

0795

**BOX:**

439

**FOLDER:**

4051

**DESCRIPTION:**

Abbott, Timothy

**DATE:**

06/04/91



4051

POOR QUALITY ORIGINAL

0796

*Adopted*

Counsel,

Filed

*of June 1889*

Pleas,

*Equity*

THE PEOPLE

vs.

*I*

*Timothy Abbott*

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

*by*  
*Richard*  
*Adams, Sheriff*  
JOHN R. FELLOWS,

District Attorney.

*Richard*  
*Lobby*  
*244*

A TRUE BILL, S.P. 6 yrs.

*Geo. J. Imbrie*  
Foreman.

*[Signature]*

Witnesses:

.....  
.....  
.....  
.....

POOR QUALITY ORIGINAL

0797

Police Court 157 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

of No. 87-4<sup>th</sup> Avenue Street, Aged 40 Years  
Occupation Laundry being duly sworn, deposes and says, that on the  
31 day of May 1887, at the 6<sup>th</sup> Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of 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  
deponents person, and threw the said  
cloak over deponents head, and took  
hold of deponents hair, and threw  
him down in the street, and that

day of May 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 depose me this }  
1<sup>st</sup> day of June 1891

*[Signature]* Police Justice  
Dated 1891  
guilty of the offence therein mentioned, I order him to be discharged.

There being no sufficient cause to believe the within named  
Dated 1891  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.

Dated 1891  
I have admitted the above named  
of the City of New York, until he give such bail.  
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

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 \_\_\_\_\_  
Dated: \_\_\_\_\_ 1891  
Magistrate.  
Officer.  
Clerk.  
Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
\$ \_\_\_\_\_ to answer General Sessions.

Offence—ROBBERY.

**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 1885

[Signature]  
Police Justice.

[Signature]

**POOR QUALITY ORIGINAL**

08000

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Samothy Abbott*

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.

*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 Abbott  
mark*

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

*Samothy Abbott  
mark*

Taken before me this  
day of *Sept* 188*7*

188

Police Justice.

POOR QUALITY ORIGINAL

0801

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, Ec.,  
ON THE COMPLAINT OF,

*Joseph J. ...*  
*187 W. ...*  
*Stuyvesant, ...*

Offence

*Robbery*

Date

*June 1 1891*

Magistrate

*James ...*

Witnesses

*As S ...*

No. ...  
*289*

No. ...  
*10*



No. ...  
*2072*

*to answer*  
*[Signature]*

*mm*

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~~ *to* 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* 18 *91* *[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 *Friday* 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 *Sarah Smith,* in the peace of the said People then and there being, feloniously did make an assault, and *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of 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*; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *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 two dollars, and of the value of two 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 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*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *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*; *two* United States Silver Certificates of the denomination and value of five dollars *each*; *three* United States Silver Certificates of the denomination and value of two dollars *each*; *six* United States Silver Certificates of the denomination and value of one dollar *each*;

#60.-

**POOR QUALITY  
ORIGINAL**

0003

~~Three~~ United States Gold Certificates of the denomination and value of twenty dollars each; ~~nix~~ 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 Song,  
from the person of the said Song Song, — against the will,  
and by violence to the person of the said Song Song, —  
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

POOR QUALITY ORIGINAL

0805

Witnesses;

Counsel,

Filed

City of *June* 18 *91*

Pleads,

THE PEOPLE

vs.

*Edward M. Achee*

*Grand Larceny, 3rd degree*  
(MISAPPROPRIATION,  
[Sections 528, 587 — of the Penal Code])

*John R. Fellows*  
JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

*In the within case after  
a most complete examination  
of all the facts I think  
that a suspension of  
sentence will satisfy  
the ends of justice  
Windsor Jones  
June 17, 1891, Capt. and Dist. Atty.*

*John J. [Signature]*  
June 19, 1891

*[Signature]*  
June 19, 1891

*[Signature]*  
June 19, 1891

*[Signature]*  
June 19, 1891

*[Signature]*  
June 19, 1891

*(see papers therein) 17*

**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 :  
10<sup>th</sup> day of June, 1891. :

*Chas. J. Cossin*  
*Notary Public*  
*in & for Dutchess Co.*

*DeWitt Heermance*

**POOR QUALITY ORIGINAL**

0809

COURT OF GENERAL SESSIONS

of the City & County of New York.

