

08 16

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Mahon, Henry

**DATE:**

04/03/91



4006

POOR QUALITY ORIGINAL

0817

If witness;

*John J. [unclear]*

After demand and diligent search it appearing that the complainant herein cannot be found all the people being unable to ascertain the address of the witness herein. And a motion coming on to be heard why the defendant not be discharged under Sect 668 of Criminal Code I therefore recommend that the defendant be discharged on his own recognizance  
Walter J. [unclear] 1/18/91  
Walter J. [unclear]  
Deputy Court Clerk

Counsel, *[Signature]*  
Filed *[Signature]* 1891  
Pleads, *[Signature]*

THE PEOPLE

vs.

*Henry Mahon*

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

DELANGEY NICOLL  
~~JOHN R. FELLGATE~~

District Attorney.

*[Signature]*  
*[Signature]*  
A True Bill. *[Signature]*

*[Signature]*

Foreman.

*[Signature]*  
*[Signature]*

*[Signature]*

**POOR QUALITY ORIGINAL**

0818

**PART III.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To *Bernard Shusterman*  
of No. *298 Atlantic Ave* Street *Brooklyn*

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *28* ~~25~~ *29th* day of ~~MAY~~ 1891, at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

*Henry Mahon*  
Dated at the City of New York, the first Monday of

in the year of our Lord 1891.

DE LANCEY NICOLL, District Attorney.

GLUED PAGE

0819

POOR QUALITY ORIGINAL

Mrs. Olsen  
6 Weeks  
John Palmer  
297-Atlantic  
Ave.

of General Sessions.

ed on for trial, and no reason  
inquire in the District Attorney's  
may save time.  
remain, and you prefer another day,  
the District Attorney, in the Court.  
Office,  
served, please send timely word to the District  
know of more testimony than was produced be-  
Magistrate, or if a fact which you think material  
not there brought out, please state the same to the  
District Attorney or one of his Assistants.

THE PEOPLE

POOR QUALITY ORIGINAL

0820

of General Sessions.

...of more testimony than was produced by the Magistrate, or if a fact which you think material to the case, please state the same to the District Attorney or one of his Assistants. If you know of more testimony, please send timely word to the District Office. If you prefer another day, please state the same to the District Attorney in the Court. If you remain, and you prefer another day, please state the same to the District Attorney in the Court. If you may save time, please inquire in the District Attorney's office on for trial, and no reason...

THE PEOPLE

ss.

Henry Mahon

City and County of New York, ss :

John H. Reilly being duly sworn, deposes and says: I reside at No. 3 Bank Street, in the City of New York.

I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 28th day of May 1891, I called at 298 Atlantic Ave. Brooklyn

the alleged residence of Bernard Hanson the complainant herein, to serve him with the annexed subpoena, and was informed by

Mrs. Olsen, who keeps a boarding house at that address, that the said Bernard Hanson had boarded with her up to about a month ago, when he had left taking his things with him. She does not know where he has gone to, or if he will return. I also inquired in John Palm's Saloon at 297 Atlantic Ave. and was informed, that the said Bernard Hanson, was in the habit of going in the saloon, but he has not been seen there lately.

Sworn to before me, this 29th day of May 1891 David Anderson Notary Public (100) N. Y. Co.

John H. Reilly Subpoena Server.

**POOR QUALITY ORIGINAL**

0821

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Offence:

*Henry Mahon*

JOHN R. FELLOWS,

*McLamy & Coe* District Attorney.

Affiant of

*John H. Pelly*  
Subpoena Server.

Failure to Find Witness.

POOR QUALITY ORIGINAL

0822

**PART III.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*Affidavit wanted see Kay*  
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To *John Mahony*  
of No. *298 Atlantic Ave* Street *Brooklyn*

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the ~~28~~ *29th* day of *MAY* '1891, at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

*Henry Mahon*

Dated at the City of New York, the first Monday of *MAY*.

in the year of our Lord 1891.

DE LANCEY NICOLL, District Attorney.

sworn, deposes and says: I reside at No. *3 Bank*

GLUED PAGE

POOR QUALITY ORIGINAL

0823

Court of General Sessions.

THE PEOPLE

vs.

Henry Mahon

City and County of New York, ss :

John H. Reilly

being duly

sworn, deposes and says : I reside at No. 3 Bank

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of

the City and County of New York. On the 28<sup>th</sup> day of May 1891,

I called at #298 Atlantic Ave. Brooklyn

the alleged residence of John Moberg the complainant herein, to serve him with the annexed subpoena, and was informed by

Mrs. Olsen, who keeps a boarding house, at that address, that the said John Moberg had boarded with her, up to about a month ago, when he had left, taking his things with him, She does not know where he has gone to, or if he will return - I also inquired in John Palm's Saloon at 297 Atlantic Ave. and was informed that the said John Moberg, was in the habit of going in the saloon, but he has not been seen there lately

Sworn to before me, this 29<sup>th</sup> day of May 1891

David Anderson  
Notary Public 100  
N. Y. Co.

John H. Reilly  
Subpoena Server.

McGILL District Attorney

If the case not be called on for trial, and no reason stated in Court, please inquire in the District Attorney's office about it, and you may save time. If inconvenient to remain in the Court, state the early to the District Attorney. If ill when served, please send timely word to the District Attorney's Office. If you have more questions, please inquire in the District Attorney's Office.

**POOR QUALITY ORIGINAL**

0824

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*John Moberg*

vs.

Offence:

*Henry Mahon*

~~JOHN R. FELLOWS,~~

*De Lancey Price* District Attorney.

Affidavit of

*John H. Reilly*  
Subpoena Server.

**Failure to Find Witness.**

**POOR QUALITY  
ORIGINAL**

0825

COURT OF GENERAL SESSIONS.

-----  
The People etc. :

vs. :

Henry Mahon. :  
-----

Sir:-

Please take notice that I will move in Part One of the Court of General Sessions of the Peace, on Tuesday the 2nd day of June 1891, at eleven o'clock in the forenoon of that day or as soon thereafter as Counsel can be heard for the discharge of the above named defendant, upon the Indictment and all the proceedings had in this case, and under section 668 of the Code of Criminal Procedure.

Yours very respectfully,

James W. McLaughlin,

Atty for defendant

280 B'Way N. Y. City.

To:-

De Lancy Nicoll Esq.,

Dist. Atty. City and County of New York.

**POOR QUALITY ORIGINAL**

0025

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

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

Sworn to before me this  
day of ..... 189 }

*J. W. General Services*

*The People vs.*  
Plaintiff

against

*Henry Mahon.*  
Defendant

*Notice*

*J. W. General Services*  
MCLAUGHLIN,  
Attorneys for

No. 280 BROADWAY, New York City

Due and timely service of cop of the within ..... hereby admitted this ..... day of *January* 1897  
Attorney.

To .....

POOR QUALITY  
ORIGINAL

0827

**PART III.**

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To John Moberg  
of No. 298 Atlantic Ave. Street Brooklyn

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of June 1891, at half past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Henry Mahan

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

in the year of our Lord 1891.

DE LANCEY NICOLL, *District Attorney.*

sworn, deposes and says: I reside at No. 3 Bank

GLUED PAGE

POOR QUALITY ORIGINAL

0828

It is not to be called on for trial, and no reason  
is given why it should be called on for trial.  
If you know of more testimony than was produced by  
the witness, or if a fact which you think material  
to the case, please state the same to the  
District Attorney or one of his Assistants.  
If you know of more testimony than was produced by  
the witness, or if a fact which you think material  
to the case, please state the same to the  
District Attorney or one of his Assistants.  
If you know of more testimony than was produced by  
the witness, or if a fact which you think material  
to the case, please state the same to the  
District Attorney or one of his Assistants.

Court of General Sessions.

THE PEOPLE

vs.

*Henry Mahan*

City and County of New York, ss :

*John W. Riley* being duly  
sworn, deposes and says: I reside at No. *3* Bank  
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of  
the City and County of New York. On the *30th* day of *May*, 18*91*,  
I called at *298 Atlantic ave. Bklyn.*

the alleged *residence* of *John Moberg*  
the complainant herein, to serve him with the annexed subpoena, and was informed by

*Mrs. Olsen, who keeps a boarding house  
at that address, that the said John Moberg  
& Bernard Hanson, had boarded with her  
but had left about a month ago -  
she does not know where they are  
at present, where they could be  
found, or if they will return*

Sworn to before me, this *1<sup>st</sup>* day  
of *June* 18*91*

*John W. Riley*  
Subpoena Server  
*H. W. Illwiler*  
Com of deeds N.Y. Co.

**POOR QUALITY ORIGINAL**

0829

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*John Moberg*

vs.

Offence:

*Henry Mahan*

**JOHN R. FELLOWS**

*District Attorney.*

Affiant of

*John H. Reilly*

Subpoena Server.

**Failure to Find Witness.**

POOR QUALITY ORIGINAL

0830

Police Court 1st District.

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

of No. 298 Atlantic Avenue Brooklyn Street, aged 28 years,  
occupation Framer being duly sworn

deposes and says, that on 29 day of March 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED ~~by~~ by

Harry Mahon (now here) who did  
willfully, and maliciously, cut  
and stab deponent, on the face,  
with some sharp instrument,  
then and there held in his  
hand.

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

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

Sworn before me, this 29 day  
of March 1889

John Moberg

Charles Hunter Police Justice.

**POOR QUALITY ORIGINAL**

0831

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

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

Question. What is your name?

Answer. *Henry Mahon*

Question. How old are you?

Answer. *37 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *72 West Houston Street - 1 Month*

Question. What is your business or profession?

