0126

BOX:
49
FOLDER:
567
DESCRIPTION:
Baker, George
DATE:
10/12/81

567

#108

Counsel,
Filed 12 day of Oct 188
Pleads

THE PEOPLE

vs.

23.
1065 Star
printer

P

George Baker

Larceny, and Receiving Stolen Goods.

DANIEL G ROLLINS,
~~BENJ. K. PHELPS,~~

District Attorney.

Part tro Oct. 12. 1881
Plead G.C.

A True Bill.

S.P. 2½ years.

Foreman.

0128

FORM 892.

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

Police Court—Second District.

Sarah C Auchincloss
59 yrs married woman
of No 17 West 49th Street, being duly sworn, deposes and says, that on the Seventh day of October 1881 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent, in the day time

the following property, to wit: One camels hair shawl

of the value of Three hundred Dollars, the property of Deponent and her husband Hugh Auchincloss

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 Baker (now here) for the reason that deponent is informed by Joseph B. Thompson that he saw said Baker take the above described shawl from a Coupé where deponent had left it while she was in a store shopping.

Sarah C Auchincloss

Sworn to before me, this Eighth day of October 1881

Michael Oberwis
Police Justice.

0129

Joseph B. Thompson aged fourteen years of 15 University Place being duly sworn deposes and says that on Friday the 8th day of October 1881 he saw George Baker (now here) take from a coupé on Broadway a cassels hair shawl which has been seen and identified by Sarah E Archinclass as her property. Deponent informed the driver of said Coupé that said Baker had taken the said shawl when he the driver pursued said Baker and arrested him with the shawl in his possession.

Sworn to before me this 8th day of Oct 1881 } Jos. B. Thompson

Morgan O'Brien

Police Justice

James Russell 27 yrs hackdriver of 383 - 6th avenue being duly sworn says that on Friday the 7th day of Oct 1881 while waiting with his coupé on Broadway he was informed by Jos B Thompson that George Baker had stolen a shawl from his coupé. Deponent followed said Baker and arrested him with the said shawl in his possession, which has been seen and identified by Sarah

0130

6 Archmclos as her property=

James Prescott

Sworn to before me
this 8th day of Oct 1881}

Moses Cleveland

Police Justice.

0131

Sec. 198—200.

2 DISTRICT POLICE COURT,

CITY AND COUNTY OF NEW YORK, } ss.

George Baker 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. George Baker

Question. How old are you?

Answer. Twenty three years

Question. Where were you born?

Answer. U.S.

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

Answer. 1065 3d avenue

Question What is your business or profession?

Answer. Painter

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

Answer.

I saw the shawl lying on the side walk and picked it up when the cab driver came and arrested me

Taken before me, this 8th *day of* Oct 188 } George Baker

Morgan Clarke *Police Justice.*

0132

Sec. 208, 209, 210

Police Court 2 District.

RECEIVED OCT 8 1881

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Samuel Lachmeller
17 Ms. 49th St

George Baker

Offence, Grand Larceny

Dated Oct 8 188 1

Witnesses Jos B Thompson
581 Tenth St
No. Lawrence Burnett Street.
No. 783 6th Avenue Street.

Clerk.

Magistrate.

Officer.

BAILED,

No. 1, by _____ Residence _____ Street,

No. 2, by _____ Residence _____ Street,

No. 3, by _____ Residence _____ Street,

No. 4, by _____ Residence _____ Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named George Baker guilty thereof, I order that he be held to answer the same and be admitted to bail in the sum of ~~[illegible]~~ Hundred Dollars and be committed to the Warden or Keeper of the City Prison of said City of New York until he give such bail.

Dated Oct 8 188 1

Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

Sec. 208, 209, 210

RECEIVED OCT 1881 [illegible] ATT[illegible]

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sarah C Auchincloss
17 W. 49th St

1 George Baker
2
3
4

Offence, Grand Larceny

95

Dated Oct 8th 1881

Otterbourg Magistrate.

Eagan 25 Officer.

Clerk.

Witnesses Jos B Thompson
No. ~~15 University Place~~ 581 Broadway Street,
James Russell
No. 783 6th avenue Street,

No. Street.

Cams

9
[illegible] A. [illegible]
[illegible]
[illegible]
G. J.

BAILED,

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

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named George Baker guilty thereof, I order that he held to answer the same and be admitted to bail in the sum of ~~five~~ Hundred Dollars and be committed to the Warden or Keeper of the City Prison of said City of New York until he give such bail.

Dated Oct 8 1881 Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0134

Sec. 208, 209, 210

Police Court — 2 — District.

THE PEOPLE, &c., ON THE COMPLAINT OF

Samuel Lachmiller 17 Ws. 49 St.

George Baker

Offence, Grand Larceny

BAILED,

No. 1, by _____ Street,
Residence _____

No. 2, by _____ Street,
Residence _____

No. 3, by _____ Street,
Residence _____

No. 4, by _____ Street,
Residence _____

Dated Oct 8th 1881

Witnesses Jas B Thompson 581 Bmwy
No. 1 Lawrence Street,
James Ennis
No. 783 6th Avenue Street,

Clerk.

Magistrate.

Officer.

Clerk.

No. _____ Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named George Baker guilty thereof, I order that he be held to answer the same and be admitted to bail in the sum of five Hundred Dollars and be committed to the Warden or Keeper of the City Prison of said city & county of New York until he give such bail.

Dated Oct 8 188 1

Morgan Lewis *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0135


John Thompson
IMPORTER OF NOVELTIES IN FRENCH ENGLISH & GERMAN
Fancy Goods
581 Broadway
OPP. METROPOLITAN HOTEL.
10 RUE STE. CECILE, PARIS.
NEW YORK.

0136

Send subpoena for Jos B Thompson care John Thompson 581 Broadway -

0137

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 Baker

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

of the crime of Larceny

committed as follows: The said George Baker

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Seventh day of October in the year of our Lord one thousand eight hundred and eighty one at the Ward, City and County aforesaid with force and arms,

One shawl of the value of three hundred dollars

of the goods, chattels, and personal property of one Hugh Auchincloss then and there being found, 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.

0138

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

of the CRIME OF receiving stolen goods

committed as follows:

The said George Baker

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

One shawl of the value of three hundred dollars

of the goods, chattels, and personal property of the said Hugh Auchincloss

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ taken and carried away from the said Hugh Auchincloss

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said George Baker

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.

DANIEL Q ROLLINS,

~~BENJ. R. PHELPS~~, District Attorney.

0139

BOX:
49

FOLDER:
567

DESCRIPTION:
Bennett, William

DATE:
10/11/81

567

#103 E. McCall

Counsel,

Filed 11 day of Oct 1881

Pleads Not guilty (2)

THE PEOPLE

vs.

William Bennett

19 Indictments

Larceny from the person

and Sent to State Prison

~~DANIEL G. ROLLINS,~~

~~BENJ. K. PHELPS,~~

District Attorney.

A True Bill.

Foreman.

Oct 12, 1881.

Pleads R. S. G.

State Reformatory, Elmira.