-----X  
 The People :  
 :  
 ---against--- :  
 :  
 E D W A R D M. A C K E R. :  
 :  
 -----X

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 Grandfather, 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 firmly believes that the promotion of the highest object of criminal 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.

*Martin Heermance*

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

*Chas F. Corson, 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 : Pled 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: *Geo J Greenfield*  
this <sup>11<sup>th</sup></sup> ~~10th~~ day of June, 1891. :

*Thomas E Rogers*  
*Notary Public*  
*Wings Co*



**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. :

*[Signature]*  
*Notary Public*  
*King Co*  
*N.Y.*



**POOR QUALITY ORIGINAL**

0815

2.-

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.

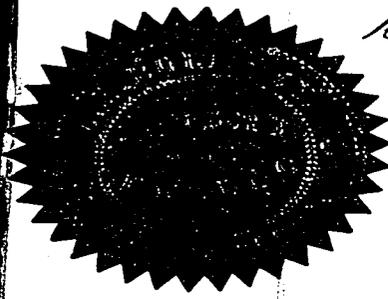
Deponent further saith that they are dependent upon him for their support, and as far as he knows have no other means of support, than that which has been furnished by the said Edward M. Acker.

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

*Wm. H. Buckley*  
*Notary Public*  
*Kings Co. N.Y.*

*Edward M. Acker* M.D.



**POOR QUALITY ORIGINAL**

0015

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:

H A T T I E A C K E R, 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**

0017

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 <sup>been given to my husband's attorney &</sup> 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 : *Hattie Acker.*  
this *11<sup>th</sup>* day of June, A. D., 1891. :

*David W. Price*

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

**POOR QUALITY ORIGINAL**

0010

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

0819

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~~<sup>case</sup> 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 *W. A. Conklin*  
*Twenty 64* Dollars

*\$20 64/100* *Wm. J. ...*

MADE A GRAND, 1271, 10 BARCLAY ST. N. Y.

**POOR QUALITY  
ORIGINAL**

0023

H. A. Lovell  
M. S. 1869.

Indorsement  
of correct  
reference

**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 *H. A. Cooklin*

One hundred <sup>00</sup>/<sub>100</sub> Dollars

\$100 <sup>00</sup>/<sub>100</sub>

*Joseph W. ...*

ROBEY & BRAND, LITH. 10 BRANCLY ST. N. Y.

**POOR QUALITY  
ORIGINAL**

0025

*J. A. Cousin*  
*Em. 1854*  
*Improvement*  
*Convent*  
*Improvement*

POOR QUALITY ORIGINAL

0826

Police Court

District.

Affidavit—Larceny.

City and County } ss:  
of New York,

Henry A. Corliss

of No. 135 Pearl  
occupation Truckman

Street, aged 55 years,

being duly sworn,

deposes and says, that on the 16 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:

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 appropriate 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 Kaymann that the said said defendant did receive said sum of money on said date

Henry A. Corliss

Sworn to before me, this

16

day

Charles H. ...

Police Justice.

**POOR QUALITY ORIGINAL**

0827

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 42 years, occupation Importer of No. Samuel Kaufmann  
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 } S. Kaufmann  
Charles Kuntze  
Police Justice.

POOR QUALITY ORIGINAL

0828

Sec. 198-200.

*1st*

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Edward M. Acker* 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.

*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 Blueker 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. ...*

Police Justice.

POOR QUALITY ORIGINAL

0029

*Handwritten notes:*  
\$1000 for  
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...  
15<sup>th</sup>  
748

THE PEOPLE, vs.,  
ON THE COMPLAINT OF

*Henry A. Conklin*  
138 Pearl St.  
Edward M. Cohen

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence *Larceny*

Date *May 26 1891*

*John J. Smith*  
*John Bates*  
Magistrate.  
Precinct.

Witness *Samuel Kaufmann*  
No. *350* *Washington* Street.

No. \_\_\_\_\_ Street \_\_\_\_\_  
No. *179* Street \_\_\_\_\_  
RECEIVED  
DISTRICT ATTORNEY  
OFFICE  
MAY 28 1891

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

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

Dated *May 29<sup>th</sup>* 18*91* *Charles W. 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**

0030

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

Poughkeepsie, June 16th, 1891.

