

0154

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Gardell, Louis

**DATE:**

07/09/90



3738

0155

**BOX:**

403

**FOLDER:**

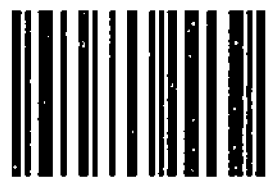
3738

**DESCRIPTION:**

Sheridan, James

**DATE:**

07/09/90



3738



0156

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Earle, Daniel J.

**DATE:**

07/09/90



3738

0157

Witnesses;

Off. Challen  
Wm. Follen

Counsel,

Filed

18 90

Pleads,

THE PEOPLE

vs.

Louis Gardell  
v (2 cases) F  
James Sheridan F  
and Daniel J. Carle F

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*

July 14/90 Foreman.

Ch 1 v 2

Pleas entered July

No 1 Pen 9 mds RB. M.

" 2 " 18 " RB. M.

" 3 doft. discharged on his own recogn.



0158

Police Court—1<sup>st</sup> District.

CITY AND COUNTY } ss,  
OF NEW YORK,

of No. Fourth Precinct Street, aged \_\_\_\_\_ years,  
occupation Police Officer being duly sworn, deposes and says, that  
on the 4<sup>th</sup> day of July 1890 at the City of New York,

in the County of New York, while arresting Rouis Gardell for Petty Larceny  
and feloniously he was violently ASSAULTED and BEATEN by Rouis Gardell, James  
Sheridan, and Daniel J. Carle (all now here) and  
several men not arrested who seized hold of  
deponent, knocked deponent down, and kicked  
him about the body while lying prostrate,  
and received a severe beating, and with the  
intent to do deponent serious bodily injury  
without any justification on the part of the said assailants.

Wherefore this deponent prays that the said assailants may be apprehended and bound to  
answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 4<sup>th</sup>

day of July 1890

Patrick Mullen

H. B. Platter

Police Justice.

0159

Sec. 198—200.

## District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } SS.

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

~~Question.~~—What is your name?

Answer

~~Question. — How old are you?~~

**Answer:**

~~Question. Where were you born?~~

Answer

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

**Answer**

Question. What is your business or profession?

Answer

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

Answer.

Taken before me this

17

06090

18

# Police Justice



0160

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

*James Sheridan*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*England*

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

Answer.

*472 Pearl Street — 1 year*

Question. What is your business or profession?

Answer.

*Glass silverer*

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.*

*James Sheridan*

Taken before me this

*47*

day of

*July 1891*

*Amber*

Police Justice

0161

Sec. 198-200.

12  
District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Daniel J. Earle

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York City

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

Answer.

49 East 8th St - 2 years

Question. What is your business or profession?

Answer.

Fireman

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

Daniel J. Earle  
his mark

Taken before me this

4th

day of

July

1887

Alfred J. McCann

Police Justice.



0162

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.....

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

Dated *July 6* 18 *John M. Reardon* 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.

0163

Ex July 6  
10. am

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

#32  
Police Court---

10/45  
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick Mullen  
vs.  
Louis Gardell  
James Sheridan  
Daniel J. Earle

Offence  
Fel. Assault

Dated July 4<sup>th</sup> 1890

Patterson Magistrate.

Mullen Officer.

1<sup>st</sup> Precinct.

Witnesses Michael Rofrano

No. 78 Roosevelt Street.

William Pöhler

No. 339 East 54<sup>th</sup> Street.

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

\$ 1000 to answer

Yes

Can



0164

Police Court

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. 339 East 54<sup>th</sup> Street, aged 32 years,  
occupation Driver

William Pöhler

deposes and says, that on the 14<sup>th</sup> day of July 1890, at the City of NewYork, 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:

A Keg of beer of the  
value of  
Two dollars

the property of Henry Elias Brewing Co, 413-  
413 East 54<sup>th</sup> Street, in care and  
charge of deponent

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

for the following reasons, to wit:

Deponent missed said keg of beer  
from a wagon he had left standing on the  
corner of Baxter Street and Park Row, said  
wagon containing numerous kegs of beer,  
and saw the defendant on Roosevelt Street  
with said keg of beer in his possession, which  
keg deponent identified as the keg he had  
missed as it bore the brand of the above  
named brewing company.

Wherefore, deponent charges defendant  
with taking, stealing and carrying away the  
said property from his custody and possession.

William Pöhler

Sworn to before me this 14<sup>th</sup> day of July 1890

Police Justice.

0165

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.12  
District Police Court.

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

Question. What is your name?

Answer.

Louis Gardell

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.

94 Baxter St in 10 years

Question. What is your business or profession?

Answer.

Iron polisher.

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 and demand  
an examination. Louis Gardell

Taken before me this

14

day of

July1890Police Justice

Police Justice



0166

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 *Three* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *July 4* 189*8* *J. M. Bateman* 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.

0167

#31  
Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Böhrer  
339 vs. 654 St  
Rouis Gardell

2. ✓  
3.  
4.

Office  
Patterson

Dated July 4- 1890  
Patterson Magistrate.

Patrick Mullen Officer.

4<sup>th</sup> Precinct.

Witnesses ~~Michael Paparone~~

No. 18 ~~Ross~~ Street.

No. Street.

No. 300 4<sup>th</sup> St Street.

\$ to answer

Com

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0168

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Louis Gardell*

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

*Louis Gardell*

of the CRIME OF PETIT LARCENY committed as follows :

The said

*Louis Gardell*

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

*one keg of beer of the value  
of four dollars*

of the goods, chattels and personal property of one *a corporation called*

*the Henry Elias Brewing Company*

then and there being found, then and there unlawfully 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.

0169

SECOND COUNT----

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

Louis Gardell  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Louis Gardell  
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 keg of beer of the  
value of two dollars

of the goods, chattels and personal property of ~~one~~ a corporation called the

Henry Chas Brewing Company  
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before  
unlawfully stolen, taken and carried away from the said corporation

unlawfully and unjustly, did feloniously receive and have; the said

Louis Gardell

then and there well knowing the said goods, chattels and personal property to have been  
unlawfully 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.

JOHN R. FELLOWS,

District Attorney.