0141

First District Police Court. **Affidavit—Larceny.**

CITY AND COUNTY OF NEW YORK, } ss

John Kommer

of No. 45 Whitehall Street,

being duly sworn, deposes and says, that on the 9th day of October 1881 at the 2½ a.m. City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, and from his person in the night-time the following property, viz:

One gold watch of the value of Forty dollars with plated chain attached of the value of one dollar

the property of deponent who is 36 years old and is a Cook by occupation

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

That deponent is informed by officer Flay that he found said watch and chain in the possession of said Bennett and it was seen in the pocket of the vest-then & there seen by deponent when stolen John Kommer

City and County of New York ss

Charles A Flay of the First Precinct Police being duly sworn says that he saw William Bennett leaning over the above named Complainant who was ~~lying~~ sitting down on a door No 45 Whitehall Street and as deponent walked

Sworn before me this 9 day of October 1881

Police Justice.

0142

towards him he said Bennett ran away that deponent pursued said Bennett and caught him in Water Street with the property described in the within affidavit of John Demmon in his possession

Charles A. Hay

Sworn to before me
this 9 day of October 1881
B M Murphy Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0143

Sec. 198—200.

/ DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. William Bennett

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York

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

Answer. 25 Suffolk St for 3 years

Question. What is your business or profession?

Answer. Operator

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

Taken before me, this 9 *day of* October 1881 } William Bennett

B H Kelly *Police Justice*

0144

Sec. 208, 209, 210 & 212.

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mrs. O'Connor
45 Mitchell St.
vs.
William Bennett

Offence, Larceny from person

2.
3.
4.

Dated October 1891 188 1

Patrick Boyle Magistrate.
Officer.
Clerk.

BAILED,

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

Witnesses
No. Street,
No. Street,
No. Street,
No. Street.

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

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

Dated Oct 9 188 1 Patrick Boyle Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 Police Justice.

Sec. 208, 209, 210 & 212.

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mrs. O'Connor
45 Mulberry St.
vs.
William Bennett

2 .....
3 .....
4 .....

Offence, Larceny from person

Dated October 9 188 1

P. H. Brady Magistrate.

Fay Officer.

..... Clerk.

Witnesses .....

No. ..... Street,

No. ..... Street,

No. ..... Street,

No. ..... Street.

BAILED,

No. 1, by .....
Residence ..... Street,

No. 2, by .....
Residence ..... Street,

No. 3, by .....
Residence ..... Street,

No. 4, by .....
Residence ..... Street,

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

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 or Keeper of the City Prison of the city of New York ~~until he give such bail.~~

Dated Oct 9 188 1 P. H. Brady *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

Dated ..... 188 ..... *Police Justice.*

There being no sufficient cause to believe the within named .....

..... guilty of the offence within mentioned, I order h to be discharged.

Dated ..... 188 ..... *Police Justice.*

5h10

0146

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

THE PEOPLE OF THE STATE OF NEW YORK, against William Bennett

The Grand Jury of the City and County of New York by this indictment accuse William Bennett of the crime of Larceny (from the person) committed as follows: The said William Bennett

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

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

One watch of the value of forty dollars
One chain of the value of one dollar

of the goods, chattels, and personal property of one John Kommer on the person of the said John Kommer then and there being found, from the person of the said John Kommer 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.

~~DANIEL S. ROLLINS,~~
~~District Attorney.~~

0147

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

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

The said William Bennett

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

One watch of the value of forty dollars
One chain of the value of one dollar

of the goods, chattels and personal property of the said John Kommer

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

unlawfully, unjustly, did feloniously receive and have (the said William Bennett

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

DANIEL G. ROLLINS, District Attorney.

0148

BOX:
49
FOLDER:
567
DESCRIPTION:
Best, Robert
DATE:
10/19/81

567

0149

BOX:
49

FOLDER:
567

DESCRIPTION:
Cummings, John

DATE:
10/19/81

567

#179

Counsel,

Filed 19 day of Oct 188

Pleads 2 not guilty (20)

19 50th Alabama

THE PEOPLE

vs.

1 Robert Best P

2 John Cummings P

BURGLARY—Third Degree, and Grand Larceny.

DANIEL G. ROLLINS,

District Attorney.

Oct 20/81

No 2. Discharged.

D. G. R.

A True Bill.

Wm. Stern Foreman.

October 20. 1881.

Verdict of Guilty should specify of which count.

No 1. Pleads Guilty 3 days

Pen: One Year

0151

Police Office, Third District.

City and County of New York, } ss.:

Fanny Newman

No. of 346 East Houston Street, aged 30 years married and keeps House ~~Street~~, being duly sworn,

deposes and says, that the premises No. 346 East Houston

Street, 11 Ward, in the City and County aforesaid, the said being a Dwelling House

a Room and ~~two~~ bed Rooms on the 2nd Floor

~~and which~~ was occupied by deponent as a Dwelling for herself and

family

were **BURGLARIOUSLY**

entered by means forcible breaking a latch on a Window leading

from the Hallway in to said Bed Room

on the afternoon of the 15th day of October 1880,

~~and the following property, feloniously taken, stolen and carried away, viz.:~~

with the intent to take steal and carry

away the following property

Two Silk Dresses of the Value of fifty

dollars

the property of deponent and her husband

Ignatz Newman

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

Robert Best and John Cummings

both (now here)

for the reasons following, to-wit: Deponent caught said

Best in the Room and held him and

Called his arrest and deponent is

informed by Abraham R. Unzar of No.

346 East Houston Street that he ~~caught~~ saw

said Cummings running away from

deponents premises and when Best

was conducted to the 11th Ward Station

House said Cummings was caught and said Best acknowledged that said Cummings was the other person with him entering said premises.

Sworn to before me this 15th day of October 1881 } Fanny Newman

W. Chas. Morrison
Police Justice

City & County of Memphis } ss

Abraham R Unger of No 346 East Houston Street, being duly sworn deposes and says he is 44 years of age a Passage agent that he heard read the affidavit of Fannie Newman and knows the contents thereof, that the portion therein stated and referring to deponent is true to deponents own knowledge

Sworn to before me this 15th day of October 1881

Abraham R his × mark Unger

W. Chas. Morrison
Police Justice

0153

Sec. 198—200.

3 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

John Cummings 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. John Cummings

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York

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

Answer. 55 Broome Street about 8 Months

Question. What is your business or profession?

Answer. Printer

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 took a Pack with Best and another boy ~~about~~ between 12 & 1 o'clock up Houston Street, the other Boy went in to this House and I saw Best brought out by the officer from the House, I dont know what become of the other boy

Taken before me, this 15 *day of* October 1881

~~Andrew McGrimlish~~
John Conning
Police Justice.

0154

Sec. 198—200.

3 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Robert Best 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Robert Best

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York

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

Answer. 354 Madison Street, 6 months

Question. What is your business or profession?

Answer. Laborer

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

Answer. I went to this house early this morning I was drinking last night and I thought I was in my aunts House in Delaney Street

Taken before me, this 15 *day of* October 188/ } Robert Best

Police Justice.

0155

Sec. 208, 209, 210 & 212.

