroll
Mary Public
Kings Co
N.Y.

POOR QUALITY
ORIGINAL

0014

Court of General Sessions of the Peace,
For the City and County of New York.

-----x
: The People :
: :
: -vs- :
: :
: Edward M. Acker :
: :
-----x

Indicted for Grand
Larceny.

: Pleading guilty, June 9, 1891
: :
-----x

State of New York, :
: ss:
County of Kings. :

J O H N H. C O V E R L Y, being duly sworn says
that he is a resident of the City of Brooklyn, in the
County of Kings and State of New York, and has a place of
residence at No. 191 Washington Park in the City of Brook-
lyn. That he has been intimately acquainted with Edward
M. Acker, the prisoner, who has pleaded guilty to the crime
of Grand Larceny for ten years or more, in fact since he
was a school-boy. That he has seen him a great many times
during that period, having been the family physician of
his mother and her family for fifteen years or more, as
near as he can remember. That he was a scholar in Brook-
lyn Grammar School Number twenty three and graduated there-
from when he was about fourteen years of age. That he has
never known the said Edward M. Acker to be guilty of any
crime or ever to have been arrested for any crime or ac-
cused of any crime until the present one, to which he has
pleaded guilty. That so far as my acquaintance with him

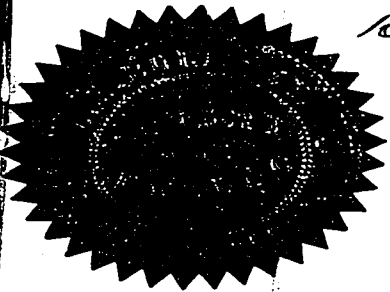
0015

extends, his reputation in the community in which he lives has been that of an honest and hardworking young man - supporting his mother and family, consisting of wife and little daughter, now only four weeks old.

Deponent further saith that he believes the said Edward M. Acker to be truly penitent and sorry for his crime, and that if he should be sentenced to State Prison or separated from his family, they will be without any means of support or way of gaining a livelihood.

Subscribed to and s
me this 18th. day o
Wm. H. Buckleey
Notary Public
Kings Co N.Y.

John T. Hardy M.D.



POOR QUALITY
ORIGINAL

08 16

Court of General Sessions of the Peace,
Of the City and County of New York.

-----x
The People : Indicted of Grand
-against- : Larceny.
Edward M. Acker. : Plead guilty, June 9, 1891
-----x

State of New York, :
County of Kings. : ss:
:

HATTIE ACKER, being duly sworn, says that she is the wife of Edward M. Acker, who has plead guilty to the crime of Grand Larceny in the City and County of New York, before his Honor Rufus B. Cowing, Judge.

That she was married to the said Edward M. Acker on 30th. April, 1890 by A. Z. Conrad at the Presbyterian Church, corner of corner of Ainslie and Ewing Streets in said City of Brooklyn. That since that time I have resided with my husband in 360 Leonard Street at the house of Joseph Carroll for part the time, and since leaving there at 10 Bleecker Street, Brooklyn. That my husband, Edward M. Acker has always been good, kind and attentive to me. Has never been known to be of dissolute habits, but always at home in the evening, providing for my wants and caring for me and his mother, who has always resided with us since our marriage. That he took care of his mother before we

POOR QUALITY
ORIGINAL

0817

2.-

were married. That we have a flat where we now reside, and that the same has been furnished by my husband, Edward M. Acker on the installment plan. Part of the amount has been paid down and a greater part is still due. I have no means of support whatever, except such as my husband provides. I am the mother of a little girl four weeks old, and myself and child and my husband's mother are entirely dependent upon him for our livelihood. Should he be separated from us, everything will be taken from us, as we have no means of supporting ourselves and the little child, and paying the installments as they become due.

The amount taken, as charged in the indictment, has *been given to my husband's attorney & has* been restored to the owner.

Deponent further saith that this is her husband's first offense, as to the best of her knowledge and information he has never been accused of crime before.

Subscribed to and sworn before me : *Edward Acker.*
this *11th* day of June, A.D., 1891. :

David W. Price

NOTARY PUBLIC,
KINGS COUNTY,
CERTIFICATE FILED IN N. Y. CO.

POOR QUALITY
ORIGINAL

0018

<i>Court of General Sessions of the Peace County of New York</i>
<i>The People</i>
<i>- vs -</i>
<i>Edward M. Parker</i>
<i>Petition and Affidavits</i>
<i>JOSEPH PARKER, JR., Attorney for Defendant, 165 & 167 BROADWAY, NEW YORK CITY.</i>
<small>A. T. JOHNSON & CO., 88 MURRAY STREET, NEW YORK.</small>

POOR QUALITY
ORIGINAL

08 19

District Attorney's Office.

PEOPLE

vs.

Edward Macker

*Letter of character
from his landlord*

File with the papers?

TO THE CHIEF CLERK.

Please send me the Papers in the Case of
PEOPLE

vs.

District Attorney.

Brooklyn June 8. 1891

Belancey Nicol Esq.

District Attorney
New York

Dear Sir

In the ~~matter~~^{case} of the
People of the State of New York
against Edward M. Acker. I would
most respectfully submit the following
facts for your consideration.

His Mother became a tenant of mine
residing in the same house with me
from May 30. 1884 until June 10. 1890
during which time I saw him grow
from a boy of thirteen to a young
man of nineteen, and I always
found him an obedient, industrious,
and honest boy.

His Folks are all respectable people
and in view of the fact that he is
the sole support of his Mother and
aged Grandfather as well as a young
wife and child. I believe the crime
with which he is charged was
more the result of youthfull
folly than criminal instinct
and that clemency in his case will
not defeat the ends of Justice

**POOR QUALITY
ORIGINAL**

0021

Hoping you will take the same
view of the case as I do. I remain

Yours respectfully
James J. Carroll
360 Leonard St
Brooklyn
N.Y.

POOR QUALITY
ORIGINAL

0022



350 & 352 WASHINGTON ST.
AND 202 FRANKLIN ST.

No. 6145 New York May 16 1891

Union National Bank

TO THE ORDER OF *H. A. Conklin*
Twenty 64 Dollars

\$20 ⁶⁴/₁₀₀

Kirkman

MADE A BRAND, LITH. 10 BARCLAY ST. N. Y.