0170

100/

Counsel,  
Filed 9 day of July 1890  
Pleads, *Indigently*

THE PEOPLE  
vs.  
Louis Garzell  
(2 cases)  
PETIT LARCENY  
[Sections 628, 632, 632 Penal Code].

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*RA Carter*  
Foreman.

Sentenced on and indicted  
R.B.M.

Witnesses;  
*off. Muller*  
*Wm. Poller*



0171

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Samuel Gardell, James Sheridan & Daniel J. Earle*

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

*Samuel Gardell, James Sheridan & Daniel J. Earle*

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

The said *Samuel Gardell, James Sheridan*  
*and Daniel J. Earle, all* —

late of the City of New York, in the County of New York, aforesaid, on the *fourth*  
day of *July*, — in the year of our Lord one thousand eight hundred and  
*ninety* at the City and County aforesaid, with force and arms, feloniously made  
an assault in and upon one *Patricia Mullen*, —

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 *the said Samuel Gardell*  
*upon a charge of petit larceny* —

and the said *Samuel Gardell, James Sheridan & Daniel J. Earle*,  
him, the said *Patricia Mullen*, —

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent  
then and there and thereby to prevent and resist the lawful *apprehension*  
of *the said Samuel Gardell* — 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.

JOHN R. FELLOWS,  
District Attorney.



0172

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Gardner, Maria L.

**DATE:**

07/17/90



3738

0173

Witnesses;

*Marta Cohen*

*Off. Gayman*

Counsel,

Filed

17

day of

July 18 90

Pleads,

THE PEOPLE

vs.

*Maria E. Gardner*

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*R. K. Quinn*

Foreman.

*July 18/90*

*Engelhardt*

*Ben. 19/90*

*R. B. M.*



0174

New York, July 13. 1890.  
72. 30.  
4. 102

I hereby certify that  
Miss Martha Cohen has  
been brought by a Police  
Officer to day, the 13<sup>th</sup> of  
July to my office suffering  
from a dislocation of the  
right arm by a fall from  
a chair instrument  
in the room.

After examining my patient  
in my medical  
room.

J. Allen M.D.  
105 E 98<sup>th</sup> St

0175

Police Court— District.

City and County } ss.:  
of New York,

of No. 226. Essex 9<sup>th</sup> Street, aged 24 years,  
occupation Housekeeper being duly sworn  
deposes and says, that on the 12 day of July 1890 at the City of New  
York, in the County of New York,

*She was violently and feloniously ASSAULTED and BEATEN by Maria L. Gardner, (now Mrs) who willfully cut and stabbed her on the right arm, with an Ice Pick causing a painful wound*

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

13 day

of

July 1890 } M. L. Gardner  
M. A. Webb Police Justice.



0176

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK

*Murru L. Gamm* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Maria L. Gardner*

Taken before me this

day of

1895

Police Justice.

0177

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 Algerman

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 700 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, July 12 1890.

[Signature] Police Justice.

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

Dated, \_\_\_\_\_ 189

\_\_\_\_\_  
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.



0178

#140  
Police Court--- District 1079

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Manuel Cohen*  
*vs*  
*Manuel L. Gamm*

2  
3  
4

*Officer*  
*Alfred J. Gamm*

BAILED,

No. 1, by  
Residence Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated, *July 13* 189  
*Stevens* Magistrate.

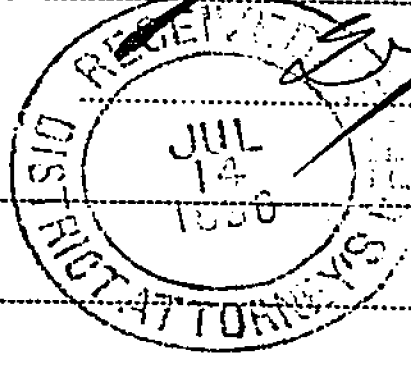
*Glynn* Officer.  
Precinct.

Witnesses  
No. Street.

No. Street.

No. Street.

\$ *1.00* to answer *Stevens*



*Stevens*

*Alfred J. Gamm*

0179

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Maria L. Gardner

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

Maria L. Gardner  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Maria L. Gardner

late of the City of New York, in the County of New York aforesaid, on the  
twelfth day of July in the year of our Lord  
one thousand eight hundred and ninety with force and arms, at the City and  
County aforesaid, in and upon the body of one Martha Cohn  
in the Peace of the said People then and there being, feloniously did make an assault  
and her the said Martha Cohn  
with a certain ice-pick

which the said Maria L. Gardner  
in her right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent her the said Martha Cohn  
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

Maria L. Gardner  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Maria L. Gardner

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 Martha Cohn in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and her the said

with a certain

ice-pick

which the said

her 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 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.



0180

THIRD COUNT—

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

Maria L. Gardner  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Maria L. Gardner  
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 said  
Martha Cohen in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
her the said Martha Cohen  
with a certain ice-pick

which

she, the said Maria L. Gardner  
in her right hand then and there had and held, in and upon the arm  
of her the said Martha Cohen  
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said Martha Cohen

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

JOHN R. FELLOWS,

District Attorney.

0181

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Gardner, Philip

**DATE:**

07/11/90



3738



0182

574 (11/1/1900)

Michael Dwyer  
for Maxwell  
off court.

Counsel

Filed

day of

1890

Plends

Potter

THE PEOPLE

vs.

Philip Gardner

Burglary in the first degree,  
Grand Larceny, first  
degree and Robbery  
[Section 406, 506, 528, 530, 550]

Aug 4<sup>th</sup> 1890 JOHN R. FELLOWS,

District Attorney.

July term of the superior court

A TRUE BILL.

R. L. Cowley

Foreman.

August 6<sup>th</sup> 1890

Found and acquitted



0183

Police Court—2 District.