Answer. *Artist*

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 -  
Henry Mahon*

Taken before me this 19th day of March 1891

*Charles W. ...*  
Police Justice.

POOR QUALITY ORIGINAL

0032

4107 for 2x  
March 30. 1891. 2.30 PM  
2007 PM

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

Police Court... 1  
District... 419

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John McCabe  
298 Atlantic Ave. Brooklyn N.Y.  
Henry Mahon

1  
2  
3  
4

Date March 29 91

Magistrate  
J. P. ...

Witness  
Edmond Johnson  
298 Atlantic Avenue  
Brooklyn

No. 100  
100th Street  
DISTRICT CLERK  
OFFICE

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated March 29 1891 Charles Stanton Police Justice.

I have admitted the above-named \_\_\_\_\_ to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_ guilty of the offence within mentioned. I order he to be discharged.  
Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0833

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Mahon

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

Indictment accuse

Henry Mahon

of the crime of

Assault in the first degree,

committed as follows:

The said

Henry Mahon

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

twenty-ninth day of March in the year of our Lord one thousand  
eight hundred and eighty-nine-one, at the City and County aforesaid,

with force and arms in and upon the body  
of one John Moberg in the peace of the  
said People then and there being, feloniously  
did make an assault and him, the said  
John Moberg, with a certain sharp instrument  
to the Grand Jury aforesaid unknown, which the said  
Henry Mahon in his right hand then and there had  
and held, the same being a deadly and dangerous  
weapon, then and there wilfully and feloniously  
did strike, beat, cut, stab and wound, with intent  
him the said John Moberg thereby, then and  
there feloniously and wilfully to kill, against

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

Second Count.

And the Grand Jury aforesaid, by this indictment further accuse the said Henry Mahon of the crime of assault in the second degree, committed as follows:

The said Henry Mahon, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said John Moberg in the peace of the said People then and there, feloniously did wilfully and wrongfully make another assault and him the said John Moberg with a certain sharp instrument to the Grand Jury aforesaid unknown, which he, the said Henry Mahon in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,  
District Attorney.

0835

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Maltz, Max

**DATE:**

04/14/91



4006

0836

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Finkelstein, Max

**DATE:**

04/14/91



4006

POOR QUALITY ORIGINAL

0837

#98  
Counsel,  
Filed  
Pleads,  
14 day of April 1891  
107 York 1st

THE PEOPLE  
vs  
Mabel Maltby  
and  
Max Rubenstein  
Burglary in the Third degree  
Cott Lansing  
[Section 498, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DELANCEY NICOLE  
JOHN H. HEDGECOCKS  
District Attorney.

A True Bill.  
Emanuel Giffen

Foreman.  
Pet. II April 21/91  
No. 1. Jail and committed  
No. 2. Tried and acquitted  
No. 1 City Prison 30 days

Witnesses:  
Kugel  
69 Forsyth st.

POOR QUALITY ORIGINAL

0838

Police Court - District.

City and County of New York, ss.:

of No. 69 Forsyth Street, aged 25 years, occupation keep a coffee saloon being duly sworn deposes and says, that the premises No. 69 Forsyth Street, 10th Ward in the City and County aforesaid the said being a brick building which was occupied by deponent as a coffee saloon and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly opening a trap door leading from the cellar into deponent's saloon

on the 7th day of April 1889 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Three boxes of cigars and one package of cigarettes all of the value of seven dollars. (\$7.20)

the property of Deponent and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Max Melts and Max Finkelstein (both now here)

for the reasons following, to wit: that - at the hour of 3 o'clock A.M. said date deponent closed and closed his saloon and at the hour of 4.20 A.M. said date deponent discovered that said saloon had been entered as aforesaid and said property taken therefrom and at about the hour of 4.30 o'clock A.M. said

POOR QUALITY ORIGINAL

0839

date these defendants were found together and in company with each other on East Broadway with the aforesaid property in their possession. and the defendant Max Melty admitted and confessed in open Court and in the hearing of defendant and Officer John Etterich that he and the defendant Max Finkelshtain had burglariously entered said premises together and had stolen said property therefrom.

Wherefore defendant prays the said defendants be held and dealt with according to law.

Sworn to before me } J. Joyce  
this 7th day of April 1895

A. J. White  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.  
Dated 1895  
I have admitted the above named to bail to answer by the undertaking hereto annexed.  
Dated 1895  
There being no sufficient cause to believe the within named guilty of the offence mentioned, I order he to be discharged.  
Dated 1895  
Police Justice

Police Court, District, OFFENCE—BURGLARY.  
THE PEOPLE, vs., on the complaint of vs.  
Dated 1895  
Magistrate.  
Officer.  
Clerk.  
Witness, No., Street, No., Street, No., Street, \$ to answer General Sessions.

**POOR QUALITY ORIGINAL**

0840

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK ss.

*Max Melty*

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. *Max Melty*

Question. How old are you?

Answer. *17 years old*

Question. Where were you born?

Answer. *Russia*

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

Answer. *41 Eldridge St 3 yrs*

Question. What is your business or profession?

Answer. *work on trainings*

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. And Finkelstein was with me and helped commit the burglary  
M or Maltz*

Taken before me this 7 day of Sept 1937  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0841

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Max Finkelstein* 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. *Max Finkelstein*

Question. How old are you?

Answer. *18 years old*

Question. Where were you born?

Answer. *Romania*

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

Answer. *75 Eldridge St. Cms*

Question. What is your business or profession?

Answer. *Redder*

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*  
*Max Finkelstein*

Taken before me this  
day of *April* 1935  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0842

BAILLED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 3

District, 160

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Joseph Deget  
No. 4  
Max Mills  
Max Finkelstein

Offence... Burglary

Dated

April 7 1891

Magistrate,

John Ettrick

Officer,

Witnesses: John Ettrick

No. 1, by

John Ettrick

No. 2, by

John Ettrick

No. 3, by

John Ettrick



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

Max Mills and Max Finkelstein guilty thereof, I order that they be held to answer the same and be admitted to bail in the sum of One Hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated April 7 1891 [Signature] Police Justice.

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

Dated 188 [Signature] Police Justice.

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

Dated 188 [Signature] Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against  
*Max Maltz and  
Max Finkelstein*

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

*Max Maltz and Max Finkelstein*

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

The said

*Max Maltz and Max Finkelstein, both*

late of the *Tenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *seventh* day of *April* in the year of our Lord one  
thousand eight hundred and *ninety one*, with force and arms, in the  
*night* - time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one *a certain building, to wit:*

*the saloon of one Joseph Seigel*

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

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

**POOR QUALITY ORIGINAL**

0844

SECOND COUNT—

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

*Max Maltz and Max Finkelstein*

of the CRIME OF *Petit* LARCENY \_\_\_\_\_, committed as follows:

The said *Max Maltz and Max Finkelstein, both*

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

*one hundred and fifty cigars of the value of five cents each and ten packages of cigarettes of the value of five cents each package*

of the goods, chattels and personal property of one

in the ~~dwelling-house~~ *saloon* of the said

*Joseph Seigel*  
*Joseph Seigel*

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

*De Lancey Nicoll,*  
*District Attorney*

0845

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Marshall, Charles

**DATE:**

04/13/91



4006

0846

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Henry, Thomas

**DATE:**

04/13/91



4006

POOR QUALITY ORIGINAL

0847

Chas Marshall  
Male  
45 N.Y. City  
Columbus St 100  
Clerk  
Rough View  
Hedden St  
Rear  
Jury Box  
M

Thos Henry  
Male  
45 N.Y. City  
100 E 7th  
Clerk  
Married  
Rear View  
Columbus  
Hedden  
Rear  
Jury Box  
M

POOR SPELLING, Etc. [Section 851, Penal Code.]

THE PEOPLE

vs.

~~Charles Marshall~~  
~~Thos Henry~~

~~John R. Fellows~~  
JOHN R. FELLOWS

District Attorney.

A True Bill.

Wm. C. Griffin  
Foreman.  
July 19 1895  
Each Jury Court  
Jury Box

Witnesses;

Anthony Comstock  
41 Park Row  
Officer Young  
41 Park Row

~~James Marshall~~  
~~W. H. K.~~  
Counsel  
Filed  
Pleads  
100 N. York St  
1891

**POOR QUALITY  
ORIGINAL**

0848



THE  
*New York Society for the Suppression of Vice,*

ROOM 85, THE TIMES BUILDING.

(Dictated) *New York,* March 13th, 1893.

General Sessions Court:

-----  
People :  
vs. :  
Charles Marshall, and :  
Thomas Henry :  
-----

Mon. Delancey Nichol,  
District Attorney,  
New York City.

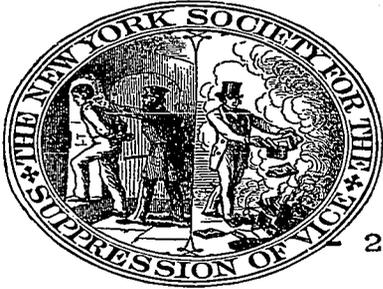
Dear Sir:-

I have the honor to call your attention to the fact that on the 24th day of February, 1891, after receiving complaint from a merchant that one of his employees was about to commit suicide on account of embezzlements and losses incurred from gambling with the defendants, at 77 & 79 Park Row, I raided their premises and arrested these defendants, and on the 13th of April, 1891, both were indicted.

We have the books and sheets with the bets and records recorded, and the combination books also where poolswere sold, with the pools which they sold recorded on said books.

**POOR QUALITY  
ORIGINAL**

0849



THE  
New York Society for the Suppression of Vice,

ROOM 85, THE TIMES BUILDING.