POOR QUALITY
ORIGINAL

0023

H. A. Clark
M. 1869.

Indorsement
Correct
H. A. Clark

POOR QUALITY
ORIGINAL

0824



350 & 352 WASHINGTON ST.
AND 202 FRANKLIN ST.

No. 6146 New York May 16 1891

Irving National Bank

TO THE ORDER OF *R. Conklin*
One hundred ⁰⁰/₁₀₀ Dollars

\$100 ⁰⁰/₁₀₀

Augustus T. Brown

NOTE & BRAND, 10th 12 BARCLAY ST. N.Y.

POOR QUALITY
ORIGINAL

0025

JA Cousin
Em. 156
Improvement
Court
Improvement
My

POOR QUALITY
ORIGINAL

0026

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

of No. 135 Pearl
occupation Truckman

Henry A. Corliss

Street, aged 55 years,

being duly sworn,

deposes and says, that on the 16 day of May 1891 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 of the amount and value
of one hundred and twenty dollars
and sixty four cents

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Edward M. Acker (now here)

Deponent says that said defendant was
a collector in his employ and by virtue
of such employment did receive and
have in his possession the aforesaid
sum of money and having so received
and taken the same in his possession
for and in account of his employer
did unlawfully and feloniously appropri-
ate the same to his own use with
intent to deprive the true owner of the
same. — Deponent further says that he
is informed by Samuel Claymann
that the said said defendant did aforesaid
sum of money on said date

Henry A. Corliss

Sworn to before me, this

16

day

Charles H. Hester
Notary - 1891
Police Justice.

POOR QUALITY
ORIGINAL

0827

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 42 years, occupation Importer of No.

350 Washington

Street being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry A. Canklen
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

26

day of

May

1891

Charles J. Smith

Police Justice.

S. Kaufmann

POOR QUALITY
ORIGINAL

0828

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

1st
District Police Court.

Edward M. Acker 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.

Edward M. Acker

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York State

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

Answer.

10 Blucker St Brooklyn 2 Months

Question. What is your business or profession?

Answer.

Collector

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
J. M. Acker

Taken before me this

26th

Charles M. Acker

Police Justice.

POOR QUALITY
ORIGINAL

0029

4/10/1891
May 29-1891
1830 W.M.

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

Police Court--
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry A. Campbell
of 138 Pearl St.
Edward M. Coker

1
2
3
4
Offence

Date May 26 1891

Residence _____
Magistrate.

Residence _____
Precinct.

Witness Samuel Kaufmann

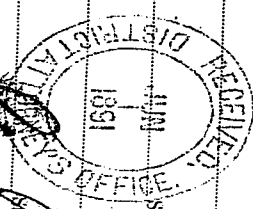
No. 350 Madison St.

Residence _____
Street.

No. _____
Street.

No. _____
Street.

No. _____
Street.



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

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

Dated May 29th 1891 Charles N. Linton Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0030

District Attorney's Office
Dutchess County, N. Y.
35 Market St.

Poughkeepsie, June 15th, 1901.

Hon. De Lancey Nicoll,

Dear Sir,-

I take the liberty of addressing you a few words in relation to the case of Edward M. Acker, a young man, indicted in your county, for Grand Larceny, to which indictment he has pleaded guilty, and is now awaiting sentence. My interest in the boy is of a personal nature solely. His grandfather entered the employment of my grandfather more than seventy years ago, when he was but twelve years of age and remained a trusted and respected employee of our family for more than sixty years. Young Acker was brought up on a farm in Blinbeck in a most secluded and retired locality, remote, not only from a village, but even from neighbors, and living in a house some distance from the highway bordering the farm, scarcely seeing anyone, but members of his own family, for weeks at a time. A few years ago this unsophisticated country boy was suddenly thrown amid the manifold temptations of a great city. He stands now within the shadow of the state prison for appropriation of his employers money. It is his first offense and his character has hitherto been good. He has a young wife and an infant child dependent upon him for support, his aged grandfather, now in his eighty-sixth year, long esteemed and respected in the community in which he lived and in the church of which he is a member, lives with him, as does also his widowed mother, who has no source of income except her needle. He has made restitution to his employer, to the utmost limit of his ability, and the latter is, I understand, willing that sentence should be suspended during good behavior. Such is the disposition of his case which his counsel, Mr. Joseph Parker, Jr., who is doing everything possible, in his behalf, asks of the Court - May I express the earnest hope that, as District Attorney, you may find it consistent with your duty, to consent to such a course, thereby giving him one more chance to regain his manhood, saving him to his wife and babe, his mother and his aged grandfather, whose gray hairs must otherwise be brought in sorrow to the grave. Within the past year a young man in this County, of respectable parentage, who had fallen into bad associations, with the usual result, was indicted here for burglary, and pleaded guilty. Upon an investigation of his case, I was led, as District Attorney of the County, to unite with his counsel, in asking the Court to suspend sentence during good behavior, which was done. I am informed that the young man is living an honest, upright life, regaining the respect and confidence of the community in which he lives.

**POOR QUALITY
ORIGINAL**

0031

May we not hope for such a result in this case, with the safe-guard remaining to the People that upon any overt act by Acker, he can be apprehended and sentenced upon this indictment. If this letter contains any information, which, in your judgment, might be favorably considered by the Court, will you kindly submit it to such consideration.

Very truly yours,

Martin Heermance

**POOR QUALITY
ORIGINAL**

0032

FREDK. S. TALLMADGE, . JOSEPH PARKER, Jr.,
COUNSELLORS-AT-LAW,
165 & 167 BROADWAY,

NEW YORK, June 16th, 1891.

Court of General Sessions, of the
City and County of New York.

The people of the State of New York,
against
Edward M. Acker.

Indicted for Grand Larceny,

Pleaded Guilty,
June 9th, 1891, remanded for
Sentence until June 17th, 1891.

To the Hon. RUFUS B. COWING,
Dear sir:-

Edward M. Acker, has, this day, through me, made further restitution to Mr. Concklin, complainant in the above matter, having paid to him the sum of Ninety-three Dollars and thirty-three cents, in addition to the One hundred and twenty Dollars, which I paid to him on Friday, last. If, from all the papers presented to you, in this matter, and the restitution made the complainant, you can believe that a suspension of sentence would work a greater reformation in the prisoner than a sentence, either in State's Prison or a Reformatory, I believe the ends of Justice would be satisfied.