City and County } ss.:  
of New York,

Rachel Weisenberg  
of No. 559 10th Avenue Street, aged 37 years,  
occupation Housekeeper being duly sworn  
deposes and says, that the premises No. 559 10th Avenue Street,  
in the City and County aforesaid, the said being a three story and basement  
brick dwelling and store,  
and which was occupied by deponent as a dwelling and store  
and in which there was at the time a human being, by name  
Rachel Weisenberg  
were BURGLARIOUSLY entered by means of forcibly breaking off  
a lock from the front basement  
door

on the 18 day of June 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

a quantity of  
books and shoes of the value of  
about twenty five dollars

\$ 25

the property of deponent and her husband Morris Weisenberg

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

Philip Garaner nowhere and her  
other not arrested

for the reasons following, to wit: The said premises were  
securely locked and closed about 9 1/2  
o'clock P. M. on the night of June 17

preceding the said burglary, and about  
3 o'clock A. M. on June 17, as deponent  
is informed by Joseph Mezgapelle  
now here, the said premises were found  
broken open and the said property  
was missing, and deponent is also



0184

informed by the said. Mezzapelle that  
at the time he discovered the said  
place open he saw the defendants  
coming out of the said place with  
a quantity of shoes. Deponent  
asks that defendant be held to  
answer said charge.

Sworn to before me this 9 day  
of July 1890

Richard H. M. very

Do J. C. Hilly

Police Justice.

Police Court District.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0185

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph Mazzafelle*  
*Walter*  
aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

*559 10th Avenue* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Rachel Weisenberg*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *July* } *Joseph Mazzafelle*  
day of *July* } \_\_\_\_\_  
18*80*

*James C. Smith*  
Police Justice.



0186

Sec. 109-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Philip Gardner* 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.

*Philip Gardner*

Question. How old are you?

Answer.

*29 years*

Question. Where were you born?

Answer.

*N.Y.*

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

Answer.

*411 West 57 Street New York*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I am not guilty. I am a hard working man. I work every day and support my mother and father and have no need of doing anything like that. I was home that night at 10 o'clock and remained home all night.*

*Philip Gardner*

Taken before me this

day of

*July*

1887

Police Justice.

0187

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

*Philip Gardner*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Fifty* 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 *July 18 90* *D. Schell* 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.



0188

Police Court---

1058 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Rachel Weisenberg  
559 10<sup>th</sup> Ave  
Philip Gardner

Offence

Dated

1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ 1500 to answer

CORRECTION

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.



0189

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Philip Gardner*

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

*Philip Gardner*

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

The said *Philip Gardner*,

late of the *Fourth* Ward of the City of New York, in the County of New York  
aforesaid, on the *eleventh* day of *June*, in the year  
of our Lord one thousand eight hundred and *ninety*, with force and arms, about the  
hour of *three* o'clock in the *night* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one *Morris Weisenberg*.

there situate, feloniously and burglariously did break into and enter, there being then and there  
some human being, to wit:

*one Rachel Weisenberg,*

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

in the said dwelling house then and there being, then and there feloniously and burglariously to  
steal, take and carry away;

*(The said Philip Gardner  
being then and there assisted by a  
confederate, actually present, whose  
name is to the Grand Jury aforesaid  
as yet 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.



0190

SECOND COUNT

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

*Frederick Gardner*

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

The said *Frederick Gardner*,

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

*ten pairs of boots of the value of*

*three dollars each pair, and ten*

*pairs of shoes of the value of*

*three dollars each pair,*

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

of the goods, chattels and personal property of one *Maris Warendburg*,

in the dwelling house of the said *Maris Warendburg*.

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



0191

THIRD COUNT—

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

*Philip Gardner*

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

The said *Philip Gardner*,

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

*ten pairs of socks of the value of  
three dollars each pair, and ten  
pairs of shoes of the value of  
two dollars each pair,*

of the goods, chattels and personal property of one *Morris Weisenberg*.

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

unlawfully and unjustly, did feloniously receive and have; the said

*Philip Gardner*

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.

JOHN R. FELLOWS,  
District Attorney.



0192

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Geary, George

**DATE:**

07/18/90



3738

0193

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Sullivan, Stephen

**DATE:**

07/18/90



3738



0194

Witnesses:

Edw. Rogers.

off. Exady.

Prof. Leunichan

*[Handwritten signature]*

#176

Counsel, J. Over and  
Filed 18 day of July 1890  
Pleads, *[Signature]*

THE PEOPLE  
vs.  
George Seary  
and  
Stephen Sullivan  
[Sections 628, 684 — Penal Code].  
Grand Larceny, Second Degree.  
(From the Person.)

JOHN R. FELLOWS,  
District Attorney.  
July 28 10 am

A True Bill.

*[Signature]*

Foreman.

Aug. 4. 1890.  
Pleads P.L.  
14th. Pen (each)  
*[Signature]*

0195

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT,

DISTRICT.

of No.

28 Rector

Street, aged

years,

occupation

that on the

16

day of

being duly sworn deposes and says

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

Edmond Berge

is a material witness for the  
People against George  
Frederick and Stephen Sullivan  
charged with larceny from  
the Person and examination  
and depositions believing that  
the said Berge will not  
appear when needed he brings  
the said Berge to court  
to the House of Detention for  
witness Edward Grady

Sworn to before me this

of

1898

day

Police Justice



0196

Police Court

1<sup>st</sup> District

Affidavit—Larceny.

City and County  
of New York, ss.:

of No. 111, Cherry Street Street, aged 26 years,  
occupation carpenter being duly sworn

deposes and says, that on the 14<sup>th</sup> day of July 1889 at the City of New

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

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

One pocket book containing  
good and lawful money of the  
United States consisting of a  
one hundred dollar bill of the name of  
Two Dollars and fifteen and several  
coins of the value of fifty cents  
going together of the value of  
one hundred and fifteen dollars

the property of

Deponent

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

William Henry and who were acting  
in concert with each other and another  
person who is as yet not arrested

and who is connected to deponent for  
the reasons following to wit That  
about the hour of 11 o'clock a.m. on said  
day deponent was standing in Cherry  
Street between Raperell and Doran Streets  
and had a pocket book in his hand  
counting said money, when said  
defendants were to gether and said George  
pushed up to him and grabbed said pocket  
book containing said money out of  
deponent's hands and ran away followed

Sworn to before me, this 18<sup>th</sup> day of July 1889

Police Justice

0197

The said other defendants Dependent is informed  
 by Michael J. Larkin and Edward Grogan two  
 police officers of the 28th Precinct Police  
 that while they were standing on South  
 Street in front of Prec 28 E.H. they saw  
 said defendants run down Prec 28<sup>th</sup>  
 then get under said pier. When dependent  
 informed them he had been robbed of  
 the aforesaid property and said Larkin  
 and said Grogan pursued said defendants  
 and arrested them underneath the said  
 pier and found a 2 dollar bill in  
 stockings then worn by said Sullivan  
 Dependent fully identifies said Grogan  
 as the person who took said and  
 carried away said property and charges  
 said Sullivan with acting in concert  
 with him and charges him with the  
 larceny aforesaid

Dependent before me  
 this 14th day of July 1893

J. M. Plutson

E. Borge

Police Justice



0198

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 53 years, occupation Police Officer of No.