2 -

New York, \_\_\_\_\_ 189

These parties were indicted in January, 1891; called for trial March 23rd, 1891, and again June 14th, 1892.

There is, I believe, full and absolute evidence to convict, and I respectfully ask that these cases may be brought into Court and tried, in order that the pool gambling laws may be thoroughly tested.

I respectfully present to you these cases, differing entirely from the Winn case, inasmuch as in these cases bets were made with the defendants on odds which they displayed. Books and paraphernalia were seized with the bets recorded, and they were seen to record the bets by the witnesses who made the bets with them.

There is ample evidence to convict, in my judgment, and I respectfully ask that these cases may be put upon the calendar and a speedy date fixed for trial.

I have the honor to be, with very great respect, Sir,

Your obedient servant,

*Wm. J. Brewster*  
Secretary.

**POOR QUALITY ORIGINAL**

0850



THE  
New York Society for the Suppression of Vice,

ROOM 85, THE TIMES BUILDING.

(Dictated) *New York,* December 15th, 1892.

----- :  
People :

vs. :

Charles Marshall, and :  
Thomas Henry. :

----- :  
Vernon M. Davis Esq.,

Assistant District Attorney,

N. Y. City.

My dear Sir:-

In the above entitled case the parties were arrested Feb<sup>24</sup>th, 1891. They were caught red handed, conducting a pool room at 77 and 79 Park Row, within a stones throw of the District Attorney's office.

I was led to this office first by a merchant coming to this office and complaining that one of his employees had been discovered as dishonest, and that he was on the verge of suicide.

We have these men red handed, and it is a splendid case to try if they want to go to trial.

Very truly yours,

*Anthony B. ...*  
Secretary.

**POOR QUALITY ORIGINAL**

0851

Pg 0

5

Marshes

Hours





POOR QUALITY ORIGINAL

0853

that the said Charles Marshall and James Henry  
 aforesaid ~~now~~ <sup>did</sup> have in ~~their~~ possession, at, in and upon certain premises occupied by ~~them~~  
 situate and known as numbers 77 & 79 Park Row  
 in the city, County and State aforesaid, with intent to use the same as a means to  
 commit a public office, divers and sundry device and apparatus, paraphernalia, papers,  
 books and instruments, for the purpose of recording or registering bets or wagers, and of  
 selling pools, as aforesaid, and contrary to the provisions of Chapter Nine of the Penal Code  
 of the State of New York. Wherefore deponent prays that warrants ~~and search warrants~~  
 may be issued, and the said persons named aforesaid may be arrested, ~~their unlawful~~  
~~matters searched for, seized, and taken possession of,~~ and all dealt with according to law.

Antony Jantoch

Subscribed and sworn to before me this

25<sup>th</sup> day of February, 1881

Charles Hamilton

Police Justice.

CITY OF New York COUNTY OF NY ss.

\_\_\_\_\_ being further sworn deposes and says, that on  
 the \_\_\_\_\_ day of \_\_\_\_\_, 188\_\_\_\_, he personally visited the premises  
 occupied by the said \_\_\_\_\_

\_\_\_\_\_ aforesaid, situate and known as Number \_\_\_\_\_  
 \_\_\_\_\_ aforesaid, and had conversation and dealings with  
 \_\_\_\_\_ in substance as follows, to wit :

Deponent

**POOR QUALITY ORIGINAL**

0854

Subscribed and sworn to before me this }  
..... day of ..... 188 }

..... *Police Justice.*

THE PEOPLE,  
ON COMPLAINT OF  
*Anthony Corsetti*  
AGAINST  
*Charles Marshall,*  
*James Henry.*

Affidavit of Complaint.

*Violation of Sec. 351, P. C.  
Offence, Pool Gambling.*

WITNESSES:

**POOR QUALITY ORIGINAL**

0855

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss.

*Thomas Henry* 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 Henry*

Question. How old are you?

Answer. *30 years.*

Question. Where were you born?

Answer. *New York City*

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

Answer. *483 6th Avenue, Queens.*

Question. What is your business or profession?

Answer. *Commission Agency.*

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.*

Taken before me this

*day of February 1937*  
*Charles J. [Signature]*

Police Justice.

POOR QUALITY ORIGINAL

0856

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Charles Marshall* 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. *Charles Marshall*

Question. How old are you?

Answer. *33 years.*

Question. Where were you born?

Answer. *United States*

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

Answer. *59 W 28th Street 2 years.*

Question. What is your business or profession?

Answer. *Commission Agent*

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*  
*Charles Marshall*

Taken before me this

*25*

*Charles Marshall*  
Police Justice.

POOR QUALITY ORIGINAL

0857

March 12 1891. 2.30 PM

March 6 1891. 2.30 PM  
City of New York. 12-1891. 2.30 PM

March 24 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

March 25 91. 2.30 PM  
City of New York. 2.30 PM

Police Court

THE PEOPLE  
vs.  
ON THE COMPLAINT OF

Richard J. ...

James C. ...

Thomas ...

...

...

...

...

...

...

...

...

...

...

...

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed and that the within named ...

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

Dated April 3<sup>d</sup> 1891 Charles N. Linton Police Justice.

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

Dated April 3 1891 Charles N. Linton Police Justice.

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

Dated ... 18 ... Police Justice.



Q On the 24<sup>th</sup> of February 1891 I visited  
the premises 177<sup>th</sup> & 79<sup>th</sup> Park Row  
and found the 2 dependants there  
Thomas Henry & Charles Marshall  
There was in front of the door as  
we entered the premises, a blackboard  
or cloth representing blackboards  
upon which were the names of  
of the horses

Mr Hendricks,

We object to the names of  
the horses.

Mr Bealer.

State what you saw.

A I saw the names of the horses and  
the figures opposite the names  
of the horses.

Mr Hendricks

I object to the words names  
of the horses.

By the Court Admitted  
Mr Hendricks Exception

A I saw the names of the horses  
and the figures opposite the names

of the horses, as appeared on the  
cord a copy of which I made and  
compared it with the figures and  
the names of the horses. myself.  
Here are the 2 cords and they repre-  
sent.

Mr Kendrick

Subject to what you say  
they represent.

By Mr Beach

Do you know what they represent?  
A. S. O.

Mr Kendrick

I look at it.

By the Court admitted, he stated  
he found these cords, these  
Ayesii found these cords there  
also, and upon the blackboard  
which was upon the wall were  
the names of the horses in the  
Guttenburg and Gloucester races  
Mr Kendrick.

Subject to the names on  
the blackboard being designated

as the names of horses, and ask  
that it be proven and

By the Court

Plaintiff denied

Mr. Hendricks Exception

By Mr. Hendricks

I saw found names upon the Caerbon

found the names on the black

board. of the names given on the

ends. marked papers by A. W. B.

Mr. Hendricks

I object to the cards being  
offered in evidence on the ground  
that they are only copies

By the Court

Are they original or are  
they copies?

Mr. Comstock

Those cards are copies

Mr. Hendricks

I object to it on the ground  
they are not <sup>the</sup> original cards.

By the Court Admitted

Mr. Hendricks Exception

To Mr Beecher

State what names you found on the blackboard?

Under the first race. Guntzburg.

Enola 93. Bayler 98, Carl

Copwood. Patti 100. Towans 118

Copier 96. Flagrant 88, and

around Towans. a circle and a

mark; and our Flagrant was

the figure 2. And also Leonavids

On the second race.

Vassburg 101. 3-1.

Wah hoo 93. 20-7.

Conest 97. 1 1/2

Sumner 100 111. 5-2

meade 6-2.

Consequence 2 over it 100 opposite

108 - 5-2.

Third Race

Sandstone 102 - 4

Twilight Cal. 100 - 8 to 5

Rumpus 100 115

Thunder 110

Orton 120.

I should correct myself I am reading it wrong. There are no addo. apposite the second rule; the addo numbers belonging to the 3<sup>d</sup> rule.

Mr. Henderson

We object to the statement you are that it be stricken from the record.

By the Court

I will allow him to correct it.

Mr. Henderson

I would like it observed that the witness is reading.

Mr. Croston

I am reading it, the addo are to the left of the bases.

Mr. Henderson

We object to the word Addo, or any designation of value is meant or represented by these figures.

By the Court

You may state it as you are

7

It corrected opposite the names in the second race.

Mr Mendries. Exception

Mr Coustoch

These are no addo.

Mr Mendries

We object to the words addo.

Mr Coustoch

No numbers on the left

Mr Mendries,

We object to the words addo.

Mr Coustoch

No numbers on the left

Third Race.

Sandstone at the right of it 102 at the left of it 3 to 1.

Twilight Call to the right 100 to the left 20 - 4. over the 7 is the figure 2

Rumpus to go. 115 to the right 1 1/2 at the left.

Mundrum 110 to the right 5 to 2 on the left.

Shape Call 110 to the right 5-2 to the left. At the race Gattenburg

Shaton 103. to the right. 4 to the left  
Joe Courtney 112. to the right 8 to 5  
to the left. the word *Quessell* was  
scratched.

McBeth to go 111 to the right 7-5 to the  
left.

Master 114 to the right 3 to the left  
underneath was written *back slow.*

5th race *Gattenburg.*

Blanche 97 to the right 10-3 to the left

All spent. 100 to the right 25 to 10 on the left

Servia to go. 101. to the right 3 to 5.

Quibbler 99 to the right 5 to 1.

Canteen 10 to 3. to the left *End 10* to  
the left

Plinay. 26 to the left 97 to the right

Red Elm was marked. 6th race

Ice Berg 4 to the right 110 to the left

Extra 101. to the right to the left

Caunt Juna 110 to the right

Village King 4 to the right 7 to 5  
to the left

Bella 101 to the right *End 10* to the  
left.