The prisoner has pleaded guilty to a felony, the disgrace of which, can never be obliterated. His family is entirely dependent upon him, for support, together with his mother and an aged grandfather. I believe him to be sincerely penitent, for his crime, and that if sentence should be suspended upon him, he will, by industry and work, atone for the past, and retrieve his reputation.

I am, sir, yours very respectfully,

Frederick S. Tallmadge

POOR QUALITY
ORIGINAL

0033

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Edward M. Acker

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Edward M. Acker* Grand LARCENY, in the second degree, committed
as follows:

The said *Edward M. Acker*

late of the City of New York, in the County of New York aforesaid, on the
sixteenth day of *May* in the year of our Lord
one thousand eight hundred and *ninety-one*, at the City and County aforesaid, being
then and there the clerk and servant of one *Henry A. Conklin*

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

Henry A. Conklin
the true owner thereof, to wit: *one written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of, and of the value of one hundred dollars, and one other written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of, and of the value of twenty dollars and sixty-four cents*

the said *Edward M. Acker* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *goods, chattels and personal property*

to his own use, with intent to deprive and defraud the said *Henry A. Conklin*
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said *Henry A. Conklin*

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

DELMONTE NICOLL,
JOHN R. FELLOWS,
District Attorney.

0834

BOX:

439

FOLDER:

4051

DESCRIPTION:

Adams, Frank

DATE:

06/17/91



4051

POOR QUALITY
ORIGINAL

0835

Witnesses:

Counsel,

Filed

Pleads,

17 day of June 1891

THE PEOPLE

vs.

Frank Adams

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 531 Penal Code].

JOHN R. FELLOWS,

District Attorney.

Judge Grant

A True Bill.

Foreman

John J. Adams

June 19/91

Presented by J. G. P. 2d

S. P. 2 1/2 yrs.

POOR QUALITY
ORIGINAL

0036

Witnesses;

Counsel,

Filed

Pleads,

17 day of June 1891

THE PEOPLE

vs.

Frank Adams

Grand Larceny, Second Degree.
(From the Person.) — Penal Code.

JOHN R. BELLON

District Attorney.

Judge Cowing

A True Bill.

Foreman
June 19/91
Heard & G. J. 2d
S. P. 2 1/2 yrs

POOR QUALITY
ORIGINAL

0837

Police Court

39 District.

Affidavit—Larceny.

City and County } ss:
of New York,

of No. 709 East 111th Street, aged 53 years,
occupation Blacksmith, being duly sworn,
deposes and says, that on the 7th day of June 1891 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

One double Case gold
Watch of the value of
Seventy five dollars (\$75.00)

the property of

deponent

and that this deponent

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

Frank Adams (now here),
and another person not yet
arrested, from the fact that
at about six o'clock P.M.
of said date while deponent
was riding upon the front
platform of a horse car
on Avenue B near Houston
Street when he suddenly felt
a pull or tug at his chain
attached to said watch and
was in the left side lower
pocket of deponent's vest then
and there worn by deponent as
a part of his bodily clothing

Subscribed to before me, this

1891

day

Police Justice.

and upon defendants turning around
he caught defendants hands
upon said chain. And he (defendant)
missed said watch and imme-
diately thereafter he saw said
unknown man not yet arrested
jump from the front platform
of said car and run away
whereupon defendant caused the
arrest of defendant (number 3)
and asks that he be held to
answer and be dealt with
as the law directs.

I am to before me }
this 8th day of June 1891

John W. McCall
Police Justice

John W. McCall
Police Justice

POOR QUALITY
ORIGINAL

0839

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

Frank Adams 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.

Frank Adams

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

New York City

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

Answer.

No 246 Avenue A 14 years

Question. What is your business or profession?

Answer.

House and Sign Painter

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

Answer.

I am not guilty

Frank Adams

Taken before me this

day of

1887

Police Justice

POOR QUALITY
ORIGINAL

0840

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

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Stinchcomb
709 E 11th
Frank O'Donoghue
1 _____
2 _____
3 _____
4 _____
Offence *Larceny*
from the Person

Date

June 8 1891

Heleach Magistrate
Corrigan Officer

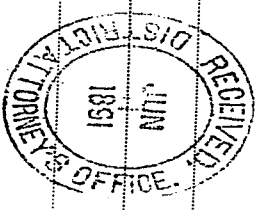
Witnesses

No. _____

Street _____

No. _____

Street _____



No. _____

Street _____

\$1000

to answer

Wm. H. H.

1000 & June 9 - 9. recd

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

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

Dated *June 8* 1891 *Wm. H. H.* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0041

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Adams

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

Frank Adams
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Frank Adams

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

*one watch of the
value of seventy-five dollars*

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

De Lancey Recall,
District Attorney.

0842

BOX:

439

FOLDER:

4051

DESCRIPTION:

Ahmuty, Richard

DATE:

06/18/91



4051

POOR QUALITY
ORIGINAL

0843

Witnesses;

Counsel,

Filed

Pleas,

day June 18 91

THE PEOPLE

vs.

Richard A. Himmety

2

Burglary in the Third degree,
and attempt at grand
larceny in the second degree.
[Section 498, 506, 534, 535, 536]

DeLaney, Nicol,
JOHN R. HILLMAN

District Attorney.

A True Bill.

John J. Hillman
Foreman.
June 9/91
Henderson, W. D. Day
Catholics Pro

POOR QUALITY
ORIGINAL

0844

Police Court— / SL District.

City and County } ss.:
of New York,

George Dell
of Hudson Beach S/S N.Y.C. & H.R.R.R. Three, aged 45 years,
occupation Watchman being duly sworn

deposes and says, that the railroad car No 1564 that was on
the railroad tracks in Hudson Streets between
Beach and Laight Streets
and which was used on the New York Central Hudson River
Railroad Company
and in which there were a number of persons, by name

were BURGLARIOUSLY entered by means of forcibly breaking off
a wire fastening that was attached to
the door leading into said car

on the 12 day of June 1891 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

with the felonious intent to take steal and
carry away therefrom the following property
viz: A quantity of Bananas of the
value of one hundred dollars

the property of said Railroad Company in the care and
charge of said deponent, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Richard R. Ahmuty (marked) and
several others whose names are unknown
for the reasons following, to wit: That deponent found said
defendant in said railroad car and
on his approach said unknown persons
ran away

: Geo. Dell

Sworn to before me

This 12 day of June 1891

Edw. J. Smith
Police Justice

POOR QUALITY
ORIGINAL

0845

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Richard R Ahmity

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

U-S

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

Answer.

