

00 10

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Sacco, Arsenio

**DATE:**

12/07/87



2760

POOR QUALITY ORIGINAL

0011

Witnesses:

46  
~~W. J. Owen~~  
J. Owen

Counsel,

Filed

day of

1887

Pleads

Guilty - by

THE PEOPLE

vs.

Arseino Sacco

Assault in the Second Degree.  
(Section 218, Penal Code.)

Filed 12th Dec 1887  
RANDOLPH B. MARTINE,  
Dec 10-13 1887  
Dec 1 1887 District Attorney.

A True Bill.

*[Signature]*

Foreman.

Part III December 21/87.

Filed & Returned

**POOR QUALITY ORIGINAL**

0012

Police Court 09 District.

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

of No. 56 Mulberry Street, aged 43 years,  
occupation Labourer being duly sworn

deposes and says, that on 6 day of November 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Asenio Sacco who here  
to wit Wilfully and maliciously  
cut and stabbed this deponent  
under the left shoulder with  
a knife then and there held in  
the hand of the said Sacco  
cutting and injuring this  
deponent

with the felonious intent to ~~take~~ take the life of deponent, and 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 dealt with according to law.

Sworn to before me, this 6 day  
of November 1887

John Peterson Police Justice.

Michael Sacco  
his  
Mark

POOR QUALITY  
ORIGINAL

0013

Bellvue Hospital

Nov 11/87

This is to certify that Michael  
Finner is confined here suffering  
from slight stab wound, and  
will be in condition to be  
removed at any time.

W. C. Braisted M.D.

House Surg. 4<sup>th</sup> Div.

POOR QUALITY ORIGINAL

0014

CITY AND COUNTY }  
OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

Frank J. Nugent

of No. 6th Precinct Police Street, aged 34 years,

occupation Policeman being duly sworn deposes and says

that on the 6th day of November 1887

at the City of New York, in the County of New York, deponent arrested

Seneca Sarca (now here) charged

with felonious assault upon Michaie

Fenner and Frank Fenner; that the

said Frank Fenner is sick in bed

suffering from said assault and

unable to appear in Court; deponent

asks that deponent be committed to

await the result of the said injuries,

and until the complainant may be

brought to court

Frank J. Nugent

Sworn to before me, this 7 day

of November 1887

W. J. Duffy

Police Justice

POOR QUALITY ORIGINAL

0015

81  
Police Court, \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank J. Nupent  
vs.  
Sena Sarea

AFFIDAVIT.

*Arrest on Michael James  
and Frank James*

*Adjd. on motion  
of def. to Dec.  
1st at 2 1/2 P. M.*

Dated Nov 7 1887

Duffy Magistrate.

Nupent Officer.

Witness, Tom Ginda

63 Mulberry

*[Signature]*

*Committed without bail  
to await result of injuries*

Disposition,  
*Let down for Nov. 25<sup>th</sup>  
at 9 1/2 A. M. Adjd to  
Nov. 27 at 10 A. M.*

**POOR QUALITY ORIGINAL**

0016

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Asenio Soeco* 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. *Asenio Soeco*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *63 Mulberry 6 months*

Question. What is your business or profession?

Answer. *Laborer*

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 did not do the complainant It was my brother*

*Asenio Soeco*  
*mu*

Taken before me this  
day of *April* 188  
*1888*

Police Justice.

POOR QUALITY ORIGINAL

0017

BAILED,  
 No. 1, by Raffaele Sindetti  
 Residence 25 Garrison Street.  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_

Police Court-- 3 1917  
 District 1  
 THE PEOPLE, &c.,  
 ON THE COMPLAINT OF  
Michael Drina  
56 West 100th  
Stamie Jones  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_  
 Dated Nov 1 1917  
J. M. Patterson Magistrate.  
Franklin Officer.  
 Witnesses \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. 1000 to answer \_\_\_\_\_  
 Street Conrad  
 Street G. S.  
 RECEIVED DEC 5 1887 DISTRICT ATTORNEYS OFFICE

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 200 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 Dec 1 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ 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 \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0018

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Armenio Sacco

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

Armenio Sacco

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Armenio,

late of the City and County of New York, on the 11th day of November, in the year of our Lord one thousand eight hundred and eighty seven, with force and arms, at the City and County aforesaid, in and upon one Michael...

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said Armenio

with a certain knife which he the said Armenio

in his right hand then and there had and held, the same being then and there a weapon likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, bruise 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.

0019

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Sargenti, John

**DATE:**

12/06/87



2760

0020

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Riley, Frank

**DATE:**

12/06/87



2760

POOR QUALITY ORIGINAL

0021

19<sup>th</sup> Dec 1887

Counsel,

Filed

1887

Pleads,

*culpability*

Grand Larceny, 2<sup>nd</sup> Degree.  
(From the Person.)  
[Sections 528, 531 Penal Code.]

THE PEOPLE

vs.

*John Sargent*

*Frank Riley*

*Dec 17 1887*

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*Alfred L. ...*

*Wm. D. ...*

Foreman.

*Wm. D. ...*

*Wm. D. ...*

*No 2 ...*

Witnesses:

POOR QUALITY ORIGINAL

0022

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Henry Morlot

of No. 1322 Herkimer St Brooklyn Street, aged 16 years,  
occupation Work in a toy factory being duly sworn

deposes and says, that on the 27<sup>th</sup> day of November 1887 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

Person of deponent, in the day time, the following property viz :

One solid gold horse shoe scarf  
pin set with a lake gerge diamond  
of the value of seven dollars  
(\$7.00)

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

John Sargenti and Frank  
Reilly (both now here) from the fact  
that at the hour of 5.30 O'clock P.M.  
Sunday November 27<sup>th</sup> 1887 deponent was  
in Washington Square Park looking at  
some boys playing when the said defendants  
came up to deponent together and in company  
with each other and after asking deponent  
where he lived the defendant Sargenti  
snatched said scarf pin from the scarf  
then and there worn by deponent, when they  
the defendants ran away.  
Deponent is informed by Detective John  
J. Sullivan of the 15<sup>th</sup> Precinct Police  
that after he arrested the defendants on the

Subscribed by me Henry Morlot  
1887

Police Justice

POOR QUALITY  
ORIGINAL

0023

Night of November 2<sup>nd</sup> he found a  
pearl pin in the possession of the  
said Sargenti. Dependent has since seen  
said pearl pin so found with the said  
Sargenti and fully identifies it as his  
property.

Wherefore dependent charges the said defendant<sup>s</sup>  
with being together and acting in concert  
with each other and feloniously taking  
stealing and carrying away said property  
from the person of dependent.

Sworn to before me  
this 29<sup>th</sup> day of Nov 1887

Henry Holob

John J. ...  
Police Justice

**POOR QUALITY ORIGINAL**

0024

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John S. Sullivan*  
aged \_\_\_\_\_ years, occupation *Police Officer* of No. *15th Precinct Police* Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of *Henry Mott* and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

29  
Nov 1887

*John S. Sullivan*

*John J. ...*  
Police Justice.

**POOR QUALITY ORIGINAL**

0025

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

*John Sargenti* 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 Sargenti*

Question. How old are you?

Answer

*22 years old*

Question. Where were you born?

Answer

*New York*

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

Answer.

*95, West, 3<sup>rd</sup> St 7 Mos*

Question. What is your business or profession?

Answer.

*Work in Delmonico Hotel*

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  
Jack Sargenti*

Taken before me this

day of

*Nov*

188

*John Sargenti*

Police Justice.

**POOR QUALITY ORIGINAL**

0026

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Frank Riley 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. Frank Riley

Question. How old are you?

Answer. 13 years old

Question. Where were you born?

Answer. New York City

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

Answer. 217 Greene St 3 years

Question. What is your business or profession?

Answer. School 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

Frank Riley

Taken before me this 29 day of Nov 1887  
John W. ... Police Justice.

POOR QUALITY ORIGINAL

0027

BAILED,  
 No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 8, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court-- 2  
 District 1965

THE PEOPLE &c.  
 ON THE COMPLAINT OF

1 Henry Morley  
 2 John Sargant  
 3 Frank Reilly

Offence Larceny

Dated Nov 29 188

John Sargant Magistrate

John J. Sullivan Officer

Witnesses

No. 1 John J. Sullivan  
 No. 2 Frank Reilly  
 No. 3 Henry Morley  
 No. 4 John Sargant

RECEIVED  
 DEC 1 1887  
 DISTRICT ATTORNEY'S OFFICE

No. \_\_\_\_\_  
 Street \_\_\_\_\_  
 TO ANSWER

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named John Sargant and Frank Reilly guilty thereof, I order that they be held to answer the same and they 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 they give such bail.