9.

Suburban 98 to the right 30 to the left  
Glenfalcon 104 to the right 15 to the left.  
Oberlin 101 to the right 3 to the left.

The other blackboard there we have  
just as it was with the addo.  
Mr. Henderson's

Subject to the word addo  
Mr. Conant's

These are known as the addo  
cards

By Mr. Beecher

Q State whether or not you are familiar  
with the definitions and terms of the  
'peace course'?

A. John Damsie

Q How long has been your experience  
A about 6 years.

Mr. Henderson's

Subject to it as being <sup>immaterial</sup>  
and irrelevant and ask to strike it  
out.)

By the Court Answered the questions  
Mr. Henderson's Exception,

By Mr. Beecher)

Q. What are the figures to the rights  
what do they mean or denote?  
Mr. Henderson

Object to it on the same  
ground and on the further ground.  
And specific ground, that this is  
not an original black bond, but  
it is simply a memorandum made  
by the witness himself and also  
that it is incomplete.

By the Court

Answer the question  
Mr. Henderson's Exception

By Mr. Beecher

Q. Finally state the meaning of the  
figures to the rights  
Mr. Henderson

Objected to as incompetent  
irrelevant and immaterial

By the Court Admitted

Counsel Exception

A. Those I understand are the weights  
the horses carry.

By Mr. Henderson.

"

Subject to what the witnesses under  
stands.

By the Court admitted  
Counsel Exception

Q And on the left?

A There are the odds which are  
affixed in these places to persons  
who desire to bet on the horses in  
the different races, they are known  
as odd cards.

Mr. Kendrick

Subject to it on the same  
grounds and also specifically on  
the ground that this is not an  
original blackboard.

By the Court Admitted  
Counsel Exception.

Mr. Beecher

Q Go on and state what they are?

A There were also blackboards con-  
taining similar names, or similar  
figures to the names of those here  
described, and the same were  
exposed to every one as they

12

entered the premises, when we  
entered the premises Mr Henry was  
in the rear room, where was found  
these cords and tickets, the same as  
I present here and these slips (showing  
Mr Henry came to me and wanted  
to know if he could be allowed to  
keep a copy of the sheets, and I  
said he would take them along  
and he said he wanted to figure up  
the business for the day, and I  
asked him who the clerk was  
that kept the sheets, and he looked  
around and said he didn't see him  
and I said

Mr Henderson

Subject to any statement  
made by Mr Henry as against  
himself.

By the Court

He may state the con-  
versation

Mr Henderson's Exception

By the Court Proceed.

A board to him if there is any winners  
I will verify them so that no fault  
will be found with you, and  
he wanted to know if I would allow  
him to foot up the sheets, and I  
said certainly foot them up. and  
he did <sup>On this column</sup> making \$207. and the  
balance of this sheet 175. making  
382. which he said was on that  
sheet, and he made a memorandum  
of it and on the second race  
By Mr Beecher

Asked he characterize it as sheet?  
Answered he said as the first  
and second race sheet; he said in  
the second race he had expended  
dollars to pay, he was out of pocket  
on that; he said he had to pay that  
bet. under the name of Mudge S.  
second race, bet recorded as 496  
Mr Hendricks

We saw that the word bet  
be stricken from the record  
By the Court.

By the Court Let it stand, the witness testified he had to pay that bet

Mr. Mendicino's Exception

By the Court proceed

A. Merten took this sheet marked 4th and figured up \$43.00 upon this and stated to me that there was a bet that he hoped he would not have to pay, and then entered this bet 500 to 200 in my presence his words were I won that bet each night from a friend Ed I forgot to put it down.

Q. That is under what column?

A. Under Shotars the figures 500. and underneath that 200

Q. On the sheet of the fifth race he figured up \$26.00. On the 6th race \$68.00 dollars, he then crossed out Johnnie, here is one race that you did not put down, and he then recorded another bet and entered it here. 609. on the 3<sup>d</sup> race

15

10-2-96. I asked him who was the cashier, and he said he was. He said we were not making a very heavy book, and he had a very light face of cards, and so he kept the sheet and acted as cashier also, I also called attention to 5248 as the bet 6-2 on Red Elm on the 5th race as the bet that was made there by one of my men. That afternoon I produced the end with 5248 in figures out and I said him that that was the record of my bet, then I found also in the premises this book (showing book which I identify as also for recording combinations) also.

Mr. Henderson

Subject to it, and ask to have it stretched out.

By the Court

Let it stand I admit it  
Mr. Henderson Exception

By Mrs Becker  
of my own family is with the kind of  
books used for the recording of  
embroidery books?

A Law

of How long have you been familiar  
with them?

By Mrs. and they are characterized  
Mr. Henderson

I object to any characterization  
of what these books are by this  
witness, and use that he simply  
describes what books he found in  
this place without characterizing them  
By the Court Admitted  
Mr. Henderson Exceptum  
Mrs Becker Proceed

Q When the man Marshall was  
present and I examined this book I  
took out this card a 942 Columbia  
town, I took this book and opened  
it and I identified it calling  
attention to the fact that this was  
a reproduction of the embroidery

17

Pool on Mr Marshall's book, because  
the book was found at his end of  
the room, on the other side of  
the room, and I marked it OK  
and when I did Mr Newby said  
in the presence of Marshall what  
are you marking it OK for, he  
said you don't win and I said  
I know that win, but I have a record  
of that bet and I marked it OK in  
their presence. The witness that  
will follow me can and will  
explain how that record came in  
that book. There was also found  
in the place the matters found on  
the back of the pencil wrapper cover's  
page of 33 packages of cards similar  
to this (showing I mean random  
book that guide pencils with a  
lot of papers in them, there were some  
13 or single tickets and some 4  
thous and duplicates, I mean by  
duplicate it was like that (showing  
there were also 29 sheets the same

18

as these blank (showing 14 cords  
the same as these remain as odd  
cords

Mr Mendrick

Subject to the word Odd

Cords.

By the Court

The testifies that he knew  
they were odd cords. Admitted.

Mr Mendrick Exceptum,

A. There was 6 black cords, or cloths  
and a package of these papers, showing  
and there was 9 sheets.

As Examined

By Mr Mendrick

I know the cords which you found these  
and which were all similar to  
A 942. are printed on the back  
these words are these nos..

"Please execute for me an order to  
at the rates to be had this day on the  
grounds of — at — in the County of  
— and at no other place or time and the  
sum of — dollars or, but do not

19

under any circumstances accept odds in this  
 race at the said track at a less price than  
 I desire it to be paritarily and distinctly  
 understood and for this money do I place in  
 my common fund money for one day but please my  
 corners, and above mentioned and let me other place  
 than the grounds of the said during  
 the progress of this day. and for this purpose  
 I don't know

pay all expenses  
 incurred by  
 you in so  
 placing my  
 said money  
 as the said

Q. means that printed on the cover and  
 each end that you found there?

A. I don't know

Q. Take the ends and look at them and  
 see?

A. They are not here.

Q. Ask you if all these ends which I  
 produce here were seized in this  
 place?

A. They were seized by the officer

Q. you saw them there?

A. I saw similar ends

Q. You testified that you took those  
 ends in this place?

A. I stated they were ends similar  
 to the ones I produced here.

Q. I see there is nothing on the cover  
 of these ends?

By the Court

The ends speak for themselves

20.

If I ask the witness to look at all the cards that he seized in that place and ask him if those cards had that printed matter placed on them (showing witness)

Mr. Beecher objected to the cards appear for themselves?

By the Court Sustained

Mr. Henderson's Exception

O There is nothing on the back of those cards at all

By the Court

By the Court

you don't need to testify in regard to them the cards are presented here and the witness states that he took them from those premises

Mr. Henderson

I take exception to your honors ruling

If these the cards which are not here and the cards you say you seized were they similar to these cards with respect to the printing on them

21

A I don't examine them except to see that they were the same class of ends. I don't take them up & personally examine them.

Q Do the only ends that you know any thing about or their contents of the printed matter on them are these ends here?

A Yes sir

Q And you know nothing about the other ends is that it?

A I mean to swear they are the same ends but I would not swear to the printing on them as I don't examine them.

Q How did you get into that place?

A We walked up stairs & went in. Mr. Hubs was in there & just Marshall and Henry?

A Yes sir Mr. Marshall was in the front or little room as you call it the door to the right, Mr. Henry and I think 3 or 4 other gentlemen were present in the rooms.

22

Q. If you say you got 1 card from one of your witnesses?

A. I had cards all that day

Q. Did they pay any money in that place  
A. Yes Sir I am so informed. I didn't see it done.

Q. Were you there when they paid any money there?

A. Yes Sir

Q. And you don't know anything about that transaction yourself?

A. Yes Sir

Q. Where were the original blackboards that you say you made copies of?

A. They were brought to court, I didn't see them since

Q. In whose possession did you leave them in?

A. The return was made to the Court and I suppose they are at police headquarters

Q. Were there any signs printed in the premises of any kind?

A. I don't recall any, there were some

signs there, there were some signs  
there on the walls, what they were  
I cannot tell you?

Q. Were you any remembrance of the  
contents of the printed signs?

A. I know not.

Q. Didn't one of the men tell you to take  
the signs along, and you sign no  
you would not, that it he would  
need that for his part of the case  
and he could produce it?