83 Charlton St 2 mos

Question. What is your business or profession?

Answer.

Evand Boy

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

Answer.

I am not guilty

Richard Ahmity

Taken before me this

John J. [Signature]
Police Justice

POOR QUALITY
ORIGINAL

0046

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

Police Court---

803
District

THE PEOPLE, etc.,
ON THE COMPLAINT OF

George Bell
Richard J. C. [unclear]
[unclear] 1730 East 1st
[unclear] 4th Ave

Offence Burglary
with intent to steal

Date

June 13 91
J. S. Smith Magistrate

Police

Officer

Witnesses

No.

William A. Finnan
100 E 23rd Street

No.

[unclear] Street

No.

200 to answer
[unclear] 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

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

Dated June 13 18 91 Edon R. Smith Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0847

Court of
General Sessions

The People vs:

vs

Richard Ahmity

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23^d STREET,

New York, June 13th 1891.

CASE NO. 57314 OFFICER H. A. Timm
DATE OF ARREST June 12th 1891.
CHARGE

Burglary with intent to steal

AGE OF CHILD 15 years.

RELIGION Catholic

FATHER

John

MOTHER

Mary

RESIDENCE 83 Charlton Street, New York.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the boy Richard was never arrested before, but he has on two different occasions been in public institutions on commitment, but only owing to the poverty of the family, which appears to have been brought about by the fathers intemperate habits.

Richard has not attended school of late, but has been associating with wild and vicious companions.

All which is respectfully submitted

To Dist. Atty

C. Holloway Surkin
Rpt

POOR QUALITY
ORIGINAL

0048

Court of
General Sessions

The People:

vs

Richard Shmitty

Burglary with
intent to steal.
PENAL CODE, §

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,

NEW YORK CITY.

POOR QUALITY
ORIGINAL

0849

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Richard Almitage

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

Richard Almitage

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

The said *Richard Almitage*,

late of the *Fifth* — Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty* day of *June*, in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
— *day* — time of the same day, at the Ward, City and County aforesaid, the

dwelling-house of one *a certain building, to wit, a*
certain railway car of a certain corporation
called the New York Central and Hudson
River Railroad Company.

there ~~situate~~, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said *corporation, in the said railway car,*

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

POOR QUALITY
ORIGINAL

0050

SECOND COUNT—

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

Richard Wm. Smith of the crime of attempting to commit

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

The said *Richard Wm. Smith.*

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

a quantity of

Wares of the value of

one hundred dollars,

of the goods, chattels and personal property of *one a certain corporation known as the New York Central and Hudson River Railroad Company, in a certain railway-car in the dwelling house of the said corporation.*

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

DeSancy M. Hill,
Attorney

0851

BOX:

439

FOLDER:

4051

DESCRIPTION:

Arena, Guiseppe

DATE:

06/24/91



4051

POOR QUALITY
ORIGINAL

0852

292.

Joseph P. Power
Counsel, *W. M. Power*

Filed

day of

June 1891

Pleas

W. M. Power

THE PEOPLE

vs.

P

Giuseppe Arena

[Sections 528, 531 of the Penal Code.]
(MISAPPROPRIATION.)
L. A. T. AGENCY, N. Y.

John R. Tholl
JOHN R. THOLL

*For No. 1 of 1st Attorney,
Associates. In and
out.*

A True Bill.

Chas. J. Tholl

Foreman.

July 7/91, P. 528, no record

Part I

July 6 - 11 P.

Witnesses;

In view of the enclosed statement
of the complainant's
I recommend this defendant
of the witness judge hereat
July 7/91
Anton J. Jada.

POOR QUALITY
ORIGINAL

0053

Police Court

2

District.

Affidavit—Larceny.

City and County } ss:
of New York, }

William Van Derzee
of No. *620 Broadway* Street, aged *30* years,
occupation *Designer in clothing* being duly sworn,
deposes and says, that on the *20* day of *June* 189*9* 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:

Material and trimmings of
Sixty one childrens overcoats
Valued about One hundred and
twenty five dollars

the property of *David A. Sahlein* and in care
and charge of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by *Giuseppe Arena* (now here) for
the reason that deponent as
foreman of said *Sahlein*, from
time to time gave out material
to the defendant to perform labor
thereon to make overcoats, from
which material the defendant was
to make *299* overcoats. The defendant
has returned *238* finished overcoats
and there remained in the defendant's
hands *61* coats to be returned
to deponent. Deponent found *ten*
of said overcoat in the possession
of an Italian woman in *260 Mott*
Street who claimed them as a

Sworn to before me, this

day

189

Police Justice.

0854

POOR QUALITY
ORIGINAL

pledge. Deponent took possession of them and demanded ^{of the defendant} the return of the remainder of said material or coats to wit: 51 coats and the defendant ~~return~~ admitted that he still had twelve coats in his possession but denies that he has the remainder to wit: 39 coats and will give no satisfactory account thereof.

Wherefore deponent charges the defendant with appropriating said property to his own use

SWORN TO BEFORE ME

THIS 21st DAY OF June 1891

D. J. Knott
POLICE JUSTICE.

William Vanderzoo

0855

**POOR QUALITY
ORIGINAL**

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

Giuseppe Arena 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.

Giuseppe Arena

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

Italy

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

Answer.

301 Elizabeth St. 2 months

Question. What is your business or profession?

Answer.

Tailor

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
Giuseppe X Arena
mark

Taken before me this 21

day of

June

1891

William H. ...

Police Justice.

0056

Police Court-- 2 District, 822

William Van Nostrand
1625 Broadway
New York

Office
Gau


Date June 21 1891
Information Algeria

[Signature] Officer

13. Precinct:

Witnesses: Amie Cople

No. 260 St. Paul Street.

No.  Sirel.

No. Street.

1570 to answer 4.8

[Handwritten signature]

de Rooden

And ⁱⁿ ~~the~~ ^{the} ~~sum~~ ^{sum} of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he ~~give~~ ^{find} such bail.

