

0254

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bellochio, Andrew

DATE:

12/22/93



4933

POOR QUALITY ORIGINAL

0255

Witnesses:

Officer Patrick Regan
6th Precinct

This case was tried in Paris 11 last term and resulted in a dis-agreement. The people have no witnesses except the officer the complain- ing witness while there are four for defendants. The witness by my side said I am sure - the man necessary to people cannot be found. I do not think there is any pos- sibility of a conviction and I do not think the de- fendant is charged in this case. I do not think there is any possibility of a conviction in this case. I do not think there is any possibility of a conviction in this case.

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

Andrew Bellocchio

Paul L. May 22, 1898
Discharged on his own
neg. in motion of D. C. J. M. H. H.
DE LANCEY NICOLL
District Attorney.

re-arrested
April 26, 98

A TRUE BILL.

B. Lockwood
Foreman.

April 27, 98
Jury discharged.

April 13, 1898. R.M.S.

is in custody of his Counsel.
Counsel promising to produce Def. when

Counsel,
Filed
day of Dec 1898

THE PEOPLE
vs.
J. W. [Name]

7
1898

POOR QUALITY ORIGINAL

0256

Witnesses:

Official Patrick Regan
6 to Present

This case was tried in Paris 11 last term and resulted in a decision against the People. I have no witnesses except the Spanish explanation my attorney while there are few for the defense. The assault by my wife instead of a punch - the man returned to people's court by force. I do not think there is any prospect of a conviction and I am sure the defendant is innocent. I was discharged in New York in 1898. S. J. Blake
May 2, 1898

10776

Filed Dec 3 1898

THE PEOPLE
vs.
Andrew Belchis

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

Part 2. May 22, 1898
Discharged on his own
neg. on motion of D.L. McCoy
DE LANCEY NICOLL
District Attorney
May 29

re-arrested
April 20, 98

A TRUE BILL.

B. Lockwood
Foreman.
April 18, 98
Spied and jury disagree.

April 13, 1898. P.M.S.

Dis. in custody of his Counsel.
Counsel previously to produce Def. with

POOR QUALITY ORIGINAL

0257

Police Court _____ District.

1931

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

of No. 6th Precinct Patrick Regan Street, aged 40 years,
occupation Police man being duly sworn,

deposes and says, that on the 3 day of August 1893 at the City of New
York, in the County of New York, in Paradise Park

he was violently and feloniously ASSAULTED and BEATEN by Andrew
Bellochio (now here) who struck
deponent on the chest with his two
hands and threw deponent upon
the street - while deponent was in
uniform and in the discharge of
his duty as a policeman

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

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

Sworn to before me, this 3 day }
of August 1893 } Patrick Regan

[Signature]
Police Justice.

0258

POOR QUALITY ORIGINAL

(1895)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Andrew Bellocchio

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. Andrew Bellocchio

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. U. S.

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

Answer. 81 Baxter Street 18 years

Question. What is your business or profession?

Answer. Express Driver

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.

Andrew Bellocchio

Taken before me this 17 day of August 1895
Police Justice.

POOR QUALITY ORIGINAL

0259

BAILLED,
 No. 1, by Wm. J. Burroughs
 Residence 460 3rd St.
 Resolved upon 26.95
 No. 2, by Samuel Valente
 Residence 171 Park St.
 No. 3, by _____
 Residence _____
 No. 4, by _____
 Residence _____

Police Court... 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Regan
vs.
Conrad Belcher's

Offense. Assault
felony

Dated August 4 1893

Magistrate John Ryan
Officer _____
Precinct _____

Witnesses Matias Wilson
No. Charles Condon
St. Thomas Square



No. 1000
to number 1000
Street _____

Barley

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

Defendant

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

Dated, Aug 5 1893 Conroy Police Justice.

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

Dated, Aug 5 1893 Conroy Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY
ORIGINAL

0260

509

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Andrew Bellochio

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

Andrew Bellochio

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

The said

Andrew Bellochio

late of the City of New York, in the County of New York aforesaid, on the
day of August, in the year of our Lord one thousand eight hundred and
ninety-three, at the City and County aforesaid, with force and arms, feloniously made an
assault in and upon one Patrick Regan

then and there being, a patrolman of the Municipal Police of the City of
New York, and as such patrolman being then and there engaged in the lawful

apprehension of a certain person
whose name is to the Grand Jury
aforesaid unknown,

and the said

Andrew Bellochio

him the said

Patrick Regan

then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there
and thereby to prevent and resist the lawful

apprehension
of the said person as aforesaid,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0261

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bennett, Ida

DATE:

12/20/93



4933

POOR QUALITY ORIGINAL

0262

419

Witnesses:

Officer Daniel Dugan
19th Precinct
Daniel Gleason

Counsel,

Filed 20

day of Dec

1893

Plants,

Myrsky

THE PEOPLE

vs.

Grand Larceny, second Degree.
[Sections 528, 531, Pennl Code.]

John Bennett

John Bennett
19th Precinct
19th Precinct

DR LANCEY NICOLL,

District Attorney,

Jan 10 1894

Tracy Guy designee

11 for Construction

A TRUE BILL,

17th Precinct

Robert Wood

Foreman

Robert Wood

POOR QUALITY ORIGINAL

0263

PART III

THE COURT ROOM IS IN THE FIRST STORY.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

1708

In the Name of the People of the State of New York.

To Off Sergeant Saunders 19th
of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of _____ 189⁴ at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Ida Bennett

Dated at the City of New York, the first Monday of

in the year of our Lord 189⁴

JOHN R. FELLOWS,
DE LANCEY NICOLL, District Attorney.

POOR QUALITY ORIGINAL

0264

Police Court

2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Daniel Gleason

of No. 135 W 28th
occupation Waiter

Street, aged 45 years,
being duly sworn,

deposes and says, that on the 13th day of December 189 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

Forty dollars in good and lawful money of the United States

64/100

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

Ida Bennett
in the manner following—Deponent was on West 28th Street this City on said date defendant accosted deponent and solicited him for the purpose of prostitution. That defendant and deponent went into the premises 131 West 28th Street this City on the second floor near that deponent had said money in his pants pocket, that he removed said pants and did place them on a hook on the wall in said room, that he saw the defendant take said money from said pants and then leave said room.

Dan Gleason

Sworn to before me, this 14th day of December 1893
Police Justice.

POOR QUALITY ORIGINAL

0265

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Ida Bennett 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. *Ida Bennett*

Question. How old are you?

Answer. *23 years.*

Question. Where were you born?

Answer. *New York City*

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

Answer. *10/31 W 28 St; One month*

Question. What is your business or profession?

Answer. *Musical Woman*

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*

~~At fault~~ *Ida Bennett*

Taken before me this
day of *Nov*

1905

189

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0266

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court --- District. 1348

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David G. ...
135 W. 28th St.

John ...

1
2
3
4
5
6
7
8
9
10
Offence *Larceny*

Dated *Dec 15th* 1895

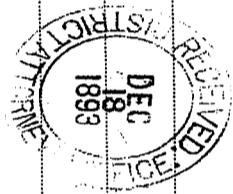
Hofman Magistrate

Rufus Officer

Over the office Precinct

Witnesses _____ Street _____

No. _____ Street _____



No. *1000* Street *615*

Can 142

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 15th* 1895 *Rufus* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

THE PEOPLE, COURT OF GENERAL SESSIONS, PART 1.
vs.
IDA BENNETT. BEFORE JUDGE FITZGERALD.

Thursday, January 4th, 1893.

Assistant District Attorney MacDona, for the People.

Mr. Levy, for the Defence.

A Jury was empannelled and sworn, and discharged for the day.

Indictment for Grand Larceny in the Second Degree.
Friday, January 5th, 1893.

DANIEL GLEASON, sworn and examined, testified as follows:

By Mr. MacDona:

Q Where do you live, Mr. Gleason?

A. 135 West 28th street.

Q In this city?

A. In this city; yes, sir.

Q Do you know this defendant, Ida Bennett?

A. Yes, sir.

Q Did you meet her on the night of the 13th of December?

A. Yes, sir.

Q Where?

A. In 28th street, near my house.

Q Did you have any conversation with her?

A. Yes, sir.

Q Go on and state what it was?

A. She said it was a cold night; I said, "Yes." She said, "Are you going to treat me to a glass of beer?" I told her, "Yes." We went and we had a few drinks. Says I, "It is time for me to go home. I will have to get up early in the morning to go to work; I am afraid I will sleep over." She says, "Come up to my house and I will call you, and I will give you a nice time." I said, "No; I don't want to go for that purpose. I only want to get up." We went to her house.

Q She over-persuaded you, finally?

A. She did, on the way home.

Q And you went? A. Yes, sir.

Q What floor did you go up to?

A. Up two flights, No. 131. I went to bed; she came in out of the other room; I was in bed eight or ten minutes; she was going to my pockets.

Q You undressed yourself first, and hung your clothes up where?

A. Yes; on a peg near the wall, on a door.

Q About ten minutes afterwards, she came to bed?

A. No; she was outside in the other room; she had her clothes on, she was dressed. She went to my pocket. I said, "Hold on." I saw her take my pocket-book and money. After that, she made a dash out of the door; she said, "I am going down for drinks, and I will be back with the change in a few minutes."

Q What time in the morning or night was this?

A. It was between 1 and 2 o'clock in the morning.

Q When did you see her again?

A. The next morning a rap came to the door; I didn't know she was in bed; she was inside in the bed. I asked her what time it was, and she said it was about 8 o'clock.

Q Was she in the bed with you?

A. She was in the bed alongside of me.

Q You did not know how she got there?

A. I didn't feel her; I didn't know she was there until morning.

Q How she came in the bed, you did not know?

A. I don't know. It was near 8 o'clock; she jumped up

to open the door; and, as she did, she said to me, "Go and hide and take care of yourself." I said, "What for?" She opened the door and she went out in the kitchen where this man rapped, and he ran from the kitchen in the other room. She went out, and I kept on dressing myself. She came in again, and she went into bed. Says I, "Where is that change of mine, you got last night?" She said, "I gave it to you." I said, "Where is it?" She said, "If you will search your pocket, you will find it." I searched my pocket. I said, "I will make you find it." She said, "I will be damned if you do." I said, "If you don't give me that money, I will have you arrested."

By the Court:

Q What was the money? A. \$40.00.

By Mr. MacDona:

Q You had \$40. in your pocket when you went into that room?

A. Yes, sir; in the pocket-book.

Q Was the pocket-book taken, too? A. Yes, sir.

Q In the morning you had neither the pocket-book nor the \$40.?

A. No, I didn't have a cent.

Q And then, after this conversation in which she said, "If you will look in your clothes, you will find it," what happened?

A. I told her I had looked, and couldn't find it; I said, "I will make you find it." She said, "I will be damned if you do." I said, "It is the best thing for you to give up that money." I went to work, and left her in bed.

Q When did you return to the premises?

A. I think it was after 5 o'clock.

Q In whose company? A. With Officer Duggan.

Q What occurred when you got there?

A. He told me to go up first; he was right behind. He told me to rap at the door; I rapped. Mr. Bennett came to the door. I asked if Mrs. Bennett was in, and he said, "No!" I said, "Where is she?" He said, "She is either in the city or gone to Long Island, to see her mother."

By Mr. Levy:

Q Was she there then? A. I couldn't tell you.

MR. LEVY: I move to strike it out.

By the Court:

Q You spoke in the morning, about 8 o'clock, about some man?

A. Yes, sir.

Q Did you see any man there?

A. No; I heard him rap.

By Mr. MacDona:

Q Did you hear his voice? A. I did.

Q Whose voice was it? A. I couldn't tell you; I believe it was a man's voice.

Q It was a man's voice? A. Exactly.

Q You did not identify the man with the voice?

A. No.

Q You knocked at the door, and you were told that she was not there? A. Yes, sir.

Q Then you finally went back to the room, after that, after getting that message; didn't you?

A. We went out and came back again; we both agreed to go back; I told the officer-----

Q You did go back with the officer? A. Yes, sir; we did.

Q The officer forced his way into the room; didn't he?

A. Yes, sir; he did.

Q The room that opened on the hallway was the kitchen, and he

got into the kitchen?

A. He did.

Q And he found the man with his back against the door; did he?

A. Yes, sir.

Q What is the man's name?

A. Mr. Bennett.

Q What did the officer do with Bennett?

A. He told him to get away from that door, he wanted to see what was in the room; he was about putting hands on him to push him away, when he immediately came out with Mrs. Bennett.

Q What occurred when Mrs. Bennett came out; what was said?

A. He said he came to arrest her. Mr. Bennett said, "You show your warrant;" and he put his hand in his pocket and showed him his shield; he said, "That is my warrant; I am a police officer; there is my shield." Mrs. Bennett said he would have to take her out dead, and Mr. Bennett said the same -- that he would have to go out dead. Mr. Bennett went for a kettle of boiling water, and Mr. Bennett to a trunk, and they had a great "conflagration."

Q Finally, what did occur; you both were put out of the room?

A. I went out of the room, and Mr. Duggan remained there; as I was going out of the door, he shouted to me to go and get an officer. I went and got an officer, the same officer that was here; I don't know what his name is. I found him down at 26th street and Sixth avenue.

Q You went back to the house with the officer?

A. Yes, sir.

Q You brought him into the room, in the presence of the woman?

A. Yes, sir.

Q What occurred; what did Duggan do after you came back?

A. Duggan took out Mr. Bennett and the officer went to

take out Mrs. Bennett, and he couldn't move her. She ran to the stove with the kettle; he was dragged around the stove. Mr. Duggan was gone with Mr. Bennett, and, after awhile, they were down stairs, when I started for the station house. When I started to the station house, I left the officer and Mrs. Bennett in the house.

Q Pulling around? A. Yes, sir, pulling around.

Q Did you, that day, in the police station, or the next morning, in the Police Court, have any conversation with Mrs. Bennett about your money or about this case; did you say anything to her? A. No.

Q Not a word, and you have not spoken to her since?

A. Not to my knowledge; I think not.

C R O S S E X A M I N A T I O N .

By Mr. Levy:

Q How old a man are you?

A. Oh, about forty-eight, I guess.

Q How old are you?

A. I couldn't tell the age; about forty-eight or fifty.

Q A married man?

A. No; my wife is dead.

Q Children?

A. Yes, sir; two.

Q Do they live with you?

A. Yes, sir.

Q In your house -- where is your house?

A. 135 West 28th street.

Q That is right adjoining the premises of Mr. and Mrs. Bennett; isn't it? A. The second house.

Q You have been neighbors how many years?

A. Who?

Q You and Mrs. Bennett?

A. I never saw Mrs. Ben-

nett, to my knowledge, before that night.

Q You never had met her before?

A. Never to know her; not remembering to see her.

Q Do you ever remember having spoken to her before that?

A. No; I never remember to have seen her.

Q Have your children called at her rooms?

A. I couldn't tell you that; I am working every day.

Q Has she not called upon your children?