A. It may have been so.

Q. And you have no remembrance  
of what was on the printed sign?

A. I have no remembrance I made  
no note of it in my mind and  
I do not recollect.

Q. You mean to say you have no remem-  
berance of the contents of those  
printed signs?

A. Yes Sir; I know not.

Q. Do you remember these words  
or this being the substance of the  
contents of those signs "no beta

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made in those premises, all commissions  
will be executed at the race track  
Do you remember anything of that  
kind?

A I don't recollect seeing a card in  
there, that no bets would be made  
on the premises, I do recollect  
something about a commission  
on one, but what it was I don't  
know

Q Was it that for a commission the  
bet would be executed at the  
race track?

A I don't remember I don't know.

Q How many of those signs were  
up?

A I don't know whether there was  
any of them up, I simply got your  
my best impression

Q And did you get your impression  
from that they were posted up?

A I didn't say they were posted up  
you asked me if there was any  
there?

25

Q. Were there any there?  
A. I said I thought there was one there  
Q. In the conversation with Mr. Henry  
was anything said to you about  
a commission?

A. Yes.

Q. By the Court.  
If you maintain that he used those  
words bet.?

A. I do not.

26

Charles A Young called as a  
witness on behalf of the people  
being duly sworn deposes & says  
By Mr Beecher

Where do you reside?  
1107 Hillman Avenue Brooklyn  
What is your business?  
A Printer

Mr Young have you seen these tickets  
before (showing witness)  
Yes Sir

State to the court under what  
circumstances you saw them and  
what occurred at the time?

A I went to this place 44 W 49 Park  
Row, I went to the combination  
window

Mr Hendricks

I object to the word com-  
bination window

Was any sign at the window  
A Yes Sir

If you went to a window  
Yes Sir

27

Question ?

A. 24 February 1891.

Question did you see there is the party in court ?

Answer (pointing out the defendant Marshall)

Q. State what you said or did ?

A. I asked him what address he would give me on this combination

Q. I heard that you had in your hand is the one that you showed me ?

A. Yes it was a duplicate

Q. Was it made out there at the time

A. Yes

Q. In his presence

A. Yes

Mr. Hendricks.

Objected to

Q. Did you make out any memorandum on a piece of paper and hand it to him Marshall ?

Answer

Q. What did you say to him ?

A. I made out a duplicate and asked

Q. Now what does she want you  
to do or say?

A. She said it enclosed it  
if you would know the card if you  
would see one here it;

A. Yes sir

Q. Tell us in your own way all about  
it;

A. I showed him this duplicate and  
asked him what he would give me  
on that combination, and he worked  
it 3 to 1. I showed it back to him  
along with a dollar and 5 cents  
commission, and received the  
ticket in return (the way witness  
of Roy knows whether the names  
and the figures on the back of  
this ticket which were returned  
to you were upon the blackboard  
in this place?)

A. Yes sir

Q. They were on the memorandum that  
you gave him?

A. Certainly, I then went to the other

29

window, and asked the party behind  
that window.

Q Is he here?

A I don't see him.

Q Go on?

A What was happened here on Red  
Claw he said let's, I then gave  
him \$7.00 and 5 cents commission and  
got this ticket in return (showing  
ticket).

Q Was anything else said or done?

A Yes as soon as I got my tickets  
I came out

Cap Examined by

Mr. Hendricks

Q What was this 5 cents commission for?

A I don't know what it is.

Q What did you understand it was for  
at the time, why did you give him  
a pay that 5 cents commission?

A Because there was a sign on  
the wall?

Q What was on the sign?

A I cannot tell you exactly.

30

Q Anything about a commission?  
A Something about commissions are  
executed at the track

Q Did it say anything about wagers  
being made there?  
A Not to my recollection

Q Did any of the signs in that room  
have in words or in substance that  
wagers would be made there, but  
that all bets would be executed  
at the race track?

A I don't remember seeing any such  
sign

Q What was the sign that you say  
resulted or caused you to give the  
5 cent commission

A Because when I gave him the card  
along with the sales he asked for  
the 5 cent commission

Q What did he say?

A He said: 5 cent commission please  
Q And what you paid?  
A Yes sir

Q Do you have a printed card and ask

31

you if this was on the wall there  
at the time you went in and if  
this was the sign you referred  
to and by reason of seeing this  
you're behind the 5 cent commission  
(knowing witness)

A Yes I don't see it  
if was there anything in substance  
like it?

A Yes.

if was there any such sign as the  
Commission office, no bets taken  
here after than bets executed at the  
race track an commission being  
paid, an legalized race track.

A I have no such recollection.

if what were the signs that you  
saw there to your recollection

A It was a sign that size as near  
as I can recollect (knowing with  
large black letters.

if how many signs were there up  
there altogether?

A I cannot say there may have been

32

2013

By the Court

Q How many did you see there?

A I saw one positively

M. Hendricks

Q What is your best recollection that you're observing more than one?

Tell us what your best recollection is whether there were 1, 2 or 3.

A I saw one I cannot say if there were more

Q What is your best recollection you can give us whether there was one

2 or 3 scattered about the place

A I have been in other places & I cannot say

Q What is your best remembrance as to their being more than one.

By the Court

Q Are you able to say if you saw more than one sign there?

A I saw positive I saw one

M. Hendricks

Q What one did you see

33

By the Court

Do you see what difference  
that makes

By Mr. Hendricks

Do you have any remembrance of  
seeing more than one sign there

By the Court

Do you need to answer it  
of the one sign that you did see where  
was it?

A I cannot tell exactly where it was  
either

Was it in the premises?

A It was in the room

And you saw that before you gave  
up your money to the man and  
got this ticket?

A Yes I saw it when I went in the  
place

And was that sign substantially the  
same as this one (showing)?

A Yes

And did that sign contain what  
were the words in it

34

A. Commissions exceeded at the race  
track.

Q. What did you understand the word  
commission to mean?

A. I didn't understand it to mean  
anything, when I was asked to pay  
it I did pay it.

Q. How many times did you get cards  
of this description (showing pictures)?

A. I can't tell you.

Q. One hundred times?

A. Oh no.

Q. Twenty five times?

A. A dozen.

Q. Do you mean to here the Court under  
stand that you had no knowledge  
of what the words commission meant  
at the time you paid the money in  
there?

A. No Sir. I didn't know what it was.

Q. Do you know now?

A. No Sir. I can't say that I do.

Q. Was it your understanding and  
were you not so informed that

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m bets would be taken at that place  
 daily by what the sign says  
 If you are not told by the man who  
 took your money and to whom  
 you paid it that bets would  
 be taken or made there, but on  
 payment of a commission it would  
 be sent to the race track and sent to  
 there?

A 910 Si was told nothing  
 of that you were to  
 pay for it

If he simply took your \$300 dollars  
 and handed you back your ticket  
 at the track one dollar and asked me  
 for 5 cents commission and gave me  
 the card back a 942

Mr Becker I offer the card in evidence  
 By the court admitted and marked  
 as Ex 100 in Evidence  
 How long were you in this place  
 A On that day half an hour  
 Q Did you have any conversation  
 about this bet other than you have

testified to?  
A name unknown

If you talked the matter over with Mr  
Cannerton before you went there didn't  
you?

A David

What did he direct you to do?  
Crossi

What did he tell you to do?  
A He told me to go to the place and  
come back to the office as soon as  
I made the test

What did he tell you to do when  
you went there, were you to go there  
for the purposes of securing evidence  
to convict these people

Mr Beecher objected to

Mr Hendrick's question with drawn

Q Did Mr Cannerton tell you <sup>that</sup> ~~that~~  
you were to go there either in words  
or in substance for the purposes of  
securing evidence upon which  
to convict the defendants

A He told me to go to the place and

37

Q Please the evidence and the tickets  
and bring them back to the office  
Q For what purpose

A That's all he told me  
Q What did he say  
A He would read the piece that after  
noon

Q And he wanted you to go there and  
get the evidence for that purpose  
A Yes Sir

Q Did he have any conversations  
with you as to the commission  
A Every time I bought a ticket I told  
him

Q Did you have any conversation  
with him about this piece before  
you went there in regard to the  
commission?

A No Sir

Q Every time you went over with  
one of the tickets you told him  
that you had to pay a commission?

A Yes Sir

Q Did you tell him so in this case?

38

Ayes Si

Q How do you state to myself and the court all that you told the Commission in relation to the Commission?

A Yes Si to the best of my knowledge here.

Q Is there anything else that you know about the matter pointing to the fact that this money was taken from you for the purposes of sending it to the race track?

A All that I know is he asked me 5 cents commission to send it down to the track.

Q To send the money down to the track?

A I guess so I had no conversation with the man that I bought it from except he asking me 5 cents for the

Q Five cents for what purpose?

A 5 cents commission please

Q Where did you get your knowledge

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that you have just spoken of, that  
the 5 cents commission was for  
the purposes of sending it to the track  
A Just by hearing people saying  
it was for that purpose  
Q In what pool room, this one?  
A In the Grandstand after  
Q So that you did know what that  
5 cents was for from what you  
had said?

Answer:

Q So that when you went to make  
the bet and you paid this 5 cents  
commission your understanding  
was that you paid it for the  
purpose of sending it to the race  
track?

A I don't understand you  
Q From what you have testified to  
your knowledge was that the  
5 cents commission was for the  
purpose of sending your money  
to the race track to be bet, that you  
learned in the pool room?

Q And heard it since.

Q Did not you know it before  
A No sir.

Q And you did not just learn it?

A I don't know just you the day.

Q Tell us as near as you can?  
A I know or so after the fact.

Q Now don't you know as a matter of  
fact that this commission was paid  
for the purposes of sending your  
money to the race track to be bet  
there for you, had you not been  
so informed in this pool room  
and in others on many occasions.

