

0355

BOX:

14

FOLDER:

175

DESCRIPTION:

Armstrong, John

DATE:

06/21/80



175

0356

1880

Filed 21 day of June
Pleads Gully (22)

Obtaining Goods by False Pretences

THE PEOPLE

vs.

John Armstrong

BENJ. K. PHELPS,

District Attorney

A True Bill.

J. W. Gully

Foreman

Part Court - June 22 - 1880

Pleads Gully

M. W. Gully

0357

STATE OF NEW YORK, }
CITY AND COUNTY OF NEW YORK, } ss.

Police Court—Fourth District.

of No. 216 East 35th Street, being duly sworn, deposes and says,
that Matthew James Matthews
at the City of New York, in the County of New York,

that he is the pastor of the Phelps
Mission in the City of New York, that
John Armstrong the prisoner now in
court is not now nor never was
an authorized collector for said
Mission, and that said Mission has
no person authorized to collect
moneys in aid of said Mission,
James Matthews.

Sworn to before me this

11th

day

[Signature]

1880
POLICE JUSTICE

0358

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Police Court—Fourth District.

Fred Karnik

of No. *648-3^d Avenue* Street being duly sworn, deposes and says,
that on the *17th* day of *June* 18*80*
at the City of New York, in the County of New York.

John Armstrong (now here) did then and attempt thereon designedly by means of false pretenses to obtain with intent to cheat and defraud deponent money the property of deponent. That said Armstrong falsely represented to deponent that he Armstrong was duly authorized to collect money for the Phelps' Mission in said City of New York and asked deponent to subscribe to aid said Mission. That about one year ago said Armstrong

Sworn to before me this

day

of

187

Police Justice.

0359

Wm. H. Morgan

at day of June 1880.

Police Court—Fourth District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Fred Karnick

John Armstrong
30. W. Robertson St.

June 14th 1880

Dated

Morgan Magistrate.

Morgan Officer

Witness,

\$100 To me.

Disposition,

came to deponent's place of business and stated to deponent that he (Armstrong) was authorized to collect moneys in aid of said Mission that deponent believing said statements to be true gave to said Armstrong the sum of One Dollar. Deponent is informed by James Mathews Pastor of said Mission that said Armstrong was not authorized to collect any money for said Mission.

Fred Karnick

0360

#3
#131
Police Court—Fourth District,

THE PEOPLE &c.

ON THE COMPLAINT OF

Fred Harned
316 E 35th St

John Armstrong

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

June 14 1880

Magistrate.

Morgan
Harmon

Clerk.

Witnesses,

James Matthews
316 E 35th St
J. O. O'Quinn

Com

Received in District Atty's Office,

Offence, ...
to ...

0361

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

John Armstrong

late of the First Ward 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 ~~seventy~~ *eighty*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloni-
ously to cheat and defraud one

Frederick Katnik

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend
and represent to

*the said
Frederick Katnik*

That *he the said John Armstrong was duly
authorized and empowered to collect moneys
for the Phelps Mission in said City of New-
York (for the Phelps Mission Church in the City
and County of New York aforesaid meaning
thereby) and that he the said John Armstrong
was authorized to obtain and receive moneys
and subscriptions of money for the aid and
benefit of said Church and the mission
carried on thereby, and thereof*

*And he the said John Armstrong did
later and there by means of the false
pretences and representations aforesaid
unlawfully knowingly and designedly
demand and attempt and endeavor to obtain
from the said Frederick Katnik certain*

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money and moneys of him the said Frederick
Karnik a more particular description of which and
the amount thereof is to the jurors aforesaid
unknown and cannot now be given with

~~And the said~~

~~intent to cheat and defraud the said~~

~~Frederick Karnik~~

~~then and there believing the said false pretences and representations~~

~~so made as aforesaid by the said~~

~~and being deceived thereby, was induced, by reason of the false pretences and represen-~~
~~tations so made as aforesaid, to deliver, and did then and there deliver to the said~~

~~of the proper moneys, valuable things, goods, chattels, personal property and effects~~
~~of the said~~

~~and the said~~

~~did then~~

~~and there designedly receive and obtain the said~~

~~of the said~~

~~of the proper moneys, valuable things, goods, chattels, personal property and effects~~
~~of the said~~