A. Never to my knowledge.

Q Have you never visited that house that she lives in?

A. No, I think not.

Q Before that particular night?

A. No, never.

Q What do you work at?

A. In hotels.

Q Doing what?

A. Waiter.

Q What hotel?

A. I am in a restaurant in
29th street.

Q An hotel or restaurant?

A. A restaurant and oyster house, between 29th and 30th
streets.

Q What is the name?

A. Mr. Shanley.

Q That is a saloon; isn't it?

A. Yes, sir, a restaurant and oyster house.

Q A saloon?

A. I don't know; you can call
it what you like.

Q What is your business -- waiter?

A. Yes, sir, waiter.

Q How long have you been employed there?

A. About seven months; all the summer.

Q What are your hours calling for your attendance to your bus-

iness, during the day or during the night?

A. It is during the day now.

Q And at the time of the occurrence that you complain of, was it during the day or in the night?

A. During the day.

Q You are a drinking man; aren't you? A. Yes, sir.

Q Drink considerable? A. Beer; hardly anything but beer.

Q Occasionally, whiskey? A. Yes; very seldom.

Q Sometimes, rum? A. Hardly ever rum.

Q Now, on the day preceding the time that you returned to her room, had you worked? A. Yes, sir.

Q Worked all day? A. Yes, sir.

Q What time did you quit your work?

A. About 9 o'clock at night; around there.

Q How many drinks had you taken before you left your work?

A. During the time I was working, you mean?

Q Yes? A. I had two beers all day, from 7 o'clock in the morning until 9 at night.

Q Did you drink any beer before you left your place of business?

A. That is where I had a couple of beers, during the whole day.

Q Did you drink any whiskey? A. No.

Q Were you perfectly sober when you left your place of business? A. I was.

Q Perfectly? A. Yes, sir.

Q Where did you go to, then, from your place of business?

A. I went to a house on 29th street.

Q What kind of a house? A. A larger beer saloon.

Q Kept by whom? A. I think his name is Jul-

ius Kaiser.

- Q How long did you remain at Kaiser's establishment?
A. I think I remained there over three hours.
- Q How many beers do you say you drank during those three hours?
A. About five small beers.
- Q Can you stand much beer? A. Yes, sir.
- Q You can stand a whole lot of it? A. I don't know.
- Q You were perfectly sober when you left Kaiser's?
A. I was.
- Q Now, what were you doing there?
A. Playing cards.
- Q Playing cards there three hours, and drinking beer?
A. Yes, sir; about three hours.
- Q Did you drink any liquor? A. No.
- Q None at all? A. No.
- Q That made it 12 o'clock. Where did you go?
A. I went down by Seventh avenue and 28th street.
- Q Did you stop in at any place to get anything to drink?
A. No.
- Q Will you swear that you did not drink more than five glasses of beer during the time that you were there?
A. No, I didn't, to my knowledge; that I can remember.
- Q You got down to 28th street and you met this defendant?
A. Yes, sir, just at my own door, at my house.
- Q This house adjoining her house?
A. No, the second door.
- Q Was she dressed up? A. Something like she is now.
- Q Did she have a wrap on? A. About the same as she

has now.

Q She spoke to you first? A. She did.

Q She said, "Good evening," to you?

A. She asked me what time I got home last night. I said, "You don't mean me?" She said, "Yes, I do; I know you." I said, "You didn't see me last night." She said, "Isn't it cold?" I says, "Yes." She said, "Are you going to treat to a glass of beer?" I said, "Yes."

Q You went and treated the lady to some beer; where did you go to treat her?

A. We went down seventh avenue.

Q You went into a saloon? A. Yes, sir.

Q Whose saloon; do you know? A. I think his name is Furke.

Q And you went into the back room in the saloon?

A. Yes, sir.

Q You stayed there with her, and you were drinking?

A. I kept drinking until after 1 o'clock; we kept sitting there; I was smoking.

Q You did not drink at all? A. We did.

Q Did you drink any whiskey sours? A. No.

Q I want you to try to remember, if you will, what did you drink?

A. Gin fizzes, I think.

Q Well, what quantity of gin fizzes?

A. I think about three or four; I don't think there was more than four.

Q Did you drink anything else? A. Nothing else.

Q She, I presume, drank about the same quantity?

A. She did.

Q That was about 1 o'clock?

A. I think it was after 1 then; it might be half-past 1; I couldn't tell you exactly; I didn't pay much attention; I think it was about half-past 1.

Q Was it later than half-past 1?

A. I don't know; I couldn't tell you; I think it was in the neighborhood of half-past 1.

Q Of course -- it is needless to ask you -- you paid for the drinks?

A. I did.

Q You usually paid for the drinks with the money in your pocket-book or money that you kept loosely in your pocket?

A. With silver; I generally have silver.

Q Now, we have got you, Mr. Gleason, down to half-past 1 o'clock that night?

A. I think it was about that time.

Q What was the last time, before half-past 1 o'clock that morning, that you had seen your pocket-book?

A. What was the last time?

Q Yes; how long before half-past 1 o'clock in the morning? You have described to me exactly where you were and where you went to. You got down to half-past 1 o'clock. You have also told his Honor, on answer to his Honor's question, you had a pocket-book in which you kept your money.

A. Yes, sir.

Q I ask you, before half-past 1 o'clock that morning, when had you occasion to see your pocket-book?

A. I saw my pocket-book before I got off work; before I left the place I worked, where I was working.

Q That was the last time you saw your pocket-book?

A. I think so; I don't think I saw it after.

Q That was at 9 o'clock that night?

A. Yes, sir, before 9.

Q Much before 9? A. I couldn't tell you the time;
I couldn't place it.

Q Did you have occasion to take your pocket-book out to take
any money out of your pocket?

A. I did; yes, sir.

Q In the place where you worked? A. Yes, sir.

Q And that was the time you saw your pocket-book, and that
was before 9 o'clock on that evening?

A. Yes, sir.

Q From 9 o'clock on that evening until 1 o'clock, you had no
occasion to use that pocket-book?

A. I never used it, hardly.

Q You never used it; you kept the money which you needed for
change, in your pocket, loosely?

A. Yes, sir.

Q Did you keep any bills in your pocket?

A. I used to keep it with the other money, in the pocket-
book, sometimes; yes, sir.

Q When you treated this young woman in Burke's saloon, where
did you get the money to pay for the drinks?

A. I think it was silver; I had silver in my right pants
pocket.

Q You kept it usually there? A. Yes, sir.

Q Where did you keep the pocket-book?

A. In the right.

Q You kept loose change in your left? A. Yes, sir.

Q When was the next time, after half-past 1 o'clock, that you
had occasion to see your pocket-book? How long after half-
past 1 o'clock in the morning did you see your pocket-book

again?

A. I didn't see it at all any more, except when I saw her taking it out of my pocket; I didn't have occasion to use it.

Q Did you see her take the pocket-book out of your pocket?

A. Yes, sir.

Q You were in bed?

A. Yes, sir.

Q Where did you hang your pants?

A. Near the door.

Q Did you have a light in the room?

A. There was a light in the kitchen.

Q And your pants hung on the wall, you were in bed, and she was dressed up?

A. Yes, sir.

Q Mr. Gleason, I want you to explain to this jury why you didn't have this woman arrested in the morning and didn't make your complaint until 5 o'clock that night?

A. I had to go to work, and had to remain at work; then I was supposed to be off work at 5 o'clock. I asked leave to go up to the station house; that is it.

Q That is the only explanation you can give of that?

A. The only explanation; I had to work. I didn't want to expose myself.

Q In answer to the District Attorney, you said in the morning when you woke up, you said to her, "Where is that change?" Is that right?

A. Yes, sir.

Q What change did you refer to?

A. The change that she told me that she would bring back.

Q Then you gave her some money to get changed?

A. No.

Q What was the occasion for her to bring back change?

A. I told her to put back that money. She said, "I am

going for a drink, and I will be back soon."

Q You made no objection to her taking the money from your pocket to buy a drink?

A. She was gone like a flash.

Q But she was in bed with you, you say, the next morning?

A. She was.

Q Did you fall asleep in the meantime?

A. Yes, sir, I did. I was very sleepy; I was after working thirteen hours, and, being up four hours, I was up seventeen hours.

Q You were not drunk a bit? A. I was not drunk.

Q You were not drunk? A. No.

Q You were under the influence of liquor?

A. I had liquor down; I had what I told you down, but I was not drunk.

Q You had, according to your own statement, two glasses of beer in one place, and five in another?

A. Yes, sir.

Q And five gin fizzes?

A. I think it was about four.

Q How many drinks did you have in the house?

A. In what house?

Q Her house? A. None; I didn't have any.

Q Didn't you send out for any liquor?

A. No; she came back; she said she was going for drinks, but I never saw her.

Q How do you account for her presence in the bed the next morning?

A. She didn't come back with the drinks.

Q You don't know when she came back?

A. I didn't feel her coming back.

Q Between 9 o'clock that evening and half-past 1 o'clock that morning, how many people had you been brought in contact with, and about how many people had you talked with?

A. For the three hours that I was in 29th street, I was playing cards, playing a three-handed game of cards; there was others there at the place, beside; I was playing cards until I left there, with these three people.

Q Did you take your pocket-book out in that saloon?

A. I did not.

Q Did you take the pocket-book out in Burke's saloon?

A. No, not to my knowledge; not that I remember.

Q Not that you remember?

A. Not that I remember.

Q You met a great many people during the whole evening?

A. Not many, except the three people I was playing cards with; I met a young man in Burke's, and I was with this lady. Burke himself drew the drinks, and passed them through a little hole.

Q When she spoke to you, didn't you suggest that you would go up stairs?

A. I did not; I refused.

She told me she would give me a good time; and I told her no, I didn't go up for anything like that. I didn't know she was married at all; she told me she was Miss Bennett.

Q Do you know her husband?

(Objected to)

A. I do.

Q You know that he is her husband?

A. I do not. I

didn't know she had a husband until I went in the next day to have her arrested; she told me she was Miss Bennett.

Q Was there any other person in her rooms during the time that

you were there?

A. Not to my knowledge.

Q Did you see anybody at all going up or down stairs or into the rooms?

A. Not to my knowledge; I don't remember.

Q You slept very soundly; didn't you? A. I did.

Q You fell asleep about what time?

A. Well, probably it might be twelve or fifteen minutes after she went down stairs.

Q You don't mean to tell this jury that you had any intercourse with that woman?

A. I say no.

Q Positively?

A. Positively.

Q The fact of the matter was, you were so beastly drunk you did not know what you were doing; is not that so?

A. No, I was sleepy; I wanted to get up in the morning.

Q You undressed yourself? A. Yes, sir.

Q And the woman right beside you, and you were sleeping; you fell asleep?

A. Yes, sir; she went down stairs when I went to sleep. I was waiting for her to come back with the money; I intended to keep awake.

Q How do you account for the fact that you went up there if you didn't go for an improper purpose?

A. I had no one to call me; no one would call me; I was likely to sleep. I was supposed to be up at 7 o'clock.

Q Simply for the convenience of having yourself called at 7 o'clock in the morning, you accompanied this woman to her home and occupied her bed?

A. She said she had a nice back room and I could sleep there, and she would call me in the morning.

Q You were requested to go there not for an improper purpose?

A. She said if I would go with her she would give me a nice time and a nice bed, and she would call me at 7 o'clock in the morning. I told her no, I didn't want anything like that; I only wanted to be called.

Q This dark bed-room you occupied?

A. There was plenty of light in the kitchen.

Q What furniture was in that room?

A. I couldn't tell you; I didn't pay any attention to that

Q Was there a window in the room?

A. I couldn't tell you that, either.

Q Was there a window in the kitchen?

A. I couldn't tell you that; I didn't pay any attention to it.

Q Was the floor carpeted?
you.

A. That I can't tell

Q Yet you were perfectly sober?

A. Well, not drunk. There was so much confusion, I did not have time to notice anything. Every time when I was there with the officer there was confusion; when I went in there was trouble about my pocket-book. I was waiting for her to come up.

Q Did you make an outcry in the morning, when you got up?

A. I did, to her.

Q Did you discover in the morning that you did not have the pocket-book?

A. Most undoubtedly. I asked her, "Where is my change?" She said, "I gave it to you." I said, "Where is it?" She said, "It is in your pocket; if, you try, you will find it." I said, "I will make you find it." She said, "I will be damned if you do." I said, "I will have you arrested," and she said, "Do your best." I

went away, and left her in bed.

Q Did you complain to any person during the day that you had lost your pocket-book?

(Objected to)

A. I did, to the detective.

Q When you were in the station house?

A. No, sir; where I was working.

Q You never have seen your pocket-book since?

A. Never.

BY MR. MACDONA:

Q Nor the \$40.?

A. Nor the \$40.

Q Do you know anything about whether this man is married, except the statement of the man who was found in the rooms?

(Objected to)

A. I do not; she said her name was Miss Bennett.

THE FOREMAN: Will your Honor ask Gleason whether the door out of the room, between that and the kitchen, was open when he was in bed. I want to know what light he had in the room.

BY THE COURT:

Q When you were in bed that night, was the door leading into the kitchen open?

A. When I was in bed that night, and when Mrs. Bennett took the money out of my pocket, the door was open, and the next morning, when I got up, it was locked on the inside, and she was in bed. A rap came on the door, and a man calling, and I think he said he was from New Jersey or some place and she jumped out of bed. I was sitting on the side of the bed. She said, "Go and hide." I said, "What for?" She went outside, and, in half a minute, she came in again and

went into the bed, and then I found out my money isn't there. I asked, "Where is that change?" She said, "I gave it to you."

Q What light was in the kitchen; tell the jury.

A. I couldn't tell you.

Q Was it gas-light?

A. I couldn't tell you. There was a light; it was a lamp that was on the table. I knew it was a man's voice.

Q Did you know who the man was at that time?

A. No; I thought it was a man.

Q You did not know Bennett before that morning?

A. No, I didn't.

BY THE FOREMAN:

Q Did Mr. Gleason see this woman put her hand in his pants pocket, and withdraw the pocket-book? You saw the pocket-book in her hand?

A. Yes, sir.

BY MR. LEVY:

Q You were lying in bed?

A. Yes, sir.

Q I want you to tell the jury, how far from where you are sitting now these pants were hung?

A. It was as near as to that gentleman by the table.

Q Were they hung on the wall?

A. On the wall; on a kind of peg or hook, on a rack.

Q High up?

A. Not very.

Q Did you tell her to go down to get any drinks?

A. I did not.

Q You thought you had enough?

A. (No answer)

BY A JUROR:

Q Ask Mr. Gleason if he can give any explanation why, when he saw this woman taking his pocket-book, which he knew contain-

ed \$40., out of his pocket, why he didn't there and the stop her -- can you give any explanation?

A. It was so near the door, she had only to run out of the door; she was gone in a flash. She went down stairs.

By Mr. Levy:

Q Why didn't you get up? A. Without any clothes on?