Hon. De Nancy 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. His interest in the boy is of a personal nature solely. His grandfather secured 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 appropriating 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 Heermann*

**POOR QUALITY  
ORIGINAL**

0832

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,

*Joseph Parker, Jr.*

**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 *Edward M. Acker* of the CRIME OF *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

*Plat June 19*  
Counsel,  
Filed *17* day of *June* 189*1*  
Pleads,

THE PEOPLE  
vs.  
*Frank Adams*  
Grand Larceny, *1st* Degree,  
(From the Person.)  
[Sections 528, 531 Penal Code].

*618*  
*618*  
*John R. Fellows*  
District Attorney.  
*Judge Camp*  
A True Bill.

*John J. Adams*  
Foreman  
*June 19 1891*  
*Frank Adams*  
*S.P. 2 1/2 yrs.*

Witnesses:

**POOR QUALITY ORIGINAL**

0036

*17/18/19*  
*Filed June 19*

Counsel,  
Filed *17* day of *June* 189*1*  
Pleads,

THE PEOPLE  
vs.  
*Frank Adams*  
Grand Larceny, *Second Degree.*  
(From the Person.)  
[Sections 528, 531, Penal Code].

*618 mm*  
*Reynolds*  
**JOHN R. FELLOWS,**  
District Attorney.

*Judge Cowing*  
**A True Bill.**

*John J. Adams*  
*June 19 1891*  
Foreman  
*W. G. [unclear]*  
*S. P. 2 1/2 [unclear]*

Witnesses:

POOR QUALITY ORIGINAL

0837

39

Police Court District.

Affidavit-Larceny.

City and County of New York, ss:

John Kircher 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 when in the left side lower pocket of deponents vest then found there was by deponent as a part of his bodily clothing

Subscribed and sworn to before me, this 11th day of June 1891, Police Justice.

POOR QUALITY ORIGINAL

0030

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 retreat arrested  
jump from the front platform  
of said car and run away  
whereupon defendant caused the  
arrest of defendant (number?)  
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

*[Signature]*  
Police Justice

*[Signature]*  
Jacob Weinman

**POOR QUALITY ORIGINAL**

0839

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*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 11/2 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

1897

Police Justice

POOR QUALITY ORIGINAL

0840

BAILLED,

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

1 *James O'Donoghue*  
2  
3  
4

Offence *Larceny from the Person*

Date

*June 8 1891*

*Sheehan* Magistrate  
*Connell* Officer

Witnesses

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

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

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



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

*1000* to answer

*1000 St. Louis 9-9-91*

*Wm. M. ...*

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* 18*91* *Wm. M. ...* 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 Ricoll,*  
*District Attorney.*

0842

**BOX:**

439

**FOLDER:**

4051

**DESCRIPTION:**

Ahmuty, Richard

**DATE:**

06/18/91



4051

**POOR QUALITY ORIGINAL**

0043

Counsel,

Filed

Pleds,

18 June 91

THE PEOPLE

vs.

7

Richard Amity

Burglary in the Third degree,  
and attempt at grand  
larceny in the second degree.

[Section 498.50, 6.34, 0258, 531.]

DeLaney Nicoll,  
JOHN R. HILLIAMS

District Attorney.

**A True Bill.**

John J. Hill  
Foreman.

18 June 91

Richard H. Ray  
Catholics Pro

Witnesses:

POOR QUALITY ORIGINAL

0844

Police Court 154 District.

City and County of New York, ss.:  
of Hudson Beach S/5 N.Y.C. & H.R.R.R. George Dell, aged 45 years,  
occupation Watchman being duly sworn

deposes and says, that the ~~precise~~ railroad car No 1564 ~~that~~ that was ~~was~~ used on the ~~city and county~~ railroad tracks in Hudson Streets between Beach <sup>and</sup> Lighthouse Streets and which was ~~occupied by~~ used on New York Central <sup>Railroad</sup> Hudson River ~~Railroad Company~~ Company

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 <sup>and</sup> ~~charge of~~ deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by 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. Sullivan  
Police Justice

**POOR QUALITY ORIGINAL**

0045

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Richard R Ahmuty* 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 Ahmuty*

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 Ahmuty*

Taken before me this

*[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---

District

803

THE PEOPLE, etc.,  
ON THE COMPLAINT OF

*George Bell*  
*Richard R. Anthony*

Offence *Burglary with intent to steal*

Dated *June 13 91*

*S. W. Smith* Magistrate.