Dated: June 21 1891 W. W. Mahon Police Justice.

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

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

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

Dated *18* *Police Justice.*

POOR QUALITY
ORIGINAL

0857

Name of Witnesses:

Hermann Niclos

213rd St. B.

Adam Smallburg

609 East 13th St

Max Schaul 204. A. A

John Smith.
Ridgely

POOR QUALITY
ORIGINAL

0058

City and County of New York

The following is a statement of the complaint we have against Giuseppe Arena.

Arena received cloth and other material from us to work it into coats, receiving pay at a certain contract price per coat. Arena finished a number of coats, but failed to bring all and inquiry revealed the fact that he had pawned some of the coats and was unable to redeem them, being without money.

He was arrested and indicted for Grand Larceny in the 2nd degree.

The prosecuting witness, who also is the deponent does not believe that Arena wanted to steal the coats, but was willing to bring them back, if he could have redeemed them. He is therefore inclined to desist from any further prosecution and is willing to have Arena discharged.

Wm Vandegge

D. A. Sahlin *dyb*

POOR QUALITY
ORIGINAL

0859

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Eugene Arena

The Grand Jury of the City and County of New York, by this indictment, accuse
— *Eugene Arena* —
of the CRIME OF *Larceny*, in the second degree, committed
as follows:

The said *Eugene Arena*,

late of the City of New York, in the County of New York aforesaid, on the
Twentieth day of *June*, — in the year of our Lord
one thousand eight hundred and *ninety-one*, at the City and County aforesaid, being
then and there the ~~clerk and servant of~~ *agent and trader of*

one David A. Saltein, —

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

David A. Saltein, —

the true owner thereof, to wit: *sixty one overcoats of the*
value of two dollars each, and material
and trimmings sufficient for the making

of sixty one overcoats (a more particular
description whereof is to the Grand Jury
aforesaid unknown), of the value of one
hundred and twenty five dollars, —
the said *Eugene Arena,* — afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *goods, chattels and*
personal property, —

to his own use, with intent to deprive and defraud the said *David A. Saltein,* —

of the same, and of the use and benefit thereof; and the same ~~moneys~~, goods, chattels and
personal property of the said *David A. Saltein,* —

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

De Sanctis
JOHN R. FELLOWS,
District Attorney.

0860

BOX:

439

FOLDER:

4051

DESCRIPTION:

Augusta, Gus

DATE:

06/12/91



4051

POOR QUALITY
ORIGINAL

0861

129
Counsel,
Filed 12/17/81
Pleads, August 15

Grand Larceny, 1st Degree,
(From the Person.)
[Sections 528, 537, Penal Code].

THE PEOPLE

vs.

Sus Augustus

BEFORE ME,
JOHN R. FELLOWS

District Attorney.

A True Bill.

James H. Foreman
Spec. Rep. of
Spec. Rep. of
Spec. Rep. of

Witnesses:

POOR QUALITY
ORIGINAL

0062

12/17
Counsel,
Filed 12/17 day of June 1887
Pleads, *Magally 15*

THE PEOPLE
vs.
Geo Augustus

DE LANCY NICOLL
JOHN R. FELLOWS

District Attorney.

A True Bill.

Geo. J. [Signature]
Foreman
James [Signature]
Representative of
Grand Jury
John [Signature]
Juror

POOR QUALITY
ORIGINAL

0863

Police Court

1st District.

Affidavit—Larceny.

City and County } ss:
of New York, }

Pietro Immordino

of No. 198 Elizabeth Street, aged 36 years,
occupation ~~Shoemaker~~ being duly sworn,
deposes and says, that on the 30th day of May 1897 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the day time, the following property, viz:

One Single Cased gold watch
And gold and lawful money of the
United States of the five dollars
together of the value of Fifty dollars

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Gus Murat and another man not

now arrested from the fact that deponent
met the said men at about the hour of three
o'clock P.M. on said date the defendants and
another man not arrested and the defendant
asked deponent to change some money for
defendant and when deponent took some
money from deponent's pocket which was in a
purse the defendant snatched the purse containing
said money from deponent's right hand and
defendant snatched the watch from the left
hand of deponent and ran away and disappeared.
Deponent positively identifies defendant as
the person that did take and carry away
the aforesaid property from the person of deponent.

Immordino Pietro

Sworn to before me, this

day

1897

Police Justice

POOR QUALITY
ORIGINAL

0064

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

151 District Police Court.

Gus Augusta 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. *Gus Augusta*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *14 Roosevelt Street - 10 years -*

Question. What is your business or profession?

Answer. *Newspaper Route*

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

Gus Augusta

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0865

Ex June 3-2-18

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

Police Court---

District

THE PEOPLE, ac.,
ON THE COMPLAINT OF

John J. Murphy
By 198 Murphy
This charge is
Lacey

1
2
3
4
Office

Date June 2 1891

Magistrate

Officer

Precinct

Witness

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

No. 5, by _____
Residence _____ Street _____

No. 6, by _____
Residence _____ Street _____

No. 7, by _____
Residence _____ Street _____

No. 8, by _____
Residence _____ Street _____

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Two Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated June 2 1891 Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

21.
The People
vs.
Gus Augusta

Court of General Sessions. Part I
Before Judge Cowing. June 26. 1891
Indictment for grand larceny in the second degree.
Pietro Immordino, sworn and examined,
testified through the interpreter. I am a shoe-
maker by trade and I live in Trenton, N.J.
I saw him on Saturday the 30th of May, it
was Decoration day; it was about five or half
past five o'clock in the evening. A watch
was taken from me. I am a stranger in
the city. I live in Trenton. I was only one
day in the city then; the watch was taken in
Elizabeth street near the church, not far
from Broadway. The prisoner came up to
me in the street and commenced to
talk in Italian. He said he came from
Mexico and asked me if I could indicate
to him a bank where he could change
his money. Then whilst he was talking to
me another Italian came up; he stood
there not saying anything, and the
prisoner was talking about a bank to
change his money; then the other one
said, I know where a bank is, I will
show you where a bank is to change
your money. The defendant said he wanted
to go to Italy and he wanted to change
the money that he had into Italian
money. Then we walked a little distance