Q Couldn't you slip your pants on?

A. I didn't want to go down stairs.

Q You turned over on your side and went to sleep?

A. Yes, sir; I didn't want to go after her. She said she would come up; I was expecting her back.

Q You made no objection to her taking the money and going down?

A. I did; I told her to put it back. She said, "I want to go down for a drink; I will bring you the change soon."

Q Then you were satisfied? A. Not at all.

DANIEL DUGGAN, sworn and examined, testified as follows:

By Mr. MacDona:

Q Officer Duggan, you are attached to the 19th precinct?

A. Yes, sir.

Q Do you know this defendant, Ida -- what is her name? Vernon?

A. Bennett.

Q Ida Bennett?

A. Yes, sir.

Q Did you go to the house 131 West 28th street to arrest her, on the 14th of December?

A. Yes, sir; the 14th of December.

Q What time of day?

A. About 5:30 in the evening.

Q In whose company? A. In Gleason's company.

Q Did you knock at the door of the premises that she occupied?

A. Gleason knocked at the door first.

Q Gleason knocked? A. Yes, sir.

Q Did you see the woman, when the door was opened?

A. No, sir; I saw the man, Bennett, at the door.

Q What information did you get?

(Objected to) (Objection sustained)

Q You got into the house; did you?

A. Not then, sir, no.

Q You opened the door of the inside room?

A. Not then; we went down stairs.

Q But you did finally get into the room?

A. Yes, sir, the second time I knocked at the door; Bennett opened the door. I pushed myself in. When I got inside, I told him that I wanted the woman there.

(Objected to, on the ground that it would be trying another issue.)

Q You opened the door of the inside room; did you?

A. Yes, sir.

Q You found this defendant there?

A. I found her there.

Q Describe to the jury where you found her?

A. I found her standing in one corner of the room, partly concealed behind the clothing hanging from the rack on the wall. I said, "I want you; you are my prisoner, for obbery." She said, "What for?" jumping away, and going for the kettle. Then I tried to explain. I had no chance. She said I should take her out dead, and this man Bennett made the remark that I should take him out dead. I took her. So they forced me out of the place. This man Gleason went for an officer.

By the Court:

Q Go on?

A. So they formed me out of the room, to the landing, and I waited there until I got help. I went into the place, and placed Bennett under arrest.

By Mr. MacDona:

Q What is the other officer's name who came to your assistance?

A. Peter Lawless.

By Mr. Levy:

Q The inside door was not locked? A. No, sir.

By the Court:

Q What did this woman say when you got to the station house; what was she charged with?

A. She was charged with robbery, stealing \$40. from Gleason.

Q Gleason said that? A. Yes, sir.

Q What did she say? A. She said she would be damned if she did -- she would find out, and she would make some fellow suffer.

Q What did she say? A. She said she didn't steal it, but she would make him jump for it, or something to that effect.

By a Juror:

Q Did you know this person before, prior to the arrest?

A. Yes, sir, I saw her very often.

Q I only wished to know whether he had seen her or known anything about her.

The Court: He said he knew her before.

By Mr. MacDona:

Q Is Officer Lawless in court? A. No, sir.

Mr. MacDona: I will ask for an adjournment, until Monday, to get Officer Lawless.

The Court: If Lawless knows anything about the larceny -----

Mr. MacDona: He doesn't know anything about the larceny, but the arrest of the woman; he brought her to the station house.

Mr. Levy: I will admit that he did.

Mr. MacDona: That is the People's case.

THE CASE FOR THE DEFENCE:

LDA BENNETT, sworn and examined, testified as follows:

By Mr. Levy:

Q Ida, how old are you? A. Twenty-three years.

Q Are you married to William Bennett?

A. Yes, sir.

Q When were you married, and where?

A. September 5th, 1890, in Boston.

Q Whereabouts were you married? A. In Boston.

Q Do you know Mr. Gleason, the complainant?

A. I do; yes, sir.

Q How long have you known him? A. I have known him for the past year.

Q Have you seen him in the neighborhood and talked with him frequently? A. Yes, sir.

Q He has called upon you? A. No, sir; he has never called upon me.

Q Any of his people called upon you? A. No, sir.

Q Have you ever called upon any of his people?

A. No, sir.

23 Q Friendly towards each other? A. Yes, sir.

By the Court:

Q Did you have any acquaintance with him before this year?

A. Yes, sir.

By Mr. Levy:

Q You occupied neighborly relations, as it were?

A. Yes, sir; I saw him before, lots of times.

Q Do you remember the night preceding the day of your arrest?

A. Yes, sir, I do.

Q Do you remember meeting Mr. Gleason? A. Yes, sir.

Q Do you remember conversing with him in front of your house?

A. No, sir, I do not.

Q Do you remember his going to your house that night?

A. Yes, sir.

Q Under what circumstances? Now, tell your story to the jury?

A. Well, I started, about half-past 10 or 11 o'clock -- I don't know which-- I was going to get some lunch, as I only lived in this house a short time and had no way of cooking anything, and had a lady friend at the house this night. I said I would go around and get some oysters at this restaurant. As I got near 28th street and Seventh avenue, I met Dan Gleason coming along. I passed him, and he called me back and said, "How do you do, I da?" like that. He came up and spoke to me. I saw he was a little bit intoxicated. I stood there, talking to him, a few minutes; "This is a pretty cold night," he says to me." I said yes, it was chilly. He said, "Come into Mr. Bradley's, and get something to drink; it will warm you up." I says, "I don't like to go into Mr. Bradley's; him and I are not on very good terms." He said, "Let us go over to Burke's." I went into Burke's. He called for a whiskey sour, and he asked

me what I would drink, and I drank the same. We had six or seven whiskey sours before we left there. In the meantime, my girl friend had a pair of black gloves on that were kind of a little torn. Gleason said, "Here is fifty cents; you can buy a pair of gloves for yourself." As I was sitting there drinking, he said to me, when he had drank his, "I'da, you ought to treat out of that fifty cents that I gave you." I said, "Well, this is funny; you gave me fifty cents to buy a pair of gloves, and now you want me to treat." He said, "Oh, come on." So then I thought I wouldn't, and so then at last I said, "I will." I told the bartender to bring him in something else to drink, and I gave him the fifty cents, and he brought me twenty cents change. We stayed there some time after that. Dan said to me, "I'da, it is getting pretty late; I think I had better be going home." I said, "Yes, is getting rather late." So he said, "I can't go up to my house now, on account of the two boys," and he says, "They won't wake me up in time, anyway; can I go up to your house?" like that. I told him that I had a lady friend up there at the time, and she was waiting for these oysters. I thought I had better go on and get the oysters and then I would go up. He said, finally, "Never mind the oysters; when we get up, we can get something to drink, and oysters also." I said, "All right." We went up to the house. I introduced him to this lady friend. She said she was going home; she said to me, "Will you see me as far as the cars?" In the meantime, Dan said to get something to drink; he said, "Will that lady go for it?" I said, "No, she is going home; I am going to help her as far as the car; I will get it for you." He handed me fifty cents, and two ten cents, loose change; that is all I saw with him. I was taking off my hat when he

called me. I went down with this lady friend. I was standing on the corner; the Seventh avenue car doesn't run very often; we were waiting for the car. It was whiskey he sent me for, and some soda-water, and I came back with it. When I came back, Dan was lying on my bed, sleeping. Finally, I said, "I will let him sleep." I put on my wrapper and laid down in the kitchen, and the fire went out. In the meantime I got up; it was so cold there; I laid down on the side of the bed. I never knew nothing more until Dan Gleason woke me up at 8 o'clock. He put on his over-coat and never said anything about money. I said, "Dan, have you got any money to give me?" He put his hand in his pocket, and said, "Why, didn't I have money here last night?" I said, "Well, I didn't see any with you." He says, "I thought I had some money." I says, "If you had it, look in your clothes and probably you will find it." So he looked in his clothing; he never said another word; he never said nothing about going to have me arrested or nothing else. He left the house, and I didn't hear any more of him until 5 o'clock. I was in the house all that day, until 6 that night, until this officer came around and arrested me.

Q. The officer says when he came there, after much persuasion, difficulty and trouble, he succeeded in discovering you, hid behind some clothes in the back of your bed-room; is that true?

A. No, sir, it is not true.

Q. Did you conceal yourself at all?

A. No, sir; I didn't. There was no way that I could conceal myself under any clothes; there was nothing there, only a wrapper; there wasn't anything else.

Q. You came out from the bed-room?

A. Yes, sir; I

Q Doing what? A. I will tell you why I came to go
in there; I had just moved-----

Q Did you ever see his pocket-book?

A. No; I never saw his pocket-book.

Q Did you take his pocket-book out of his pocket?

A. No, sir.

Q Is it true, as he says, that he saw you take the pocket-book
out of his trousers pocket, and he halloed to you to stop?

A. No, he didn't have his trousers off; he had them on
when I went out of the house with this girl.

Q He was pretty well intoxicated, filled up?

A. Yes, sir; when he woke up in the morning he drank the
balance of the whiskey in the bottle.

Q Have you ever been arrested before in your life?

A. No, sir.

Mr. MacDona: No questions.

BY THE FOREMAN:

Q Did you drink those gin fizzes or whiskey sours, as many as
he did? A. Yes, sir; I drank just
as many as he did.

Q You were quite sober when you got home?

A. I wouldn't say that, no; it kind of went to my head
a little bit. I know that.

Q You knew just everything you were doing?

A. No, sir.

BY THE COURT:

Q You remember all that you have testified to?

A. Yes, sir, I remember that.

Q After your taking all those drinks?

A. Yes, sir, I remember that.

**POOR QUALITY
ORIGINAL**

0294

By Mr. Levy:

Q You were more or less affected by the drinks that you had?

A. Yes, sir, of course, naturally, when you are not used to drink.

Q You didn't precede the whiskey sours by any other drink?

A. No, sir, I didn't.

The Jury DISAGREED, eleven being for conviction and one for acquittal.

POOR QUALITY ORIGINAL

0295

58

750

Testimony in the
case of
John Bennett

filed
1/93

75

question and one for admitted.

THE JURY DISAGREED, STEVEN BEING FOR CON-

A. No, sir, I didn't.

Q. You didn't precede the whiskey bottle by any other drinks
to drink.

A. Yes, sir, of course, naturally, when you are not used

Q. You were more or less affected by the drinks that you had?

BY MR. TERRY:

POOR QUALITY
ORIGINAL

0296

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Ida Bennett

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

Ida Bennett

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

The said

Ida Bennett

late of the City of New York, in the County of New York aforesaid, on the *thirteenth*
day of *December*, in the year of our Lord, one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*the sum of forty dollars
in money, lawful money
of the United States of
America, and of the value
of forty dollars*

of the goods, chattels and personal property of one

Daniel Gleason

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.

*DeLancey Nicoll
District Attorney*

0297

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bennett, William

DATE:

12/20/93



4933

POOR QUALITY ORIGINAL

0298

Witnesses:

Officer Daniel Dwyer
19th Precinct

Robert Dwyer
Apr 29/92

Counsel,

Filed

day of Dec

1893

Pleads

THE PEOPLE

vs.

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

William Bennett

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. J. Foreman
Foreman
Jan 3/94

Fred J. Foreman
Remanded to prison

1 yr 6 mos per
Jan 19/94

Wm Bennett

POOR QUALITY ORIGINAL

0299

Police Court _____ District.

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

Daniel Dufan

of No. 19 Wm Street, aged _____ years,

occupation Police Officer being duly sworn

deposes and says, that on the 1st day of December 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

William Bennett (workman)

131 W 28
530 P.M.

from the fact that while deponent was in act of arresting a person charged with Robbery, the defendant attempted to cut and stab deponent with a large knife which he held in his hand

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

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

Sworn to before me, this 15th day of December 1883

Daniel Dufan

[Signature] Police Justice.

POOR QUALITY ORIGINAL

0300

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Bennett

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. W.P.

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

Answer. 131 W 28th Street 1 month

Question. What is your business or profession?

Answer. Iron worker

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
W.P. Bennett

Taken before me this
day of March

1887

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0301

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court District 1340

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David Dufour

1. Wm Bauwisch

2.

3.

4.

Offence Felonious Assault

Dated

Dec 18 1893

Residence

Magistrate Hoffman

Witnesses

David Chamm

Officers Charles Spindler, and Wm...

No.

197

No.

1077

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

Dufour

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

Dated Dec 18 1893 Hoffman Police Justice

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

1/8/1933
The People
v.
William Bennett

Court of General Sessions, Part I
Before Judge Fitzgerald, January 2, 1933
Indictment for assault in second degree
Daniel Dufan, sworn and examined,
testified. I am a police officer attached to the
19th precinct, a special officer detailed in
citizen's clothes. I know the defendant ^{Mr.}
Bennett. I saw him on the afternoon of the
14th of December at No. 131 West Twenty Eighth St.
in this city. I saw him on the third
floor rear of an apartment house. I went
there with Daniel Gleason, who was a
complainant against his wife. Then we
got up stairs. Mr. Gleason knocked at
the door and Mr. Bennett opened it.
Gleason asked him if Ida Bennett
was in? He says, "No, she is round
to see her mother and won't be back
for a day or so." I told Gleason something
I went down stairs and in perhaps three
or four minutes I returned again to the
flat I was with Gleason all the time.
He went back the second time, Gleason
knocked at the door and Bennett opened
it. I asked him if Ida Bennett was
in the house? and he says, "No, I told
you that before." There are only two
rooms, a kitchen and a small bed

room. He went to the door and he put
 his back to the door. I saw him going to the
 door and I said, "I am a police officer
 showing my shield, and I want Ida
 Bennett for robbery." He said, "you had
 better get out of here if you have not
 any warrant." I showed him my
 shield and said, "This is a sufficient
 warrant in a case of that kind." I pushed
 him aside and I found Ida Bennett
 standing behind a lot of clothes that
 were hanging on the wall. I placed
 her under arrest. There was the door
 of this other room. It was close to
 the door leading from the hall into the
 kitchen, quite close, about a foot, it
 opens into the kitchen. That door was
 closed and the defendant had his
 back to it. I went to that door and opened
 it. I turned the knob and went in.
 The defendant refused to allow me
 to go in. I placed Ida Bennett under
 arrest and told her I wanted her for
 robbery. She jumped out and went
 to the stove and picked up a Kettle. She
 said "you see you so and so if you
 don't leave here, you will have to take
 me out dead." Bennett said, "you

get out of here or you will have to take me out dead too." He ran to the trunk and said, "I will kill you." The next thing I saw was this knife in his hand open. He raised the lid of the trunk. He turned towards me, and I was looking out for the wife, and in the mean time she had this kettle of water. He says, "I will kill you if you do not leave the room. I jumped back and he made a second lunge. I said, "if you cut, I will shoot and draw my revolver." Gleason backed out of the door, and I said to him, "go and get a police officer." He went out. He had a kettle of boiling water and he had the knife raised. They forced me out of the door and slammed the door. I stopped there until officer Lawrence came. Then I broke the door and shoved it in when officer Lawrence came back with Gleason the complainant. He placed the two under arrest. I took Bennett to the station house and the other officer took the woman after a desperate struggle. I arraigned them before the Sergeant and made a complaint.

against Bennett for assaulting me in the discharge of my duty. Did anything occur in the ^{station house} conversation, or any questioning him concerning a knife, did you search him? I searched him at the desk of the station house and I found no knife there. The Sergeant said, you had better tell the officer where the knife is." He said, "I hid it in the coal under the sink." The Sergeant instructed me to search for the knife. I met Officers Lawless and Jorolamer and another officer and Gleason, but did not go up stairs. I got a light. I found it concealed where he said under three or four inches of coal under the sink. That is the knife that he took out of the trunk and attempted to stab me with.