Police Court— 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Cleveman
346 E Houston st

1 Robert Best
2 John Cummings
3
4

Offence, Burglary

BAILED,

No. 1, by _____ Residence _____ Street,

No. 2, by _____ Residence _____ Street,

No. 3, by _____ Residence _____ Street,

No. 4, by _____ Residence _____ Street,

Dated Oct 15 188 1

Murray Magistrate.

O'Brien Officer.

Clerk.

Witnesses Abraham Clinger
No. 346 E Houston Street,
John Mass
No. 346 E Houston Street,

No. _____ Street.

Clerk

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 Robert Best and John Cummings

guilty thereof, I order that they be admitted to bail in the sum of Five Hundred Dollars each and be committed to the Warden or Keeper of the City Prison until they give such bail.

Dated Oct 15 188 1 _____ Police Justice.

I have admitted the above named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

Sec. 208, 209, 210 & 212.

Police Court— 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Sherman 346 E. Houston St.

1 Robert Best

2 John Cummings

3

4

Offence, Burglary

Dated Oct 15 188 1

Murray Magistrate.

O'Brien Officer.

Clerk.

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

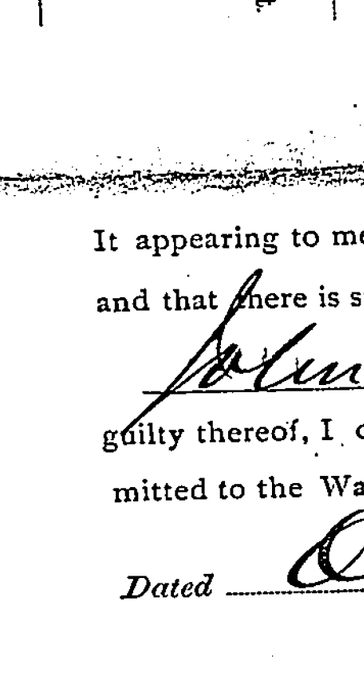
Witnesses Charles H. Unger

No. 346 E. Houston Street.

Felix Mass

No. 346 E. Houston Street.

No. Street.



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

guilty thereof, I order that they be admitted to bail in the sum of Four Hundred Dollars each and be committed to the Warden or Keeper of the City Prison of the City of New York until he give such bail.

Dated Oct 15 188 1 Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 Police Justice.

9510

0157

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Robert Best and
John Cummings

The Grand Jury of the City and County of New York, by this indictment, accuse Robert Best and John Cummings of the CRIME OF Burglary committed as follows:

The said Robert Best and John Cummings late of the eleventh Ward of the City of New York, in the County of New York, aforesaid, on the fifteenth day of October in the year of our Lord one thousand eight hundred and eighty one with force and arms, about the hour of two o'clock in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of Ignatz Neumann there situate, feloniously and burglariously did break into and enter, ~~by means of forcibly~~

The said Robert Best and John Cummings then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of Ignatz Neumann 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.

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

~~of the CRIME OF~~

~~committed as follows:~~

~~The said~~

~~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,~~

~~of the goods, chattels, and personal property of the said~~

~~in the said dwelling house then and there being, 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.~~

DANIEL G. ROLLINS, District Attorney.

0158

BOX:
49

FOLDER:
567

DESCRIPTION:
Broon, Frank

DATE:
10/19/81

567

#1834

Counsel,
Filed 19 day of Oct 188 1
Pleads

THE PEOPLE

vs.

21 Broadway R.R.
Saloon
Frank Brown P

Larceny, and Receiving Stolen Goods.

DANIEL G ROLLINS,
~~BENJ. K. PHELPS,~~
District Attorney.

Part Trs Oct. 20. 1881
pleads G.L.
S.P one year.

A True Bill.

Foreman.

0160

3

DISTRICT POLICE COURT— AFFIDAVIT—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

I, Charles Bernstein 49 years residing at Pawnbroker of No. 447 Grand Street.

being duly sworn, deposes and says, that on the 14 day of October 18 81,

at the City of New York,

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

the following property, viz.:

one double case gold watch and chain

of the value of forty five dollars

the property of Complainant

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Frank Brown present from the fact that said Frank called at deponents place of business asked to see a watch and chain, deponent showed him one as above described, and he put the same into his pocket and ran out of the store with the same deponent gave chase and after running five blocks captured said Frank Brown in whose possession was the watch and chain C. BERNSTEIN

Sworn before me this 15 day of October 1881

Police Justice.

0161

Sec. 198—200.

3 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Frank Brown 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Frank Brown

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. Winchester Virginia

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

Answer. Providence Rhode Island lived there 5 years

Question. What is your business or profession?

Answer. Seaman

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

Taken before me, this 15 *day of* October 188 } Frank Brown

Police Justice.

0162

Sec. 208, 209, 210 & 212.

Police Court— 8 —District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Bernstein
147 Grand St.

Frank Brown

2
3
4

Offence, Grand Larceny

Dated October 15 188 1

Magistrate.

Officer.

Clerk.

Witnesses Henry C Schram
No. Receipt holder Street.
No. Street,
No. Street,

BAILED,

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

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Frank Brown guilty thereof, I order that he be admitted to bail in the sum of Ten Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated Oct 15 *188*1 W. Cleary Morrison *Police Justice.*

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated *188* *Police Justice.*

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 *Police Justice.*

Sec. 208, 209, 210 & 212.

Police Court 8 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Benvenuto
147 Grand St.

Frank Brown

Offence Grand Larceny

BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

Dated October 15 188 1

Magistrate.

Officer.

Clerk.

Witnesses Henry C. Gibson
Patrick Kelly

No. _____ Street,

No. _____ Street,

No. _____ Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Frank Brown guilty thereof, I order that he be admitted to bail in the sum of Ten Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated Oct 15 188 1 W. Cleary Morrison *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

E910

0164

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Frank Brown

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

of the crime of Larceny

committed as follows:
The said Frank Brown

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

One watch of the value of thirty dollars
One chain of the value of fifteen dollars

of the goods, chattels, and personal property of one Charles Bernstein then and there being found, 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.

0165

And the Grand Jury aforesaid, by this indictment, further accuse the said Frank ~~Charles~~ Brown

of the Crime of receiving stolen goods

committed as follows:

The said Frank Brown

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

One watch of the value of thirty dollars

One chain of the value of fifteen dollars

of the goods, chattels, and personal property of the said Charles Bernstein

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ taken and carried away from the said Charles Bernstein

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said Frank ~~Charles~~ Brown

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.

DANIEL G ROLLINS,
~~BENJ. K. PHELPS~~, District Attorney.

0166

BOX:
49
FOLDER:
567
DESCRIPTION:
Burbank, Frank
DATE:
10/26/81

567

#219

Counsel,
Filed 26 day of Oct 188 1
Pleads

THE PEOPLE

vs.

Hank Burnank

Larceny, and Receiving Stolen Goods.

DANIEL C ROLLINS,
~~BENJ. K. PHELPS,~~
District Attorney.

Part Iro Oct. 29. 1881
pleads G.L.

A True Bill.

Elmira Refr.

Foreman.