*Police 5* Officer.

Witnesses *William A. Fagan*

No. *100 & 23rd* Street.

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

No. *200* Street.

To answer *Q. M.*

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  
Richard Ahnuty

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

400 EAST 23<sup>d</sup> STREET,

New York, June 13, 1891.

CASE NO. 57314 OFFICER H. A. Finn  
DATE OF ARREST June 12, 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

G. Helms Surkin  
Dist

**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**

0049

**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 Aminty*

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

*Richard Aminty*

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

The said *Richard Aminty*,

late of the *Fifth* - Ward of the City of New York, in the County of New York aforesaid, on the *twelfth* 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**

0850

SECOND COUNT—

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

*Richard W. Smith of the crime of attempting to commit*

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

The said *Richard W. 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 ~~stands~~ *in the railway-car* then and there being found, ~~from the dwelling house aforesaid~~ *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.

*DeSaverly Hill,*  
*Attorney*

0851

**BOX:**

439

**FOLDER:**

4051

**DESCRIPTION:**

Arena, Guiseppe

**DATE:**

06/24/91



4051

**POOR QUALITY ORIGINAL**

0852

292.  
out of Giuseppe P. Povero Sub.

Counsel, *W. Manerick*  
Filed *July 1891*  
Pleas *July 20*

[Sections 528, 587 of the Pennl Code]  
(MISAPPROPRIATION.)  
LAWRENCE, PENN.

THE PEOPLE  
vs.  
Giuseppe Arena

*July 21/91*  
*Richard Tholl*  
*JOHN R. WILSON*  
*Attorney*  
*Assoc. Sec. Sec. Sec.*

**A True Bill.**

*Chas. J. [Signature]*  
Foreman.  
*July 21/91* Present, no record  
*July 6 - 1891*

Witnesses;

In view of the enclosed statement of the complainant's procurement, this division of the witness judge present July 7/91  
*Anton J. [Signature]*  
*J. [Signature]*

POOR QUALITY ORIGINAL

0853

Police Court 2 District. Affidavit—Larceny.

City and County }  
of New York, } ss:

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 1899 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 cut 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

of

189

day

Police Justice.

0854

POOR QUALITY ORIGINAL

pledge. Deponent took possession of them and demanded <sup>of the defendant</sup> 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 21<sup>st</sup> DAY OF June 1891

William Vanderzoo

D. J. Knott  
POLICE JUSTICE.

**POOR QUALITY ORIGINAL**

0855

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Giuseppe Arena 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. 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 1897  
William H. ...  
Police Justice.

0056

POOR QUALITY ORIGINAL

Police Court... 2 District... 892

THE PEOPLE, Ec., ON THE COMPLAINT OF

William Van Nostrand 1625 Broadway Giuseppe Arena

Grand Juror

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Date

June 21 1891

Officer

17 Precinct

Witnesses

No.

No.

No.

No.

No.

Amie Conyers 260 West 17th Street Room 17

1570 4.8

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 Fifteen 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 21 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

0857

Name of Witnesses:

Hermann Niclos

215<sup>th</sup> St. B.

Adam Smallburg

609 East 13<sup>th</sup> St

Max Schaul 204 St. A

John Smith.  
Rithey

POOR QUALITY ORIGINAL

0050

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 2<sup>nd</sup> 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

**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

*Agnes A. Arena*

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

The said *Agnes A. Arena*,

late 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*, at the City and County aforesaid, being  
then and there the ~~clerk and servant of~~ *agent and trader of*

*one David A. Saldin,*

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

*David A. Saldin,*

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 thereof is to be found upon*

*aforesaid indictment), of the value of one*

*hundred and twenty five dollars,*  
the said *Agnes A. 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. Saldin,*

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

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 Sancer Medd*  
**JOHN R. FELLOWS,**  
District Attorney.