Cross Examined. The knife was offered in evidence. You were very much aggravated, were you not? No. I was very cool and collected. Were you not excited at all because this man had a knife in his hand? No. I was not excited. And the threats of this woman to scald you with boiling water that did not affect you at all? you were

perfectly calm? Yes. I had my revolver in my right hand, I felt it was a pretty good guard to keep him away from me I did not have it cocked; it is a self cocking revolver. I was shoved out of the room forcibly. I did not back out. You did not use your pistol? No. I did not. When they got me out forcibly they slammed the door. During all this time you were perfectly calm and cool and was not a bit disturbed in your feelings. I did not say I would kill the man he said, "I will kill you." I said, "If you try to cut me I will shoot." I was not particularly excited on that day. The abuse that you say you got did not disturb your feelings at all? No. When you went in where did you have your shield? In my pocket. I was in citizens dress the same as I am now. There was nothing about your appearance to indicate the fact that you were a police officer. No. I showed him I was an officer by showing him my shield. When I went in the first thing I said was that I wanted Wm Bennett for

robbery he made a remark to the effect that she was his wife. He did not then ask whom she robbed; he wanted to know if I had a warrant for her. I said, "No, I am a police officer," I shoved him my shield. I never met the defendant before that night and he did not to my knowledge know that I was a policeman. At this time Gleason was with me. He (Gleason lived the second house from the defendant. During this time the defendant was shouting pretty loud; he yelled and said I would take him out dead. When I said I wanted Ida Bennett for robbery he said, "she is not in; she is to her mother's house and won't be back for two days." I saw the door of the bed room closed. I went over to the door and he had his back to it. I shoved him aside and opened the door and went into the room. She was standing in one corner of the small room that was at my second visit. He went to the trunk and got a knife. The trunk was in the kitchen near the bed room door. When he had the knife in his hand it was open. He ran to the trunk and lifted the lid

and said, "you son of a b- h, I will kill you." I simply told him I was a police officer and wanted to arrest Ida Bennett. I did not abuse him and did not say, "you son of a b- h I will blow your brains out." Did you not take your pistol from your pocket and say, "you bastard, why are you interfering with me?" No. Did you not come in and say, "I want that whore you have hid in that room?" No. Did you use any such language? No. Did you not use any vulgar language at all? No. Why did you draw your pistol? To scare this man, to make him afraid. When he made two vicious lunges with that knife, did you not say, "I will shoot you?" He was I should say three feet from me at this time - he and his wife were standing side by side. I jumped back twice each time as far as the table, and the table stopped me and I pulled my gun. I should say the whole distance was perhaps ten or twelve feet. He made two vicious lunges at me and exclaimed each time "I will kill you

if you do not go out of this place"; I jumped as soon as he raised the knife. I did not have my pistol in my hand at that time, but after he made the second attempt I drew my pistol. Did he make any lunge at you when you had the pistol in your hand? No; the wife held the Kettle of water in her hand; he had one hand on me and I had the gun in my hand, and he came out and said, "you son of a b--- they forced me out the two of them together. Is it not a fact that he said he did not believe you were a police officer? No. I did not point the pistol at the woman. I was more afraid of the knife than of the boiling water. The woman used profane language. I remained at the door until Mr. Gleason brought a police officer. Officer Lawless came and we made the arrest. I have been an officer on the face and have been in citizen's clothes nine years. I have never been charged in this Court or before the Commissioners with assaulting any persons. I was charged once before the Commissioners with being in a liquor store, and I went in in discharge

from my duty. His wife did not strike me in the room. I told officer Lawless to take the woman. I took the man and he and she resisted; she tore down the stove and everything like that; tore down the table and said, "I will kill you if you take me out of here. When I was taking him to arrest him we both fell down the stairs to the bottom. I did not club him. I had hold of him by the collar; I did not hit him whatever. He did not want to go with me and I shoved him and we both fell to the bottom of the stairs. I did not abuse the man, but I used strength to take him to the station house. I did not shove him up against the wall and did not strike him.

testified: Daniel Gleason, sworn and examined. I live at No. 135 West Twenty Eighth street I know the premises No. 131 West Twenty Eighth St. I was in those premises on the 13th of December I think it was one o'clock in the morning. The woman Ida Bennett went in there with me; she met me on the street and I went up with her and stayed until eight o'clock the next morning. In consequence

of that visit I went to the station home and made a statement there. I saw officer Duffan in the station house in the afternoon of the next day the 14th I went to work in the morning and in the afternoon I went with the detective to No. 131 West Twenty Eighth street, two flights up to the same room I had been in the night before. The detective told me to go ahead. I did so and knocked at the door and Mr. Bennett opened the door. I said, "Does Ida Bennett live here?" He said, "yes." "Where is she?" He said, "She has gone to Long Island to see her mother." "When will she be back?" "She may be back to night home and may not be back till tomorrow night." The officer and I went out; we came back the second time. I went up stairs and asked Mr. Bennett again if she was in? He said, "no," and the officer forced his way in and he went into the other room. I did not go into the room with him. I went into the kitchen, not the room where he found her; the officer went into the small bed room. I went in out of the hall way into the kitchen with Duffan. There

was Bennett when you got into the Kitchen? He opened the Kitchen door. When you got in was he standing still or did he back up against the door leading to the bed room? He had his back against the bed room door, and the officer told him to move away and he went away. The officer went into the small room and found Mrs. Bennett and brought her out. Then she came out he said he wanted to arrest her; he told her it was for robbing me. He says, "you are my prisoner; I will take you to the station house." She said she would not be arrested, and run for a Kettle of boiling water. Bennett said he would not be arrested either; he said he would die before he would go. Did the officer then attempt to take them out? He told them they were under arrest. What did Bennett do next, did you see him go to the trunk?

Yes, I saw him go to the trunk. I did not see what he did there. When he came away from the trunk did you see anything in his hand? No. Mrs. Bennett went to the stove and put her hand on the Kettle. They were

quarreling and arguing with the officer about the arrest and I did not want to be in it. Mr. Duggan said he wanted to arrest him, and he said he would die before he would go. Mr. Duggan told me to go out and call an officer. I went down stairs and I brought the officer. Did you see any weapon of any kind before you called the officer? No. I did not except the Kettle. When I came back Mr. Duggan was outside the door. He rapped at the door and pushed it in and we all three went in. Then they had a big row; they still kept quarreling and Mr. Duggan took Mr. Bennett down stairs. They kept on shouting and would not go and would rather be taken out dead and all that before they would go to the station house. When Lynn and Officer Duggan went back the second time and he got into the room did you see any weapon? No. I did not. Were you present in the station house when Bennett was arraigned? Yes. They talked about a knife. Duggan said he tried to assault him with a knife. Bennett said if he went back to the house he would find the knife in a barrel; he told him where he threw it.

9

"You did not see any knife in this man's
 hand? No; he might have, but I did
 not see it. Did you see the officer
 use any weapon? No. Did you hear
 Bennett say to the man, "have you got
 a warrant?" Yes. What did the officer say?
 He showed him his shield; he took it
 out of his pants pocket and said that
 was his warrant. Did you see the
 officer draw a pistol? No. Did you hear
 the officer say, "If you cut me I will
 shoot you, I will kill you?" He said
 something to that effect. What did the
 officer say? He said that he would take
 him; "if you go for me, I will go for
 you," something like that as near
 as I can remember. Bennett said,
 "I will die before I go." Did the officer
 put his hand on his hip pocket?
 I cannot tell you. I was between Duffin
 and the woman. I wanted to get
 out of the place, I was excited. Did the
 woman take the kettle of water off the
 fire? I could not tell you that; she
 had her hand on it. I want to know
 whether that woman lifted that kettle
 of water off the stove? I will not
 swear to it, I will swear she

had her hand on it. You were near enough to see whether she lifted it? I was, I cannot say whether she lifted it or not. When you got to the station house did you see this man Bennett there? I did. Did you see his appearance? I did. Were his eyes blackened? Yes. I saw some blood on his face, that was all. You were not frightened in the station house? Not a bit. I will tell you the truth and nothing else. There was blood down along his cheeks. Were his eyes black and blue? I do not know. I could not tell you. I know he had blood on his face. I did not examine his eyes. The next morning after the time that you saw him in the police station with the blood on his face did you go to the Jefferson Market Police Court? Yes I did and I saw Bennett there. Did you see whether or not his eyes were black and blue? It looked as if he had a black eye, his face looked bad. When you were in the station house and the woman was brought up there what did

You say in the presence of this defendant were you asked any questions? He asked me if that was the woman who robbed me ~~on~~ the night before and I said, yes. What did she say? She did not say anything; she did not contradict it, at least I did not hear it. Did Bennett say anything? No.

Peter Lawless, sworn and examined, testified.

What precinct are you attached to? The Nineteenth precinct? Did you go with Officer Duffan to No. 131 West Twenty Fifth Street on the 14th of December last? I went there with Daniel Gleason; he came after me to Sixth Avenue where I was on post. I was on duty there in uniform. When you got back there and went up to the second floor, did you see Duffan? Yes sir; he was on the hallway landing when I went up stairs. Did you go into Bennett's room with him? I did; he forced Bennett's door open and went in and I went in with him; they were both standing on the floor. Bennett and the woman. Officer Duffan said to me, "You fetch this woman and I will take the man for

robbery. He caught hold of Bennett by the back of the neck and he took him out of the door and I took hold of the woman to fetch her along. She said there was no police officer could take her without a warrant. As soon as I took hold of her she threw herself on the floor and got hold of the table. Then I broke her hold from that she took hold of the stove and pulled it away from the pipe right out into the middle of the floor. I was wrestling with her for a while when Officer Jordan came in. When she saw him come to my assistance she got easy and said she would come to the station house if I would give her time to fix herself. There was no drawing of knives or pistols when I was there. Did you see any boiling water in the hands of the woman? No. I did not.

The jury rendered a verdict of guilty of assault in the second degree with a recommendation to mercy. The prisoner was remanded for sentence.

**POOR QUALITY
ORIGINAL**

0318

Testimony in the
case of
William Bennett
filed Dec.

1893

40th

POOR QUALITY
ORIGINAL

0319

Ms. W. F. Bennett
Miss Pison

POOR QUALITY
ORIGINAL

0320

My dear Husband I have
just received your note
I was down to court to
day and yesterday and
pleaded guilty to petty
larceny as there was no
other hope for me I got
the full penalty which was
in the penitentiary I
will do less than the rest
of one year I was before
Judge Smith yesterday
go before Judge Smith
I think you will get
the same as me if you
go any other place than
where I go and let
me know if you can

2

and Will if you get
any more time I shall
do I will come and see
you when I get out so
cheer up and do not be
discouraged in the
least in spite of all
Will I love you and you
only and nobody else
but us from each other
but although we are parted
now it will not be long
long I hope darling Will
do not fret as it will be
time to you when I get
out I go to the penitentiary
the first thing in the
morning so Will this
is all I can write as
we are going to bed
from your loving
Will

POOR QUALITY
ORIGINAL

0322



Court of General Sessions,
Judge's Chambers,
32 Chambers Street.

New York, 189

Phil Kelly has given

William Bennett

- convicted - 1892 -

Continental Iron Works

5 weeks

W Wallace

18 Cortland St.

Long Distance Telephone

1 month -

Christopher

61 Broadway

Penwood Iron Works

POOR QUALITY
ORIGINAL

0323

43 (W. 29th St

April 3rd 1942

To Whom it may Concern

Mr. W^m Bennett has
been a boarder in
my house for the
past year
He has been most
in his dealings and
a thorough gentleman
in his manner to all
Respectfully
Mrs. Thomas Ryan

3

Well Will I could not get
this letter in to you as we
had to go to bed so I send
it this morning I am not going
until this afternoon so if
you can answer this why do so
I am glad I did not get any more
than what I got well Will I will
say good by till I hear from
you from your ever loving
Wife Ida dont worry I will
see you be together soon
again that will help to make
my time feel short good by
Dorling Ida

POOR QUALITY
ORIGINAL

0325

Form No. 42.

EXECUTIVE OFFICE.
New York.

NORVIN GREEN, President,
A. P. BREWER, Sec'y.

Western Union Telegraph Company,

SUPERINTENDENT'S OFFICE.

Jan'y 15th 1894

To Whom it May Concern

The bearer W. Bennett
worked for me as Lineman or
Climber. I found him a very
feasible and industrious Man.
and very willing

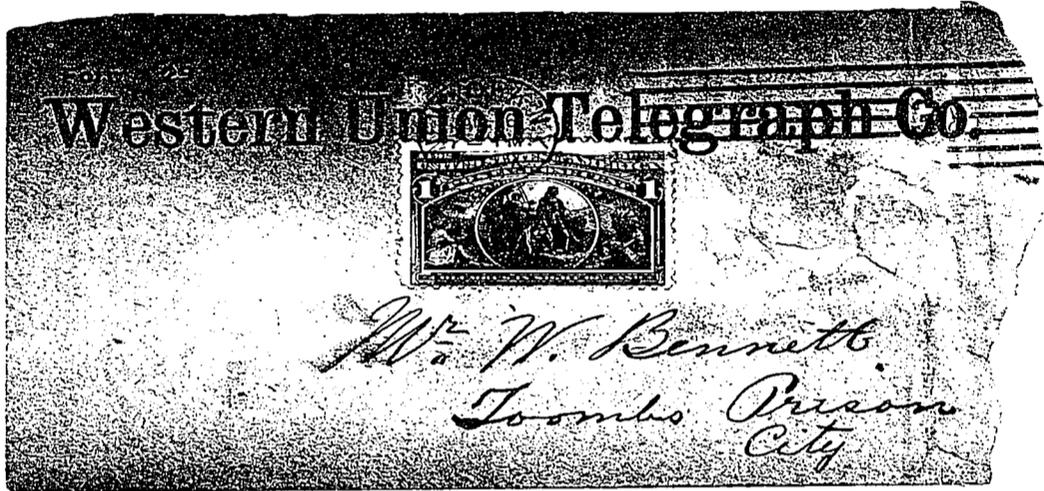
Respectfully

M. J. Sullivan

Foreman W. U. Tel. Co.