28th Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward Dwyer

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

Sworn to before me, this 14

day of July 1889

Edward Goad  
Police Justice.

0199

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 24 years, occupation Police Officer of No.

28th Precinct Street, being duly sworn deposes and

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

Sworn to before me, this 14

day of July 1888

Michael Larkin

J. M. Patterson  
Police Justice.



0200

Sec. 108-20

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*George George* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

1905

Police Justice.

0201

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

187  
District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*  
*Sam S*  
*Stephen Sullivan*

Taken before me this

day of

187

Police Justice



0202

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.....

*Have* *defendants*  
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 *July 14* 1890 *H. J. White* 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.

0203

Ex July 16<sup>th</sup>  
2 1/2 P.M.

#156

1106

Police Court---

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edward [Signature]  
vs.  
George [Signature]  
Stephen [Signature]

Offence [Signature]

BAILED.

No. 1, by

Residence [Signature] Street.

No. 2, by

Residence [Signature] Street.

No. 3, by

Residence [Signature] Street.

No. 4, by

Residence [Signature] Street.

Dated July 14 1890

[Signature] Magistrate.

[Signature] Officer.

Officer [Signature] Precinct.

Witnesses [Signature]

No. [Signature] Street.

[Signature] 1890

No. [Signature] Street.

[Signature] in default of \$100 fine

No. [Signature] Street.

\$ [Signature] to answer

[Signature]

g. h. [Signature]

The Justice presiding  
at the 1st Dist of  
Police Court will  
please hear and  
determine this case in  
my absence.

M. O. Patterson  
[Signature]



0204

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*George Geary and  
Stephen Sullivan*

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

The said *George Geary and Stephen Sullivan*, both

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*  
day of *July* in the year of our Lord one thousand eight hundred and  
*ninety*, in the *day* time of the said day, at the City and County  
aforesaid, with force and arms, *one pocketbook of the value of twenty-five cents,*

*one* promissory note for the payment of money, of the kind commonly called United  
States Treasury Notes, of the denomination and value of *two* dollars; *one*  
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-  
nomination and value of *two* dollars; *one* United States Gold Certificate,  
of the denomination and value of *two* dollars; *one* United States  
Silver Certificate, of the denomination and value of *two* dollars;

*and diverse coins of a number kind and  
denomination to the Grand Jury aforesaid  
unknown, of the value of fifty cents*

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

*John R. Fellows,  
District Attorney*

0205

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Genhofer, Adam

**DATE:**

07/02/90



3738



0206

413

Witnesses:

Maggie Lohr

Counsel,

Filed

Day of

1890

Pleads,

THE PEOPLE

vs.

Adam Genhofer

Indictment exposure  
[Section 316, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Francis Higgins

Foreman.

0207

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

*New York, July 2<sup>nd</sup> 1890*

*Court of General Sessions of the Peace in and for the  
City and County of New York.*

*The People  
against*

*Notice of Prosecution.*

*Anton Grünhofner*

*To the District Attorney of the  
City and County of New York,*

*Sir: This Society is interested in the prosecution of  
the above defendant, and is familiar with the facts of the  
case. It respectfully requests that before sending the papers  
to the Grand Jury, fixing the day of trial, consenting to  
any postponement thereof, or to any reduction of bail, or  
final disposition of the charge, you will duly notify me as  
its President and Counsel, so that I may confer with you  
in regard thereto. This request is made pursuant to the  
statute (Laws of 1886, Chapter 30, Section 1), and in  
furtherance of the ends of Justice.*

*I have the honor to remain, with great respect,*

*Ellidge T. Gerry,  
President, &c.*



0200

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

*Indecent Exposure*

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*

0209

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Adam Figini

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse Adam Figini —

of the crime of willfully and lawfully  
exposing the private parts of his person,  
committed as follows:

The said Adam Figini,

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

fourteenth day of June in the year of our Lord one thousand  
eight hundred and ninety           , at the City and County aforesaid,

and in a certain public place there, known  
as Madison Square Park, unlawfully did  
willfully and lawfully expose the private  
parts of his person, against the form of



0210

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

John F. Keenan,

~~Attorney General~~

0211

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Giacinto, Carnello

**DATE:**

07/17/90



3738



02 12

Witnesses:

J. Muavalla.  
Off. Cairn

Counsel,

Filed

17

day of

July 1890

Pleads,

THE PEOPLE

vs.

P

Carmello Giacinto

Misdemeanor

Sec. 468, Penal Code

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

R. K. Carr

Foreman.

July 18/90  
I find Guilty  
Pen 6 mos.  
July 18/90 P.B.M.

0213

Police Court—2—District.

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

of No. 423 East 79d Street, aged 28 years,  
occupation Piano Maker being duly sworn

deposes and says, that on the 8 day of July 1890 at the City of New  
York, in the County of New York, in west 28<sup>th</sup> Street

he was violently and feloniously ASSAULTED and BEATEN by Carmello  
Giargento (now here) who fired  
one shot at deponent from a  
loaded revolver then and there  
held in the hands of the said  
defendant.

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 8 day  
of July 1890

Giuseppe Schiavella

So J. O. Reilly Police Justice.



0214

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer.

Carnello Gargento

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

Italy

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

Answer.

203 Elizabeth St. 2 years

Question. What is your business or profession?

Answer.

Piano Maker

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

Answer.

I did not intend to  
shoot him

I am not guilty  
Carnello Gargento

Taken before me this

day of

July 1894

Police Justice

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 75 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.

the City Prison, of the City of New York, until he give such bail.  
Dated July 8 1890 James C. Bulfinch Police Justice.