0168

DISTRICT POLICE COURT— AFFIDAVIT—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

William H. Burbank 46 years of age, a merchant doing business at No. 11 Spruce — Street,

being duly sworn, deposes and says, that on the 18 day of October 1881 at the 23rd Pier of the Hinks City of ~~New York~~ Brooklyn, in the County of ~~New York~~, was feloniously taken, stolen and carried away from the possession of deponent, and brought to the County of New York the following property, viz.:

One Diamond Ring of the value of fifty dollars and one Dozen of Silver Spoons of the value of fifteen dollars said property being in all of the value of sixty five 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 Frank Burbank (now here) from the fact that he acknowledged to deponent in the presence of witnesses that he did steal said property and pawned the same in the City of New York

Wm H Burbank

Sworn before me this 23 day of October 1881

[illegible]

POLICE JUSTICE.

0169

Sec. 198—200.

3 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Frank Burbank 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Frank Burbank

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Brooklyn N.Y.

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

Answer. Refuse to answer

Question. What is your business or profession?

Answer. finishing Leather

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 of the charge

Taken before me, this 23 *day of* October 188/ } Frank Burbank.

[illegible] *Police Justice.*

0170

Sec. 208, 209, 210 & 212.

Police Court—3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Geo. R. Burbank
11 Spencer St
Frank Burbank

1
2
3
4

Offence, Grand Larceny

Dated Oct. 23 188 1

Magistrate.

Officer.

Clerk.

Witnesses Chas'a Officer

No. Street,

No. Street,

No. Street,

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

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

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

Dated October 23 188 1 — Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 — Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 — Police Justice.

Sec. 208, 209, 210 & 212.

Police Court—3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm R. Burbank
11 Spruce St
Frank Burbank

997

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

Offence, Grand Larceny

Dated Oct. 23 1881

Flammer Magistrate.

O'Connor Cent'l Office Officer.

..... Clerk.

Witnesses Cent'l Office

No. ..... Street,

No. ..... Street,

No. ..... Street.

BAILED,

No. 1, by ..... Residence ..... Street,

No. 2, by ..... Residence ..... Street,

No. 3, by ..... Residence ..... Street,

No. 4, by ..... Residence ..... Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Frank Burbank guilty thereof, I order that he be held to answer and to be admitted to bail in the sum of five Hundred Dollars and be committed to the Warden or Keeper of the City Prison of the City of New York until he give such bail.

Dated October 23 1881 Charles Flammer Police Justice.

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

Dated ..... 188 ..... Police Justice.

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

Dated ..... 188 ..... Police Justice.

0172

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 Burbank

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

of the crime of Larceny

committed as follows: The said Frank Burbank

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Eighteenth day of October in the year of our Lord one thousand eight hundred and eighty one at the Ward, City and County aforesaid with force and arms,

One ring of the value of fifty dollars
twelve spoons of the value of two dollars and fifty cents each

of the goods, chattels, and personal property of one William H Burbank then and there being found, 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.

0173

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

of the Crime of Receiving stolen goods

committed as follows:

The said Frank Burbank

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

One ring of the value of fifty dollars

twelve spoons of the value of two dollars and fifty cents each

of the goods, chattels, and personal property of the said William H Burbank

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ taken and carried away from the said William H Burbank

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said Frank Burbank

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.

DANIEL C ROLLINS,

~~HENRY C PHELPS~~, District Attorney.

0174

BOX:
49

FOLDER:
567

DESCRIPTION:
Burnell, Samuel

DATE:
10/11/81

567

0175

BOX:
49

FOLDER:
567

DESCRIPTION:
Schroeder, August

DATE:
10/11/81

567

From an examination of Schroeder employer. Not the proper witnesses. I am satisfied that ~~as to~~ this is a case of mistaken identity & that they are not guilty
Oct. 13. 81. W.C.B

#101 Oct. 13 P1 2

Counsel Jonathan
2 John

Filed 11 day of Oct 1881
Pleads Not guilty 12

THE PEOPLE

vs.

1 Samuel Burrell P.
2 August Schroeder P.

INDICTMENT.
Larceny from the person.

DANIEL C ROLLINS,
~~BENJ. K. PHELPS~~
District Attorney.

Part Term October 13, 1881
Indictment dismissed by the Court
on motion of the D.A.
as to both defendants.

A True Bill.

Foreman.

0177

District Police Court. Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK } ss

Frances E. Franshaw

of No. 5 Lewis Street,

being duly sworn, deposes and says, that on the 9th day of October 188 , at the day time at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, upon her person

the following property, viz:

One pocket Book of the value of 25 cents. Containing good & lawful money viz one silver coin of the value of one dollar one gold plated chain valued at one dollar three charms of the value of one dollar.

One hand kerchief with 25 cents

the property of deponent who is a widow

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 Samuel Burnell and August Schroeder (now here). That deponent was looking in the window on the Bowery in said city when Burnell came on one side of her & Schroeder at the same time came on the other side of her, while they were standing each by deponent taking side of her Burnell pushed deponent and then she felt something at work in her pocket and at her drop which was Burnell's hand

Sworn before me this day of 188

Police Justice.

As no person was there near enough to touch her pocket save Burnell, that as soon as defendant felt this working at her pocket she looked ~~down~~ at the defendants when they both walked away & she immediately discovered that the afforsaid property had been stolen from her deep pocket

The said Burnell & Schroder came up to defendant to getter & walked away to getter after her property was taken

That she had said property in her deep pocket immediately before they came along side of her & she missed it as soon as they walked away.

No person (but defendants) were near enough to steal her property,

Sworn to before me this 8th day of Oct 1881
B W Rigby
Police Justice

F. E. Franklin

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated 188

..... Magistrate.

..... Officer.

WITNESSES:

DISPOSITION:

0179

Sec. 198—200.

First DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name ?

Answer. August Schroeder

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. 780 Eighth ave for 6 mos

Question. What is your business or profession ?

Answer. Cloth Cutter

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 innocent of the charge I was in the Barry and I saw the woman have hold of Burnell and she charged me with being in his company I merely went to the Station House as a witness I thought I might help Burnell I never saw him before and I thought he was innocent

Taken before me, this 8 *day of* Oct 1881

August Schroeder

R W Ryder *Police Justice.*

0180

Sec. 198—200.

DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Samuel Burnell

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Philadelphia Pa

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

Answer. 41 Bleecker St one day

Question. What is your business or profession?

Answer. Minstrel performer

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 As I was passing up the Bowery I saw a crowd standing on the corner of Prince St and I stopped to see what was the matter and I saw this lady have hold of a tall man with a black hat on I then walked up the Bowery and as I got half way up the block towards Houston St this lady came up to me & said something which I could not understand at first she charged me with stealing her pocket book and handkerchief I asked her what way to prove this so to go to the Station house and we were going when this officer came along and arrested me

Taken before me this day of 188 ~~Police Justice~~

Sam'l Burnell

Taken before me this
8 day of October 1881
B W Bingly Police Justice

0181

Sec. 208, 209, 210 & 212.

Police Court— First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frances E. Frensham
5 Rivington St.

1 Samuel Burnell
2 August Schroeder
3
4

Offence, Larceny from the person in the daytime

Dated October 8 1881

B. D. Bixby Magistrate.

Davis 14 Officer.

Clerk.