Dated Nov 29 188 John Sargant Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ 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 \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0028

441 W. 21st St. N.Y.C. Feb. 23 1898

Sir - May I take the  
liberty of addressing your  
house, in favor of the  
House of Misses, whose  
boy has been committed to  
the Hospital. She is a widow,  
in poor health, and her  
son's earnings are a great  
help to her. She act, for

POOR QUALITY ORIGINAL

0029

which he is prevailed  
 was, they committed  
 while playing matches  
 boys and school boys  
 meditation - and hope  
 the lesson will make  
 him careful in future.  
 He and his friends are  
 account honest people,  
 whose reputation should  
 have been maintained,  
 and the being in future

he writes is naturally much  
 worried about his school  
 Mr. Livingston - West Point  
 who are interested in seeing  
 the prisoners held here  
 ought to be sent to  
 to your school, I have  
 ready to listen to their  
 suggestions, - that I could  
 not do so - in - in -  
 very sincerely yours  
 J. M. ...

POOR QUALITY ORIGINAL

0030

General Sessions Court  
The People  
vs  
John Sargente

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

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

New York, Nov 29<sup>th</sup> 1887

CASE NO. 32535 OFFICER Sullivan 15<sup>th</sup> Precinct  
DATE OF ARREST Nov 28<sup>th</sup> 1887  
CHARGE Larceny from the person.  
AGE OF CHILD 12 years.  
RELIGION Catholic  
FATHER dead.  
MOTHER Jane  
RESIDENCE 95 West 3<sup>rd</sup> Street.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT  
Sargente resides with his mother Jane at  
95 West 3<sup>rd</sup> Street. On Feb 2<sup>nd</sup> 1887 John was  
tried for larceny in the Special Sessions Court  
and discharged. Boy has been employed a bar  
boy at Delmonico's Restaurant in Broad Street  
for the past year. Was a comfortable home.

All which is respectfully submitted,

Miss Terry  
President

To the District Atty.

POOR QUALITY ORIGINAL

0031

*Annual Session  
Court*

*The People  
vs  
John Sargente*

*Learn from the  
Penal Code, ss*

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

0032

STEPHEN S. BLAKE.

THOMAS J. SULLIVAN.

BLAKE & SULLIVAN,  
Counsellors-at-Law,  
73 CENTRE STREET.

*Memoranda*

New York, ..... 188

*John Sargenti - sentenced  
December 9, '87, by Recorder  
Smith to Catholic Protective  
for taking from another  
boy a scarf pin -  
Deft is a boy 13 years of  
age. Complainant and  
defendant were playmates  
together - Deft's previous  
character the good.*

**POOR QUALITY ORIGINAL**

0033

*General Session Court*

*The People*

*Frank Riley*

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

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

*New York, Nov 29<sup>th</sup> 1887*

CASE NO. *32535* OFFICER *Sullivan 15 Precinct*  
DATE OF ARREST *Nov 28/87*  
CHARGE *Larceny from the Person.*

AGE OF CHILD *12 years*  
RELIGION *Catholic*  
FATHER *Edward*  
MOTHER *Margaret*  
RESIDENCE *217 Green Street*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *Frank Riley resides at 217 Green Street with his parents Edward + Margaret. They have a comfortable home. Parents are respectable. The boy does not attend school or work. was never arrested before.*

*All which is respectfully submitted,*

*Wm. J. ...*

*To ...*

**POOR QUALITY ORIGINAL**

0034

*James Seewald*  
*Esq.*

*of Academy from the*  
*Penal Code, §*

*The People*  
*vs*  
*Francis Riley*

**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

0035

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 Saragutti and  
Franka Pideruf*

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

*John Saragutti and Franka Pideruf*  
of the Crime of GRAND LARCENY in the *second* degree, committed as follows:

The said *John Saragutti and Franka Pideruf*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*seven*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms,

*one ready coin of  
the value of seven dollars,*

of the goods, chattels and personal property of one *Henry Mott.*  
on the person of the said *Henry Mott,*  
then and there being found, from the person of the said *Henry Mott,*  
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.

*Franka Pideruf*  
District Attorney.

0036

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Sauberlich, Oscar

**DATE:**

12/07/87



2760

**POOR QUALITY ORIGINAL**

0037

Counsel, *Dec*  
Filed *7* day of *Dec* 188*7*  
Pleads

CONCEALED WEAPON.  
(Section 410, Penal Code.)

THE PEOPLE

vs.

*Oscar Samberlich*

*R*  
*W. B. Martine*  
RANDOLPH B. MARTINE,

District Attorney.

**A TRUE BILL.**

*Alfred [unclear]*  
*Dec 8/87*  
Foreman.  
*Plends Guilty*  
*2 1/2 P.M. 1887*

Witnesses:

POOR QUALITY ORIGINAL

0038

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

POLICE COURT— 3<sup>rd</sup> DISTRICT.

I, Edward Rothschild  
of No. 114 Precinct Police Street, being duly sworn, deposes and  
says that on the 2<sup>nd</sup> day of December 1887  
at the City of New York, in the County of New York, dependent arrested,

Oscar Sanderlich, now here,  
in Houston Street, fighting  
with another man.  
That he had then in his  
possession and partially  
concealed on his  
person the metal knuckles  
now here shown, which de-  
pendent found in the pockets  
of the over-coat then upon  
his person.

That dependent charges that  
said dependant did feloniously  
carry said weapons with the  
intent to use the same  
against another, in violation  
of Section 410 of the Penal  
Code of the State of New  
York.

Sworn to before me this  
3<sup>rd</sup> day of December 1887

Edward Rothschild  
J.M. Patterson Police Justice

**POOR QUALITY ORIGINAL**

0039

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Oscar Sauberlich 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. Oscar Sauberlich

Question. How old are you?

Answer. 36 years of age

Question. Where were you born?

Answer. Germany

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

Answer. 148 West Houston St., 4 months.

Question. What is your business or profession?

Answer. Book-keeper

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 had the first day I carried the trunkles. I had them to protect myself.  
Oscar Sauberlich

Taken before me this

day of December 1887

J. M. [Signature]  
Police Justice.

POOR QUALITY ORIGINAL

0040

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court-- 3<sup>rd</sup> Jan 1891 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edward Matkovich

14<sup>th</sup> Precinct.

Oscar Sauberlich

2  
3  
4  
by [Signature]

Offence Carrying Concealed Weapon

Dated November 3<sup>rd</sup> 1887

William Magistrate.

Matkovich Officer.

vic Precinct.

Witnesses

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

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

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

No. 1500 to answer S. S. Street.

Conrad



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 \_\_\_\_\_

Oscar Sauberlich

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 Dec. 3<sup>rd</sup> 1887 Am. Justice Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ 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 \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY ORIGINAL**

0041

VI

STATE OF NEW YORK.  
*Executive Chamber,*  
ALBANY.

May 18, 1888.

Sir:

Application for Executive clemency having been made on behalf of Oscar Sauberlich .....who was convicted of carrying concealed weapons in the county of New York ....and sentenced December 8, 1887 to imprisonment in the Sing Sing Prison .....for the term of two years .....I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Hon. F. Smyth,  
Recorder of the City of New York,  
New York City.

I am,

very respectfully yours,

*William G. Rice,*  
Private Secretary.  
*W. G. R.*

**POOR QUALITY  
ORIGINAL**

0042

VI

STATE OF NEW YORK.  
*Executive Chamber,*  
ALBANY.

May 18, 1888.

Sir:

Application for Executive clemency having been made on behalf of Oscar Sauberlish ..... who was convicted of carrying concealed weapons in the county of New York ..... and sentenced December 8, 1887, to imprisonment in the Sing Sing Prison ..... for the term of two years ..... I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Hon. John R. Fellows,

I am,

very respectfully yours,  
District Attorney of New York County,  
New York City.

*William G. Rice*  
Private Secretary.

*W. G. Rice*

**POOR QUALITY ORIGINAL**

0043

*Answered  
July 14<sup>th</sup> 1888.  
J. R. C.*

**POOR QUALITY  
ORIGINAL**

0044

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Oscar Sanderlich

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

Oscar Sanderlich

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said Oscar Sanderlich,

late of the City of New York, in the County of New York aforesaid, on the second day of December, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as metal ramrods,

with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT:

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

Oscar Sanderlich

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said Oscar Sanderlich, 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, feloniously did possess a certain instrument and weapon of the kind commonly known as metal ramrods,

\_\_\_\_\_ by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0045

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Scharwachter, August

**DATE:**

12/16/87



2760

**POOR QUALITY ORIGINAL**

0046

208

Counsel, *[Signature]*  
Filed, 16 day of Dec 1888

Pleads,

Grand Larceny *[Signature]* degree  
[Sections 528, 531 Penal Code]

THE PEOPLE  
vs.  
*[Signature]*

*August Schwaechter*

RANDOLPH B. MARTINE,  
District Attorney.

*[Signature]*

A True Bill.

*[Signature]*

Foreman.

*[Signature]*  
Dec 19/87  
Dec 21/87  
Guilty J.P.

Witnesses:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

POOR QUALITY  
ORIGINAL

0047

HANLTON

Court of Appeals  
New York City  
Nov 11 1887

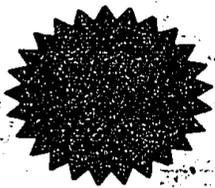
August Bernick  
100-100-100-100  
City

Dear Sir:

I am very much  
informed that case No. 117 of which  
in now a case as Plaintiff praying  
for a divorce on the grounds of  
desertion from one Mary Müller  
now absent wife had this day  
by Judge Ferritt, after a careful  
review of all the papers in  
the case been decided in your  
favor.