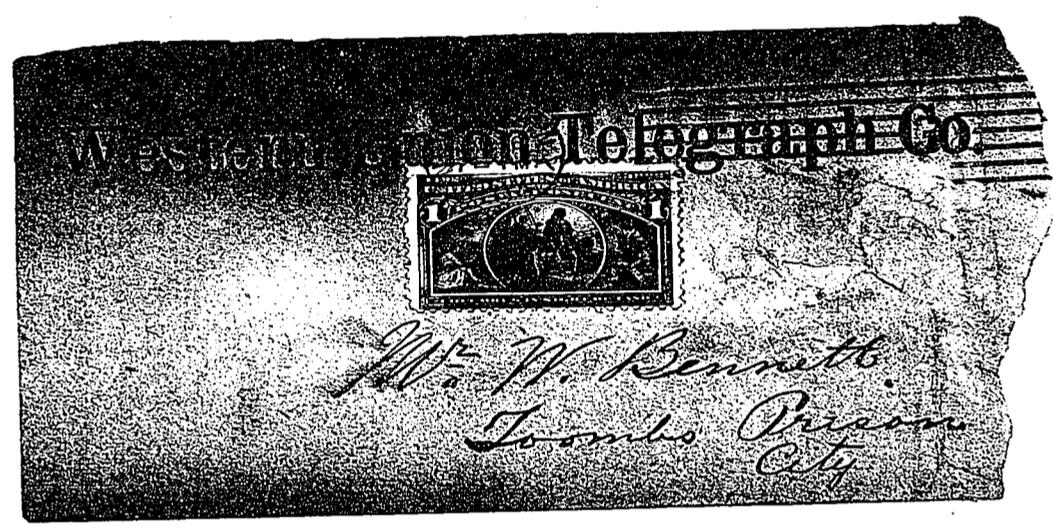
POOR QUALITY
ORIGINAL

0326



POOR QUALITY
ORIGINAL

0327



POOR QUALITY
ORIGINAL

0328

Office of
Story & Quinn,
Real Estate.

C. W. Story,
J. C. Quinn.

Chillicothe, Ohio, April 20th 1882

To whom this may concern

We have known
William H Bennett for the last seven years.
(he has worked for us) we always found
him industrious, sober & honest

Respectfully
Story & Quinn

POOR QUALITY
ORIGINAL

0329

509

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

THE PEOPLE OF THE STATE OF NEW YORK

against

William Bennett

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

William Bennett

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

The said

William Bennett

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *December*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms, feloniously made an
assault in and upon one *Daniel Dugan*

then and there being, a *patrolman* of the Municipal Police of the City of
New York, and as such *patrolman* being then and there engaged in the lawful
apprehension of one *Ida Bennett* upon
a charge of having committed the crime
of *Grand Larceny in the second degree*,

and the said

William Bennett

him the said

Daniel Dugan

then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there
and thereby to prevent and resist the lawful *apprehension*
of *the said Ida Bennett* as aforesaid,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0330

BOX:

542

FOLDER:

4933

DESCRIPTION:

Beige, William

DATE:

12/22/93



4933

0331

POOR QUALITY ORIGINAL

305

COURT OF OYER AND TERMINER.

Counsel,

Filed, 22 day of Dec 1893

Pleas, *Magistry Jany 1894*

THE PEOPLE

vs.

B

William Bege

[Chap. 401, Laws of 1892, § 32.]
SECTION OF THE EXCISE LAW.
selling, etc., on Sunday.

*I heredit consent and desire
this case against me be sent to the
Court of Special Sessions for trial
and final disposition*

Dated. *NOV 18 1893* NICOLL,

D District Attorney.

A TRUE BILL.

R. S. Cross

Foreman.

Witnesses:

POOR QUALITY
ORIGINAL

0332

6231

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

William Berge

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

William Berge
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

William Berge

late of the City of New York, in the County of New York aforesaid, on the ¹³
day of *August* in the year of our Lord one thousand eight hundred and
ninety-~~the~~, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
~~one~~ gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

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
New York and their dignity.

SECOND COUNT—

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

William Berge

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

William Berge

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

Thomas Devine

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.

DE LANCEY NICOLL,

District Attorney.

0333

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bergheim, G. Louis

DATE:

12/08/93



4933

POOR QUALITY ORIGINAL

0334

200

COURT OF OYER AND TERMINER.

Counsel,

Filed, 9 day of Dec 1893

Pleas, Myndt, 17

THE PEOPLE

vs.

B

St Louis Berheim

General Division
Green & G.S.

VIOLATION OF THE EXCISE LAW,
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Curran Foreman.

Dec 22 93

Witnesses:

Witness lines (dotted lines)

POOR QUALITY
ORIGINAL

0335

Court of Oyer and Terminer

633

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

G. Louis Berghem

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

G. Louis Berghem
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

G. Louis Berghem

late of the City of New York, in the County of New York aforesaid, on the *month* day of *July* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

Thomas W. Hallanan
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 New York and their dignity.

SECOND COUNT—

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

G. Louis Berghem
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

G. Louis Berghem

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

Thomas W. Hallanan
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.

DE LANCEY NICOLL,

District Attorney.

0336

BOX:

542

FOLDER:

4933

DESCRIPTION:

Berman, Isaac

DATE:

12/15/93



4933

POOR QUALITY ORIGINAL

0338

RECEIVING STOLEN GOODS
(Section 550, Penal Code.)

Wm. P. Murphy
Counsel,
John D. ...

Filed, *10* day of *Feb* 189*3*

Pleads, *Guilty*

ENTERED
T. J. W.
VS.
THE PEOPLE

B

Isaac Bernman

Done 3 Feb 19

DR. LANCEY NICOLL,
Dist. Atty.

District Attorney.

Part II, 1894

[Signature]

A TRUE BILL

A. L. Newwood

Wm. P. Murphy

Found and acquitted

Jan 24

Witnesses:

Nathan Friedman

400 ...

POOR QUALITY ORIGINAL

0339

Police Court 3 District.

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

Nathan Freedman
of No. 22 Norfolk Street, aged 23 years,

occupation House furnisher being duly sworn

deposes and says, that the premises No 22 Norfolk Street,

in the City and County aforesaid, the said being a five story flat

House, the second floor of

and which was occupied by deponent as a Dwelling

and in which there was at the time a human being, by name Nathan

Freedman

were BURGLARIOUSLY entered by means of forcibly opening a

window leading into deponent's

apartment

on the 15 day of November 1893 in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

Five hundred Dollars of gold

and lawful money of the United

States and a quantity of jewelry

valued at two hundred dollars

the whole being valued at seven

hundred and 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

Morris Jacobson and Henry Littauer

and the said property was received by Me. Bierman himself

for the reasons following, to wit: on the said date deponent

securely locked and fastened the doors and

windows of said premises the said

property being in said apartment and

apartment
and the said property was received by Me. Bierman himself
claiming the same to have been long stolen

for the reasons following, to wit: on the said date deponent

securely locked and fastened the doors and

windows of said premises the said

property being in said apartment and

deponent hearing found the doors window

opened and said property missing he

is informed by Officer Morris Jacobson

that when he arrested the defendants Jacobson

and Henry Littauer, the defendant Jacobson

POOR QUALITY ORIGINAL

0340

stated that he had assisted with
 hitman in committing (as per affidavit
 which is filed with the District Attorney). The
 defendant hitman admits in open court
 that he received a portion of money from
 Jacobson which he Jacobson said was stolen
 from Freedman. The said hitman further
 says that he was with said Jacobson
 when he saw Jacobson giving the ~~money~~
 Bierman a quantity of money, which money
 was part of the stolen property; the said Jacobson
 informed said Bierman that the money was
 stolen and asked him Bierman to send said
 money. Said hitman was with Jacobson when
 he Jacobson sold the said jewelry to one
 Louis a cousin of said Bierman, in said
 Bierman's house. The said Louis did not
 have enough money to pay Jacobson for
 said jewelry and he Louis borrowed from
 Bierman some money to pay for said
 jewelry. Hitman received from Jacobson
 fifty dollars out of ~~the~~ the money he received
 from said Louis. The said Bierman
 informed him Ostrowsky and Officer Foley
 that he had fifty dollars of said money
 which he had received from Jacobson and
 agreed to give it over to said Officer

Police Court
 District
 THE PEOPLE, & C.
 ON THE COMPLAINT OF
 Degree
 Burglary
 Dated 1888
 Magistrate
 Officer
 Clerk
 Committed in default of \$
 Bailed by
 No. Street

From to be performed
John K. ...
1888
Officer
Clerk
Committed in default of \$
Bailed by
No. Street

POOR QUALITY ORIGINAL

0341

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

aged 34 years, occupation Police Officer of No. 11th Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Nathan Friedman and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 27 day of Nov 1893 } Morris Schwartz

John R. Woodie Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

aged 40 years, occupation Police Officer of No. 11th Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Nathan Friedman and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 27 day of Nov 1893 } John Foley

John R. Woodie Police Justice.

POOR QUALITY ORIGINAL

0342

Sec. 193-200.

J

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Henry Littauer

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. *Henry Littauer*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *33 Berry. A few nights*

Question. What is your business or profession?

Answer. *Butcher*

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 with said Jacobson on said night and I have heard read the foregoing affidavits of Nathan Freedman and the facts stated therein in information are true of my own knowledge.*

H. Littauer

Subscribed before me this *27* day of *November* 189*9*.
John Pollock
Police Justice.

POOR QUALITY ORIGINAL

0343

Sec. 193-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK,

Ike Bertram 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. Ike Bertram

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Russia

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

Answer. 26 Heates Street, 6 months

Question. What is your business or profession?

Answer. Bar-tender

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
Ike Bertram

Taken before me this

day of

1905

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0344

BAILED,
 No. 1, by *John P. McAlwan*
 Residence *4 Attorney Street*

No. 2, by _____
 Residence _____

No. 3, by _____
 Residence _____

No. 4, by _____
 Residence _____

Police Court District

THE PEOPLE, Ac.,
ON THE COMPLAINT OF

William Brewster
Henry Hillman
Ed Bierman

Date: *Nov 27* 189*3*
 Magistrate: *John P. McAlwan*
 Officer: *Edmund J. Kelly*



Witnesses:
 No. *John P. McAlwan*
 Residence *4 Attorney Street*

No. _____
 \$ *1000* each to answer
Mr. Compsett
Mr. J. J. ...
See affidavits signed in
Lawson Com. Nov 24

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

Henry Hillman and Ed Bierman
 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, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Nov 27* 189*3* *John P. McAlwan* Police Justice.

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

Dated *Nov 27* 189*3* *John P. McAlwan* 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 _____ 189*3* _____ Police Justice.

POOR QUALITY ORIGINAL

0345

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Isaac Berman

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

Isaac Berman

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Isaac Berman*

late of the City of New York, in the County of New York aforesaid, on the
day of *November* in the year of our Lord one *fifteenth* thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*the sum of ninety five dollars
in money, lawful money of
the United States of America
and of the value of ninety-
five dollars*

of the goods, chattels and personal property of one *Nathan Freedman*
by *Morris Jacobson* and *Henry Littauer* and
by certain *other* persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Nathan Freedman*

unlawfully and unjustly did feloniously receive and have; the said

Isaac Berman

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0346

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bernbaum, Solomon

DATE:

12/18/93



4933

POOR QUALITY ORIGINAL

0347

207

COURT OF OYER AND TERMINER.

Counsel,

Filed, *Dec 3* day of 1893

Pleads, *July 14*

THE PEOPLE

vs.

VIOLATION OF THE EXCISE LAW,
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

B

Solomon Bernbaum

General Sessions

DR. LANCEY NICOLI,

District Attorney.

A TRUE BILL.

R. J. C. Foreman.

Dec 22 1893

Witnesses:

POOR QUALITY
ORIGINAL

0348

Court of Oyer and Terminer

631

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Solomon Bernbaum

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

Solomon Bernbaum

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said *Solomon Bernbaum*,

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *July*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

Patrick Farrell

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 New York and their dignity.

SECOND COUNT—

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

Solomon Bernbaum

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Solomon Bernbaum*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one *Patrick Farrell*,

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.

DE LANCEY NICOLL,

District Attorney.

0349

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bernstein, Asher

DATE:

12/22/93



4933

POOR QUALITY ORIGINAL

0350

1402

COURT OF OYER AND TERMINER.

Counsel,

Filed 22 day of Dec 1893

Pleads, Not Guilty (s. 2)

THE PEOPLE

vs.

B. Bernstein

[Section 96, Penal Code, and Chapter 680, Laws of PERJURY, 1892, section 104.]

THE LANCEY NICOLL,

District Attorney

Ordered to the COURT of
the COUNTY of NEW YORK,
for trial (Entered in the Minutes)

THE
BILL

Supervised by
Robert W. [Signature]
1894

Witnesses:

Henry Waldenbrand
Stephen J. Blake
Patrick J. Devilly
George Walderson
John Browning
Alfred R. Conslberg

Dated Dec. 23/93. by
Meyer Markis

34-6-ave.

**POOR QUALITY
ORIGINAL**

0351

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Asher Bernstein

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

of the crime of Perjury, committed as follows :

Heretofore, to wit: on Tuesday, the seventh day of November, in the year of our Lord one thousand eight hundred and ninety-three (the same being the Tuesday next succeeding the first Monday of the said month of November), there was held a general election throughout the State of New York and in and throughout the said City and County of New York ;

And on the day and in the year aforesaid, and at the said election, the said *Asher Bernstein*, late of the City and County, being a resident of the *Forty seventh* Election District of the *Eighth* Assembly District of the said City and County, and a voter entitled to vote at the said election in the said election district, for the purpose of voting at the said election, did personally present himself at the duly designated polling place of the said election in and for the said election district, the polls of the said election in and for the said election district being then open, and to and before *George Mahan*, *J. Golding* and *C. E. Benedict*

then and there being the Inspectors of Election of the said election district, at the said election, at a meeting of the said Inspectors of Election then being duly held in the said polling place for the purposes of the said election.

And the said *Asher Bernstein* did then and there desire and require of the said Inspectors of Election that he might select a person for the purpose of assisting him to receive and prepare his ballots, and who should be allowed to pass within the guard rail of the said polling place and receive his official ballots, and enter one of the voting booths of the said polling place, with him, and there assist him in preparing his ballot.

And thereupon he, the said *Asher Bernstein* was then and there in due form of law sworn, and did take his corporal oath, by and before the said Inspectors of Election, touching his right to select such person to assist him in receiving and preparing his ballots as aforesaid, they, the said Inspectors of Election, then and there having full and competent power and authority to administer the said oath to the said *Asher Bernstein* in that behalf.