Witnesses

No. Street,

No. Street,

No. Street.

RECEIVED OCT 8 1881 CITY PRISON

250

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Samuel Burnell and August Schroeder guilty thereof, I order that they be admitted to bail in the sum of Twenty Hundred Dollars each and be committed to the Warden or Keeper of the City Prison of the city of New York until they give such bail.

Dated Oct 8 1881 R. A. Rixby Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 Police Justice.

Zoo to Tuesday

Committed

BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

Sec. 208, 209, 210 & 212.

Police Court— First District.

950

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frances E. Frankham 5 Charles St.

1 Samuel Burnell

2 August Schroeder

3 _____

4 _____

Offence, Larceny from the person in the day time

Dated October 8 1881

B. D. Bixby Magistrate.

Davis 14 Officer.

_____ Clerk.

Witnesses _____

No. _____ Street,

No. _____ Street,

No. _____ Street.

RECEIVED OCT 8 1881

Committed

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 Samuel Burnell and August Schroeder guilty thereof, I order that they be admitted to bail in the sum of Twenty Hundred Dollars each and be committed to the Warden or Keeper of the City Prison of the city of New York until they give such bail.

Dated Oct 8 *188*1 B. D. Bixby *Police Justice.*

I have admitted the above named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ *188* _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ *Police Justice.*

2810

0183

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 Burnell and August Schroeder

The Grand Jury of the City and County of New York by this indictment accuse Samuel Burnell and August Schroeder of the crime of Larceny from the person committed as follows:

The said Samuel Burnell and August Schroeder each late of the First Ward of the City of New York, in the County of New York, aforesaid,

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

One pocket book of the value of twenty five Cents
One handkerchief of the value of twenty five Cents.
One gold coin (of the kind commonly called a dollar) of the value of one dollar
One chain of the value of one dollar
Three other chains of the value of thirty three Cents each.

of the goods, chattels, and personal property of one Frances E. Trausham on the person of the said Frances E. Trausham then and there being found, from the person of the said Frances E. Trausham 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.

DANIEL G. ROLLINS, ~~BENJ. K. PHELPS,~~ District Attorney.

0184

BOX:
49

FOLDER:
567

DESCRIPTION:
Burns, Patrick

DATE:
10/05/81

567

Witnesses :

.....

.....

.....

.....

#32 Oct 12 pr

Day of Trial,

Counsel, McC.

Filed 5 day of Oct 1881

Pleads Not Guilty 6.

THE PEOPLE

vs.

Patrick Burns

60 Ch Pens

Felonious Assault and Battery.

DANIEL G. ROLLINS,

Oct 12/81 *District Attorney.*

Plends guilty of an assault ~~[illegible]~~ ~~[illegible]~~

A True Bill.

Rec: Three mo.

[illegible] *Foreman.*

0186

Form

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

POLICE COURT—FIRST DISTRICT.

Patrick McGuire

of No. 13 Desbrosses Street, being duly sworn, deposes and says,

that on the 22nd day of September 1881

at the City of New York, in the County of New York, he was violently and feloniously assaulted and

beaten by Patrick Burns

now present.

Who cut and stabbed deponent with a knife then and there held in the hand of said Burns and said Burns did inflict a severe wound upon the right side of deponents body

Deponent believes that said injury, as above set forth, was inflicted by said Burns

with the felonious intent to take the life of deponent, or to do h 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~~ dealt with according to law.

Patrick McGuire

Sworn to, before me, this 1st *day of* October 1881,

Police Justice.

0187

Sec. 198—200.

First DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Patrick Burns 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Patrick Burns

Question. How old are you?

Answer. 59 years

Question. Where were you born?

Answer. Ireland

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

Answer. 13 Delancey 4 years

Question. What is your business or profession?

Answer. Not business

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 Not guilty

his
Patrick X Burns
mark

Taken before me, this 1st *day of* October 188

Police Justice.

0188

Sec. 208, 209, 210 & 212.

Police Court— 4th Street District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick McGuire
13 Allen Street

1 Patrick Burns
2
3
4

Offence, Felonious Assault and Battery

Dated 1st October 1881

Wandell Magistrate.

Cavanagh 5th Precinct Officer.

Clerk.

Witnesses Ellen Fahey
No. 22½ McDougal Street,

No. Street,

No. Street.

RECEIVED OCT 3 1881

BY 2 ... Counsel

BAILED,

No. 1, by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street,

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

Patrick Burns

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 20 Hundred Dollars and be committed to the Warden or Keeper of the City Prison of the city of New York until he give such bail.

Dated 1st October 1881 *Police Justice.*

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 188 *Police Justice.*

Sec. 208, 209, 210 & 212.

Police Court— First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick McGuire
13 Desbrosses St
1 Patrick Burns
2
3
4

Offence, Felonious Assault and Battery

Dated 1st October 1881

Wandell Magistrate.

Cavanagh 5th Precinct Officer.

Clerk.

Witnesses Ellen Foley

No. 22 1/2 Desbrosses Street,

No. Street,

No. Street.

RECEIVED OCT 3 1881 DISTRICT ATTORNEY'S OFFICE

BAILED,

No. 1, by Residence Street,

No. 2, by Residence Street,

No. 3, by Residence Street,

No. 4, by Residence Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Patrick Burns guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 20 Hundred Dollars and be committed to the Warden or Keeper of the City Prison of the city of New York until he give such bail.

Dated 1st October 1881

Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

0190

J. C. BOULLEE, M. D.

OFFICE HOURS:
9 to 10 A. M.
1 to 2 P. M.
6 to 8 P. M.

188 Henderson St.
NEW YORK CITY,

New York Sep. 23rd 1881

Patrick McLaine of No 13 Desbrosses, who was stabbed last night in the right side of the chest in the region of the 6th rib the wound is about three inches deep, from below upwards, is doing well. He is not in a condition to appear in Court this morning

J. C. Boullee M.D.
Attending Surgeon

0191

Form 10

POLICE COURT—FIRST DISTRICT.

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

Ellen Foley

of No. 22 In Desbrosses Street,

being duly sworn, deposes and says,

that on the 22 day of Sept 188 1, at the City of New York,

in the County of New York,

She saw Daniel Burns now present wilfully and deliberately plunge a Knife which he had in his hand into the right side of a man named Daniel McGuire with whom he was quarrelling in said street at about the hour of seven O'clock P.M. Deponent is informed that said McGuire is from the result of said stabbing unable to appear to ... & ask that said Burns may be dealt

Ellen Foley
her mark

Sworn to, this 23 day of Sept 188 1 before me.