Said divorce to take effect from  
this day.

Very respectfully  
Yours  
Clark Court of Appeals





**POOR QUALITY  
ORIGINAL**

0049

first part to re-enter the said premises, and to remove all persons therefrom. And the said part of the second part hereby covenant to pay to the said part of the first part, the said yearly rent as herein specified. And also, to pay the regular annual rent or charge, which is or may be assessed or imposed according to law, upon the said premises, for the Croton Water, on or before the first day of August in each year during the term; and if not so paid, the same shall be added to the rent then due. And the said part of the second part further covenant that will not assign this lease, nor let or underlet the whole or any part of the said premises, nor make any alteration therein, without the written consent of the said part of the first part, under the penalty of forfeiture and damages, and that will not occupy or use the said premises, nor permit the same to be occupied or used for any business deemed extra-hazardous on account of fire or otherwise, without the like consent under the like penalty. And the said part of the second part, further covenant that will permit the said part of the first part, or agent, to show the premises to persons wishing to hire or purchase, and on and after the first day of February next preceding the expiration of the term, will permit the usual notice of "to let," or "for sale" to be placed upon the walls or doors of said premises, and remain thereon without hindrance or molestation.

**POOR QUALITY  
ORIGINAL**

0050

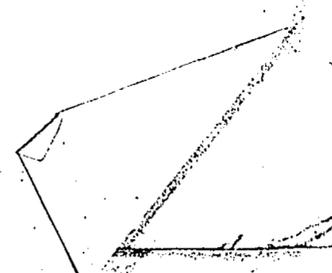
And at the expiration of the said term, the said part of the second part will quit and surrender the premises hereby demised, in as good state and condition as reasonable use and wear thereof will permit, damages by the elements excepted.

And the said part of the first part, do covenant that the said part of the second part, on paying the said yearly rent and performing the covenants aforesaid, shall and may peaceably and quietly have, hold, and enjoy the said demised premises for the term aforesaid.

And it is further understood and agreed, that the covenants and agreements contained in the within Lease, are binding on the parties hereto and their legal representatives.

In Witness whereof, the parties to these presents have hereunto set their hands and seals the day and year first above written.

Sealed and delivered in the presence of



**POOR QUALITY ORIGINAL**

0051

In Consideration of the letting of the premises within mentioned to the within named \_\_\_\_\_ and the sum of one dollar to me paid by the said part of the first part \_\_\_\_\_ do hereby covenant and agree, to and with the part \_\_\_\_\_ of the first part above named, and \_\_\_\_\_ legal representatives, that if default shall at any time be made by the said \_\_\_\_\_ in the payment of the rent and performance of the covenants contained in the within lease on \_\_\_\_\_ part to be paid and performed, that \_\_\_\_\_ will well and truly pay the said rent, or any arrears thereof, that may remain due unto the said part \_\_\_\_\_ of the first part, and also all damages that may arise in consequence of the non-performance of said covenants, or either of them, without requiring notice of any such default from the said part \_\_\_\_\_ of the first part.

Witness \_\_\_\_\_ hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ in the year one thousand eight hundred and \_\_\_\_\_

WITNESS,

TO  
Richard  
H. M. S. J.  
295  
Dated New York 1887  
Board of Appeals



POOR QUALITY ORIGINAL

0052

Police Court— 4<sup>th</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Peter Cassidy

of No. 245 East 49<sup>th</sup> Street, aged 41 years,

occupation Storage Warehouse Keeper being duly sworn

deposes and says, that on the 1<sup>st</sup> day of November 1887 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, on the day time, the following property viz :

One brooding jacket, one silk quilt,  
one lace pillow cover, one vest dress,  
one shawl, 25 yards of fur trimmings  
two pairs of lamp shades, three pairs of curtains  
and several other articles all of the value  
of one hundred dollars, \$100<sup>00</sup>/<sub>100</sub>

the property being in the care and charge of deponent

it being at store at his Storage Warehouse at

201 and 205 East 49<sup>th</sup> Street in the city of New

York 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 August Scharwachter (nowhere)

(nowhere) from the fact that said deponent

was in the employ of deponent as Engineer

at his Storage Warehouse, that said property was

stolen on or about said date and that the

deponent acknowledged and confessed

that he did take and carry away

said property in the presence of officer Cuff

of the 23<sup>rd</sup> Precinct Police, and he took the same

to his home. Deponent further says that he was

informed by said officer that he went to

deponent's house and there found the property

above described which deponent identifies as that

stolen.

P. Cassidy

Sworn to before me, this 1<sup>st</sup> day of November 1887  
John W. [Signature]  
Police Justice.

**POOR QUALITY ORIGINAL**

0053

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years, occupation John Puff  
23<sup>d</sup> Precinct Police Detector Police officer - the of the

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

Sworn to before me, this 12<sup>th</sup>  
day of December 1887

John Puff  
Police Justice.

**POOR QUALITY ORIGINAL**

0054

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK } ss

*August Scharwachter* 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. *August Scharwachter*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *245 East 47th Street, 2 months*

Question. What is your business or profession?

Answer. *Engineer*

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

Answer. *I am guilty.*

*August Scharwachter*

Taken before me this *17th* day of *December* 188*7*  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0055

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

Police Court No. 47 District  
 1st 2053

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

John J. Kennedy  
 245 E 38th St  
 Plaintiff - John J. Kennedy  
 Defendant - Larceny

Offence \_\_\_\_\_

Dated December 12 1887

J. Murray Magistrate

W. H. 23 Officer

Witnesses  
 234 Broadway - Article  
 234 Broadway - Article



No. \_\_\_\_\_ Street \_\_\_\_\_  
 TO ANSWER \_\_\_\_\_

(Signature)

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 200 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 December 12th 1887 W. H. Murray Police Justice.

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

Dated \_\_\_\_\_ 1887 \_\_\_\_\_ 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 \_\_\_\_\_ 1887 \_\_\_\_\_ Police Justice.

**POOR QUALITY  
ORIGINAL**

0056

NOV 22  
8 AM  
H

*MSA*  
August Schmidt  
No. 145 E. 47th St. Room 16  
New York City

POOR QUALITY ORIGINAL

0057

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*August Schwardter*

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

*August Schwardter*

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

The said *August Schwardter*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *first* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, with force and arms,

*one jacket of the value of ten dollars, one quilt of the value of ten dollars, one pillow case of the value of ten dollars, one dress of the value of forty dollars, one shawl of the value ten dollars, twenty five yards of fine trimmings of the value of two dollars each yard, two pairs of handkerchiefs of the value of ten dollars each pair, and three pairs of curtains of the value of ten dollars each pair.*

of the goods, chattels and personal property of one

*Peter A. Cassidy*

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

*Richard J. ...*

District Attorney.

0058

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schiffman, Samuel

**DATE:**

12/22/87



2760

**POOR QUALITY ORIGINAL**

0059

WITNESSES :

37

Counsel,

Filed 22 day of Dec 1887

Pleads *Chiquilly (1887)*

THE PEOPLE,

vs. B

*Samuel Schiffman*

Violation of Excise Law.  
(Selling on Sundays.)  
[III Rev. Stat. (7th Edition), page 1983, Sec. 21, and  
page 1989, Sec. 5.]

RANDOLPH B. MARTINE,

District Attorney.

**A True Bill.**

*Wm. W. Wynn*  
*Feb 23rd* Foreman.  
*Pleas Guilty*  
*Fred J. Paul*

*W. B. Hoffman*

**POOR QUALITY ORIGINAL**

0050

Excise Violation—Selling on Sunday.

POLICE COURT- 3 DISTRICT.

City and County } ss.  
of New York, }

of 11<sup>th</sup> Precinct Police John J. Dooley Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 4 day  
of December 1887, in the City of New York, in the County of New York, at

premises No. 48, Allen Street,

Samuel Schiffman (now here)  
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN A WAY under his  
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,  
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Samuel Schiffman  
may be ~~arrested~~ dealt with according to law.

Sworn to before me, this 5 day }  
of December 1887 } John J. Dooley  
Police Justice.

**POOR QUALITY ORIGINAL**

0061

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Samuel Schiffman 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. Samuel Schiffman

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Russian Poland

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

Answer. 48 Allen Street and about 2 weeks

Question. What is your business or profession?

Answer. pedler

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. If held, I demand a trial at the Court of General Sessions.

Samuel Schiffman

Taken before me this

day of February 1888

[Signature]  
Police Justice.

POOR QUALITY ORIGINAL

0062

BAILED

No. 1, by Michael Duffy  
Residence H. A. Allen  
Street \_\_\_\_\_

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

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

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

Police Court-- 3 2021  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Murphy  
Edward Schuyler  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Excise Violation

Dated December 5 1887

Magistrate  
John J. Murphy  
Officer  
11  
Precinct

Witnesses

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

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

No. \_\_\_\_\_  
Street \_\_\_\_\_  
to District



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

the 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 December 5 1887 J. G. Duffy Police Justice.