~~by means~~

~~of the false pretences and representations aforesaid and with intent feloniously to cheat~~
~~and defraud the said~~

~~of the same~~

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And Whereas, in truth and in fact, ^{he} the said John Armstrong was not duly authorized nor empowered nor at all authorized and empowered to collect any money or moneys whatsoever for the Phelps Mission Church in the City and County aforesaid

And whereas in truth and in fact he the said John Armstrong was not authorized to obtain or receive any money or moneys or subscriptions or contributions of money whatsoever for the aid or benefit of said church or the mission carried on thereby or thereat

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said John Armstrong to the said Frederick Katnik was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said John Armstrong well knew the said pretences and representations so, by him made as aforesaid to the said Frederick Katnik to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said John Armstrong by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did ~~receive and obtain from the said~~ attempt and endeavor to obtain from the said Frederick Katnik

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Frederick Katnik certain money and moneys of more particular description of which and the amount thereof is to the Jurors aforesaid unknown and cannot now be given with intent feloniously to cheat and defraud him of the same, 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.

BENJ. K. PHELPS, District Attorney.

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BOX:

14

FOLDER:

175

DESCRIPTION:

Austin, Matthew James D.

DATE:

06/14/80



175

0365

82

McWilliam

Counsel,

Filed 14 day of June 1880

Pleads Not Guilty

THE PEOPLE

vs.

R

Matthew James D. Williams

INDICTMENT.
Larceny from the person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. W. W. W.

Foreman.

Case No. 17, June 17-1880

Tried and acquitted.

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FORM 89 1/2

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

ss.

POLICE COURT—SECOND DISTRICT.

of No. 236 West 10th Street, being duly sworn, deposes
and says, that on the 7th day of June 1880

at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent, and from deponents
persons

the following property, to wit:

Four envelopes contain-
ing good and lawful money viz Silver
and Nickel Coins together

of the value of Three 50/100 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

Matthew James D. Austin
(now here) for the reasons following
that on the said date deponent
placed the said money in the right
hand pocket of the Sack boat then
and there worn by deponent at the time
deponent left the Ferry at the foot
of East 10th Street in charge of Capt
Ans 24 of the Christopher and South
Street Rail Road Company. said
deponent entered said Car at the
corner of Avenue B and East 10th Street
and sat down at the front door of

Sworn to before me this 18th day of June 1880

[Handwritten signature]
Police Justice

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said Car the said door was open and depo-
nent was leaning against the door casing
on the side where said defendant sat -
a few minutes thereafter deponent missed
the said money - No other person had
been in said Car from the time depo-
nent left said Ferry with said money
in said pocket - until deponent missed
the said money -

Sworn to before me this 8th day of June 1880 }
Frank Taylor
Police Justice

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Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK } ss.

Matthew James D'Austrey being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

Matthew James D'Austrey

QUESTION.—How old are you?

ANSWER.—

Thirty One years

QUESTION.—Where were you born?

ANSWER.—

New York

QUESTION.—Where do you live?

ANSWER.—

55 West Houston

QUESTION.—What is your occupation?

ANSWER.—

Shoemaker

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—

I am not guilty of the charge

Matthew James D'Austrey

Taken before me, this

S. Williams
day of *June* 188*8*
Police Justice.

0369

#82

497

Form 89f.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Attorney-at-Law

Frank Taylor
236 W. 10th St.
St. Paul, Minn.

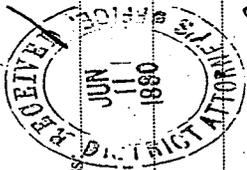
Matthew J. G. Anderson

DATED June 8 1880

Pilbrell MAGISTRATE.

Abel OFFICER.

st. Peet.



4. 3 PM

TO ANS. Ben Sers

BAILED BY

No. STREET.

Com

0370

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Matthew James D. Austin*
late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *seventh* day of *June* in the year of our Lord one
thousand eight hundred and eighty *at* the Ward, City, and County aforesaid,
with force and arms,

Gives copies of a number, and
denomination to the jurors aforesaid
unknown, and a more accurate
description of which cannot now
be given of the value of three dollars
and fifty cents
Four envelopes of the value of one cent
each

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

BENJ. K. PHELPS, District Attorney.