A I don't know whether it was to be  
sent out to the track or not, I know  
it to be bet and I bet it.

Q What did you understand it was for  
A I didn't understand it was for  
anything, but since I have learned  
what it was.

Q What did you say when you passed  
in this new mandem;

A What odds he will give on that?

41

Q What are they?  
A That is all  
Mr Beecher

I appear in evidence the ticket  
Red Elm

By the Court: admitted & marked.  
People's Ex 2.

By Mr Beecher.

Q This combination slip where did  
you find it?

A It was hanging up right close  
to the window where I paid the  
money in.

Q Where were many other persons there?  
A Quite a lot hanging as a thing.

Q You have been asked in regard  
to the commission! Do you know  
of any money having been sent  
to the race track as commission?

Mr Hendricks

Objected to as being immaterial  
& incompetent & irrelevant.

By the Court: Answer the question  
Mr Hendricks: Exception

POOR QUALITY  
ORIGINAL

0899

42

If you ask either of these men  
to send down to the race track  
the money that you bet there?  
Arossi



Anthony Courtner recalled  
by the defendant.

Q After hearing the last witness in  
relation to the signs being there  
what is your recollection as to the  
notice in regard to the Commission  
or bets?

A My impression is that it is just  
as the witness testified to.

Q I show you this card and ask you  
if you have any recollection of that  
being in there (showing witness  
card)?

A No sir I have not the faintest recol-  
lection <sup>of seeing</sup> of it there or in any other  
place.

Q Is it not a fact that is your recollection  
represented now, did not one of the  
men there call your attention to  
the cards there, and you told him  
you would not take them, and  
that he could take them for his  
part of the case.

A I have no further answer to make

44

Mr. Beecher

This is the people's case  
Mr. Mendon.

I propose to discuss the  
complaint as to both of the defen-  
dants, on the ground that there is  
no evidence sufficient, the court  
in believing, or assuming that  
a misdemeanor or crime has  
been committed, that as it appears  
by the testimony for the complainant  
the defendants were engaged in  
a legal occupation, that of  
common carriers, for the purpose  
of forwarding their money to bet  
upon the legalized race track,  
and secondly upon the ground  
that there is no proof that the  
horse or horses was or were run  
upon which it was claimed the  
bet was made.

Thirdly

There is no proof in the  
case that the races which it is

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alleged by the people was allowed to be run, was not a legal race or a legalized race track.

Fourth,

That the tickets produced of the memorandum of the contract shows conclusively that no bet was made and not bet having been made no record of it would be needed as a bet of that transaction.

Fifth

I move to discharge both of the defendants, and each one separately, and as to Marshall on the ground that there is absolutely no evidence in the case upon which he could be held for any thing

By the Court

Motion Denied

The Defendant's Exception

We want further Examination

Defendants held to bail in sum of \$500 further

POOR QUALITY ORIGINAL

0903

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Marshall and  
Thomas Henry

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

Charles Marshall and Thomas Henry

of a Misdemeanor, committed as follows :

The said Charles Marshall and

Thomas Henry, both —

late of the Fourth Ward of the City of New York, in the County of New York afore-  
said, on the twenty fourth day of February, in the year of our Lord  
one thousand eight hundred and ninety one, at the Ward, City and County aforesaid,  
did unlawfully keep a certain room in a certain building there situate,  
for the purpose of therein recording and registering bets and wagers, and of selling pools,  
upon the result of trials and contests of speed and power of endurance of beasts, to wit,  
horses ; 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 Charles Marshall and Thomas

Henry —

of a Misdemeanor, committed as follows :

The said Charles Marshall and

Thomas Henry, both —

**POOR QUALITY ORIGINAL**

0904

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, being then and there the *occupants* of certain *room* in a certain *Building* there situate, with force and arms did unlawfully and knowingly permit the said *rooms* to be used and occupied for the purpose of therein recording and registering bets and wagers, and of selling pools upon the result of trials and contests of speed, and power of endurance of beasts, to wit, horses; 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 *Charles Marshall and*

*Thomas Henry*

of a Misdemeanor, committed as follows:

The said *Charles Marshall and*

*Thomas Henry, both*

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, being then and there the *occupants* of a certain *room* in a certain *Building* there situate, with force and arms, did unlawfully therein keep, exhibit and employ, divers devices and apparatus (a more particular description whereof is to the Grand Jury aforesaid unknown) for the purpose of recording and registering bets and wagers, and selling pools upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

POOR QUALITY ORIGINAL

0905

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

THE PEOPLE OF THE STATE OF NEW YORK  
against  
*Charles Marshall*

And The Grand Jury <sup>aforesaid</sup> of the City and County of New York, by this indictment, accuse *Charles Marshall* and *Thomas Henry* of the CRIME RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said *Charles Marshall* and *Thomas Henry*

<sup>*Charles Marshall*</sup> late of the ~~First~~ <sup>*Fourth*</sup> Ward of the City of New York, in the County of New York, aforesaid, on the ~~fourth~~ <sup>*fourth*</sup> day of ~~February~~ <sup>*February*</sup>, in the year of our Lord one thousand eight hundred and ~~eighty nine~~ <sup>*eighty nine*</sup>, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did unlawfully record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one *Charles A. ...*

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Red ...* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *The Lane of ...* in the County of *Marion* in the State of *Virginia* and commonly called the *... Race Track*, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**POOR QUALITY ORIGINAL**

0906

~~First~~ <sup>Second</sup> Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Charles Marshall and*

*Thomas Young*

of the CRIME OF POOL SELLING, committed as follows:

The said *Charles Marshall and Thomas Young, both*

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, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, ~~with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold, to ~~one~~ and to divers other~~ persons, to the Grand Jury aforesaid unknown ~~a certain~~ <sup>divers</sup> pools upon the result of a certain trial and contest of speed and power of endurance of and between a ~~certain~~ <sup>divers</sup> horses called ~~\_\_\_\_\_ and divers other horses~~ (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at ~~de Tom of Spittlerbury~~ <sup>in the County of Madison</sup> in the State of ~~New Jersey~~ <sup>New York</sup> and commonly called the ~~Spittlerbury~~ <sup>Spittlerbury</sup> Race Track, and which said trials and contests ~~was~~ <sup>were</sup> had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trials and contests and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

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

0907

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Marten, William A.

**DATE:**

04/29/91



4006

**POOR QUALITY ORIGINAL**

0900

Witnesses:  
*D.P. Horn*

Counsel,  
Filed *29 April* 189  
Plends,

THE PEOPLE

vs.

*William A. Martens*

Grand Larceny, *Second Degree.*  
[Sections 528, 537, — Penal Code.]

*John A. [unclear]*

DE LANCEY NICOLL,  
District Attorney.

**A True Bill.**

*Edw. T. Griffin*  
*Foreman.*  
*Plender G. [unclear]*  
*S.P. [unclear] - R.B.M.*

POOR QUALITY ORIGINAL

0909

Police Court \_\_\_\_\_ District. Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 7 Union Square Oscar R. W. Norman  
occupation Jeweler Street, aged 39 years,  
deposes and says, that on the 18 day of April 1891 being duly sworn

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Two diamond rings of the value of one hundred and fifty 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 William Martin (name)

Deponent says that said defendant came to his place of business and represented that his niece who resided in Greenwich, Connecticut desired to purchase the aforesaid property which had been previously exhibited to them by deponent at his place of business No 7 Union Square in said City. Defendant then and there stated that he would return said property or the value thereof on April 20, 1891. Deponent relying upon the truth of the aforesaid false and fraudulent

Sworn to before me, this 18 day of \_\_\_\_\_ 1891  
Police Justice

POOR QUALITY  
ORIGINAL

0910

representation gave to said defendant  
the aforesaid property  
Defendant says that said defen-  
dant did not return said property  
or the value thereof as aforesaid  
Therefore defendant charges  
said defendant with larceny by  
taking said property with intent  
to deprive the true owner of the same

Sown to before me  
This 24 day of April, 1891  
Charles N. Fairton  
Police Justice

W. W. W. W. W.

**POOR QUALITY ORIGINAL**

0911

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

William Martin 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 Martin

Question. How old are you?

Answer. 45 years

Question. Where were you born?

Answer. U.S.

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

Answer. Cleveland Ohio: 6 years

Question. What is your business or profession?

Answer. Machinist

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  
William A. Martin.

Taken before me this 24  
day of April 1911  
Charles W. Tomber  
Police Justice.

POOR QUALITY ORIGINAL

0912

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Oscar W. Newman  
William Newman  
William Newman

Offence Larceny

Date April 24 1899

Jessie M. Justice  
Magistrate  
Supt. Carter  
1st Precinct  
Officer

Witness Samuel Platt

No. 4 John W. R. S.  
Street

No. 176. 73rd Street  
Street

Remond De Serey  
Street

No. 15 Madison Square  
Street

Sweeney T. Pratt  
43 1/2 5th St  
Street

Brooklyn St. Ormsby  
Street

1892 78, may  
Carr

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

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

Dated Apr 24 1899 Charles N. Hunter Police Justice.

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

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

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

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

555

POOR QUALITY  
ORIGINAL

0913

District Attorney's Office,  
City & County of  
New York.

1

July 13 1891.

CAPTAIN OR OFFICER IN COMMAND:

Dear Sir:

I desire to see Officer's Nugent  
& Oates attached to your command in  
April last in relation to the case of  
Wm. A. Marten  
sentenced April 20 1891 to 14  
year's and months imprisonment by Judge  
Marten

Please ask the officer to bring such information in  
relation to the case, and as to the previous record of the defendant  
as he may be enabled to  
obtain.