**POOR QUALITY
ORIGINAL**

0352

And the said *John Bernstein* being
so sworn as aforesaid, upon his oath aforesaid, before the said Inspectors of Election, then and there
feloniously, wilfully, knowingly and corruptly, did falsely swear, declare and say, that by reason of
defective eyesight
he, the said *John Bernstein* was then
and there unable to receive or prepare his ballots without assistance.

Whereas, in truth and in fact he, the said *John Bernstein* was not
by reason of *defective eyesight*

then and there unable to receive or prepare his ballots without assistance, as he then and there
well knew.

And so the Grand Jury aforesaid do say that the said *John Bernstein*
in manner and form aforesaid, feloniously, wilfully, knowingly, corruptly and falsely, did commit
wilful and corrupt perjury; against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

0353

BOX:

542

FOLDER:

4933

DESCRIPTION:

Beyer, Rudolph

DATE:

12/22/93



4933

POOR QUALITY ORIGINAL

0354

1400
Case of Oyer and Terminer

J. S. Reilly
110 Nassau

Counsel,

Filed *23* day of *Dec* 189*3*
Pleads, *Not Guilty (Ed. 1894)*

THE PEOPLE

vs.
B #
Rudolph Beyer

[Section 175, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A True Bill.

R. S. Cross Foreman.

March 1, 1894

Pleas do Guilty

Thirty days in the
Penitentiary

Witnesses:

Henry Woodward
E. S. Scully
Richard F. Blane
Joseph Magrath
David McKeel
James Wilson

Bailed by

John H. G. Voholage
72 North Moore st

POOR QUALITY ORIGINAL

0355

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Rudolph Berger

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

Indictment accuse Rudolph Berger

of the crime of voting more than once at an election,

committed as follows:

Heretofore, to wit:

on Tuesday, the seventh day of November, 1913, there was held a general election throughout the State of New York, and in and throughout the said City and County of New York; and the said Rudolph Berger, late of the City and County of aforesaid, then and there did feloniously vote more than once at the said election, to wit: did then and there, at the said election, feloniously vote twice in the Twenty-Third Election District of the First Assembly District of the said City and County; against the form of the Statute in and to case made and printed, and against the peace and dignity of the said People.

DeLooney, District Attorney

0356

BOX:

542

FOLDER:

4933

DESCRIPTION:

Blair, William H.

DATE:

12/22/93



4933

0357

BOX:

542

FOLDER:

4933

DESCRIPTION:

Woodruff, Francis O.

DATE:

12/22/93



4933

0358

BOX:

542

FOLDER:

4933

DESCRIPTION:

Marron, Thomas F.

DATE:

12/22/93



4933

0359

BOX:

542

FOLDER:

4933

DESCRIPTION:

Peyton, Harry

DATE:

12/22/93



4933

0360

BOX:

542

FOLDER:

4933

DESCRIPTION:

Marron, Peter W.

DATE:

12/22/93



4933

0361

THE CITY OF NEW YORK
DEPARTMENT OF RECORDS AND INFORMATION SERVICES
MUNICIPAL ARCHIVES

SEPARATION SHEET

INSTRUCTIONS: For each item or unified group of items separated, complete two exactly duplicate forms. Place one form within the collection at the exact place the separated item would occupy if it could remain in the collection. File the other form with the separated item in its new location.

DESCRIBE ORIGINAL LOCATION OF ITEM (S):

1. Record Group:

2. Subgroup:

3. Series:

4. File Unit & Box No.

Blair W. and other "B" Dec 1893
Box 539 Folder 4932

5.

BRIEF DESCRIPTION OF ITEM (S):

Indictments Case

#59

SEPARATED TO:

6. New Location:

Oversize box

7. Room:

8. Date Separated:

12-29-97

9. Separated By:

M.L.

0362

27
1406

COURT OF OYER AND TERMINER.

Witnesses:

- Henry Wildenbrand
- Michael F. Blake
- Patrick J. Scully
- Diederick Bronkhorst
- James O'Brien
- James J. O'Brien
- John Watson
- Rev. Eliot White
- Francis A. Hall
- No. 1. Bailed Dec. 23/93 by James Kehoe 149 Hudson St.
- No. 2. Bailed Dec. 23/93. by John Huntington George Blair 13 York St. 576 Broome St.
- No. 3 Bailed Dec. 24/93 by John Huntington George Blair 13 York St. 576 Broome St.
- No. 4 Bailed Dec 26 by Robert Peyton - 30 Grove St.
- No. 5 Bailed Dec. 24/93 by John H. S. Vekelag 72 North Moore St.

Counsel,

to Mr. Geschick

Bailed

20th day of Dec

1896

Pleads,

Not Guilty with leave to file a demurrer.

THE PEOPLE

vs. ³⁰ ³² ^{Twice} ^{with} ^{same}

- William M. Blair B
- Francis Woodruff B
- Thomas J. Marston B
- Harry Peyton B
- Peter W. Marston B

the
the

(Inspectors of Election and Poll Clerks of Election District of Assembly District.)

Making a false statement of the result of a canvass of the ballots cast at an election.

[Section 41n, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

March 2, 1894

1. 2. 3. all plead Guilty

G.C.S.

A True Bill.

March 2 1894

In dictaments dismissed as to #4 Peyton and Marston

R. J. Crow

Foreman.

3 months in the penitentiary for each of the inspectors Blair, Woodruff and Marston fines paid in open court G.C.S.

0363

27
1406

COURT OF OYER AND TERMINER.

Witnesses:

Henry Wildenbrund
Michael F. Blake
Patrick J. Scully
Diederick Bronkhorst
James O'Brien
James J. O'Brien
John Watson
Rev. Eliot White
Francis A. Hall

No. 1. Bailed Dec. 23/93 by James Kehoe 149 Hudson St.

No. 2. Bailed Dec. 23/93 by John Anthony George Blair 13 York St. 576 Broadway St.

No. 3. Bailed Dec. 24/93 by John Anthony George Blair 13 York St. 576 Broadway St.

No. 4. Bailed Dec 26 by Robert Peyton - 30 Grove St.

No. 5. Bailed Dec. 24/93 by John H. E. Vekelage 72 North Moore St.

Counsel, to the Escheat

Filed 20th day of Dec 1893

all Pleads, Not Guilty with leave to file 3rd to demur.

THE PEOPLE
30 32 twice with sample 28.
William M. Blair B
Francis O. Woodruff B
Thomas J. Marrow B
Harry Peyton B
Peter W. Marrow B

(Inspectors of Election and Poll Clerks of Election District of Assembly District.)

Making a false statement of the result of a canvass of the ballots cast at an election. [Section 41a, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

March 2, 1894
1, 2, 3. all pleas Guilty

A True Bill.

March 2, 1894
In dictaments dismissed as to #4 Peyton and Marrow

R. J. Crow Foreman.

3 months in the penitentiary and a fine of \$100 for each of the inspectors Blair, Woodruff and Marrow fines paid in full

0364

Court of Oyer and Terminer
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William H. Edin
Francis O. Woodruff
Thomas S. Mason
Harry Pearson
Peter W. Mason

The Grand Jury of the City and County of New York, by this Indictment accuse *William H. Edin, Francis O. Woodruff, Thomas S. Mason, Harry Pearson and Peter W. Mason* of the crime of intentionally making a false statement of the result of a canvass of the ballots cast at an election, committed as follows:

Heretofore, to wit: on Tuesday, the seventh day of November, in the year of our Lord one thousand eight hundred and ninety-three (the same being the Tuesday succeeding the first Monday in the said month of November), there was held a general election throughout the State of New York, and in and throughout the said City and County of New York, and in and for the ~~20th~~ Election District of the ~~First~~ Assembly District of the said City and County, at which said election divers persons were voted for, and divers ballots cast, for such persons in the said election district, by the electors thereof, for the following offices, to wit: the office of Secretary of State of the State of New York, the office of Comptroller of the State of New York, the office of Treasurer of the State of New York, the office of Attorney General of the State of New York, the office of State Engineer and Surveyor of the State of New York, the office of Associate Judge of the Court of Appeals of the State of New York, the office of Delegate-at-Large to the Constitutional Convention of the State of New York, the office of Delegate to the said Constitutional Convention for the ~~Second~~ Senate District of the said State, the office of Senator of the State of New York for the said Senate District, the office of Member of Assembly of the State of New York for the said Assembly District, the office of Judge of the Court of Common Pleas for the said City and County, the office of Justice of the City Court of the said City, the office of Surrogate of the said County, the office of Comptroller of the said City, the office of Sheriff of the said County, the office of District Attorney of the said County, the office of Coroner of the said City and County, and the office of Justice of the District Court of the said City for the ~~First~~ Judicial District thereof.

And on the day and in the year aforesaid, and at the said election, the said *William, Francis and Thomas* all late of the City and County aforesaid, were Inspectors of Election of the said Election District, duly appointed, qualified and then and there acting as such, and the said *Harry and Peter* both late of the same place, were Poll Clerks, of the same election district, likewise duly appointed, qualified and then and there acting as such.

And on the day and in the year aforesaid, at the City and County aforesaid, the polls of the said election, in and for the said election district having been closed, and the canvass and estimate of the ballots so cast at the said election, in the said election district by the electors thereof, having been ~~duly~~ made and completed, the said *William, Francis, Thomas, Harry and Peter,* feloniously did wilfully and intentionally make a certain false statement of the result of the said canvass and estimate of the ballots so cast at the said election in the said election district, by the electors thereof, as aforesaid, to wit: a certain statement, partly written and partly printed, then and there purporting to be in the form prescribed by the statute in such case made and provided, and to contain a statement showing the whole number of votes given for each person voted for at the said election in the said election district by the electors thereof, and at the end thereof being a certificate that such statement was correct in all respects, the same being then and there made up and composed of divers, to wit: eight sheets of paper and each sheet of which, as well as the said certificate, being then and there subscribed by the said *William, Francis, Thomas, Harry and Peter,* and each of them, as such inspectors of election and poll clerks, respectively, which said false statement is as follows, that is to say:

A

CANVASSERS' STATEMENT.

STATEMENT OF VOTES given for Secretary of State, Comptroller, Treasurer, Attorney-General, State Engineer and Surveyor, Associate Judge of the Court of Appeals, Delegates-at-Large to Constitutional Convention, District Delegates to Constitutional Convention, Senator, Member of Assembly, Judge of the Court of Common Pleas, Justices of the City Court, Surrogate, Comptroller of the City of New York, Sheriff, District Attorney, Coroners and Justices of the District Courts,

at a General Election held in and for the Seventh Election District of the Seventh Assembly District, in the City and County of New York, on the Seventh day of November, 1893, made by the Inspectors and Poll Clerks of Election in and for the said District, on which said day the Polls were opened in said District at 6 o'clock A. M., and closed at 4 o'clock P. M.

The whole Number of Votes given for the Office of
SECRETARY OF STATE

was <u>one hundred & forty four</u>	
as follows:	
CORD MEYER received <u>one hundred & forty</u>	140
JOHN PALMER received <u>four</u>	4
JOSEPH A. BOGARDUS received	00
DANIEL DE LEON received	00
JAMES WRIGHT received	00
received	00
received	
received	
there were DEFECTIVE <u>none</u>	
there were BLANK <u>none</u>	
Total Vote,	144

The total must agree with the whole number of Votes.
Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed; The Vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

[Signature]
[Signature]
[Signature]
 Inspectors.

[Signature]
[Signature]
 Poll Clerks.

A

CANVASSERS' STATEMENT.

STATEMENT OF VOTES given for Secretary of State, Comptroller, Treasurer, Attorney-General, State Engineer and Surveyor, Associate Judge of the Court of Appeals, Delegates-at-Large to Constitutional Convention, District Delegates to Constitutional Convention, Senator, Member of Assembly, Judge of the Court of Common Pleas, Justices of the City Court, Surrogate, Comptroller of the City of New York, Sheriff, District Attorney, Coroners and Justices of the District Courts,

at a General Election held in and for the Franklin Election District of the 5th Assembly District, in the City and County of New York, on the Seventh day of November, 1893, made by the Inspectors and Poll Clerks of Election in and for the said District, on which said day the Polls were opened in said District at 6 o'clock A. M., and closed at 4 o'clock P. M.

The whole Number of Votes given for the Office of

SECRETARY OF STATE

was <u>one hundred and forty four</u>	
as follows:	
CORD MEYER received <u>one hundred and forty</u>	140
JOHN PALMER received <u>four</u>	04
JOSEPH A. BOGARDUS received	00
DANIEL DE LEON received	00
JAMES WRIGHT received	00
..... received	00
..... received	
..... received	
there were DEFECTIVE <u>none</u>	
there were BLANK <u>none</u>	
Total Vote,	144

The total must agree with the whole number of Votes.

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NOTE.—All the Inspectors and Poll Clerks must sign every page.

[Signature]
[Signature]
[Signature]
 Inspectors.

[Signature]
[Signature]
 Poll Clerks.

0367

A

2

The whole Number of Votes given for the Office of
COMPTROLLER

was <u>One hundred & twenty four</u>	
of which	
FRANK CAMPBELL..... received <u>One hundred & twenty</u>	250
JAMES A. ROBERTS..... received <u>four</u>	4
GEORGE T. CHESTER..... received	2
JAMES WITHERS..... received	2
DE MYE S. FERO..... received	2
..... received	
..... received	
..... received	
there were DEFECTIVE	
there were BLANK	
Total Vote,	

The whole Number of Votes given for the Office of
TREASURER

was <u>One hundred & twenty four</u>	
of which	
HUGH DUFFEY..... received <u>One hundred & twenty</u>	250
ADDISON B. COLVIN..... received <u>four</u>	4
WILLIAM R. HUNT..... received	2
WILLIAM F. STEER..... received	2
FRANK H. PURDY..... received	2
..... received	
..... received	
..... received	
there were DEFECTIVE	
there were BLANK	
Total Vote,	144

The total must agree with the whole number of Votes.

Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.

The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm. H. Blair
Thomas C. Woodruff
Thomas T. Mann
 Inspectors.

Wm. H. Blair
Thomas T. Mann
 Poll Clerks.

0368

A

3

The whole Number of Votes given for the Office of

ATTORNEY-GENERAL

was	<i>One hundred thirty four</i>	
of which		
SIMON W. ROSENDALE..... received	<i>One hundred thirty four</i>	<i>134</i>
THEODORE E. HANCOCK..... received		<i>0</i>
EDWIN C. ENGLISH..... received		<i>0</i>
FREDERICK BENNETTS..... received		<i>0</i>
THADDEUS B. WAKEMAN..... received		<i>0</i>
..... received		<i>0</i>
..... received		<i>0</i>
there were DEFECTIVE	<i>none</i>	
there were BLANK	<i>none</i>	
Total Vote,		<i>134</i>

The whole Number of Votes given for the Office of

STATE ENGINEER AND SURVEYOR

was	<i>One hundred thirty four</i>	
of which		
MARTIN SCHENCK..... received	<i>One hundred thirty four</i>	<i>134</i>
CAMPBELL W. ADAMS..... received	<i>zero</i>	<i>0</i>
CHESTER BELDING..... received		<i>0</i>
CHARLES F. WILSON..... received		<i>0</i>
JOHN AVERIT WEBSTER..... received		<i>0</i>
..... received		
..... received		
..... received		
there were DEFECTIVE	<i>none</i>	
there were BLANK	<i>none</i>	
Total Vote,		<i>134</i>

The total must agree with the whole number of Votes.

Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.

The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

William H. Alden
James C. [unclear]
Thomas T. [unclear]

Inspectors.

James [unclear]
Robert W. [unclear]

Poll Clerks.

A

The whole Number of Votes given for the Office of

DELEGATES-AT-LARGE TO CONSTITUTIONAL CONVENTION

was <i>One</i>	
of which	
ALLEN C. BEACH received <i>One</i>	140
HENRY BACON received	140
CHARLES E. PATTERSON. ... received	140
JOHN HACKETT received	140
NICHOLAS M. BANKER. received	140
JOHN D. HENDERSON received	140
EDWARD H. HOYT received	140
GEORGE J. MAGEE received	140
MARTIN S. LYNCH received	140
JACOB STERN received	140
HALBERT S. GREENLEAF received	140
J. HORATIO EARLL received	140
EDWARD A. BATES received	140
WILLIAM P. CANTWELL received	140
CLARENCE A. FARNUM received	140
JOSEPH H. CHOATE received	04
ELIHU ROOT received	04
EDWARD LAUTERBACH received	04
JESSE JOHNSON received	04
FREDERICK W. HOLLS received	04
MICHAEL H. HIRSCHBERG... received	04
J. RIDER CADY received	04
JOHN T. McDONOUGH received	04
JOHN M. FRANCIS received	04
JOHN F. PARKHURST... received	04

The total must agree with the whole number of Votes.
 Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.
 The Vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Francis O. Woodruff
James F. Mason
 Inspectors.

Samuel R. Taylor
Peter W. Mason
 Poll Clerks.

A

7

CHARLES WENDELSTEIN	received	9
AUGUST HEIMS	received	9
HENRY KATZKY	received	9
FREDERICK SCHAEFER	received	9
HENRY GLYN	received	9
ERASMUS PELLENZ	received	9
LINNIE H. GRIFFIN	received	9
THOMAS K. BEECHER	received	9
HENRY A. HICKS	received	9
PATRICK S. O'HENEY	received	9
GEORGE F. CLARK	received	9
JOHN TAFFE	received	9
GEORGE GIFFORD	received	9
JOHN J. LIPPERT	received	9
AMBROSE L. NORTON	received	9
EDWARD O. BALL	received	9
DR. ROBERT BOOCOCK	received	9
JOHN J. JUNIO	received	9
THOMAS H. CONLEY	received	9
DR. EDWARD B. FOOTE	received	9
ANDREW MURRAY	received	9
J. EVANS SCUDDER	received	9
	received	

The total must agree with the whole number of Votes.
 Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.
 The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm. Blair
Francis A. Woodruff
Thomas J. Mannon
 } Inspectors.

Henry Benton
Peter W. Mannon
 } Poll Clerks.

A

received	0
there were DEFECTIVE	0
there were BLANK	0
Total Vote,	144

The whole Number of Votes given for the Office of
SENATOR

For the Seventh # of Senate District

was One hundred & forty four
of which 144

<u>Martin J. McNamee</u> received	15
<u>Andrew J. Langford</u> received	9
received	
there were DEFECTIVE	
there were BLANK	
Total Vote,	144

The total must agree with the whole number of Votes.

Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed. The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm. H. Blair
Francis O. Woodruff
Thomas J. Mason
} Inspectors.

Samuel P. ...
Peter W. Mason
} Poll Clerks.

A

The whole Number of Votes given for the Office of

MEMBER OF ASSEMBLY

For the 12th Assembly District

was One hundred & Twenty Four
of which

<u>James J. [unclear]</u> received	144
<u>Edward [unclear]</u> received	144
received	0
there were DEFECTIVE <u>none</u>	0
there were BLANK <u>none</u>	0
Total Vote,	144

The whole Number of Votes given for the Office of

JUDGE OF THE COURT OF COMMON PLEAS

was One hundred & Twenty Four
of which

MILES BEACH received	144
MORTIMER C. ADDOMS. received	144
CHARLES E. MANIERRE. received	144
ISAAC BENNETT received	144
received	0
there were DEFECTIVE <u>none</u>	0
there were BLANK <u>none</u>	0
Total Vote,	144

The total must agree with the whole number of Votes.

Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.

The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm. H. Blair
James J. [unclear]
James J. [unclear]
 Inspectors.

James J. [unclear]
John W. [unclear]
 Poll Clerks.

A

The whole Number of Votes given for the Office of
SURROGATE

was <u>One hundred & Forty Four</u>	144
of which	
JOHN H. V. ARNOLD received.....	140
WILLIAM H. TOWNLEY received.....	04
THOMAS DREW STETSON received.....	00
CHARLES FRANZ received.....	00
WILBUR ALDRICH received.....	00
..... received.....	00
..... received.....	00
..... received.....	00
there were DEFECTIVE <u>none</u>	00
there were BLANK <u>none</u>	00
Total Vote,	144

The whole Number of Votes given for the Office of
COMPTROLLER OF THE CITY OF NEW YORK

was <u>One hundred & Forty Four</u>	144
of which	
ASHBEL P. FITCH received.....	140
HENRY C. ROBINSON received.....	04
FREDERICK C. ALBRECHT ... received.....	00
THEODORE BIRK received.....	00
H. ALDEN SPENCER received.....	00
..... received.....	00
..... received.....	00
..... received.....	00
there were DEFECTIVE <u>none</u>	00
there were BLANK <u>none</u>	00
Total Vote,	144

The total must agree with the whole number of Votes.

Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed. The vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Francis Woodruff
Robert T. Mason
 Inspectors.

Henry Peyton
Robert T. Mason
 Poll Clerks.

A

The whole Number of Votes given for the Office of
SHERIFF

was <u>One hundred & forty four</u>		144
of which		
CHARLES M. CLANCY received.....		50
THOMAS L. HAMILTON received.....		47
WILLIAM SMAGG received.....		18
SAMUEL JACOBSON received.....		18
JOHN HAGGERTY received.....		18
..... received.....		18
..... received.....		18
..... received.....		18
there were DEFECTIVE <u>none</u>		0
there were BLANK <u>none</u>		0
	Total Vote,	144

The whole Number of Votes given for the Office of
DISTRICT ATTORNEY

was <u>One hundred & forty four</u>		144
of which		
JOHN R. FELLOWS received.....		50
CHARLES H. MURRAY received.....		47
ATKINSON SCHAUMBERG received.....		18
HOWARD BALKAM received.....		18
THOMAS J. SANDFORD... .. received.....		18
..... received.....		18
..... received.....		18
..... received.....		18
there were DEFECTIVE <u>none</u>		0
there were BLANK <u>none</u>		0
	Total Vote,	144

The total must agree with the whole number of Votes.
 Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.
 The Vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm Blair
Francis J. ...
Thomas J. ...
 } Inspectors.

Stacy ...
Peter W. ...
 } Poll Clerks.

A

The whole Number of Votes given for the Office of
JUSTICE OF THE DISTRICT COURT
For the 5th Judicial District

was <u>one hundred & forty four</u>	}	144	
of which			
<u>Walter Dugan</u> received			44
<u>Joseph Bennett</u> received			4
received			0
there were DEFECTIVE <u>33</u>	}	33	
there were BLANK <u>33</u>			
Total Vote,		140	

And we do certify that the foregoing statement is correct in all respects.
In Witness Whereof, we have hereunto subscribed our names this seventh day of November, in the year 1893.

The total must agree with the whole number of Votes.
Defective Ballots are those which are so irregular, ambiguous or informal, that they cannot be canvassed.
The Vote must be written in words at length in every instance, and also carried out in figures.

NOTE.—All the Inspectors and Poll Clerks must sign every page.

Wm. Dugan
Francis Bennett
James Bennett

Inspectors.

Wm. Dugan
Peter W. Bennett

Poll Clerks.

which said statement was then and there false, in this, to wit: that it did not then and there contain a statement showing the whole number of votes given for each person voted for at the said election in the said election district by the electors thereof, and was also then and there false in divers other respects, and among them in this, to wit: that whereas the said statement purported to set forth and indicate and did in substance and effect signify and declare that at the said election the whole number of votes given in the said election district by the electors thereof for the said office of Associate Judge of the Court of Appeals was *one hundred and forty four* —

that of the votes so given, Isaac H. Maynard received *one hundred and forty four*, and Edward T. Bartlett received *four*, — and that the said canvass and estimate of the ballots so cast at the said election in the said election district by the electors thereof had so shown;

in truth and in fact of the votes given at the said election in the said election district by the electors thereof, the said Isaac H. Maynard did not receive *one hundred and forty four*, and the said Edward T. Bartlett received *more than four*, —

and the said canvass and estimate of the ballots so cast at the said election in the said election district by the electors thereof had so shown;

all which they, the said *William, Francis, Thomas, Harry and Peter* —

then and there well knew.

And the said *William, Francis, Thomas, Harry and Peter* —

did then and there make and subscribe the said false statement, in the form and containing the matters hereinbefore set out, in triplicate, and within twenty-four hours after the said several statements had been subscribed, by the act and procurement of the said *William, Francis, Thomas, Harry and Peter*, —

one of the said statements was duly delivered to the Clerk of the Board of Aldermen of the said City by one of the said Inspectors of Election, another of the said statements was duly delivered to the County Clerk of the said County, by another of the said Inspectors, and the other of the said statements was by the other of the said Inspectors duly delivered to the Chief of the Bureau of Elections of the Police Department of the said City, as and for the statements of the result of the canvass and estimate of the votes cast at the said election in the said election district by the electors thereof, required by the statute in such case made and provided, to be so made in triplicate and to be so delivered to the above named officers respectively in the manner aforesaid.

And so the Grand Jury aforesaid do say, that the said *William, Francis, Thomas, Harry and Peter*, —

in manner and form aforesaid, feloniously did wilfully and intentionally make a false statement of the result of a canvass of the ballots cast at the said election, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

0383

BOX:

542

FOLDER:

4933

DESCRIPTION:

Blumberg, Max

DATE:

12/04/93



4933

POOR QUALITY ORIGINAL

0384

Witnesses:

COURT OF OYER AND TERMINER.

Counsel,

Filed, 4 day of Dec 1893

Pleads,

Transferred to the Court of Special Sessions for trial and in disposition, THE PEOPLE

Part 2... 18

VIOLATION OF THE EXCISE LAW. (Illegal Sales Without License.) [Chap. 401, Laws of 1892, § 81.]

Max Shenberg

and

De Lancey Nicoll

District Attorney.

A TRUE BILL.

R. S. Croft.

Foreman.

POOR QUALITY
ORIGINAL

0385

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Max Blumberg

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

Max Blumberg

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

Max Blumberg

late of the City of New York, in the County of New York aforesaid, on the *twenty fourth* day of *October* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantities less than five gallons at a time, to *one Morris Wolfson, and to*

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.

**POOR QUALITY
ORIGINAL**

0386

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bock, Nicholas

DATE:

12/08/93



4933

POOR QUALITY ORIGINAL

0387

Court of Oyer and Terminer

Counsel, 172

Filed, 8 day of Dec 1893

Pleads,

THE PEOPLE
Transferred to the Court of Sessions for trial and final disposition.
Part 2. Dec 15 1893
Nicholas Beck
VIOLATION OF THE EXCISE
Selling, etc., on Sunday [Chap. 401, Laws of 1892, § 8.]

General Division Dec 8th 93

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. J. Coe Foreman.

Witnesses:

Witness lines

Handwritten notes and signatures at the bottom of the page.

POOR QUALITY ORIGINAL

0388

Clerk and Termmer
Court of ~~General Sessions of the Peace~~
OF THE CITY AND COUNTY OF NEW YORK.

4380

THE PEOPLE OF THE STATE OF NEW YORK
against

Nicholas Bock

The Grand Jury of the City and County of New York, by this indictment, accuse
Nicholas Bock
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said *Nicholas Bock*

late of the City of New York, in the County of New York aforesaid, on the *28th*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous
liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

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
New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Nicholas Bock
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said *Nicholas Bock*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

George J. Rogers
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.

DE LANCEY NICOLL,
District Attorney.

0389

BOX:

542

FOLDER:

4933

DESCRIPTION:

Bockel, John

DATE:

12/06/93



4933

POOR QUALITY ORIGINAL

0390

126

COURT OF OYER AND TERMINER.

Counsel,

Filed, 6th day of Dec 1898

Pleads,

TRANSFERRED TO THE COURT OF SPECIAL SESSIONS FOR TRIAL AND FINAL DISPOSITION
Part R.D. 29 B. 1898
John Bockel
Dec 8th 98.
VIOLATION OF THE EXCISE
Selling, etc., on Sunday
[Chap. 401, LAWS OF 1892, § 3]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. S. Cady Foreman.

Witnesses:

Witness lines

POOR QUALITY
ORIGINAL

039

6131

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

John Bockel

The Grand Jury of the City and County of New York, by this indictment, accuse
John Bockel
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

John Bockel

late of the City of New York, in the County of New York aforesaid, on the *8th*
day of *October* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

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
New York and their dignity.

SECOND COUNT—

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

John Bockel

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

John Bockel

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and
expose for sale to one

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.

DE LANCEY NICOLL,

District Attorney.

0392

BOX:

542

FOLDER:

4933

DESCRIPTION:

Borden, William

DATE:

12/21/93



4933

POOR QUALITY ORIGINAL

0393

238

not found

Witnesses
Office John T. Lake
Joseph T. Kocher

and for
complainant
& officers
subpoena for
Kocher has
been served

Counsel,

Filed 21 day of Dec 1893

Pleads guilty

THE PEOPLE

vs.

William Borden
Per Jan 10/94
1893-40
Hear G. J. De

Grand Larceny, Second Degree
[Sections 528, 58/152 Penn. Code.]

DE LANCEY NICOLL,
District Attorney,

Part I Dec. 22 1893

A TRUE BILL,

Ther. Neenan
John T. Lake Foreman
1893

POOR QUALITY
ORIGINAL

0394

The Court of General Sessions

The People

vs
Wm. Borden

The City and County of New York ss.

George Sparrow being duly sworn deposes and says.

I have known the above named defendant for two years, and his reputation for honesty is good.

Sworn before me this
12th day of Jan. 1894 George Sparrow

Jacob Mankin
Notary Public
N.Y.C.

The Court of General Sessions
 The People
 Wm's order

City and County of New York St.

E Emery being duly sworn says he resides at 221 West 25th St. That he has known the above named defendant for about three years and that his reputation for honesty in the article of household wares goods

Sworn to before me
 this 12th day of
 January 1894

Jacob Mankin
 Notary Public
 N.Y.C.