Police J

0192

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ellen Foley

vs

Patrick Burns

AFFIDAVIT Ed Wolfe Notary on Daniel McGuire

Dated Sept 23 188/

Kilbreth *Justice*

Kavanagh *Officer*

2 "

~~Commitment~~

~~Recall of injunction~~

Ex to commit

Recall of inj

0193

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Burns

The Grand Jury of the City and County of New York, by this indictment, accuse Patrick Burns of the CRIME OF "Assault and Battery upon another with a deadly weapon with intent to kill," committed as follows:

The said Patrick Burns late of the City of New York, in the County of New York, aforesaid, on the twenty second day of September in the year of our Lord one thousand eight hundred and eighty one with force and arms, at the City and County aforesaid, in and upon the body of Patrick McGuire in the peace of the said people ~~then and~~ there being, feloniously did make an assault and him the said Patrick McGuire with a certain knife which the said Patrick Burns in his right hand then and there had and ~~held~~, the same being a deadly and dangerous weapon, wilfully and feloniously did ~~beat~~, strike, ~~stab~~, ~~cut~~ and wound with intent him the said Patrick McGuire 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 Patrick Burns of the CRIME OF "Assault upon another, without justifiable or excusable cause, with a sharp, dangerous weapon, with intent to do bodily harm," committed as follows:

The said Patrick Burns afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, ~~the said~~ with force and arms, in and upon the body of the said Patrick McGuire then and there being, wilfully and feloniously did make an assault and him the said Patrick McGuire with a certain knife which the said Patrick Burns in his right hand then and there had and held, the same being then and there a sharp, dangerous weapon, wilfully and feloniously, and without justifiable ~~and~~ or excusable cause, did then and there beat, strike, stab, cut and wound, with intent to then ~~and~~ there wilfully and feloniously do bodily harm unto him the said Patrick McGuire 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.

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said Patrick Burns of the CRIME OF "Assault and Battery upon another by such means and force as was likely to produce death with intent to kill," committed as follows:

The said Patrick Burns afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, ~~the said~~ with force and arms, in and upon the body of the said Patrick McGuire in the peace of the said people then and there being, feloniously did make another assault and him the said Patrick McGuire with a certain knife which the said Patrick Burns in his right hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut and wound, the same being such means and force as was likely to produce the death of him the said Patrick McGuire with intent him the said Patrick McGuire 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.

FOURTH COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said Patrick Burns of the CRIME OF "Assault and Battery upon another, with a deadly weapon, with intent to maim," committed as follows:

The said Patrick Burns afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, ~~the said~~ with force and arms, in and upon the body of the said Patrick McGuire then and there being, wilfully and feloniously did make another assault and him the said Patrick McGuire with a certain knife which the said Patrick Burns in his right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent then and there wilfully and feloniously to maim him the said Patrick McGuire 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.

DANIEL G. ROLLINS, District Attorney.

0195

BOX:
49

FOLDER:
567

DESCRIPTION:
Burns, Thomas

DATE:
10/05/81

567

#30

Day of Trial,

Counsel,

Filed 5 day of Oct 1881

Pleads Not Guilty 6

THE PEOPLE

vs.

Thomas Burns.

BURGLARY—THIRD DEGREE.
NOTHING STOLEN.

~~Dan'l G. Rollins~~
~~ERNL L. PHELPS,~~

District Attorney.

A True Bill.

Foreman.

Pleads Attempt.
Pen: One year

0197

3d District Police Court.

The People &c
on the complaint of
Herman Ostermann
vs
Thomas Burne

Attempt at Burglary

City and County
of New York } ss:-

Herman Ostermann
being duly sworn and examined
deposes and says, as follows:-

Q. What is your name, age, residence
and business?

A. Herman Ostermann, age 34. live
at No. 281 Avenue A, and am a
provision dealer

Q. What complaint have you to
make against Thomas Burne,
(now here)?

A. I was informed by Officer William
Kelly that he had arrested Thomas
Burne about 3 o'clock A.M. on
the 29th day of September 1881, for
having broken the glass of the back
window on the ground floor of
premises No. 436 East 14th Street
in the City and County of New York
and attempting to burglariously

0198

said premises with intent to commit a crime therein. I occupy the first floor of said premises as a provision store, the other portion of the building is occupied as a dwelling. At 7 O'clock P.M. of September 28th when I closed the store the glass in the said window was intact and the window closed. And about five o'clock this morning I found the glass in the said window was open. That there was contained in my said store at the time of said attempted burglary a quantity of smoked ham, shoulders and bacon of the value of about Eighty dollars and being my personal property.

Sworn to before me this 29th of September 1881 } Hermann Ostermann

Charles A. Meyer
Police Justice.

City and County of New York } ss:- William Kelly being duly sworn and examined deposes

0199

and says, as follows:—

Q. What is your name, age, residence and business?

A. William Kelly, age 37. live at No. 401 East 13th Street and by occupation a police officer attached to the 17th Police Precinct.

Q. What do you know about this case?

A. About half past 3 O'clock, A.M. September 29th I was on patrol in East 14th Street, and when opposite No. 436, I heard the breaking of glass and while standing in front of said number I saw Thomas Burns, the prisoner, run out of the hallway of said premises in this boro of N.Y. I pursued him and arrested him. I afterwards examined said premises and found the glass of one of the back windows of the first floor broken, and in the yard I found a pair of shoes. When I searched Burns at the station house I found his stockings in his pantaloons pockets.

William Kelly

Sworn to before me this 29th September 1881

Justice

0200

Sec. 198—200.

3.

DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Burns 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. Thomas Burns

Question. How old are you?

Answer. 17 years old

Question. Where were you born?

Answer. I don't know

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

Answer. I have no home

Question What is your business or profession?

Answer. Work in a pencil factory

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

Thomas his X mark Burns

Taken before me, this 29th *day of* September 188

Police Justice.

0201

Sec. 208, 209, 210 & 212.

Police Court 3 **District**

THE PEOPLE, &c., on the complaint of Thomas Burns 239 Cor. A. Thomas Burns

Offence, Attempt to Burglary

2 .....

3 .....

4 .....

Dated October 29, 1881.

C. W. Wommer Magistrate.

Officer.

Clerk.

Witnesses. William Kelly

No. 1 Police Office Street.

No. ..... Street,

No. ..... treet.

BAILED,

No. 1, by .....

Residence ..... Street,

No. 2, by .....

Residence ..... Street,

No. 3, by .....

Residence ..... Street,

No. 4, by .....

Residence ..... Street,

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Thomas Burns held to answer the same and be guilty thereof, I order that he be admitted to bail in the sum of Five Hundred Dollars ..... and be committed to the Warden or Keeper of the City Prison in the City of New York until he give such bail.

Dated Oct. 29th 188 1. C. W. Wommer *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

Dated ..... 188 ..... *Police Justice.*

There being no sufficient cause to believe the within named .....

..... guilty of the offence within mentioned, I order h to be discharged.

Dated ..... 188 ..... *Police Justice.*

Sec. 208, 209, 210 & 212.

Police Court— 3 District.

THE PEOPLE, &c., ON THE COMPLAINT OF 931

Herman Untermann
231 Ave. A.
Thomas Burns

Offence, Attempted Burglary

1
2
3
4

Dated September 29, 1881.

A. A. Kammer Magistrate.

Kelly Officer.

17 Clerk.

Witnesses William Kelly
No. 17 Police Precinct Street,
No. Street,
No. Street.

6.

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

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Thomas Burns ~~held to answer the same and be~~ guilty thereof, I order that he be admitted to bail in the sum of Ten Hundred Dollars —— and be committed to the Warden or Keeper of the City Prison in the City of New York until he give such bail.