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

Dated Dec 5 1887 J. G. Duffy 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 \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY  
ORIGINAL**

0063

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*Plaintiffs*

against

*Samuel Schiffman*  
*Defendant.*

The Grand Jury of the City and County of New York, by this indictment, accuse the above named defendant of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows :

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

*John T. Dooley*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said defendant 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 defendant, late of the City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

**RANDOLPH B. MARTINE,**

District Attorney.

0064

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schon, Moritz

**DATE:**

12/19/87



2760

0065

**POOR QUALITY ORIGINAL**

Witnesses:

*W. O. Bryant*  
Counsel,  
Filed, *19* day of *Dec* 1887  
Pleas, *Wm. Smith (ps)*

THE PEOPLE,  
vs.  
*B*  
*Morty Schön*  
*Dist. Ct. N.Y.*

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday,  
Ill. Rev. Stat., 7th Edition, page 1989, Sec. 6)

*Jan 23 1888*  
RANDOLPH B. MARTINE,  
*R.B.M.*  
District Attorney.  
*Jan. 27. Jas. N.Y.D.*

A True Bill.

*Wm. Smith*

*Leah B. Smith (Sister)*  
*Permanently by consent*  
*of Council*

**POOR QUALITY  
ORIGINAL**

0066

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*Plaintiffs*

*against*

*Moritz Schön*

*Defendant.*

**The Grand Jury of the City and County of New York.** by this indictment accuse the above named defendant 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 defendant late of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *December* in the year of our Lord one thousand eight hundred and eighty-*seven*, 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.

**RANDOLPH B. MARTINE, District Attorney.**

0067

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schultz, George

**DATE:**

12/21/87



2760

POOR QUALITY ORIGINAL

0058

*Brady*

Counsel,  
Filed, 21 day of Dec 1887  
Pleas, Not Guilty (2)

THE PEOPLE,  
vs.  
George Schultz  
100 ...  
VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
(III Rev. Stat. (7th Edition), page 1989, Sec. 6)

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill  
Jury  
Foreman.

*Jan 27th 1888*  
*G.S.A.*  
*G.S.B.*

Witnesses:

I hereby consent that this case be transferred to the Court of Special Sessions for trial and final disposition.

Dated Feb 28 1888

*Geo Schuch*

**POOR QUALITY  
ORIGINAL**

0069

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*Plaintiffs*  
*against*

*Francis S. Smith*  
*Defendant.*

The Grand Jury of the City and County of New York, by this indictment accuse the above named defendant 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 defendant late of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*seven*, 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.

RANDOLPH B. MARTINE, District Attorney.

0070

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schwab, George

**DATE:**

12/15/87



2760

**POOR QUALITY ORIGINAL**

0071

Witnesses:

187. *July*  
Counsel, *George Schwab*  
Filed *15* day of *Dec* 1887  
Pleads, *Chiquilly 16*

THE PEOPLE,  
vs.  
*George Schwab*  
*vs.*  
*People*  
*vs. People*  
*vs. People*

*Dec 13 11 3 AM off file*  
RANDOLPH B. MARTINE,  
District Attorney

A True Bill.

*Alfred Cannon*

*Per Pitt Foreman*  
*January 23/88*  
*Filed in District Court*  
*24th J. P.*

**POOR QUALITY ORIGINAL**

0072

Police Court, 1st District.

City and County }  
of New York, } ss.

of No. 183 Puttidge Street, aged 39 years,  
occupation Agent for Mutual Bond, being duly sworn, deposes and says,

that on the 9th day of December 1887, at the City of New  
York, in the County of New York, George Schrab (and her)

is the person of the name of  
J. B. Adams mentioned in the  
annexed affidavit

Sworn to before me  
this 9th day of December  
1887

Sam'l C. Kelly  
Police Justice

Henry Lencer

**POOR QUALITY ORIGINAL**

0073

First District Police Court.

-----  
The People,

against

*J. R. Adams*  
-----

-----  
Violation of  
Medical Act  
Ch 647. Laws 1887.  
-----

The Medical Society of the County of New York, a duly incorporated Medical Society of the State and County of New York, entitled to representation in the Medical Society of the State of New York, by their counsel, complain that *J. R. Adams*, residing at No. 26 Bleecker Street, in said County is practicing medicine in violation of the provisions of chapter 647 of the Laws of 1887: In support of their complaint they submit the following affidavits.

*W. A. Livingston*  
Counsel Med. Soc. Co., New York.

City and County of New York, ss.

*Ellen Smith*

being duly sworn deposes and says that on or about the ~~26~~<sup>27</sup> day of December 1887, and between the 1<sup>st</sup> and the 8<sup>th</sup> days of December 1887, *J. R. Adams* practiced medicine in said County upon deponent, and prescribed for, examined physically, and treated medically this deponent at No. *26 Bleecker* Street in said City and County, and that said *J. C. Adams* received from this deponent as com-

**POOR QUALITY ORIGINAL**

0074

J.P.C. Leobler

DEPT. OF HEALTH, BUREAU OF LICENSING

compensation for medical services rendered to deponent by  
said *J. C. Adams* acting as a physician, at the times  
and place aforesaid, the sum of *one and 50/100* dollars

Sworn to before me this  
day of December 1887,

*Ellen ...*

*David ...*

Police Justice.

City and County of New York, ss.

*Henry ...*

being duly sworn deposes and says that he has carefully  
examined the register of physicians kept according to law  
in the office of the clerk of this county; that he has been  
unable to find the name of *J. C. Adams* registered  
therein, and verily believes that the said *J. C. Adams* is an  
*alias or false or assumed name and that the bearer referred to in the foregoing affidavit*  
is not entitled to practice medicine in said coun-  
ty under the provisions of the law. *Under the said name*

Sworn to before me this  
day of December 1887,

*Henry ...*

*David ...*  
Police Justice.

**POOR QUALITY  
ORIGINAL**

0075

First District Police Court.

The People,

against,

*J. C.* Adams.

Complaint for illegally

Practicing medicine.

**POOR QUALITY ORIGINAL**

0076

*Full*

NEW YORK SUPREME COURT.  
NEW YORK COUNTY.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX  
 The PEOPLE of the STATE of NEW YORK X  
 -VS- X  
 GEORGE SCHWAB. X  
 XXXXXXXXXX XXXXXXXXXXXXXXXXXXXXXXXXX

On the annexed affidavits, testimony and exceptions taken at the trial and on all proceedings in the above entitled action it is,

ORDERED that the people of the state of New York and District Attorney in and for the City and County of New York show cause before me one of the Justices of this Court at a Special Term thereof to be held at the Chambers of said Court in the City of New York, on the <sup>9<sup>th</sup></sup> day of March 1888 at 11 O'clock or as soon thereafter as counsel can be heard why the defendant should not be admitted to bail pending the appeal herein and until the final determination of the appeal and why an order should not be made admitting the said defendant to bail until the final determination of this action and why the said defendant should not have such and further relief as to the Court may seem just and proper.

*65*

Service thereof on ~~or before~~ the <sup>8<sup>th</sup></sup> day of March 1888 shall be sufficient, satisfactory reasons appearing therefore.

Dated New York March 7<sup>th</sup> 1888.

*Abraham R. Lawrence*  
*J.C.*

**POOR QUALITY ORIGINAL**

0077

*Fol 1*

NEW YORK SUPREME COURT  
NEW YORK COUNTY

XXXXXXXXXXXXXXXXXXXXXXXXXXXX  
X  
The PEOPLE of the STATE OF  
X  
NEW YORK, X  
X  
-vs- X  
X  
GEORGE SCHWAR. X  
X  
XXXXXXXXXXXXXXXXXXXXXXXXXXXX  
CITY AND COUNTY OF NEW YORK X SS.

DAVID M. NEUBERGER, being duly sworn, says:-I am Coun-  
sel for the defendant herein; that I have visited the defen-  
dant in the City Prison, where he is confined, that the said  
Defendant is evidently suffering very much and very injuri-  
ously from the result of the confinement; that the said de-  
fendant is sick and as deponent has been informed by the said  
Defendant, and verily believes to be true, is in very poor  
health and very weak, and that sometimes he is hardly able to  
walk and has been confined to his bed for several days; that  
the interest of the people will not be jeopardised or preju-  
diced by his admission to bail pending the argument of the  
appeal; that close confinement may result fatally to the de-  
fendant; that the Defendant has suffered very much since his  
confinement in health and the loss of health; that his admis-  
sion to bail in a good and sufficient bond with good and suf-  
ficient surety cannot and will not prejudice the People in  
any particular; and Deponent prays that the said Defendant  
be admitted to bail until the final determination of the ap-  
peal in the said action.

*115*

*125*

Sworn *To before me this 7<sup>th</sup> day of March 1888* } *David M. Neuberger*  
*Edward J. Peck*  
*Notary Public Kings Co*  
*Certificates from N.Y. Co.*

POOR QUALITY ORIGINAL

0078

*File 1*

NEW YORK SUPREME COURT  
NEW YORK COUNTY

:X:X:X:X:X:X:X:X:X:X:X

The PEOPLE of the STATE of

NEW YORK

-vs-

GEORGE SCHWAB.

:X:X:X:X:X:X:X:X:X:X:X

CITY AND COUNTY OF NEW YORK SS.