POOR QUALITY
ORIGINAL

0867

the prisoner said, "Where are we going?
where do you want to take me?" Then the
other Italian, whom I do not know, I
could recognize him if I saw him,
said, "Are you afraid of ~~the~~ us? I have
property and this man has property;
you need not be afraid of us." Then the
other Italian whom he said, "you need
not be afraid of us," he took out his pocket
book and showed him some money
and his watch. He said, "I have money
and have a watch." Then the other one
said to me you also show him your
money that you have and show him
your watch. Then I took out also my
watch and showed him that I have a
watch and I took out my pocket book.
He said, "That money have you got in
your pocketbook?" Then I opened it and
I had five dollars and fifteen cents, and
as I held the pocket book in my hand
and the watch, the watch was detached
from the chain and showed it to both
of them; they both grabbed the pocket
book and the watch and ran away.
They gave me a push that I nearly
fell to the ground. I staggered. Then
I was about to run after them all

at once they disappeared. I did not see them any more. Then for three days I walked around in the streets of New York to see if I could meet them somewhere. I was with my cousin who lately arrived from Italy, and on the way to go to the Bowery to take his things, his trunk and other things that he had sent out to Trenton, and coming from Mulberry street there is a little square and there I saw the prisoner walking. I recognized him immediately. Then I did not want to go near him; then I sent my cousin and told him to speak to him. My cousin went up to him and said, "Could you show me where 198 Elizabeth street is? My cousin told him he only lately arrived and did not know the streets, and if he would be so kind as to take him to that place, and so they walked together. Then they went on to 199 Elizabeth st. and I at a distance watched them and followed them. My cousin went in a saloon with him, and as soon as they went in the saloon I entered it also. As soon as he (the defendant) saw me he tried to get away. I said, No, you did not come here to show

POOR QUALITY
ORIGINAL

0869

the house to my cousin. I want my watch from you." He said, I do not know you. I say, I do not want to raise a quarrel or a disturbance here. I will treat you on the contrary: give me my watch and there will be nothing said about it. Then he wrote a letter saying, that the watch is pawned in Brooklyn, and another man has the pawn ticket of the watch, and he gave me that letter to go there and get it. Then he gave me the letter I had him arrested, and I gave the letter to the detective. I did not go to Brooklyn. I remained there and had him arrested.

Daniel G. Barak, sworn and examined. I am the manager and Superintendent of the steamer Idlewild and was so on the 30th of May last. Where was the steamer Idlewild after 10.15 a.m. that day? She was at different landings, Great Neck about eleven o'clock. Where was she at twelve o'clock? Twelve o'clock she was at Glen Cove over night and one o'clock about at Roslyn and she laid at Roslyn until 4.30 on her return. What time did she reach New York? She reached New York about seven o'clock in the evening. Was she at

her pier in New York city any time between half past ten o'clock or eleven and half past six?
No sir. The paper now shown you is descriptive of where that boat was on that day, is it not? Yes.

Cross Examined. Do you know this man? Yes sir. Did you ever see him on board the Sallewild? He used to sell papers on the Sallewild - not every day, some days he was not there, pretty regular thing. I never was absent. You do not know whether he was on the boat on Friday, Thursday, Wednesday or Tuesday or any other day preceding do you? I did not charge my mind particularly with it, but I think he was.

By the Court. At 9.30 the boat left this city? Left at ten o'clock. Did not get back until about seven o'clock? No sir. From ten to seven o'clock, May 30 the Sallewild was not in the city and County of New York at all? Not at all.

Pietro Murmordino recalled by Counsel. Did you ever see this man before that Saturday afternoon? Never before. Had you been thinking that day at all or the afternoon that you arrested this man? May be I had a glass of beer, I do not recollect. I mean the day that you arrested this man, on the Tuesday?

I did not drink. You knew that there was a saloon in 198 Elizabeth street? Yes. How long were you in the city? I was four months in New York before that. You knew that there was a saloon in that number? Yes, I knew because my cousin lived there. On this Saturday in front of what number in Mulberry street was it that you lost your watch? I could show you the house, but I do not know the number. I cannot tell you if it is Canal or Grand street, it is across the street where the Catholic church is; it is not in Mott street. That church is situated in a little street going from the Bowery to Mott st. and Third street. There were a great many people in the street that afternoon.

Angelo Palmiero, sworn and examined for the defence testified:

I live at 149th street and Morris avenue. I work at a machine that turns around with wooden horses at Bummell's 133^d street. Willis avenue, southern boulevard - it is a big garden. I know the defendant nearly two years; we always worked together at Bummell's Park; he was turning, so the horses would go

POOR QUALITY
ORIGINAL

0872

round. On a Saturday two or three weeks ago did you see this man ~~there~~ there when all the flaps were flying? Yes. I saw him about four or five o'clock in the afternoon; he came to his work about that time; we had no fixed hour to commence that work. Sometimes they commenced at four and sometimes at five o'clock.

On this Saturday are you sure that he was there at four o'clock from that time on, halfaday? I think it was four or five o'clock that we arrived there.

How do you know the time? By the sun. August Richter, sworn and examined.

What is your business? Carousals and swings at Brummell's Park, 133 Street and Willis Avenue. I know the witness who was lost in the stand; he worked for me last year. I know the defendant; he worked for me - both of them worked at the Carousal and the swings. They go to work at different times. Some pic nics commence at three, some at four and some at seven o'clock. The pic nic commenced on Decoration day at three o'clock. It was about four o'clock when I saw the defendant. I don't know where he was at three o'clock. I saw when he came in and helped the other Italian.

Gus Augusta, sworn and examined.
I live at 14 Roosevelt street; we used to live
in No. 27 Roosevelt street before we moved
out; this is about a couple of months
ago. What is your business? Selling
newspapers about eight or nine years;
on all the steamers, New Haven, Hart-
ford and Bridgeport boats and all
the steamboats on the East river. Do
you do any boot blacking anywhere?
Yes, in Brooklyn on Sundays. Did you
take this man's watch or money? No.
Did you see him on Decoration Day? No.
Where were you on Decoration day, what
were you doing? I was shining over in
Brooklyn. About one o'clock I left there
and went up to Bunnell's Park.
Did you go on board the Idlewild
that afternoon? No sir, it was on a Friday.
I was selling papers. Why didn't you
go on Saturday on the Idlewild? There
was not much passengers going,
not regular customers. I used to serve
with papers; it was only for an excursion
boat. I never go on in holidays. What
time did you go to Bunnell's Park
that afternoon? About four o'clock I
went up on the corner of Willis ave.