Dated Sept. 29th 1881. Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0203

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Burns

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

Thomas Burns

of the crime of

Burglary

committed as follows:

The said Thomas Burns

late of the seventeenth Ward of the City of New York, in the County of New York aforesaid,

on the twenty-ninth day of September in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty-one with force and arms, at the Ward, City and County aforesaid, the store of

Hermann Intemann

there situate, feloniously and burglariously did break into and enter, the said store being then and there a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit; the same being the goods, chattels, and personal property of

Hermann Intemann

with intent the said goods, merchandise and valuable things 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.

Daniel G. Rollins

~~BENJ. K. PHELPS~~, District Attorney.

0204

BOX:
49
FOLDER:
567
DESCRIPTION:
Burrows, Richard
DATE:
10/12/81

567

#123 G.L.S.

Counsel,

Filed 12 day of Oct 188 1

Pleads

THE PEOPLE

vs.

Richard Burrows P

INDICTMENT.

Larceny from the person.

no

DANIEL C ROLLINS,

~~BENJ. K. PHELPS,~~

Oct 13. 1881. *District Attorney.*

A True Bill. Thos. F. L.

Pen: Two months.

W. W. Whitney *Foreman.*

0206

FORM 89½.

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

Police Court—Second District.

John Dillon
26 yrs. Laborer

of No 12 Willett Street, being duly sworn, deposes and says, that on the 9th day of October 1881 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 his person in the night time the following property, to wit: one black felt hat

of the value of Three — 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 Richard Burroughs (now here) for the reason that deponent is informed officer Anthony Geegan of the 8th Precinct that he saw said Burroughs about the person of deponent and found deponents hat in his (Burroughs) possession.

John Dillon

Sworn to before me, this 7th day of October 1881

McCullagh
Police Justice.

Anthony Gilligan of the 8th Precinct being duly sworn says. On Oct 9 at about 3 40 am I saw three men over the person of John Dillon the complaint who were acting in a suspicious manner. When the said three men saw me they ran away. I then woke Dillon up who was sleeping alone found his hat was gone I went around the block and headed the said Burroughs who was one of the aforesaid three men and arrested him with the hat of Dillon in his possession. I then took him back to Dillon and he identified the said hat as his property and which had been taken from his head while he was asleep at the corner of Gramercy and Worth Streets -

Anthony Gilligan

Sworn to before me
this 9th day of Oct 1881

Morgan O'Brien
Police Justice.

0208

Sec. 198—200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK } ss.

Richard Burroughs 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Richard Burroughs

Question. How old are you?

Answer. Twenty one years

Question. Where were you born?

Answer. U.S.

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

Answer. 48. Thompson St. Four months

Question What is your business or profession?

Answer. Truck Driver

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

Answer. I am guilty—

R Burroughs

Taken before me, this 9th *day of* Oct 1881

Police Justice.

0209

Sec. 208, 209, 210 & 212.

Police Court 2 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

John Dillon
12 Mulbert St

Richard Burroughs

2 .....
3 .....
4 .....

Offence, Larceny from Person in night time

Dated Oct 9 188 1

Otto Kuy Magistrate.

Gulligan P Officer.

..... Clerk.

Witnesses Murphy Gulligan

No. 8 1/2 Precinct Street.

No. ..... Street.

No. ..... Street.

No. ..... treet.

BAILED,

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

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

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

Dated Oct 9 188 1 *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

Dated ..... 188 ..... *Police Justice.*

There being no sufficient cause to believe the within named .....

..... guilty of the offence within mentioned, I order h to be discharged.

Dated ..... 188 ..... *Police Justice.*

Sec. 208, 209, 210 & 212.

Police Court— 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Dillon
12 Willett St
vs.
Richard Burroughs

2 ....
3 ....
4 ....

Offence, Larceny from
Person in night time

Dated Oct 9th 1881

Otterbourg Magistrate.

Gilligan 8 Officer.

.... Clerk.

Witnesses Anthony Gilligan

No. 8th Precinct Street.

No. .... Street,

No. .... treet.

Com

BAILED,

No. 1, by ....

Residence .... Street,

No. 2, by ....

Residence .... Street,

No. 3, by ....

Residence .... Street,

No. 4, by ....

Residence .... Street,

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

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

Dated Oct 9 188*1* .... *Police Justice.*

I have admitted the above named ....

to bail to answer by the undertaking hereto annexed.

Dated .... *188* .... *Police Justice.*

There being no sufficient cause to believe the within named ....

.... guilty of the offence within mentioned, I order h to be discharged.

Dated .... 188 .... *Police Justice.*

0211

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

THE PEOPLE OF THE STATE OF NEW YORK,
against
Richard Burrows

The Grand Jury of the City and County of New York by this indictment accuse Richard Burrows of the crime of Larceny (from the person) committed as follows:

The said Richard Burrows

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

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

One hat of the value of three dollars

of the goods, chattels, and personal property of one John Dillon on the person of the said John Dillon then and there being found, from the person of the said John Dillon 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.

0212

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

of the Crime of Receiving Stolen Goods, committed as follows:

The said Richard Burrows

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

One hat of the value of three dollars

of the goods, chattels and personal property of the said John Dillon

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

unlawfully, unjustly, did feloniously receive and have (the said Richard Burrows

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

DANIEL G. ROLLINS, District Attorney.

0213

BOX:
49
FOLDER:
567
DESCRIPTION:
Burton, Walter
DATE:
10/05/81

567

02 14

BOX:
49

FOLDER:
567

DESCRIPTION:
Kelly, James

DATE:
10/05/81

567

728 Oct 14. M1

Counsel,

Filed 5 day of Oct 1881

Pleads 2 Not guilty (6)

THE PEOPLE

vs.

1 P. Walter Barton.

2 P. James Kelly.

INDICTMENT.

Larceny from the person.

DANIEL G. ROLLINS,

BENJ. K. PHELPS,

District Attorney.

Oct 14. 1881.

A True Bill. Ch. 2.

Discharged

Foreman.

Oct 6. 1881.

Ch. 1.

Plead guilty.

Oct 14/81

10

0216

FORM 89½.

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

Police Court—Second District.

Elizabeth Billsland, aged 43.

Manufacturer of No 51. Bond. Street, being duly sworn, deposes and says, that on the 26th day of September 188 1 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 person in the day time the following property, to wit: One silver watch

of the value of Twenty-Two 00/100 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 Walter Burton and James Kelly (both nowhere) from the fact that deponent was on the Corner of 8th street and Fifth avenue at about the hour of Four O'clock P.M. on said date. deponent felt some one pulling at the watch chain attached to the watch then in the left hand pocket of the dress then on deponents person. deponent immediately discovered that the watch had been taken from her pocket. and saw the said Burton pass it to the said Kelly. deponent seized hold of the said Burton and ~~gave it him~~ caused his arrest, and the said Kelly was seized by the Officer and arrested

Elizabeth Billsland.

Sworn to before me this 26th day of September 188 1

John Hogan
Police Justice.

0217

Sec. 198—200.

2 DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

Walter Burton 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 waiven cannot be used against him on the trial,

Question. What is your name?

Answer. Walter Burton

Question. How old are you?