JOHN W. BROWN, being duly sworn, says: I am managing Clerk in the office of David M. Neuberger, who is Counsel for the Defendant; That the Defendant was convicted in the Court of General Sessions in the City and County of New York for practising medicine without having a license there for or having been regularly admitted a physician and was upon a trial after conviction sentenced in the States prison for the term of two years; That an appeal was duly taken upon such judgement on conviction which is now pending; That said defendant, the deponent is informed and verily believes to be true is sick and unwell and unable to endure close confinement at present and has been *by* reason of the said confinement in the said prison physically affected in his health; *so that the same is becoming unpoised* That no prejudice can be had to the people of the State by the release of the said Defendant pending appeal; That the said Defendant is willing as deponent is informed and verily believes to be true, *to am good and sufficient bond* in a reasonable amount of security to abide by the judgement of the Court of last resort and final determination of the said appeal and to abide by the order of the Court and to render himself a-

*1/3*

**POOR QUALITY ORIGINAL**

0079

114

honorable  
amenable to the order of the Court and to render him-self  
amenable to its process; that it is desired to move for the  
order releasing the said defendant on bail pending the appeal  
and until the <sup>final</sup> ~~decisive~~ determination thereof; and for  
that purpose and the reasons herein stated ~~xxx~~ an order to  
show cause returnable in less than eight days is required.

No previous application for this order has been made to  
any other Judge or Court.

Sworn to before me this

7<sup>th</sup> day of March 1888.

*M. P. Kelly*  
Notary Public  
N. Y. Co.

*John W. Brown*

**POOR QUALITY ORIGINAL**

0000

City and County of New York, ss.:

sworn, says, that on the  
at No.

day of

being duly  
188

he served a copy of the annexed

in the City of New York,  
upon

the  
herein, by delivering the same to and leaving it with a  
person having charge of the office of said Attorney during the absence of said  
Attorney therefrom.

to him known to be the Attorney for

Sworn to before me this

day of

188

Notary Public.

New York  
Supreme Court

The People of the  
State of New York

George Schwab

copy  
Applicant Order to  
return carter

DAVID M. NEUBERGER,  
Attorney for applicant

291 BROADWAY,  
NEW YORK CITY.

To  
Geo. John R. Fellows  
West End Attorney  
New York County

Due and timely service of a copy of within  
is hereby admitted.

Dated N. Y.,  
188

POOR QUALITY ORIGINAL

00001

Sec. 198-200.

1st

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

*George Schrab*

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. *George Schrab*

Question. How old are you?

Answer. *52 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *26 Broadway, 1 year.*

Question. What is your business or profession?

Answer.  *Clerk*

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

Answer. *I am not guilty - and I demand an examination Schrab and I demand a trial by jury at the Court of General Sessions Schrab*

Taken before me this

day of November 1887

*Samuel P. McCall* Police Justice.

POOR QUALITY ORIGINAL

00002

Sec. 151.

Police Court First District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police*  
*Justices* for the City of New York, by *the Medical Society of the County of New York by H. K. P. ...*  
of No. *63* *Wall* Street, that on the *7<sup>th</sup>* day of *December*  
1887 at the City of New York, in the County of New York,

*D. R. Adams practices*  
*medicine at 26 Bleecker street under an*  
*assumed name and not being registered in*  
*the office of the Clerk of the county, contrary to*  
*the provisions of Chapter 217 Laws of 1887*

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring *him* forthwith before me, at the *7<sup>th</sup>* District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *8<sup>th</sup>* day of *December* 1887

*[Signature]* POLICE JUSTICE.

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

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*[Signature]*

*D. R. Adams* ss

Warrant-~~General~~.

Dated *Dec 9* 1887

*[Signature]* Magistrate.

*[Signature]* Officer.

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

*[Signature]* Officer.

Dated *Dec 9<sup>th</sup>* 1887

This Warrant may be executed on Sunday or at night.

*[Signature]* Police Justice.

PHIMARKS.

Time of Arrest, *10*

Native of *Germany*

Age, *52 1/2*

Sex, \_\_\_\_\_

Complexion, \_\_\_\_\_

Color, \_\_\_\_\_

Profession, *clerk*

Married, *Yes*

Single, *Yes*

Read, *Yes*

Write, *Yes*

*Res 25 Bleecker St*

POOR QUALITY ORIGINAL

00003

BAILED,  
 No. 1, by Alfred J. St...  
 Residence W. 10th Street  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_

*Bill ...*  
 Police Court  
 District

THE PEOPLE, No.,  
 ON THE COMPLAINT OF  
George ...  
 vs. ...  
 Offence Illegally practicing medicine

Dated Dec 9 1887  
 Magistrate James ...  
 Precinct ...  
 Witnesses ...  
\$500 to answer  
 No. ... Street ...  
 No. ... Street ...  
 to answer ...



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

...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 Dec 9 1887 James ... Police Justice.

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

Dated Dec 11 1887 James ... Police Justice.

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

Dated \_\_\_\_\_ 1887 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0004

Fol 1

NEW YORK SUPREME COURT.

-----X  
THE PEOPLE OF THE STATE OF NEW YORK,  
-AGAINST- :  
GEORGE SCHWAB.  
-----X

City and County of New York, SS: AUGUST P. WAGENER being duly sworn,  
says:

That he is the Defendants Attorney in the above entitled  
action.

2  
That the Defendant GEORGE SCHWAB was indicted by the  
Grand Jury of the County of New York, for the Crime of Prac-  
ticing Medicine under a false and assumed Name, and that he  
was Tried in the Court of General Sessions for the Peace in  
the City and County of New York, on Friday and Monday January  
22<sup>nd</sup> and 23<sup>rd</sup>, 1888, and that during the Trial, & Deponent  
took many exceptions to the rulings of the Court and made  
many objections to the admission of testimony, and made many  
Motions which were Denied by the Court, and to which Deponent  
duly excepted; and that in Deponents opinion on Appeal here-  
in the said Conviction and sentence and Verdict will be re-  
versed by the General Term of this Court.

That the Defendant has been sentenced this Morning on  
such conviction, to serve a Term of Imprisonment in the State  
Prison of this State for Two Years.

3  
That the Defendant has appealed from such Conviction and  
Sentence, and that the Notice of Appeal has been duly served  
and filed with the Clerk of the Court of General Sessions  
aforesaid, with the County Clerk of New York, and with the Dis-  
trict Attorney of the County of New York.

That Deponents intends to apply to a Judge of this Court,  
for a Certificate for a Stay on the Appeal herein.

That Deponent has Ordered the Stenographers Minutes on

POOR QUALITY  
ORIGINAL

0085

the Defendants Trial, but has been informed by the Stenographer who took the same on the Trial, that it will take him said Stenographer at least one week to write out the same, and that therefore Deponent will be unable to submit the Stenographers Minutes on his Application to a Justice of this Court for a Certificate for Stay on Appeal, until that time.

4  
And Deponent Prays and Order to Show Cause made be granted, requiring the District Attorney of the County of New York, to Show Cause why a Certificate for Stay on Appeal should not be granted pending the Appeal to the General Term of this Court of the Defendant; and Deponent asks for such Order to show Cause for the Reason that unless an Order to Show Cause is granted, and unless a Temporary Stay of Proceedings is granted the Defendant will be removed from the Tombs of this City where he is now Confined, to the States Prison at Sing Sing in this State, before such Application for a Stay can be made.

5  
And Deponent Prays that in consideration of the fact that the Defendants Conviction was the first Conviction had under the Law of 1887, under which he was Indicted, and as Deponent believes that such Conviction can be reversed that a Temporary Stay be granted until Deponent can apply to a Judge of this Court for the same, and submit to such Judge the Stenographers Minutes on the Trial.

That no Previous Application for this or a similar Order has been made.

Sworn to before me this, :  
27th. of January 1888. :

Louisa Hogener  
Notary Public  
City of N. Y.

August P. Hogener

**POOR QUALITY  
ORIGINAL**

0086

6 Upon the foregoing Affidavit of AUGUST P. WAGNER, and  
upon the <sup>x</sup> Notice of Appeal of the Defendant to the General  
Term of this Court, and upon all the papers and proceedings  
herein, let JOHN R. FELLOWS ESQ, the District Attorney of the  
County of New York, show Cause before me or one of the Justi-  
ces of this Court, at a Special Term thereof to be held at  
Chambers in the County Court House, in the City of New York,  
on the 3rd. day of February 1888, at 10<sup>1</sup>/<sub>2</sub> o'clock in the fore-  
noon of that day or as soon thereafter as Counsel can be  
heard, why a Certificate for Stay on Appeal should not be  
7 granted by the Undersigned to the Defendant GEORGE SCHWAB  
<sup>x</sup> pending his Appeal to the General Term of this Court, and why  
he should not such other and further Order and Relief as to  
the Court may seem just.

And in the meantime and until the further Order of this  
Court let all proceedings on the Part of the People of the  
State of New York, of the District Attorney of the County of  
New York, and of the Sheriff of the City and County of New  
York, be stayed.

Service of a Copy of this order made this day to be deemed  
sufficient Service.

Dated New York, January 27-1888.

(Signed) George P. Dickinson  
G.P.D.