Dated July 1 1890 W. J. C. K. M. Police Justice.

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

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

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



0216

#130  
Police Court--- 2 District. 1060

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Joseph DiNapello  
423 273<sup>th</sup> Ave. Manhattan  
Carmello Gigante  
Offence Felony

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated

1889

Magistrate

Officer

Precinct

Witnesses

No.

Street

No.

Street

No.

Street

\$ 1500 to answer

COMMITTED

0217

Court of General Sessions of the  
Peace in and for the City  
and County of New York.

The People  
vs  
Carmelo Giacinto }

City of New York.

Enrico Starita  
of No 278 Mott Street in said  
City being duly sworn says  
that I am engaged in  
the Grocery business and have  
been so engaged for the past  
ten years.

That I have  
known the defendant  
above named for the past  
three years during which  
time I have always known  
him to be an honest  
quiet peaceable and hard  
working man.

That I have  
never heard of his having  
been convicted or charged  
with any other offense.



02 18

That I am acquainted  
-ed with others who  
know the defendant, and  
that his character for  
peace and quietness as  
-mong his neighbors and  
fellow countrymen is  
excellent. Factum. Astarita  
Subscribed before me  
This 17<sup>th</sup> day of July 1890.  
John B. Conway  
Commissioner of Deeds  
New York City & County

0219

Court of General Sessions

The People  
vs  
Carmelo Giacinto }

City & County of New York ss:

I, <sup>Healer Salorte</sup> Matt Street, in  
said City being duly sworn  
deposes and says that I am  
engaged in the County Clerk's  
office of the City of New York.

That I am acquainted  
with the above named  
defendant for over four years  
and during that time I  
have always known him to  
be a respectable, peaceable  
quiet and hardworking  
man.

That I have never  
known of his having been  
convicted or charged with  
any crime previous to this.

That the character  
which this defendant  
bears in the neighborhood



0220

in which he resides  
is very good.

That I am satisfied  
that should your Honor  
suspend sentence on this  
defendant and allow  
him to return to his work  
he will never do anything  
that will cause his arrest  
again.

Subscribed before me this } Caesar Leforte  
18<sup>th</sup> day of July 1890.

John H. Conway  
Commissioner of Deeds  
New York City & Co.

0221

N. Y. Court of General Sessions.

The People vs  
Carmelo Liacento }

City & County of New York, ss.

Antonio Cardone  
of No 703 Elizabeth Street being  
duly sworn deposes and says that  
he is engaged in the Real Estate  
Business in the City of New  
York and has been so engaged  
for the past 4 years.

That he is well ac-  
quainted with the above named  
Defendant and has been for  
the past 3 years, during  
which time he has always  
borne an excellent character  
for peace & quietness, & has  
been a hard working man.

That he has never heard  
of his having been arrested  
or charged with any crime  
prior to this.

That his reputation  
among his fellow country



0222

men is above reproach  
from before me this 7<sup>th</sup> day of July 1890.  
John H. Conway  
Commissioner of the  
Ref. City & Co

0223

Count of Generalissimo

The People

no

Carullo Gracento

Alphadato



0224

#131 ~~P.O.~~  
Grand Jury Room.  
~~Interprela~~  
PEOPLE  
vs.  
C. Gragants  
J. Diavello  
Off Cairn  
Case #131  
Section  
#468  
~~P.O.~~

0225

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ramello Liscinto

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse Ramello Liscinto —

of the crime of unlawfully discharging a firearm  
in a public place. —

committed as follows:

The said Ramello Liscinto, —

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

— eighth — day of July in the year of our Lord one thousand  
eight hundred and ninety —, at the City and County aforesaid,

in a public place there, to wit: in the  
public street and common highway known  
as West Twenty-eighth Street, and unlawfully  
did unlawfully discharge a certain firearm



0226

and weapon, to wit: a certain pistol then  
and there charged and loaded with  
gunpowder and lead, against the form  
of the Statute in such case made  
and provided, and against the peace  
and dignity of the said People.

John R. Mellers,

*District Attorney*

0227

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Gordon, William

**DATE:**

07/01/90



3738



0228

Witness:

*J. C. Ayler*

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

*R*

*William Gordon*

*John R. Fellows*

JOHN R. FELLOWS,

District Attorney.

*Bygones in the Third Degree*  
(Section 498, U.S.C., 1878)

A True Bill

*Franklin Higgins*

Foreman.

*July 2/90*

*Henry Ray Lee*

*Clara R. M.*

0229

Police Court—Fourth District.

City and County } ss.:  
of New York, }of No. 627 Ninth Avenue Frederick Adgley  
occupation Hall - Boy in Thistle Flat N-29143 being duly sworn  
deposes and says, that the premises No. 627 Ninth Avenue 22 Wardin the City and County aforesaid the said being a Four story and basement  
brick Building  
and which was occupied by deponent as a residence  
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking  
in and forcing the lock of the  
door leading from the hall into  
said room.on the 26 day of June 1899 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:One Gold Finger Ring with Letter A engraved  
in gold of the value of Ten Dollars  
Good and lawful money of the United  
States in the amount of Seven Dollars and  
One White Vest, One Pair Pants, a lot of  
Shirts, Collars and Cuffs, Underwear, Neck-ties  
and one Gold Plated Scarf Pin and Cuff  
Buttons of the value of Sixteen Dollars  
and altogether of the value of  
Twenty-three or four 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

William Gordon (now here)

for the reasons following, to wit: That at about the hour  
of 8.30 A.M. on the aforesaid day deponent  
securely fastened and locked the door  
leading into said room, and at about  
the hour of 2.30 P.M. thereafter deponent  
was informed that said door had been  
so forcibly broken open as aforesaid and  
subsequently deponent missed said  
property. Deponent further says that



0230

on the day following, said defendant did confess and admit to deponent in the presence of Officer Robert Charlton of the 22<sup>nd</sup> Precinct Police that he, defendant, had so forcibly and burglariously entered said room and taken and stolen and carried away said property. Deponent further says that he is informed by Officer said Officer Charlton that said defendant informed him, Charlton that he, defendant, had pledged and pawned the said Gold Finger Ring, in a pawn shop kept by Henry Mallick on 20<sup>th</sup> Street near 8<sup>th</sup> Avenue and that he, Officer Charlton, went to said Pawn Shop and there found said Finger Ring. Deponent therefore charges said William Gordon with having committed said Burglary and Larceny and asks that he may be dealt with as the law may direct.  
Sworn to before me this 28<sup>th</sup> day of June 1890  
Frederick E. Adgley.  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.  
Dated 1888  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1888  
Police Justice.