0860

**BOX:**

439

**FOLDER:**

4051

**DESCRIPTION:**

Augusta, Gus

**DATE:**

06/12/91



4051



**POOR QUALITY ORIGINAL**

0062

178  
J. J. V.

Counsel,  
Filed *12* day of *June* 188*7*  
Pleads, *Magally 15*

Grand Larceny, & *second* Degree.  
(From the Person.)  
[Sections 528, 537 — Penal Code].

THE PEOPLE

vs.

*Geo Augustus*

DE LANGLY NICOLL,  
JOHN R. FELLOWS

*District Attorney.*

**A True Bill.**

*Geo. J. Smith*  
*Foreman*  
*James H. [unclear]*  
*Green [unclear]*  
*Simon [unclear]*

Witnesses:

POOR QUALITY ORIGINAL

0863

Police Court

1<sup>st</sup> 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 30<sup>th</sup> 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:

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 Maset and another man not

now arrested from the fact that deponent met the said Maset at about the hour of three o'clock P.M. on said date the deponent and another man was arrested and the deponent asked deponent to change some money for deponent and when deponent took some money from deponent's pocket which was in a purse the deponent snatched the purse containing said money from deponent's right hand and deponent snatched the watch from the left hand of deponent and ran away and disappeared. Deponent positively identifies deponent as the person that did take and carry away the aforesaid property from the person of deponent.

Immordino Pietro

Sworn to before me, this

of

1891

Police Justice

*[Handwritten signature and notes in the left margin]*

POOR QUALITY ORIGINAL

0864

Sec. 198-200.

151

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*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.

*[Signature]*

**POOR QUALITY ORIGINAL**

0065

*By June 2-2-20*

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

*John J. Murphy*  
*198*

1  
2  
3  
4  
Office

Date *June 2 1891*

Magistrate *H. H. H.*

Officer *H. H. H.*

Precinct *110*

Witness *Samuel P. Bonds*

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

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

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

\$ \_\_\_\_\_  
to Justice

*John J. Murphy*

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

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

Dated *June 2 1891* Police Justice. *H. H. H.*

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 Mammordino, 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 when 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 I 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 hold 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

POOR QUALITY  
ORIGINAL

0868

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 the 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 drinking 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?

POOR QUALITY  
ORIGINAL

0871

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 Palmoro, sworn and examined for the defence testified:  
I live at 149<sup>th</sup> street and Morris avenue. I work at a machine that turns around with wooden horses at Bummell's 133<sup>d</sup> 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<sup>rd</sup> 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 when he asked you where you were on that day that you were down on board the Sollwold at pier 18 East River? No sir. Did you not tell him you were on board the Sollwold, 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. He says, "This is his place of business." He says, "Thank you." He says, "Do you drink beer?" I say, "No." He says, "Come on down, we will have a glass of beer. There was three or four

men back of me; they said, "Come on down". They forced me <sup>to come</sup> 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. ~~of~~ 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 dont know any thing 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 home today." I said, "I dont 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, "He will cut your head off and put it in a trunk."

POOR QUALITY  
ORIGINAL

0876

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 2<sup>nd</sup>.

Daniel Hogan, 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 Hogan 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

0877

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. Where 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 ~~do~~ 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 18/11

**POOR QUALITY  
ORIGINAL**

0879

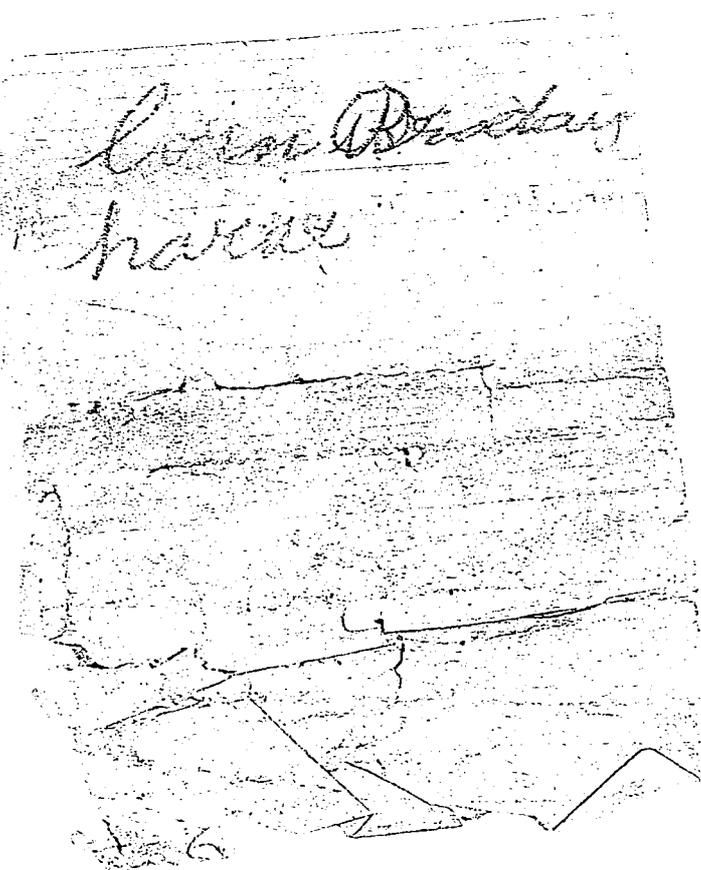
*Handwritten text on a lined slip of paper, possibly a receipt or note. The text is difficult to decipher due to the quality of the scan but appears to include:*