POOR QUALITY ORIGINAL

0087

N. Y. Court.

The People of the State of New York.

Plaintiff

against

George Schwab.

Defendant

Affidavit & Order to Show Cause.

AUGUST P. WAGENER,

Att'y for Deft.

59 SECOND AVENUE, N. Y.

To Col. J. B. Fellows, Esq. District Attorney of New York



Ad's Sweet  
Hearing of this matter assigned to H. A. M. March 15th 1888  
August P. Wagener  
Att'y for def.

POOR QUALITY  
ORIGINAL

0000

*W. S. Burrington*

*R. C. Shannon*

*Officers of  
Burrington & Shannon,  
Counsellors at Law,  
63 Wall Street,*

People,  
vs.  
Schwab.

Dictated.

*New York* Jan. 21st 1888.

James Fitzgerald, Esq.,  
Assistant District Attorney,  
311 East 19th St., City.

My dear Mr. Fitzgerald: -

I enclose some questions, which I have just dictated in this case, rather for the purpose of suggesting facts to you than for actual use in your examination.

I take it that Schwab is as good as convicted already; and some of these questions, such as whether Clausnitzer was ever indicted under the name of Adams, may appear inadmissible or irrelevant. Schwab's counsel, however, said yesterday that he <sup>intended</sup> ~~endeavored~~ to show himself that Clausnitzer had been indicted as Adams; so that the question will be admitted.

I am very desirous of finding out whether there is a John C. Adams, and who he is; and, if there is no such person, I want to know why Clausnitzer persists in using that name

**POOR QUALITY  
ORIGINAL**

0089

on his signs and in his advertisements, notwithstanding the fact that his use of it caused his arrest in 1833, when there was no law to prevent practicing under an alias.

You will see by the advertisement pasted on the interrogatories that the specialty of 26 Bleeker Street is 'Midwifery cases and confidential treatment.' I am thoroughly satisfied that the meaning of such advertisements, as a rule, is that abortions can be obtained at the places advertised. And my impression is that Dr. Adams is a mythical creature, who, in case of fatal termination to such criminal mal-practice, might disappear. Clausnitzer is far from Jeckyl, but Adams, I feel sure, is Hyde.

The question, not strictly relevant to this case, in which I ask Clausnitzer concerning his own graduation and the names of the faculty has an ulterior object. If it is allowed, and he fails to answer it it discredits him, but apart from that I am by no means sure that his own diploma is not a humbug like that of Marini in a case now pending in your office.

I do not want to poach on your Sunday leisure; but you may find occasion to look over these questions on your way down town Monday morning when I hope to have still more evidence than at present. So much preparation for an apparently foregone conclusion may seem like crushing a fly with a steam hammer; but I like the society to appear always with justice as well as law on their side.

*I am very truly yours W. A. R. P. M. D.*

**POOR QUALITY ORIGINAL**

0090

General Sessions.

People,

vs.

Schwab.

Direct examination of Henry Leveen.

Q. Have you ever seen the defendant George Schwab ?

Q. State when you saw him and what then took place ?

Q. Who did you ask for when you went to the house ?

Q. Did you see anybody except the defendant Schwab or speak with anyone else ?

Q. What was the sign upon the door ?

Q. There were two names, were they not, one Dr. Adams, and one Dr. Clausnitzer ?

Q. Was it you who asked Mrs. Irwin to call upon Dr. Adams and ask him for more of the medicine that was given to you ?



**POOR QUALITY  
ORIGINAL**

0092

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

-----X-----  
THE PEOPLE OF THE STATE OF NEW YORK.

-AGAINST-

: NOTICE OF APPEAL

GEORGE SCHWAR.

-----X-----

GENTLEMEN.

TAKE NOTICE, that GEORGE SCHWAR the Defendant above  
named, appeals to the Supreme Court, at General Term from the  
Judgment of Conviction of the Crime of Practicing Medicine  
under a false and assumed name, rendered against him, by the  
Court of General Sessions of the Peace, in the City and County  
of New York on the 27th. day of January 1888.

Dated New York, January 27-1888.

YOURS &C.

AUGUST P. WAGENER.

ATTORNEY FOR DEFENDANT.

59 SECOND AVENUE.

NEW YORK.

TO JAMES A. FLACK ESQ.,  
CLERK OF THE COUNTY OF NEW  
YORK, AND  
JOHN H. FELLOWS ESQ.,  
DISTRICT ATTORNEY OF THE  
COUNTY OF NEW YORK.

POOR QUALITY ORIGINAL

0093

N. Y. General Sess Court.  
Of the Peace

The People of the State  
of New York.

Plaintiff.

against

George Schwab.

Defendant.

Notice of Appeal.

AUGUST P. WAGENER,

Att'y for Def.

59 SECOND AVENUE,  
N. Y.



To  
John P. ...  
Dist City of the  
County of New York.

POOR QUALITY ORIGINAL

0094

Court of General Sessions.

X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-

PEOPLE,

vs.

SCHWAB.

-X-X-X-X-X-X-X-X-X-X-X-X-X-X-X-

Cross examination of Clausnitzer

Q. Were you not in the year 1883 indicted for practicing medicine as John C. Adams, and did you not interpose the defence that your real name was ~~John C. Adams~~ F. A. Clausnitzer?

*2. How long had you been in the country?*

Q. Did you not subsequently and during the summer of 1885 open, or connect yourself with, a concern at 703 Broadway called the Medical and Surgical Institute?

Q. Did not the person who rented those premises of the landlord call himself John C. Adams?

Q. Did you not write from East Chester, New York, to ~~Mr.~~ Messrs. Carroll & Son, tailors at 703 Broadway asking them to refer all inquiries to that address, and did you not sign that postal card Dr. Clausnitzer Adams and sign a post script Dr. Adams?

Q. Were not the names of John Clausnitzer, physician, 703 Broadway and John C. Adams, physician, 703 Broadway both furnished by you to the directory of 1884-1885?

**POOR QUALITY  
ORIGINAL**

0095

2

Q. Do you know Dr. John C. Adams ?

Q. Are you aware that no such person is registered in the office of the County Clerk ?

Q. Did you not in the spring of 1885 give to a person who called at No. 7 Bleeker Street where the signs of Dr. Clausnitzer and Dr. Adams then were in response to his inquiry for the full names of those physicians for a directory the following memorandum :

"Dr. John C. Adams, registered physician,"

"Dr. John Clausnitzer, registered physician." ?

Q. Do you authorize Schwab, the defendant to receive and interrogate patients who call for Dr. Adams, and give him medicine for them upon his report to you ?

Q. Do you think you are able to prescribe for patients without seeing them, or making any examination ?

Q. Do you consider it proper to sit behind a partition while your nurse Schwab receives and attends to all those who inquire for the doctor ?

Q. Why do you use the name of the unregistered Dr. Adams in your advertisements instead of your registered name of Clausnitzer ?

**POOR QUALITY  
ORIGINAL**

0096

3

Q. Have you ever spoken with Schwab concerning the medical laws and the danger of violating them ?

Q. Has each of you spoken to the other of his arrest for such violations of law ?

Q. Did you know that the defendant Schwab had been convicted once and fined for practicing medicine without a license ?

Q. Knowing the law governing medical practice and knowing that both you and Schwab had been charged with violating it why did you continue to use the name of Adams and to allow Schwab to admit persons to your office who asked for Adams to question such persons as to their diseases and to give them medicine ?

Q. Did you think that because you sat behind the partition where the patient could not see you or know of your presence that this fact would enable you and Schwab to evade the law if you were arrested ?

Q. Did either Mrs. Itwin or Mr. Leveen see you or speak with you before they received the medicine offered in evidence ?

Q. If you did not see them how did you know what to pre-

**POOR QUALITY ORIGINAL**

0097

scribe ?

Q. The medicine given by Schwab to Leveen for rheumatism and the medicine given to Mrs. Irwin for her own use appear to be the same. Are they the same ?

CONFIDENTIAL

Q. If they are not the same, what are they ?

Q. Do you give the same medicine in all cases ?

Q. If you do not how do you know what to give in special cases unless you examine the patient ?

Q. Do you consider it proper medical practice if a person having asked for Dr. Adams at your house is received by a Schwab and says that he has a particular disease for you to send out a bottle of medicine to that patient with no other information than what Schwab tells you ?

Q. Can you give the names of any of the faculty of the college at which you were graduated, or tell what the course of study was ?

POOR QUALITY ORIGINAL

0098

of a party was :

colleges at which you were registered, or tell what the college  
of you you give the names of any of the faculty of the

other information that what Schwarz tells you :

to send out a bottle of medicine to that patient with no  
Schwarz and says that he has a bacterial disease for you  
having asked for Dr. Adams of your house to be received by a

Do you consider it proper medical practice if a person

cases unless you examine the patient :

If you do not know what to give in special

Do you give the same medicine in all cases ?

PEOPLE vs. SCHWAB  
Cross examination of  
Claushtzer.