Emajah Emery

The Court of General Sessions
The People
vs
Wm. Borden

The City and County of New York ss.

Henry Jones being duly
sworn deposes and
says. I have known
the above named
defendant for the
last year and a
half. and during
that time his reputation
for honesty - has been
good

Sworn before me
this 12th day of Jan 1894

POOR QUALITY
ORIGINAL

0397

The Court of General Sessions
The People }
vs }
Wm. Borden

The City and County of New York ss.

Wm. Emery being sworn
deposes and says. I
have known the above
named defendant for
three years, and
during that time his
reputation for honesty
has been good.

Sworn before me
this 12th day Jan 1844

Wm. Emery

Jacob Mankin,
Notary Public,
N.Y.C.

POOR QUALITY
ORIGINAL

0398

Wm Lee

The People

Wm Bond

Mary
Emery

POOR QUALITY ORIGINAL

0399

STATE OF NEW YORK,
STATE AND COUNTY OF NEW YORK, } SS. :

..... being duly sworn, says that he resides at No. Street, in the City of New York; that he is years of age; that on the day of 18, at Number in the City of New York, he served the within on the by leaving a copy thereof with

Sworn to before me this
day of 189 }

J. J. General Sesmin

the People

Plaintiff

against

William Barden

Defendant

Affidavit.

JOHN & McLAUGHLIN,
Attorneys for

No. 280 BROADWAY, New York City

Due and timely service of cop of the
within hereby admitted
this day of 18
Attorney.

To

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

William Borden

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

I have known the defendant for a year and a half, having been employed in the same place of business with him at 641 Bway - and have always found him honest, before this occurrence; I do not believe that he had any intention, to steal the pin, when he first found it, but that he found it, and afterwards yielded to temptation, through urgent need of money, and pledged the pin as collateral, intending to return it to me, but was unable to do so.

Joseph H. Keestner
Witness

Joseph H. Keestner

POOR QUALITY ORIGINAL

0401

Police Court 2 District. Affidavit—Larceny.

City and County }
of New York, } #:

Joseph Kaestner

of No. 641 Broadway Street, aged 27 years,

occupation Bar Keeper being duly sworn,

deposes and says, that on the 1st day of December 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

one diamond stone of the value of

about one hundred dollars

\$100.

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 William Gordon now

Leaf Deponent dropped the said stone, set in a pin study, on the floor of the saloon No 641 Broadway when deponent and defendant were employed. Defendant assisted in the hunt for the stone which was not then found by deponent. Subsequently deponent proved the defendant in possession of a pawn ticket for said property.

Joseph Kaestner

Sworn to before me, this 1st day of December 1897 at New York City, New York.
John H. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0402

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Borden

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. N.Y.

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

Answer. 251 West 24 Street - 5 months

Question. What is your business or profession?

Answer. None

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 -
William Borden.

Taken before me this
day of December 1915
John J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0403

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

238 B.O. 2
 1332
 Police Court District

THE PEOPLE, Sec.,
 ON THE COMPLAINT OF

John R. ...
Wm. ...
 23. 69th Ave

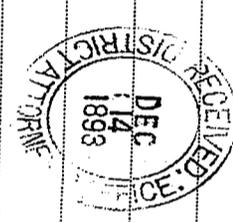
1
 2
 3
 4

Offence *Carney ...*

Dated *Dec 12* 1899

Kuch Magistrate
John T. ... Officer
 17 Precinct

Witnesses _____
 No. _____ Street _____
 No. _____ Street _____



No. _____ Street _____
 \$ *1000* to answer
John ...
John ...

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 _____

William ...

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* 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 12* 1899 *John ...* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0404

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

THE PEOPLE OF THE STATE OF NEW YORK

against

William Borden

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

William Borden

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

The said

William Borden

late 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
ninety-*three*, at the City and County aforesaid, with force and arms,

*one diamond of the value
of one hundred dollars*

of the goods, chattels and personal property of one

Joseph Kaestner

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.

DeLancey Nicoll
District Attorney

POOR QUALITY
ORIGINAL

0405

SECOND COUNT—

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

William Borden
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

William Borden

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,

*one diamond of the value
of one hundred dollars*

of the goods, chattels and personal property of one

Joseph Kaestner

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Joseph Kaestner

unlawfully and unjustly did feloniously receive and have; the said

William Borden

then and there well known the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0406

BOX:

542

FOLDER:

4933

DESCRIPTION:

Borello, Angello

DATE:

12/19/93



4933

POOR QUALITY ORIGINAL

0407

Witnesses:

Mary Wood

Counsel,

Filed

19 day of Dec 1893

Pleads,

THE PEOPLE

vs.

Angello Borelli

H.D.

Grand Larceny, Second Degree, [Sections 528, 531 Pennl Code.]

DE MANCEY NICOLL,
District Attorney.

Deputy
Frank J. Muey
S.P. 24 years.
A TRUE BILL.

Woodward

Foreman.

POOR QUALITY ORIGINAL

0400

1913

Police Court— J. District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 208 East 107 Street, aged 37 years.

occupation Foreman being duly sworn,

deposes and says, that on the 51 day of November 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in night time, the following property, viz:

One overcoat one gold watch, one silver watch, one ring and gold and lawful money of the United States of the amount and value of fifty seven dollars the whole being valued at one thousand and two dollars

\$1170

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 Giuseppe Borrelli (number) for the reasons following to-wit: on the said date missed the said property from his room this deponent being a room-mate the deponent when accused admitted stealing said property and returned to deponent a portion of the said property

Giuseppe Ferrara

Sworn to before me, this 1st day of November 1893 at New York City, New York.
[Signature]
Police Justice

POOR QUALITY ORIGINAL

0409

Sec. 198-200.

J District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Angello Borrallo 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. *Angello Borrallo*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *95 James St. 1 month*

Question. What is your business or profession?

Answer. *Musician*

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 -*
Angello Borrallo
mus

Taken before me this
day of *Sept* 189*3*
John R. Quinn

Police Justice

POOR QUALITY ORIGINAL

04 10

1852

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

of No. 11th Avenue Street, aged... years, occupation Police Officer being duly sworn, deposes and says that on the 5th day of December 189³ at the City of New York, in the County of New York,

re-arrested Mary Woods an
Angelillo Borillo for having
and he prays they be held
to enable him to secure the
necessary evidence

George L. Arfken.

Sworn to before me this

of

189³

May

Police Justice.

POOR QUALITY ORIGINAL

0411

263

Police Court, _____ District.

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

us.
Mary Harris
Conrad Bonds

AFFIDAVIT.

Dated *Nov 9* 189

Ryan Magistrate.

Officer.

Witness, _____

Disposition, _____

570 Dec 11-10 am

POOR QUALITY ORIGINAL

0412

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court... District 3 1899

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Smith
208 2nd St. 107
Charles Smith

HOUSE OF DETENTION CASE

Dated *Dec 11* 1899

Wm. C. Smith Magistrate

Witness *Mary Howard*
Bluntin Street



No. _____
\$ *1000*
E. J. Smith District Attorney

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

Refardens
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* 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 11* 1899 *Wm. C. Smith* Police Justice.

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

Dated _____ 1899 _____ 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 _____ 1899 _____ Police Justice.

POOR QUALITY ORIGINAL

0413

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 8 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

George Proffer
of the 11 Precinct Police, being daily sworn, deposes
and says that Mary Woods

(now here) is a material witness for the people against
Angelo Borelli charged
with Grand Larceny. As deponent has

cause to fear that the said Mary Woods
will not appear in court to testify when wanted, deponent prays
that the said Mary Woods be
committed to the House of Detention in default of bail for his
appearance.

George L. Proffer

Sworn to before me this
day of 189

[Handwritten signature]

Police Justice.

**POOR QUALITY
ORIGINAL**

0414

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Angello Borello

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

Angello Borello.

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

The said

Angello Borello

late of the City of New York, in the County of New York aforesaid, on the *fifth*
day of *December*, in the year of our Lord, one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*the sum of fifty-seven dollars in
money, lawful money of the
United States of America, and
of the value of fifty-seven dol-
lars, one overcoat of the value
of twenty dollars, two watches of
the value of twenty dollars each,
and one finger-ring of
the value of ten dollars*

of the goods, chattels and personal property of one

Giuseppe Ferrara

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.

*DeLancey Nicoll
District Attorney.*

04 15

BOX:

542

FOLDER:

4933

DESCRIPTION:

Boyle, John

DATE:

12/19/93



4933

POOR QUALITY ORIGINAL

0416

189

Counsel,

Filed

day of Dec, 1893

Pleas,

Not guilty

THE PEOPLE

vs.

John Boyd.

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

DE LANCEY NICOLL,

District Attorney.

~~Dec 20 1893~~

A TRUE BILL.

B. Joellewood
Foreman.

Pat. of Dec. Term, '93

Paul S. March 26/94

Bail discharged

Witnesses

John Resenaweb

I saw Peter is
in view of the
American States.
of the Complaint
that no contract
the case could be
had. And the
Hammes the
of the Affidavit
his own Recognition.

Robert James.

at case dist.

Mich 21 1894.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

John Boyle

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. Upon a full consideration of this case - believe that the defendant would not now be charged with arrest if he had not been drinking at the time. He only made threats and no one either myself or anyone in my employ was hurt in anywise. I am informed believe that the defendant has never before been arrested charged with the commission of any crime and in the past has been a peaceable citizen - supporting his family by his daily labors.

Dated this Jan 4/1873

In presence of John Reischer
Shel. Waldheuter

Court of General Sessions.

The People
vs
John Boyle.

City and County of New York, SS:

John Boyle being duly sworn
deposes and says.

I am not the defendant herein but
his cousin, and I bear the same
name that he does.

I reside at No. 330 Avenue A, in said
City and for the past forty (40) years
have lived in the immediate
vicinity thereof.

I have known the defendant for
many years, almost from his
infancy, he has always resided
in this City and for a great number
of years has lived at No 340 West
36th Street. he has always to my
knowledge been industrious
and a hard working man
and supported his family.

I have seen ^{him} most every day
for a number of years and

to my knowledge he has never before been arrested charged with the commission of any crime.

I saw the defendant only a day or so after the alleged ^{assault} charged upon which he has been arrested herein and he was severely bruised about the head and body - his head was bandaged up with cloth - at that time he informed me that he was assaulted by a number of the employees of the complainant herein and that he ought in justice be the person who should stand in the complainant's shoes and the latter should stand in his.

Sworn to before
me this 19th day of Dec. 1893
J. D. Walden
Com. Notary Public
N.Y.C. } John Boyle

General Sessions

The People
vs
John Boyle

City and County of New York, SS:

Being duly sworn say, I reside
at No. 337 East 22^d Street in said
City. I have known the defendant
for fully fifteen (15) years back
past and during this period
of time have seen him very often
for upwards of ten years the
defendant was a next door
neighbor of mine and especially
during this time I met the
defendant almost daily.
I never know or heard of the
defendant being ever arrested
charged with the commission
of any crime. also and acquain-
ted with a large number
of residents in my neighborhood
who are personally known
to me, who also ^{know} the said defendant.

who have always and all
times regarded the said
defendant as a peaceable
and quiet citizen.
Defendant is a hard working
man and supports his
family to my knowledge.

Worth to before me
this 19th day of Dec^r 1873

Phil Walden
Notary Public
N.Y.C.

Michael J. Waters

POOR QUALITY
ORIGINAL

0422

General Lewis

The Peoples

to

10-

John Boyle

Affidavit

Police Court Fourth District.

1081

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

of No. 987 Eighth Avenue Street, aged 42 years,
occupation Police

deposes and says, that on the 19 day of October 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Boyle (now here), who
made a lunge at deponent
with a large curving knife,
which he displayed, the said
knife held in his hand
deponent further says
that such assault was
committed

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

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

Sworn to before me, this 19 day of Oct
of 1893 John Risenreder
W. A. Brady Police Justice.

POOR QUALITY ORIGINAL

0424

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

John Boyle 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 Boyle

Question. How old are you?

Answer. 47 yrs

Question. Where were you born?

Answer. N. S.

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

Answer. 340 W 46" 47 yrs

Question. What is your business or profession?

Answer. Oysterman

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
John Boyle

Taken before me this 19
day of Dec 1893
Wm J. Brady
Police Justice

POOR QUALITY ORIGINAL

0425

Oct 27 10 AM '11
- 90 2 PM

165
Police Court - 4
District 1163

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Remondino
987-8 Ave
John Remondino
Offence: Misdemeanor
Felony

Dated Oct 19 1893
Magistrate: Grady

Officer: Brumby

Preinct: 22

Witness: John Keenan
239-10-32

No. 1002
No. 1002
No. 1002
No. 1002

No. 1002
to answer
Bonded by S. Smith

Oct 27 10 AM '11
- 90 2 PM
1002

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

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

Dated Oct 30 1893 Police Justice: [Signature]

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

Dated Oct 30 1893 Police Justice: [Signature]

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

Dated 1893 Police Justice

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 Boyle

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

John Boyle

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

The said

John Boyle

late of the City of New York, in the County of New York aforesaid, on the nineteenth day of October in the year of our Lord one thousand eight hundred and ninety-three, with force and arms, at the City and County aforesaid, in and upon the body of one John Reisenweber in the peace of the said People then and there being, feloniously did make an assault, and

John Reisenweber with a certain knife

which the said

John Boyle

in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did attempt to strike, beat, cut, stab and wound,

with intent

John Reisenweber

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

SECOND COUNT-

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

John Boyle

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

The said

John Boyle

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said John Reisenweber in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and

John Reisenweber

with a certain knife

John Boyle

which the said

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

Al Lancy Nicoll, District Attorney.

0428

BOX:

542

FOLDER:

4933

DESCRIPTION:

Brady, Joseph

DATE:

12/06/93



4933

0429

123

COURT OF OYER AND TERMINER.

Counsel,

Filed, 6th day of Dec 1893

Pleas, *Verdict 79*

THE PEOPLE

vs.

B

Joseph Brady

General Receiver
8 & 93.

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Cook Foreman.

Dec 22 93

Witnesses:

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

0430

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Brady

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

of the ~~CRIME~~ *Joseph Brady* OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, BETWEEN ONE O'CLOCK AND FIVE O'CLOCK IN THE MORNING, committed as follows:

The said

Joseph Brady

late of the City of New York, in the County of New York aforesaid, on the day of *September* ¹⁷ in the year of our Lord one thousand eight hundred and ninety-~~three~~ (the same not being Sunday), between one o'clock and five o'clock in the morning of the said day, at the City and County aforesaid, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a special license therefor as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.—

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

Joseph Brady

of the CRIME OF OFFERING AND EXPOSING FOR SALE STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, BETWEEN ONE O'CLOCK AND FIVE O'CLOCK IN THE MORNING, committed as follows:

The said

Joseph Brady

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid (the same not being Sunday), between one o'clock and five o'clock in the morning of the said day, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a special license therefor as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.