Yours truly,

Wm. N. Penney

WILLIAM N. PENNEY,

Secretary.

POOR QUALITY  
ORIGINAL

0914

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 A. Marten*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *William A. Marten*

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

The said *William A. Marten*

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

*two finger rings of the value of  
eighty dollars each*

of the goods, chattels and personal property of one *Oscar R. W. Worm*

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

*De Lancey Nicoll,  
District Attorney.*

09 15

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Maxisfield, Jesse

**DATE:**

04/09/91



4006

POOR QUALITY ORIGINAL

0916

If witnesses:

Walter France  
413 West 38th Street

*AS*

Counsel,  
Filed *9 April 1889*  
Pleads *9 May 13*

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

THE PEOPLE

vs.

*F*  
Jesse Mansfield

DE LANCEY WOOD,  
JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

*Ernest T. Clippis*

Foreman.

*April 16/91*

*Wm. H. ...*

POOR QUALITY ORIGINAL

0917

Police Court 2 District.

City and County { ss.:  
of New York,

Walter Francis

of No. 413 West 38 Street, aged 23 years,

occupation attend furnaces being duly sworn

deposes and says, that on the 3 day of April 1891 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Jessi Mayfield (now here) who wilfully and maliciously cut and stabbed deponent in the neck and body with a pen knife he then and there held in his hand at the time cutting deponent severally. Deponent further says that such assault was committed

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

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

Sworn to before me, this 4 day of April 1891 } Walter Francis

W. W. Matson Police Justice.

**POOR QUALITY ORIGINAL**

0918

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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. *Jessie Mayfield*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Texas*

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

Answer. *256 West 47 St 2 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 am not guilty  
Jesse Mayfield*

Taken before me this

*4*

day of *April* 188*9*

*H. M. ...*

Police Justice.

POOR QUALITY ORIGINAL

0919

0.

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

Police Court... 2  
 District,

489

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

Walter Spangels  
 413 West 38th

Jesse Macyfield

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Offence Assault  
 Felony

Dated April 4 1891

M. Mahon Magistrate

Rehder Officer

200 Precinct

Witnesses

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

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

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

\$ 1000 to answer

4.8.91  
 \_\_\_\_\_



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

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

Dated April 1 1891 M. Mahon Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0920

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jesse Maxfield

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

Jesse Maxfield

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

The said Jesse Maxfield

late of the City and County of New York, on the third day of April, in the year of our Lord one thousand eight hundred and eighty-nine with force and arms, at the City and County aforesaid, in and upon one

Walter Francis

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

with a certain knife which he the said

Jesse Maxfield in his right hand then and there had and held, the same being then and there a weapon and an instrument and weapon likely to produce grievous bodily harm, him, the said Walter Francis then and there feloniously did wilfully and wrongfully strike, beat, cut, stab, bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

POOR QUALITY ORIGINAL

0921

SECOND COUNT—

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

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

The said *Jesse Maxiefield*

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

said *Walter Francis*

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

the said *Walter Francis* *Jesse Maxiefield*

with a certain *knife* which *he* the said *Jesse Maxiefield*

in *his* right hand then and there had held, in and upon the neck and body of *him* the said *Walter Francis*

then and there feloniously did wilfully and wrongfully strike, beat, *cut, stab* bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Walter Francis* to the great damage of the said *Walter Francis* against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity

*De Ransey Nicoll*  
**JOHN R. FELLOWS,**  
District Attorney.

0922

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

May, Jules

**DATE:**

04/15/91



4006

POOR QUALITY ORIGINAL

0923

102.

Witnesses:

Benny Schulich  
Moe Schulich

Sam Fox  
L. M. Duran  
L. W. 42

done for complete  
also

Counsel, *[Signature]*  
Filed 15 day of April 1891  
Pleads,

THE PEOPLE

vs.

Jules May

[Section 528, and 531, Penal Code].  
(False Pretenses).  
~~Grand LARCENY, 2nd degree.~~

*[Signature]*  
Stedmaney Nichol,  
JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*  
April 16/91  
Foreman.  
*[Signature]*  
14 P. 1891  
*[Signature]*  
April 16/91

POOR QUALITY ORIGINAL

0924

Police Court

11<sup>th</sup> District.

Affidavit-Larceny.

City and County } ss:  
of New York,

of No. 123 West 54<sup>th</sup> Street, aged 34 years,  
occupation Tailor Benjamin Schurwich

deposes and says, that on the 16 day of March 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

One Overcoat of the value  
of Thirty Dollars  
(\$30.<sup>00</sup>/<sub>100</sub>)

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 Jules May from the fact.

that on the aforesaid day said  
defendant came to deponent and  
desired to take away the said property  
from deponent and offered in  
payment therefor a check or draft  
drawn on Morton, Bliss and Company  
Bankers in Nassau Street for the amount  
of Thirty Dollars in deponent's favor  
said check he defendant signed  
personally and stated to deponent  
that he had a deposit or account to  
his credit at said Bankers Company  
of the amount and value of Two  
Thousand Dollars and that said check

Sworn to before me, this  
day  
1891

Police Justice

POOR QUALITY ORIGINAL

0925

was good and would be honored on presentation <sup>for payment</sup> at said Bank, Kansas. Deponent believing said statements and representing to be true did receive and received and with said check in payment therefor.

Deponent further says that on presentation of said check ~~for~~ payment at said Bank payment therefor was refused and deponent subsequently went personally to said Bank and was there informed <sup>by the teller</sup> that said check was worthless and that ~~there was~~ <sup>no such person as</sup> Jules May did ~~not have~~ then or at any previous time have any account or deposit there.

Deponent further says that on March 21, 1891, deponent saw said defendant in premises 11-161 West 45 Street and showed defendant said check and told him it was worthless and asked defendant for the money whereupon said defendant did take said check and tear up and destroy the same and has refused up to date to give deponent the money therefor.

Deponent therefore charges said Jules May with having <sup>feloniously</sup> obtained said property from deponent by means of a <sup>felonious</sup> false and fraudulent check and asks that he may be dealt with as the law may direct.

sworn to before me this }  
8 day of April 1891

Benjamin Schlicht

Charles N. Haintor  
Police Justice

**POOR QUALITY ORIGINAL**

0926

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK. } ss.

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

*Jules May* 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. *Jules May*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer, *Paris, France*

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

Answer. *N<sup>o</sup> 210 West 47 Street & about 5 months*

Question. What is your business or profession?

Answer, *Reporter*

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*  
*Jules May*

Taken before me this  
day of *April* 1934  
*[Signature]*  
Petite Justice.

**POOR QUALITY ORIGINAL**

0927

Sec. 151.

Police Court 4 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Benjamin Edelstein of No. 123 West 54 Street, that on the 10 day of March 1887 at the City of New York, in the County of New York, the following article to wit:

One Overcoat  
of the value of thirty Dollars,  
the property of Jules Mary  
w. taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Jules Mary

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the bod of the said Defendant and forthwith bring him before me, at the 4 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 8 day of April 1887  
Charles H. Hinton POLICE JUSTICE.

**POOR QUALITY ORIGINAL**

0928

Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated ..... 188

Magistrate

*W. Collins* Officer.

The Defendant *Jules May*  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated *April 9* 188*9*

This Warrant may be executed on Sunday or at  
night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated

188

Police Justice.

The within named

*Apr 18 French - Rec 210, W 42. R*

POOR QUALITY ORIGINAL

0929

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

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

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

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

\$1000  
1284

Police Court... District.

THE PEOPLE, vs.

ON THE COMPLAINT OF

*Henry Schuchman*

*123, 1891*

*Police Mag*

Offence *Larceny*

1  
2  
3  
4

Dated *April 9 1891*

Magistrate.

*W. L. ...*

Officer.

Precinct.

Witnesses *Henry Schuchman*

No. *123* Street.

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

No. *1000* Street.

*W. L. ...*

RECEIVED  
MAY 1891  
POLICE COURT  
DISTRICT

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prisons of the City of New York, until he give such bail.

Dated *April 9 1891* Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0930

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

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Jules May*

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

*Jules May*

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

The said *Jules May*

late of the City of New York, in the County of New York aforesaid, on the *sixth*  
day of *March*, in the year of our Lord one thousand eight hundred and  
*eighty nine* at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *one Benjamin S. Sauter*

of the proper moneys, goods chattels and personal property hereinafter mentioned, and of  
the use and benefit thereof, and to appropriate the same to *his* own use, did then and  
there feloniously, fraudulently and falsely pretend and represent to *the said*  
*Benjamin S. Sauter*.

That a certain paper within the contents  
to be a *check* drawn by the said  
*Jules May* upon a certain *Bank of New York*  
*Branch at New York, Ohio and Company*  
for the sum of *one hundred dollars*, of  
more particular description of which said  
paper writing is to the Grand Jury of said  
County and cannot now be given for the  
reason that the same has been destroyed

POOR QUALITY ORIGINAL

0931

by the said *Jules May* which said paper  
with of the said *Jules May* then and  
there produced and delivered to the said  
*Benjamin Schlichter*, was then and there  
a good and valid order for the payment of  
money, and was then and there of the value  
of thirty dollars;

And the said *Benjamin Schlichter* —

then and there <sup>there</sup> believing the said false and fraudulent pretenses and representations so made  
as aforesaid by the said *Jules May* —

and being deceived thereby, was induced, by reason of the false and fraudulent pretenses and  
representations so made as aforesaid, to deliver, and did then and there deliver to the said  
*Jules May* one hundred of the value  
of thirty dollars;

of the proper moneys, goods, chattels and personal property of the said

*Benjamin Schlichter* —

And the said *Jules May* —  
did then and there feloniously receive and obtain the said proper moneys, goods, chattels, and  
personal property, from the possession of the said *Benjamin Schlichter*,

by color and by aid of the false and fraudulent pretenses and representations aforesaid, with  
intent to deprive and defraud the said *Benjamin Schlichter* —

of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said *paper money* which  
the said *Jules May* was aforesaid  
then and there produced and delivered to  
the said *Benjamin Schlichter*, was not then

**POOR QUALITY ORIGINAL**

0932

and there a good and valid order for the  
payment of money, and was not then  
and there of the value of fifty dollars,  
of any value whatever, but was then and  
there wholly worthless.