Do you give the same medicine in all cases ?

and the medicine given to Mrs. [Name] for her own use appear

Do the medicine given by Schwarz to [Name] for [Name]

scripte :

POOR QUALITY  
ORIGINAL

0099

26. Bleeker St. N.Y.  
Dec. 14. <sup>th</sup> 1887.

This is to certify, that I employ M<sup>r</sup>.  
George Schwab as clerk and nurse since  
January a.c., that he has been around  
me ever since the whole day, and sleeps  
in the same room during the night;  
that being an invalid I am always  
at home, & attend every patient personally  
that said George Schwab since I employ  
him has no chance to practice medicine  
& surgery for himself.

In particular: He only opened the  
door for M<sup>r</sup>s Irving, a spy sent by the Med.  
Society of N.Y., as my colored boy was out.  
Even the label of the bottle is all written  
by my own hand.

John Clausnitzer M.D.  
<sup>physician</sup>  
registered with the County Clerk N.Y. Co., N.Y.

POOR QUALITY  
ORIGINAL

0 100

26. Bleeker St. N.Y.  
Dec. 14. 1887.

To the Honorable Grand Jury, Co. of N.Y.

Gentlemen,

My clerk, Mr. George Schwab, was arrested Friday Dec. 9. a.c. on complaint of the Med. Society of N.Y. They pretend he sold a bottle of medicine without licence, which he did not, as I attended the lady, the spy sent by the Society myself, even the label on the bottle will prove it, as I wrote it all myself.

The whole affair is blackmail, as the Society gets half the fines. In this case, he has got no money, cannot hire a lawyer & ~~would have to go to prison~~ <sup>might be sent</sup>, as I cannot be expected to come up for him. He is only my hired man & can be replaced, but I don't like to see the innocent suffer, if I can help it.

I was very busy & my wife was sick <sup>Dec. 9</sup>, or I would have seen the police magistrate, to settle the affair there & then. Even if he had sold a bottle of my medicine, little girls at Ridley's do the same. If required I shall appear before the Grand Jury & bring more witnesses. I write this

**POOR QUALITY  
ORIGINAL**

0 10 1

letter & enclosed affidavit as I have him  
now nearly 12 months & always found him  
true & reliable.

Therefore I should feel obliged, to you  
if you would kindly deny indictment &  
enter a nolle prosequi.

With best thanks in advance for  
your kindness

I remain

Yours very respectfully  
John Clausnitzer M.D.  
physician (registered).

**POOR QUALITY  
ORIGINAL**

0102

The People  
vs  
Geo. Schmitz  
Memphis, Tenn. &  
Madison, Wis.

POOR QUALITY  
ORIGINAL

0 103

Court of General Sessions.

P a r t I I I .

-----X  
The People of the State of New York. :

against

G e o r g e S c h w a b .

: Before Hon. Fred-  
: erick Smyth and  
: a Jury.  
:

-----X  
Indictment filed December 15th 1887.

New York January 20th, 1888.

Ellen Irwin, a witness for the People testified:-

I live in 125th Street. I know the defendant George Schwab. I know heads Dr. Adams. On the 6th of December I went to No. 26 Bleeker Street in this City at about 11 o'clock in the morning. I saw a sign in front of the door on which was the name Dr. Adams. I rang the bell and this gentleman v came to the door and I asked him; "Is Dr. Adams in, I wish to see him", and he said he was Dr. Adams. I told him I was requested to get some medicine ~~prescribed~~ for a man in Williamsburg; he gave me the medicine. Then I told him that I was suffering myself and he asked me how I was affected, and I told him I had a pain in my side and I had no appetite. He asked me how old I was, and how old my youngest child was and how long my husband had been dead. And then he said "I'll cure you, and give you medicine to take that pain out of your side, and that will give you an appetite. He gave me a bottle of medicine and charged me \$1.50.

**POOR QUALITY  
ORIGINAL**

0104

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Cross-Examination.

I am in the employ of the New York Medical Society and go around visiting different places.

D E F E N S E .

George Schwab the defendant testified:-

I reside at No. 26 Bleeker Street with Dr. Clansnitzer. I am employed by him as a clerk. I remember this woman coming to the house. She came and wanted a bottle of medicine. She was very anxious to get a bottle of medicine for some man in Brooklyn. The Doctor prepared the medicine and I handed it to her and showed her to the door. I don't remember her asking for the Doctor ~~or name~~. Dr. Clansnitzer is known by the name of Dr. Adams in this Country. I didn't represent myself to her as Dr. Adams or as a doctor at all.

Cross-Examination.

I am not a graduate of any medical school. I don't practice myself. I was tried in the Court of Special Sessions some years ago for practising physic without being properly licensed. I was fined \$100.. On the sign in front of 26 Bleeker Street there are two names, Adams and Chansnitzer. I don't know how this medicine is made or how it should be taken. The doctor makes up all the prescriptions. I don't know anything about any advertisements put in the papers about 26 Bleeker Street. I recollect Officer Connolly coming to the house. I told him to take a seat and went back and saw the Doctor and when I came out again he arrested me. I didn't tell him I was Dr. Adams.

John Frederick Adams Clansnitzer.

I am 35 years old. I was born in Germany I have a diploma as a physician as from a college in Germany I live at No. 26 Bleeker Street and practise medicine there. I go by the name of John C. Adams of 26 Blæker Street. I have been known by that name ten years. The prisoner is in my employ as a clerk. I paid him \$15. a week salary. He answers the bell *and makes himself generally useful about the place.* About fifty or sixty people called at my place that day. I have seen Mrs. Irwin at our place. I was sitting behind the counter when she came in. I heard all that she said to the prisoner. The prisoner didn't represent himself as Dr. Adams.

Cross-Examination.

I didn't come out from behind the counter to see Mrs. Irwin because she didn't want to see me. She simply wanted a bottle of medicine. I was arrested once but when I showed my diploma I was allowed to go. I have been a physician 11 years.

Louisa Clansnitzer, a witness for the defendant testified

I am the wife of the last witness and live at No. 26 Bleeker Street. I know the defendant Schwab, he is employed by my husband as clerk. He makes himself generally useful about the place. He doesn't go as a doctor, nor does he represent himself as a doctor. I remember this woman coming to our place; she simply asked for a bottle of medicine which a man in Brooklyn had got before and the defendant handed it to her.

**POOR QUALITY  
ORIGINAL**

0 106

4

I was behind the curtain with my husband and I heard the conversation.

Cross-Examination.

I saw this woman coming in. I heard her say that the medicine was very good.

Rebuttal/

Edward O'Connor a witness for the People testified:-

I am an officer of Police. On the 7th of December I went to No. 26 Bleeker Street. I rang the bell and the defendant came to the door. I asked him if the Doctor was in. He said he was in. I went into the back room and he sat down in front of me and I asked him if he was Dr. Adams, and he said he was and then I arrested him.

THE JURY found the prisoner guilty of Practising Medicine under a false and assumed name.

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**POOR QUALITY  
ORIGINAL**

0 107

m Indictment filed Dec. 15. 1887

-----  
COURT OF GENERAL SESSIONS

Part III.

-----  
The PEOPLE &c.

against

GEORGE SCHWAB

-----  
Abstract of testimony on

trial January 20th 1888.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Schwab

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

George Schwab of a Felony

~~of the crime of~~

committed as follows:

The said George Schwab

late of the 15<sup>th</sup> Ward of the City of New York, in the County of New York aforesaid, on the first day of December in the year of our Lord one

thousand eight hundred and eighty-seven, at the Ward, City and County aforesaid,

did feloniously practice physic under a false and assumed name to wit: the name of D. R. Adams, the same being a name, not his own true and proper name: and under such false and assumed name did then and there feloniously examine, treat and prescribe for one, Ellen Irwin, as a physician, 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 George Schwab of a Misdemeanor committed as follows:

The said George Schwab late of the 15<sup>th</sup> Ward of the City of New York, in the County of New York aforesaid, on the first day of December in the year of our Lord, one thousand

eight hundred and eighty seven, at the Ward, City and County aforesaid not being and not having been on the first day of October in the year aforesaid, lawfully authorized to practice physic in this State, and registered according to law, did thereafter, to wit: on the said first day of December in the year aforesaid at the City and County aforesaid unlawfully practice physic, without the license and registration provided for in the act of the Legislature of this state, entitled "An act to regulate the licensing and registration of physicians and surgeons and to codify the medical laws of the State of New York" passed on the twenty-third day of June, in the year aforesaid, and then and there in full force, operation and effect throughout the said State; and the said George Schwalb, then and there, to wit: on the said first day of December in the year aforesaid, at the Ward, City and County aforesaid, without such license and registration as aforesaid did unlawfully examine, treat and prescribe for one Ellen Brown as a physician; 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.

*George Schwalb*

District Attorney.

0110

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schwick, Joseph

**DATE:**

12/13/87



2760

POOR QUALITY ORIGINAL

01111

Witnesses:

Mark Tracy  
Steal women  
Pocket Books  
PA

Counsel,

Filed

Pleads,

13 Dec 1887

THE PEOPLE

vs.

Joseph Schwick

Grand Larceny, 2<sup>nd</sup> Degree,  
(From the Person.)  
[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Alfred Cameron

Dec 14/87

Foreman.