Police Court, District.	Offence—BURGLARY
THE PEOPLE, vs., on the complaint of	
1	
2	
3	
4	
Dated 1888	Magistrate.
	Officer.
	Clerk.
Witness,	Street,
No.	Street,
No.	Street,
No.	to answer General Sessions.

0231

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Police Officer of No  
the 22<sup>nd</sup> Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Frederick Adzga  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 28<sup>th</sup>  
day of June 1890 Robert Charlton

Frederick Adzga  
Police Justice.



0232

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

William Gordon 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 Gordon

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Washington D.C.

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

Answer.

No home

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am guilty

William Gordon

Taken before me this

day of

June

1891

75

Police Justice

0233

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

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

Dated June 28 1890 J. Messersmith 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.



0234

Police Court---

1001 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Fred E. Adgley  
vs. 627 9th Precinct  
William Jordan

2

3

4

Offence

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

June 28 1890  
J. Henry Ford  
Charlotte

Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

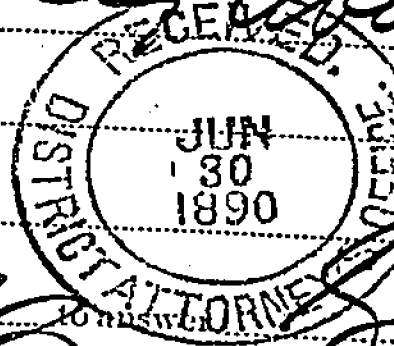
No.

No.

No.

No.

No.



1001  
Bme  
927

0235

**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 Gordon*

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

*William Gordon*

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

The said

*William Gordon*

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

*Frederick E. Adgley*

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

*Frederick E. Adgley*

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



0236

SECOND COUNT—

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

*William Gordon*

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

The said

*William Gordon*

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

*one finger ring of the value of ten dollars,  
the sum of seven dollars in money,  
lawful money of the United States and  
of the value of seven dollars, one vest  
of the value of two dollars, one pair  
of trousers of the value of six dollars,  
four shirts of the value of one dollar each,  
ten collars of the value of ten cents  
each, ten cuffs of the value of ten cents  
each, five neck-ties of the value of fifty  
cents each, one scarf pin of the value of  
one dollar, two cuff-buttons of the value of  
fifty cents each, and divers articles of under-  
clothing, of a number and description to the Grand  
Jury aforesaid unknown, of the value  
of three dollars*

of the goods, chattels, and personal property of one *Frederick E. Adgley*—

in the dwelling house of the said *Frederick E. Adgley*

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

*John R. Fellows,  
District Attorney*

0237

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Green, Arthur

**DATE:**

07/16/90



3738



0238

**BOX:**

403

**FOLDER:**

3738

**DESCRIPTION:**

Woolsey, Samuel

**DATE:**

07/16/90



3738

0239

Witness:

*G. J. Brown*  
*Off. O'Halloran*

*7/29*

Counsel, *O. J. Hochstadt*  
Filed *18* day of *July* 1890  
Pleads, *abz. Kelly*

THE PEOPLE  
*21 297 OS.*  
*232 297 OS.*  
*Arthur Green*  
*and*  
*Samuel Woolsey*

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

*1045*  
JOHN R. FELLOWS,  
*July 29*  
District Attorney.

A True Bill.

*Perk. H.*  
*September 2/90 Foreman.*  
*Pleads Assault 2d day -*  
*W. 2 Times and acquitted*  
*3 yrs 6 mo Jy*  
*Sept 8/90*



0240

Police Court— District.

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

of No. 1016 Lexington Ave Street, aged 26 years,  
occupation Waiter

deposes and says, that on the 8th day of July 1885 being duly sworn  
at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Arthur Green, (by) Samuel Woolsey (both now here). That the said Green willfully cut and stabbed deponent in the left hip with a butcher knife while the said Woolsey here deposes and that the said Green said to deponent at the time I was held, Green

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 11 day of July 1885 } John J. Irons  
Police Justice.

0241

July 8th  
John J. Irons was examined  
in Presbyterian Hospital this  
afternoon. He has a stab wound  
of left hip which - while it  
is not serious will cause his  
being confined to the house for  
at least two days.  
Frank LeMoine Hupp M.D.  
House Surgeon



0242

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, }

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Arthur Green*

Taken before me this

day of

189

Police Justice.

0243

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Samuel Wolsey*  
*Munn*

Taken before me this

day of *August* 189*0*

Police Justice.



0244

Police Court—51 District.

CITY AND COUNTY } ss,  
OF NEW YORK,

Thomas Neefe  
of No. 279 Broadway Street, aged        years,  
occupation Police Officer being duly sworn, deposes and says, that  
on the 8<sup>th</sup> day of July 1890 at the City of New York,  
in the County of New York, John J. Sprou

was violently ASSAULTED and BEATEN by Arthur Green (nowhere)  
who cut and stabbed the said Sprou  
in the left hip with a knife causing  
injuries from which the said Sprou  
is confined in the Presbyterian Hospital  
and is unable to appear in court  
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 9<sup>th</sup>

day of July 1890

1890

Thomas Neefe  
Mar. B. M.  
Police Justice.

0245

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 Algeria

him 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, Five and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, July 11 1890

Wm. H. H. H. Police Justice.

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

Dated, ..... 189

..... 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.



0246

164 + 166 1082  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James J. Thoma*  
vs.  
*Arthur Sheper*  
*Daniel Proctor*

Offense

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

*6-5 1-2 3-4 5-6 7-8 9-10 11-12 13-14 15-16 17-18 19-20 21-22 23-24 25-26 27-28 29-30 31-32 33-34 35-36 37-38 39-40 41-42 43-44 45-46 47-48 49-50 51-52 53-54 55-56 57-58 59-60 61-62 63-64 65-66 67-68 69-70 71-72 73-74 75-76 77-78 79-80 81-82 83-84 85-86 87-88 89-90 91-92 93-94 95-96 97-98 99-100*

3.....