POOR QUALITY
ORIGINAL

0074

and Boulevard.

Cross Examined. Did you tell Judge Hogan in the Tombs where he asked you where you were on that day that you were down on board the Sollers at pier 18 East River? No sir. Did you not tell him you were on board the Sollers, Capt. Banks, on the afternoon of Decoration day at five o'clock? No sir. The complainant here testifies that you said you had pawned the watch you gave him a letter to where he could find the ticket, is that true? Yes sir. You speak Italian don't you? Yes sir. I was taking my brother to school, it was on Tuesday morning June the second these men came and tapped me on the shoulder on the corner of the Five Points; he says, "Please Johnny want you be kind enough to show where Elizabeth street is." I said, "Wait till I take my brother to school, when I come out I will take you." Then I got out of school I took the gentleman up there. I says, "This is his place of business." He says, "Thank you." He says, "Do you drink beer?" I says, "No." He says, "Come on down, we will have a glass of beer. There was three or four

were back of me; they said, "Come on down". They forced me ^{to come} down. I had to go about my own business. So they put me down; they made me eat something, gave me some beer and got me half drunk. I was going outside to buy a package of cigarette. I said, "Wait till I come back." They said, "Hold on, do not come out. I will go outside and buy a pack." He went out and bought me a pack out of his own money. He said, "Smoke all you want." I took a couple. ~~He~~ they gave the rest of them away. In about two or three minutes later they called me in another room; they said, "Give up that watch, or we shall kill you." I says, "I don't know anything about that watch." He says, "you have got to come, you are the fellow who took my watch and I want it, or else we shall have trouble in this house today." I said, "I don't care, you can kill me if you want to." He said, "I am not going to kill you. Are you going to give me my watch?" They had a pistol and a razor. They said, "We will cut your head off and put it in a trunk."

To save my life I said another boy had it, and he lives over in Brooklyn. That is not the fellow at all that did have it. Who did have it? Nobody. You told them this in order to get rid of them? Yes. I gave a letter to Billy the barber over in Brooklyn, to give Billy the ticket on the watch. After you wrote that they had you arrested, didn't they? No sir; they got hold of me, three or four men, they got hold of me by the throat and took me up to the station house. They did not kill me, but they meant to kill me though; they got me arrested right there. "Billy" is not here, he lives in Brooklyn; he kept a barber shop there. I was arrested on Tuesday morning, June 2nd.

Daniel Hofan, sworn and examined by District Attorney. I did not arrest the defendant. I was the officer put in charge of this case at the Police Court. Judge Hofan asked him where he was that afternoon at five o'clock? He said he was at pier 18 east river that afternoon. The Judge asked him who was in the dock or on the boat that he could refer him to? He said, a man named Banks and a man named Smith. The Judge asked him where he was that afternoon at the

POOR QUALITY
ORIGINAL

0077

time the robbery was committed. May 30th, Decoration day. He told me he was on board the Idlewild, Pier No. 18 East River at that time. Cross Examined. Were you standing at the time of this conversation took place? On the platform right alongside the Judge; the prisoner was standing at the railing below me, about two feet away from the Judge. The complainant had told the Judge about the matter. The Judge asked him where the pawn ticket was, and he directed me over to 660 Myrtle Avenue; he told the Judge that Billy the barber had it. You were not going to kill him were you? No sir. I went to 660 Myrtle Avenue. I ~~did~~ not remember hearing him asked whether he was married or not. He said he sold papers on the Idlewild every afternoon. You have investigated that fact have you not? Yes sir. You found that out to be correct? I found but he had been working there nearly every day. Did he say anything to you about Brunmels Park that day? No sir, it never was mentioned.

The jury rendered a verdict of guilty of grand larceny in the second degree. The prisoner was remanded for sentence.

**POOR QUALITY
ORIGINAL**

0070

Testimony in the
Case of
Gus Augusta
filed June

1941

**POOR QUALITY
ORIGINAL**


0879

The half of the
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**POOR QUALITY
ORIGINAL**

0000

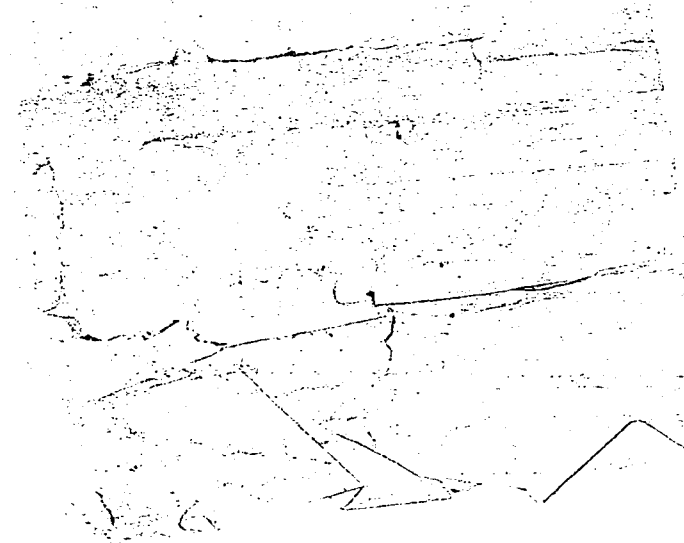
Letter B. B. B. B. B.
have



**POOR QUALITY
ORIGINAL**

0001

*Love Beating
hairs*



POOR QUALITY
ORIGINAL

0002

Please John
Come and see
me at 10:30
Liberty St.
and I want
you like to
come home
with me
I want to
see you
I want to
see you
I want to
see you

POOR QUALITY
ORIGINAL

0003

Grandfather

John show this man
where Billy is Barpe
soph and get thick
and went to ~~that man~~
him

also went to
him please Gus

Augusta

**POOR QUALITY
ORIGINAL**

0004

Dear

Write these few lines

Broader and broader

POOR QUALITY
ORIGINAL

0005

*The defendant claimed as his defense
that he was aboard of the vessel
Idlewild at the time the Larceny was
1891. GRAND 1891.*

EXCURSION
— ON —
DECORATION DAY,
Saturday, May 30th, 1891,
— TO —
GREAT NECK, SANDS POINT,
GLEN COVE, SEA CLIFF,
GLENWOOD and ROSLYN.
THE STEAMER

IDLEWILD

WILL LEAVE

Pier 24, E. R., Peck Slip, - - 10.00 A. M.
Thirty-First Street, E. R. - - 10.15 A. M.