Answer. Forty Eight Years.

Question. Where were you born?

Answer. St Louis Mo.

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

Answer. Northern Hotel 5 Weeks.

Question What is your business or profession?

Answer. Peddler.

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

Answer. I have nothing to say at present

Walter Burton

Taken before me, this 29th *day of* Sept. 188 1

Solon B Smith *Police Justice.*

0218

Sec. 198—200.

2

DISTRICT POLICE COURT.

CITY AND COUNTY OF NEW YORK, } ss.

James Kelly 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. James Kelly

Question. How old are you?

Answer. Twenty Years.

Question. Where were you born?

Answer. New York.

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

Answer. 7 Clark Street One Year.

Question What is your business or profession?

Answer. Sailor

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

Answer. I know nothing about the Charge and I am not guilty—

his
James Kelly
mark

Taken before me, this 26
day of September 188

Solon B Smith
Police Justice.

0219

#28

Sec. 209, 210 & 212.

Police Court— 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Elizabeth Williams
57 Rand St
Walter Burton
James Kelly
3
4

Offence, Larceny from the person

Dated Sept 27 188 1

Smith Magistrate.

Hugh McCauley Officer.

Clerk.

Witnesses Louis Unclas

No. 463 West 24th Street,

N.Y. of Scott

No. 147 West 19th Street,

James Lane

No. 324 East 41st Street.

Corr

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 Walter Burton (an) James Kelly guilty thereof, I order that he be held to answer the same and be admitted to bail in the sum of Ten Hundred Dollars each and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated Sept 27 188 1 Solon B Smith *Police Justice.*

I have admitted the above named .....

to bail to answer by the undertaking hereto annexed.

Dated ..... *188* ..... *Police Justice.*

There being no sufficient cause to believe the within named .....

..... guilty of the offence within mentioned, I order h to be discharged.

Dated ..... 188 ..... *Police Justice.*

BAILED,

No. 1, by ____________

Residence ____________ Street,

No. 2, by ____________

Residence ____________ Street,

No. 3, by ____________

Residence ____________ Street,

No. 4, by ____________

Residence ____________ Street,

#28

Sec. 208, 209, 210 & 212.

Police Court— 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF 930

Elizabeth Gilleland
1 51 Bond St
2 Walter Burton
3 James Kelly
4

Offence. Larceny from the person

Dated September 27 1881

Smith Magistrate.

Augt McCauley 8 P Officer.

Clerk.

Witnesses Louis Vincens
No. 463. West 22d Street,
W. S. Scott
No. 14 West 19th Street,
James Brown
No. 324 East 48th Street.

Com

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 Walter Burton and James Kelly guilty thereof, I order that they held to answer the same and be ~~be admitted to bail in the sum of~~ ten Hundred Dollars Each and be committed to the Warden or Keeper of the City Prison until they give such bail.

Dated Sept 27 1881 Solon B Smith Police Justice.

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

Dated ____________ 188 ____________ Police Justice.

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

Dated ____________ 188 ____________ Police Justice.

0221

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Walter Burton and James Kelly

The Grand Jury of the City and County of New York by this indictment accuse Walter Burton and James Kelly of the crime of Larceny from the person committed as follows:

The said Walter Burton and James Kelly each late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the twenty sixth day of September in the year of our Lord one thousand eight hundred and eighty one at the Ward, City, and County aforesaid, with force and arms,

One watch of the value of twenty two dollars and fifty cents

of the goods, chattels, and personal property of one Elizabeth Billsland on the person of the said Elizabeth Billsland then and there being found, from the person of the said Elizabeth Billsland 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.

DANIEL C. ROLLINS,
~~DENIS K. PHILLIPS,~~ District Attorney.

0222

BOX:
49

FOLDER:
567

DESCRIPTION:
Byrne, William

DATE:
10/24/81

567

In mitigation
Defts. character
good, for the most
apparent.
Consequence of
good character
being here produced
from his Teacher,
& from a number
of persons who
have employed him
Dist Atty does
not believe they
are equally notorious
& recommend sentence
F.S.

#195 Oct. 2. 19

Counsel,

Filed 24 day of 188/

Pleads Not Guilty Nov 14

THE PEOPLE

vs.

17
131 Grand

B.

William J Byrne

INDICTMENT.
LARCENY.

DANIEL C ROLLINS,
~~JOHN C. FIELDS,~~

District Attorney.

Plead Pro Dec. 19, 1887

A True Bill. Pleads guilty.

Foreman.

Judgment suspended
Defendant discharged

Off term.

Only $1 - [illegible]

0224

4 **District Police Court**—

Henry C Brynton ~~Boynton~~

CITY AND COUNTY OF NEW YORK } ss.

of No. 700 8 avenue ~~Street,~~

being duly sworn, deposeth and saith, that on the 27 day of August 1881

at the Twenty Second Ward of the City of New York,

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

the following property viz.:

One - one dollar bill Good and lawful money of the United States

the property of Complainant.

, and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by William J Byrne (now present)

from the fact that said William acknowledged and confessed to having taken stolen and carried away the property as above described from the possession of deponent

H C Brynton

Sworn before me this 27 day of August 1881

Henry Power

Police Justice.

873/3

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry C Boylston
700 8th Ave

VS.

William J Byrne

AFFIDAVIT—Larceny.

DATED Augt 27 1881

Murray MAGISTRATE.

Edward Ancott OFFICER.

22

WITNESSES:

Transferred to the Court of General Sessions.

3 6 28

Sps —

old 17 Ann N.Y. 131, Leroy st

Bail

John Drout

200 W. Houston St.

5225

0226

Court of General Sessions

The People
vs
William J. Byrne

City & County of New York ss.

Thomas Bogan being duly sworn says that he is 48 years old and upwards: that he is a broker; that he resides at 313 West Houston Street in the City of New York; that deponent is well acquainted with the above named defendant and has been so acquainted from his birth: that the defendant has always been an honest and industrious boy; that the defendant has never been arrested or charged with any crime before the arrest and charge in this case; And deponent further says that were it not that he deponent knows of his own personal knowledge that the defendant has always been an honest boy he this deponent would not in any way ask or in any way try to have any favor shown towards the defendant; that deponent is also well acquainted with the parents of the defendant

for upwards of twenty years last past and knows them to be very worthy people

Sworn before me
December 19th 1881
Edward M. Bonynge
Notary Public
N.Y. Co.

Thos G. Bogan

N.Y. General Sessions

The People
vs
William J. Byrne
Affidavit of Attn.
Thomas Bogan as
to Character of the
defendant.

John J. Morris
Counsel

0228

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 J. Byrne

The Grand Jury of the City and County of New York by this indictment accuse William J. Byrne of the crime of Larceny committed as follows:

The said William J. Byrne late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twenty seventh day of August in the year of our Lord one thousand eight hundred and eighty one at the Ward, City, and County aforesaid, with force and arms,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as a United States Treasury Note of the denomination of one dollar and of the value of one dollar

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as a Bank Note of the denomination of one dollars and of the value of one dollar

of the goods, chattels, and personal property of one Henry C. Boynton then and there being found, 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.

DANIEL C ROLLINS,
District Attorney.