4.....

Dated, *July 11* 1890

*Wheeler* Magistrate.

*O'Keefe* Officer.

Precinct.

Witnesses *O'Keefe*

No. *O'Keefe* Street.

*Dr. J. S. Thompson*

House Surgeon *Presbyterian Hospital*

No. *66th + Madison Ave* Street.

*Charles Dabney* 224 E. 97 St

*Edw Williams* 174 E. 97 St

No. *Jordan* 226 E. 97 St

\$ *1000* to answer

*Wheeler*

*Wheeler*

0247

Court of General Sessions.

Part III.

-----  
The people of the State of New York.

a g a i n s t

Arthur Green, and Samuel Woolsey.  
-----

Before Hon. James  
Fitzgerald, and a  
Jury.

Indictment filed July 16th, 1890.

Indicted for Assault in the first degree.

New York, September, 2nd, 1890.

Appearances, For the people, Assistant District  
Attorney, G. S. Bedford.  
For, the defendant, J. Hochstader,

John J. Irons, a witness for the people, sworn testified;--

I am a waiter and reside at 1016  
Lexington av. this city. I have known the defendant Green  
since the 4th of July. I know the defendant Woolsey for  
five years. I was in this city on the 8th day of July at  
No. 224 East 97th st. I went into these premises at about  
a quarter of 12 o'clock in the day. At the time I  
entered there were several friends, including Green and  
Woolsey sitting there. In a short time they began to play  
a game called crap with the dice. There was some dispute  
about a five cent piece but it was settled. Afterwards  
Sam. Woolsey said it was a skin game and I gave him back the  
money I had won from him. The defendant Green was pre-  
sent at this conversation, and he said I was the same man  
who wanted to beat him on the fourth of July. He called  
me a foul name. He asked some one if they would go out and



get a gun and he would kill me. He sent a boy out for a gun and when the boy didn't return Green went out and brought an ordinary butcher's knife. Then Woolsey held me and Green stabbed me several times with this knife in the hip. I was laid up for 28 days as a result of this stabbing. I am certain that the defendant Woolsey held me by the throat while Green was running the knife into me. I afterwards had Green and Woolsey arrested.

Cross-examination.

Q. How long did you say you have known Woolsey? A. I have known him for about five years. He is a respectable man so far as I know. His general character for peace and quietness is good.

Q. It was Green who sent out and got the knife? A. Yes sir.

Q. Did he go out himself? A. Yes sir.

Q. Did you have anything in your hand? A. I had a billiard cue in my hand when he approached me with the knife but I didn't have time to strike him. I took up the billiard cue in order to defend myself.

Q. Don't you know as a fact that Woolsey was trying to separate you? A. I couldn't say as to that.

Q. Don't you know that Woolsey was trying to get the knife away from Green? A. I could not say.

Q. Did Green say anything at all at the time he stabbed you? A. I don't remember him saying anything.

Q. Did you hear Woolsey say anything? A. No sir.



Edward Williams, a witness called on behalf of the people sworn testified:.....

I live at No. 174 East 77th street. On the 8th day of July I was present in the premises No. 224 East 97th street. I saw the complainant and the two defendants in these premises I saw Green come in with a large butcher knife, and get hold of the complainant and stab him. I heard Woolsey tell Green to stop. I am positive that I saw Green run the knife into the complainant. In my opinion Woolsey was endeavoring to drag Green away and prevent him stabbing the complainant. I saw Green plunge the knife into the hip of the complainant.

Cross-examination. I had known the complainant for some time before this occurrence. I have never known the defendant before that day.

Q. Was the knife found afterwards? A. Yes sir.

Q. What was the complainant doing while Green was stabbing him? A. He was trying to make use of the billiard cue which was in his hand.

Q. What did you do when you saw that action? A. After I saw the blood I ran away.

Q. You saw Green holding the knife? A. Yes sir.

Q. And Woolsey had hold of Green? A. Yes sir.

Q. They were tussling there together? A. Yes sir, right close to the complainant.

Q. And when you saw the knife run into him he was leaning back? A. Yes sir, he was leaning back.



0250

Q. How many men were there in the room at this time?

A. About 12 or 15.

Frank L. Hupp,

a witness for the people, sworn testified;----

I am a physician attached to the Presbyterian Hospital in this city. I have seen the complainant John J. Irons. This man was admitted to the hospital on the 8th day of July. He had a stab wound in the aspect of the left thigh. The wound was an open one and extended to the muscle, not cutting any deeper than that. It penetrated a distance of about two inches. To the best of my recollection it bled quite profusely. We treated it antiseptically and the man remained in the hospital nearly a month.

Charles Dabney,

a witness for the People sworn, testified;\*\*\*

I live at 226 East 97th st. this city. I was present at this occurrence, on the 8th day of July at No. 224 East 97th st. Woolsey and John Irons had a few words and they made it up all right. Then I heard Green tell a little boy to go out and get a gun. Afterward I saw Arthur Green go out and come back in a short time with a knife. He went on to the complainant and while he was leaning over stuck the knife into his hip. I was right there during all of this occurrence. After it happened I went out of the place.



0251

5

Cross-examination.

Q. If Woolsey had Irons by the throat would you have seen it? A. I didn't see it.

D e f e n d e e

Samuel Woolsey, the defendant, sworn testified;----

I am a janitor, a married man, and live at No. 145 East 92nd street. I have been in the same employ for four years. I have never been arrested before. I was in a place in 97th st. on the 8th of July. I was playing a game in there and had a little dispute with Irons which we settled together. The Arthur Green commenced quarreling with Irons about a small matter of five cents. He asked some one to go out and get him a gun 'till he would kill Irons. In a short time he went out himself and came back with a knife. I endeavored to prevent him from stabbing the complainant. I didn't hold the complainant while Green was stabbing him.

The jury returned a verdict of "not guilty" as to Woolsey. The defendant Green pleaded guilty to assault in the second degree.



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... the ... of ...

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Indictment filed July 16-1890

COURT OF GENERAL SESSIONS

Part II.