*Received of*  
*John Smith*  
*the sum of*  
*Five Dollars*  
*for*  
*rent*  
*of the premises*  
*at*  
*123 Main Street*  
*New York City*  
*for the month of*  
*January 1900*  
*Wm. J. Jones*

**POOR QUALITY  
ORIGINAL**

0000

*John D. ...*  
*...*



**POOR QUALITY  
ORIGINAL**

0001

Loren Bradley  
had



**POOR QUALITY  
ORIGINAL**

0002

Please John  
Come and see  
me at 1075  
Liberty St  
and I want  
you like to  
come back  
to me  
I will be  
glad to see  
you

POOR QUALITY  
ORIGINAL

0003

Grandfather

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

plus went to  
him please Gus

Augusta

**POOR QUALITY  
ORIGINAL**

0004

Dear \_\_\_\_\_  
I have these few lines  
to you and to your  
brother and to your  
sister.

**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. Burke 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 times  
given on this circular. R. D. Sullivan Clerk*

**POOR QUALITY  
ORIGINAL**

0886

*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. Danile <sup>SEE CARDS</sup> who is the Superintendent  
of Steamer Idlewild that at the time the defendant  
claimed to have been aboard of the said vessel  
she was at the points mentioned in the same  
letter 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* dollars each; *two* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *two* dollars 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* dollars 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 denomination and value of *one* dollar each; *three* United States Gold Certificates, of the denomination and value of *one* dollar each; *three* United States Silver Certificates, of the denomination and value of *one* dollar each;

*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**

0090

Police Court 3 District.

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

of No. 140 Chrystie 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 (numbers)  
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 } Lewis Price  
of June 1887 }  
Boyle Police Justice

POOR QUALITY ORIGINAL

0891

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

*John Austin* 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.

*John Austin*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*North Carolina*

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

Answer.

*140 Chrystie St 18 months*

Question. What is your business or profession?

Answer.

*Waiter*

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

Answer.

*I am not guilty*

*his  
John Austin  
mark*

Taken before me this

Day of

1887

*John W. ...*  
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

*Spring Street*  
*170 West 17th St*  
*John A. Smith*

Offence *Assault*

Date

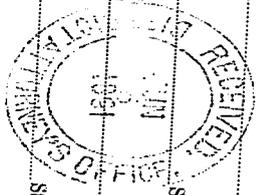
*June 17 1891*

Residence

*Magistrate*

Witnesses

*Officer*



No.

*1000*

*to answer*

*1000 St James St - 92nd*

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 ~~and one~~, 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 LANGLEY NICOLL,  
JOHN R. FELLOWS,  
District Attorney.

**POOR QUALITY ORIGINAL**

1074

*100*

Counsel,

Filed

day of *June* 1891

Pleads,

*May 18 1891*

THE PEOPLE

vs.

*[Signature]*

*John Buckley*

*[Signature]*

*John R. Fellows*

JOHN R. FELLOWS,

District Attorney.

*John R. Fellows*

*[Signature]*

**A True Bill.**

*[Signature]*

Noteman.

*Part 3. Dec. 6 1893.*

*Forfeited.*

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

Witnesses:

**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**