RETURNING

Will leave ROSLYN, 4.30; GLENWOOD, 4.40; SEA CLIFF,
5.00; GLEN COVE, 5.10; SANDS POINT, 5.35;
GREAT NECK, 6.00 P. M.

SUNDAY TRIPS WILL COMMENCE MAY 31st, 1891.

*Admitted. Daniel J. Boyle who is the Superintendent
of Steamer Idlewild, that at the time the defendant
claimed to have been aboard of the said vessel
he was at the points mentioned in the time
table on this circular. R. D. Sullivan Clerk*

**POOR QUALITY
ORIGINAL**

0006

*The defendant claimed as his defense
that he was aboard of the vessel
Idlewild at the time the Larceny was
1891. GRAND 1891.*

EXCURSION

— ON —

DECORATION DAY,

Saturday, May 30th, 1891,

— TO —

GREAT NECK, SANDS POINT,

GLEN COVE, SEA CLIFF,

GLENWOOD and ROSLYN.

THE STEAMER

IDLEWILD

WILL LEAVE

Pier 24, E. R., Peck Slip, - - - 10.00 A. M.

Thirty-First Street, E. R. - - - 10.15 A. M.

RETURNING

Will leave ROSLYN, 4.30; GLENWOOD, 4.40; SEA CLIFF,
5.00; GLEN COVE, 5.10; SANDS POINT, 5.35;
GREAT NECK, 6.00 P. M.

SUNDAY TRIPS WILL COMMENCE MAY 31st, 1891.

*Admitted. Daniel J. Danis who is the Superintendent
of Steamer Idlewild, that at the time the defendant
claimed to have been aboard of the said vessel
he was at the points mentioned in the same
other on the Circular R.R. Union Club*

POOR QUALITY
ORIGINAL

00007

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Gus Augusta

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

The said

Gus Augusta

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

\$5.00 *two* promissory notes for the payment of money of the kind commonly called United
States Treasury Notes, of the denomination and value of *two* dollar *each*; *two*
promissory notes for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *two* dollar *each*; *two* United States Gold Certificates,
of the denomination and value of *two* dollars *each*; *two* United States
Silver Certificates, of the denomination and value of *two* dollar *each*;

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

divers coins of a number, kind and denomination
to the Grand Jury aforesaid unknown, of the
value of five dollars, and one watch
of the value of forty-five dollars

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

De Lancey Nicoll,
District Attorney.

0000

BOX:

439

FOLDER:

4051

DESCRIPTION:

Austin, John

DATE:

06/16/91



4051

POOR QUALITY
ORIGINAL

Witnesses:

After coming down with Officer
William J. Murray on the 11th
precinct who knows all the
facts in this case. Upon
this I state that
complaint was made
that wife was taken
most of the time and that
the kept victim as a
in court having been
and when many are taken
appearing that the combined
force cannot be found as
he was gone to fight with him
for years of all said facts
I therefore recommend
that the report be taken
on his own word, no more
Hearings
June 23/91

Counsel
Filed 16 day of June 1891
Pleas July 17

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

THE PEOPLE

vs.

John Austin

JOHN R. FELLOWS

District Attorney.

A True Bill.

Chas. T. Miller Foreman.

June 23/91
Discharged on his
own recognizance

POOR QUALITY
ORIGINAL

0090

Police Court 5 District.

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

of No. 140 Chryski Street, aged 53 years,
occupation white washer being duly sworn
deposes and says, that on the 11 day of June 1887 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Austin and (Gummers)
John stabbed and cut deponent
in the face and on the right
side of the body with a knife
then and there held in his
hand,

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

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

Sworn to before me, this 12 day
of June 1887.

Lewis Price
Police Justice

POOR QUALITY
ORIGINAL

0891

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty

his
John + Austin
mark

Taken before me this

Day of

1887

Police Justice

POOR QUALITY
ORIGINAL

0092

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

Police Court...

District...

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Smith
John Smith

Offence

John Smith
Assault

Date

June 17 1891
Magistrate

Magistrate

Witnesses

No. _____
Street _____

No. _____
Street _____



No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

1000.00 June 13 - 91

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

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

Dated *June 17 1891* *Police Justice*

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0093

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 Austin

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

The said

John Austin
late of the City of New York, in the County of New York aforesaid, on the
eleventh day of June, in the year of our Lord
one thousand eight hundred and eighty-nine, with force and arms, at the City and County
aforesaid, in and upon the body of one *Lewis Price*
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* — the said *Lewis Price*, with
a certain ~~pistol~~ *knife* then and there loaded and charged with gunpowder and one leaden
bullet, which the said *John Austin*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there ~~shoot off and discharge~~ *strike, stab, cut and wound*,
with intent *him*, the said *Lewis Price*,
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

John Austin
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Lewis Price* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and to, at and against *him* the said
Lewis Price, with a certain *knife*
a certain ~~pistol~~ then and there charged and loaded with gunpowder and one leaden bullet,
which the said *John Austin*

in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully ~~shoot off and discharge~~ *strike, stab, cut and wound*, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANGLY NICOLL.

JOHN R. FELLOWS,

District Attorney.

POOR QUALITY
ORIGINAL

1074

Witnesses:

Counsel,

Filed

day of June 1891

Pleads,

May 18/91

THE PEOPLE

vs.

[Signature]

[Signature]

John Bruckley

[Signature]

June 13/91

JOHN R. FELLOWS,

District Attorney.

County of Cook

Special License

A True Bill.

Dec 1/91

[Signature]

Notman.

Part 3. Dec. 6/93.

Forfeited

VIOLATION OF EXCISE LAW
(Keeping Open on Sunday)
[Ill. Rev. Stat. (7th Edition), Page 1989, Sec. 5.]

**POOR QUALITY
ORIGINAL**

1075

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 Buckley

The Grand Jury of the City and County of New York, by this indictment, accuse *John Buckley* 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 Buckley* late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *August* in the year of our Lord one thousand eight hundred and *eighty-nine*, 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 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.

1077

**END OF
BOX**