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... ..  
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0253

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Arthur Green  
and  
Samuel Woolsey

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

The said Arthur Green and Samuel Woolsey, both  
late of the City of New York, in the County of New York aforesaid, on the  
eighth day of July in the year of our Lord  
one thousand eight hundred and ninety, with force and arms, at the City and  
County aforesaid, in and upon the body of one John J. Irons  
in the Peace of the said People then and there being, feloniously did make an assault  
and with a certain knife the said John J. Irons

which the said Arthur Green and Samuel Woolsey  
in their right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

3 with intent him, the said John J. Irons  
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  
Arthur Green and Samuel Woolsey  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Arthur Green and Samuel Woolsey, both  
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 J. Irons in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and with a certain knife the said John J. Irons

which the said Arthur Green and Samuel Woolsey  
in their 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 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.



0254

THIRD COUNT—

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

The said

*Arthur Green and Samuel Woolsey* both  
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 said  
*John J. Irons* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
the said *John J. Irons*  
with a certain *knife*

which

*they* the said *Arthur Green and Samuel Woolsey*  
in *their* right hand then and there had and held, in and upon the  
of *him* the said *John J. Irons*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said *John J. Irons*

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

JOHN R. FELLOWS,

District Attorney.

0255

**BOX:**

403

**FOLDER:**

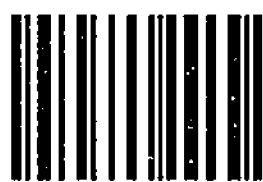
3738

**DESCRIPTION:**

Gregory, Frank

**DATE:**

07/11/90



3738



0256

Witnesses;

Boop Lee

Off Kemp

[Signature]

Wanted by

Jacob Kluges

33 Greenwich St

at

Counsel,

Filed

11 day of

July 18 90

Pleads

Officially

THE PEOPLE

vs.

[Signature]

Frank Gregory

F

Sept 2 - Sept 3, 1890

JOHN R. FELLOWS,

Summoned Sept 8, District Attorney.

Sept 9, 1890 Port St

A True Bill

[Signature]

Foreman.

Port III Sept 11/90

Wied and Acquitted

Brought in the Third degree.  
Agreeing second  
[Section 498, 506, 528, 531, 532]

0257

Police Court 2 District.City and County }  
of New York, } ss.:of No. 458 7th Avenue Street, aged 25 years,occupation Shoemaker being duly sworndeposes and says, that the premises No 458 7th Avenue Street,  
in the City and County aforesaid, the said being a three story brick  
buildingand which was occupied by deponent as a shoe store in the basement  
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking off  
an iron bar at the side of the  
basement stairs thus gaining entrance to  
the area, and then breaking a pane  
of glass in a door  
on the 6 day of July 1880 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity  
of shoes - about twelve pairs of  
the value of about 25 dollars\$25the 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

Frank Gregory now here

for the reasons following, to wit:

Deponent locked up the  
said store containing the said  
property about 4 O'clock P.M. on  
said date and Deponent found the  
said store broken open as aforesaid  
on said date about 10 1/2 O'clock P.M.  
and the said property was missing.  
and Deponent is informed by Policeman  
Charles D. Kemp that about New



0250

At 10 o'clock on said night he caught  
the defendant in possession of a  
part of the said property in  
Beverly Avenue within a block  
of deponent's store walking away  
with a part of said property.

Sworn to before me this

day

of

July

1890

Brook-Lury

Police Justice.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.

0259

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles D. Kemp*

aged \_\_\_\_\_ years, occupation *Policeman* of No. \_\_\_\_\_

*19th Street*

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Book Levi*

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

Sworn to before me, this

day of

*July*

188*8*

*Charles D. Kemp*

*Police Justice.*



0260

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Frank Gregory

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

254 West 40 St - 2 years

Question. What is your business or profession?

Answer.

Superannuery

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 -  
by Frank Gregory.

Taken before me this

day of

Aug

188

W. J. P. Justice

0261

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.....

Frank Gregory

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 July 8 1880 Jo. J. C. [Signature] Police Justice.

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

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

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

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



0262

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Boox Len*  
*7458*  
*Frank Gregory*

2

3

4

Dated

1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

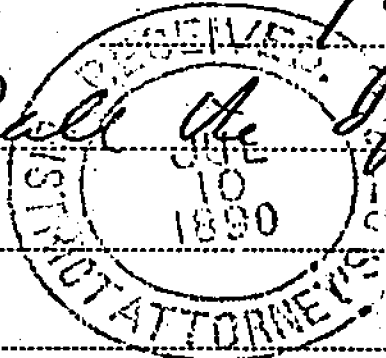
No.

Street.

\$ 1000 to answer

COMMITTED

Offence



*G. S.*  
*Burt*  
*G. P.*

0263

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Gregory*

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

*Frank Gregory*

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

The said

*Frank Gregory*

late of the *Twentieth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *sixth* day of *July* in the year of  
our Lord one thousand eight hundred and *ninety*, with force and arms, at the  
Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

*Doax Levy*

feloniously and burglariously did break into and enter, with intent to commit some crime therein,  
to wit: with intent, the goods, chattels and personal property of the said

*Doax Levy*

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



0264

SECOND COUNT—

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

of the CRIME OF

The said

Grand LARCENY in the second degree

committed as follows:

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

twenty-four shoes of the value  
of one dollar and twenty-five  
cents each

of the goods, chattels and personal property of one

in the

store of the said

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

0265

SECOND COUNT—

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

of the CRIME OF

*Frank Gregory*  
*Grand LARCENY in the second degree* committed as follows:

The said

*Frank Gregory*

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

*twenty-four shoes of the value  
of one dollar and twenty-five  
cents each*

of the goods, chattels and personal property of one

*Boox Levy*

in the

*store*

of the said

*Boox Levy*

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



0266

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
Frank Gregory  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Frank Gregory

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

*twenty-four shoes of the value  
of one dollar and twenty-five  
cents each*

of the goods, chattels and personal property of one

Boox Levy

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

Boox Levy

unlawfully and unjustly, did feloniously receive and have; the said

Frank Gregory

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.

JOHN R. FELLOWS,  
District Attorney.