John G. Gully  
J. M. & Mrs. J. P.  
PA

POOR QUALITY ORIGINAL

0112

Police Court— 2 — District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

*Helen Calyo*  
of No. *332 East 17th* Street, aged *21* years,  
occupation *House Work* being duly sworn

deposes and says, that on the *7* day of *December* 188*7* at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession ~~and~~ *and* person of deponent, in the *day* time, the following property viz :

*One pocket book containing good and lawful money of the issue of the United States, consisting of Silver and Copper coin of the value of forty two cents said property being in all of the value of seventy five cents*

*— 75 ¢*

the property of *deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by *Joseph Schrick (now here)*

from the fact that deponent was on the corner of *17th Street & 5th Avenue* when deponent had said pocket book in the right hand pocket of the cloak then worn upon deponent's person.

Deponent is informed by *Joseph D. Walbridge* of the Central office Police, that he saw said deponent steal said pocket book from deponent's pocket, and when detected he threw the same away.

That said officer arrested said deponent, and picked up said pocket book which deponent fully identifies as the property stolen from deponent. *Helen Calyo.*

Sworn to before me, this *7* day of *December* 188*7*  
*John J. ...*  
Police Justice.

**POOR QUALITY  
ORIGINAL**

0113

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph D. Woolbridge*  
aged 29 years, occupation Detective Sergeant of No. Central office Police Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of William Kelly and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 8 day of December 1887 } *Joseph D. Woodbridge*

*John J. Conroy*  
Police Justice.

**POOR QUALITY ORIGINAL**

0114

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question What is your name?

Answer.

Joseph Schmirer

Question How old are you?

Answer

17 years

Question. Where were you born?

Answer

Austria

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

Answer.

235 Division Street 1 month

Question What is your business or profession?

Answer.

Reader.

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

Answer.

I am guilty

Joseph Schmirer  
made

Taken before me this

day of March 1888

Police Justice.

POOR QUALITY ORIGINAL

0115

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

Police Court-- 2  
 District 2035

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

William C. ...  
 332 ...

1 Joseph ...  
 2 ...  
 3 ...  
 4 ...

Offence Larceny from person

Dated Dec 8 1887

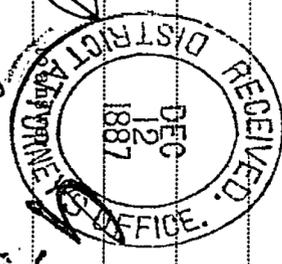
Magistrate  
 Officer  
 Precinct

Witnesses

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

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

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



Street \_\_\_\_\_  
 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 \_\_\_\_\_

*[Handwritten signature]*

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 *Dec 8* 1887 *[Signature]* Police Justice.

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

Dated \_\_\_\_\_ 1887 \_\_\_\_\_ 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 \_\_\_\_\_ 1887 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0116

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Schinda

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

Joseph Schinda -

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

The said Joseph Schinda,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the

seventh day of

December,

in the year of our Lord one thousand

eight hundred and eighty-seven, in the

day

time of the said day, at the Ward, City and

County aforesaid, with force and arms,

one pocket book of

the value of thirty three cents, and

two coins, of a number, kind

and denomination to the Grand

Jury aforesaid unknown, of the

value of forty two cents.

of the goods, chattels and personal property of one

Victoria Kelly.

on the person of the said

Victoria Kelly.

then and there being found, from the person of the said

Victoria Kelly.

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.

Richard W. Lawrence

District Attorney.

0117

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Steinmetz, Frederick

**DATE:**

12/22/87



2760

**POOR QUALITY  
ORIGINAL**

0118

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*Plaintiffs*

*against*

*Frederick Steinmetz*  
*Defendant.*

**The Grand Jury of the City and County of New York.** by this indictment accuse the above named defendant 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 defendant late of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *December* in the year of our Lord one thousand eight hundred and eighty-*seven* 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.

**RANDOLPH B. MARTINE, District Attorney.**

**POOR QUALITY ORIGINAL**

0119

Witnesses:

~~378~~  
~~Wm. C. ...~~

Counsel,

Filed, 22 day of Dec 1887  
Pleas, *Charging 731*

THE PEOPLE,

vs.

*B*

**VIOLATION OF EXCISE LAW**  
(Keeping Open on Sunday.)  
(III Rev. Stat. (7th Edition), page 1889, Sec. 5)

*Frederick Steinitz*

*July 27/88*

Witness for trial ...

*W. E. ...*

RANDOLPH B. MARTINE,

*District Attorney.*

*[Signature]*

A True Bill.

*[Signature]*

*Foreman.*

0120

**BOX:**

290

**FOLDER:**

2760

**DESCRIPTION:**

Schultz, August H.

**DATE:**

12/06/87



2760

0121

POOR QUALITY ORIGINAL

Davidson appear  
TA

Witnesses:  
Lawyer appear  
TA

Dep't first office  
TA

30  
Counsel,  
Filed day of Dec 1887  
Pleads,

THE PEOPLE  
vs.  
August H. Schultz  
RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.  
Alfred Cannon  
Dec 7/87 Foreman  
James P. King Esq.  
James A. [unclear]  
Dec 7/87

Sections 498  
Burglary in the second Degree.  
506/528/537

POOR QUALITY ORIGINAL

01222

Police Court - 4<sup>th</sup> District.

City and County of New York, ss.:

of No. 435 West 56<sup>th</sup> Street, aged 31 years, occupation Grocer, being duly sworn

deposes and says, that the premises No. 435 West 56<sup>th</sup> Street, 22<sup>d</sup> Ward of the City and County aforesaid the said being a Tenement dwelling the

2<sup>d</sup> floor of which was occupied by deponent as a dwelling

and in which there was at the time a human being, by name Ann Ruddy and Maggie McTaggart

were BURGLARIOUSLY entered by means of forcibly opening the Fan light over the door leading from the Hall way into the Kitchen occupied by deponent

on the 2<sup>d</sup> day of December 1887 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

One Bundle of Keys of the value of three dollars

the property 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

August H. Schultz (now here)

for the reasons following, to wit: That on said night - at 11 o'clock P.M. deponent securely locked and fastened his said premises and put to rest his family for the night - that at about 4 o'clock A.M. on the morning of the 3<sup>d</sup> of December 1887 when deponent got up he discovered that said Burglary had been committed and said property stolen, that at 8 o'clock the same morning deponent accused said defendant with the commission of said offence and took from

POOR QUALITY ORIGINAL

0123

Said property so stolen when he defendaut  
acknowledged and confessed to having  
stolen said property as described afor said  
Deponment therefore asks that said defendaut  
be held to answer and dealt with according  
to law

Sworn before me this  
3rd day of December 1887  
James E. Ruddy  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1887  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereo annexed.  
Dated 1887  
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 1887  
Police Justice.

Police Court, District, Offence—BURGLARY.  
THE PEOPLE, &c.,  
on the complaint of  
Dated 1887  
Magistrate.  
Officer.  
Clerk.  
Witness, street,  
No. Street,  
No. Street,  
No. Street,  
\$ to answer General Sessions.

**POOR QUALITY ORIGINAL**

0 124

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*August H Schultz* 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 *August H Schultz*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer, *Germany*

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

Answer. *435 ~~Grand~~ Street West 56<sup>th</sup> Street, 1 month*

Question. What is your business or profession?

Answer, *Greener clerk*

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 was discharged by the complainant last night, I had a coat in one of the stores owned by him and I went and climbed over the fire light of his apartment and took the said key out of his pocket.*

*August H. Schultz*

Taken before me this

day of *November* 188*7*

*Samuel H. Schultz*  
Police Justice.

POOR QUALITY ORIGINAL

0125

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

DISMISSED.  
 No. \_\_\_\_\_ Street  
 No. \_\_\_\_\_ Street  
 \$ \_\_\_\_\_ to answer  
 \_\_\_\_\_



THE PEOPLE, &c.,  
 ON THE COMPLAINT OF  
 James E. Ruddy  
 August H. Schultz  
 Offence. Burglary  
 Dated December 3<sup>d</sup> 1887  
 Samuel O'Reilly Magistrate  
 James O'Reilly Officer  
 262<sup>d</sup> Precinct  
 Witnesses \_\_\_\_\_  
 No. \_\_\_\_\_ Street  
 No. \_\_\_\_\_ Street

47  
 Police Court - 1<sup>st</sup> District.  
 1988

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 \_\_\_\_\_

August H. Schultz  
 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 December 3<sup>d</sup> 1887 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

**POOR QUALITY ORIGINAL**

0126

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*August H. Schultz*

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

*August H. Schultz*

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

The said *August H. Schultz*

late of the *Second* Ward of the City of New York, in the County of New York aforesaid, on the *second* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, about the hour of *three* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *James K. Ruddy*

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: *the said James K. Ruddy*

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said *James K. Ruddy*.

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**

01277

SECOND COUNT—

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

*August W. Schultz*

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

The said *August W. Schultz*

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 ~~night~~ time of the said day, with force and arms,

*feloniously took from the value of  
fifteen cents each.*

of the goods, chattels and personal property of one *James P. Ruddy*

in the dwelling house of the said *James P. Ruddy*

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

*David W. ...*  
District Attorney