*[Large handwritten scribble]*

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said *Jules May*  
to the said *Benjamin Schick* was and were  
then and there in all respects utterly false and untrue, as *he* the said  
*Jules May*  
at the time of making the same then and there well knew.

And so the Grand Jury Aforesaid, do say that the said  
*Jules May*  
in the manner and form aforesaid, by the means aforesaid, the said ~~proper moneys~~ goods,  
chattels and personal property of the said *Benjamin Schick*,  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

*John R. Fellows*  
**JOHN R. FELLOWS,**  
District Attorney.

0933

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

Mayer, Charles

**DATE:**

04/20/91



4006

POOR QUALITY ORIGINAL

0934

176 H. Chapin

Counsel,  
Filed  
Pleads,  
1891

THE PEOPLE  
vs.  
Charles Moyer  
I  
Forgery in the Second Degree.  
[Sections 511 and 521, Penal Code.]  
(Indorsement, etc.)

John R. Fellows  
District Attorney.

A True Bill.

Edmund P. Sullivan  
Foreman.

Jay G. Jett  
R. G. S. Mors  
Feb 18 1891

Witnesses:

Alfred W. Chantry  
Central Office  
Ready.

Seen for  
Mrs Ryan  
105. Blecker St  
Dep to 1 March  
M. A. Cummings  
167 Chace St  
at March

Attest  
I am the person to  
who has been good  
The next person  
which was able to  
check was seen  
P.V.

POOR QUALITY ORIGINAL

0935

Police Court 2 District. Affidavit-Larceny.

City and County of New York, ss:

John Carley  
of No. 493 Eighth Avenue Street, aged 50 years,  
occupation Furniture Dealer being duly sworn,  
deposes and says, that on the 4<sup>th</sup> day of March 1890 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

A quantity of furniture of the value  
of Three hundred and four <sup>83</sup>/<sub>100</sub> dollars  
and good and lawful money of the  
United States of the value of Two hundred  
dollars.

All of the value of Five hundred  
and four <sup>83</sup>/<sub>100</sub> dollars  
the property of deponent

Sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 1890

Police Justice

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 Charles Meyer (now here) for the  
reasons that on said day the  
defendant negotiated with deponent  
to purchase the aforesaid property  
and did with intent to deprive  
and defraud deponent of said  
furniture, purchase the same  
and in part payment thereof pre-  
sented to deponent the annexed  
check drawn by the Bank for Savings  
upon the Manhattan Company to the  
order of James Knowles <sup>for the sum of four hundred and fifty dollars</sup> that said  
check was endorsed by said Knowles  
to pay to the order of Moses Meyer  
and is further endorsed by Moses

Mayer to the order of Charles Meyer, the defendant (now here) The defendant represented to deponent that he was the lawful owner and holder of said check and entitled to the face value thereof by reason of being the last endorsee and deponent believing said representations to be true accepted said check with the understanding that deponent should credit the defendant with the sum of \$250.<sup>00</sup> on the purchase of said furniture and give the defendant the remainder to wit \$200.<sup>00</sup> in cash. Deponent believing the representations as of a true owner gave the defendant said two hundred dollars and subsequently delivered said furniture to the defendant.

Deponent caused said check to be presented for payment but payment was refused for the reason that payment had been stopped. Deponent is informed by James Knowles now here the original payee that the payment of said check was stopped for the reason that the subsequent endorsement of Moses Mayer is a forgery and that the defendant Charles Meyer is not entitled to the money called for in said check.

Wherefore deponent charges the defendant with obtaining said property by means of false and fraudulent representations.

Sworn to before me  
this 7<sup>th</sup> April, 1891

Polie Juskei

POOR QUALITY ORIGINAL

0937

Deponent endorsed said check and deposited it in the West Side Bank where he has an account and received credit therefor. Subsequently, said check was returned to deponent by said Westside Bank upon the ground that the Manhattan Bank claims that the previous endorsement purporting to be the signature of Moses Mayer, is a forgery and deponent by reason of his subsequent endorsement guaranteed the previous endorsement to be being genuine, and the amount which was credited has been cancelled. Deponent is informed by James Knowles now here that the endorsement of Moses Mayer is a forgery and that the defendant is not entitled to it. Wherefore deponent charges the defendant with obtaining said property by means of said false representations.

John Early

Deponent to before me  
 this 7<sup>th</sup> day of June, 1891  
 H. H. ...  
 Justice of the Peace

POOR QUALITY ORIGINAL

0938

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James Knowles*  
aged *53* years, occupation *Accountant* of No. *67* *Bleeker* Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of *John Carley* and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this *7* day of *April* 18*94*,

*James Knowles*

*A. J. McMahon*  
Police Justice.

POOR QUALITY ORIGINAL

0939

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer *Charles Mayer*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *226 West 16 St. 7 months*

Question. What is your business or profession?

Answer. *Seafaring*

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*

*Charles Mayer*

Taken before me this

day of *Sept* 189*7*

*H. J. McMahon*

Police Justice

POOR QUALITY ORIGINAL

0940

BAILED,  
 No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_  
 No. 5, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court

District

491

THE PEOPLE, v. c.,  
ON THE COMPLAINT OF

*John Barley*  
 473<sup>rd</sup> Avenue  
*Charles Meyer*  
 473<sup>rd</sup> Avenue

2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Offence: Forgery of endorsement

*Paul J. ...*

Date: April 7 1891

M. McMahon, Magistrate.

Made & M. McMahon

Witness: J. J. ...

No. 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

No. 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

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

*Defendant*

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

Dated *April 7* 1891 *M. McMahon* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0941

Bank for Savings  
in the City of New York.

Supply No. 869

Bank for Savings.  
New York, 3 March 1890

Cashier of the Manhattan Company.

Pay to James Newell Accountant or order  
Four hundred & fifty dollars Dollars

\$ 450.00

Minid Trust Attending  
Committee.

Andrew A. Moser, Stationer, N.Y.

POOR QUALITY  
ORIGINAL

0942

Pay to order of  
Moses Mayer  
James Knowles  
Acct

Pay to order of  
Charles Mayer

+ Moses Mayer  
Pay to the order  
of J. Carley.

Charles Mayer  
Carley

POOR QUALITY ORIGINAL

0943

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK, against

Charles Mayer

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

Charles Mayer

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

The said Charles Mayer,

late of the City of New York, in the County of New York aforesaid, on the 10th day of March, in the year of our Lord one thousand eight hundred and ninety, at the City and County aforesaid, having in his custody a certain instrument and writing, to wit: an order for the payment of money,

which said order for the payment of money is as follows, that is to say:

"Supply No. 262 Charles Mayer New York, 3 March 1890 Paid to the Manhattan Company, Cash to James Knicker account on order from hundred & fifty dollars - Dollars, \$450.00 Meritt Knicker attending committee."

on the back of which said order there was then and there written a certain endorsement as follows, to wit: "Cash to the order of Charles Mayer - James Knicker Cash"

the said Charles Mayer,

afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in forging on the back of the said order for the payment of money and hence the endorsement as set forth, a certain instrument and writing commonly called an endorsement, which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

"Cash to the order of Charles Mayer Charles Mayer"

with intent to defraud, 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 *Charles Manger* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *Charles Manger*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid having in *his* possession a certain instrument and writing,

*to wit: an order for the payment of money,*

which said *order for the payment of money* is as follows, that is to say:

"*Supply No. 269* *Order for Payment*  
*New York, 3 March 1890*  
*Pay to the Manhattan Company,*  
*Bank of James Mander Account or order*  
*Two hundred & fifty dollars — Dollars*  
*\$450 #* *Manhattan Attendance Committee"*

on the back of which said order for the payment of money there was then and there written a certain endorsement as follows, to wit:

"*Pay to order of*  
*Moses Manger*  
*James Mander*  
*act"*

and on the *back* of which said *order for the payment of money*, there was then and there written a certain forged instrument and writing commonly called an endorsement of the said last-mentioned *order for the payment of money* which said forged instrument and writing, commonly called an *endorsement* is as follows, that is to say:

"*Pay to order of*  
*Charles Manger*  
*Moses Manger*"

with force and arms, the said forged *endorsement* then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he*, the said *Charles Manger*, then and there well knowing the premises, and that the said *endorsement* was forged, 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.

*James M. Hill*  
JOHN R. FELLOWS,  
District Attorney.

0945

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

McCabe, Michael

**DATE:**

04/20/91



4006

POOR QUALITY ORIGINAL

0946

10th. a

Counsel, *John A. Meyers*  
Filed *20th* day of *April* 1897  
Plends *Michael Mc Cabe*

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

THE PEOPLE

vs.

*R*  
*Michael Mc Cabe*

DE LANCEY NICOLL  
JOHN R. FELLOWS

District Attorney.

A True Bill.

*Ernest Giffin*

*Subscribed and sworn to before me on April 24, 1897.*  
*Foreman.*  
*Filed and registered.*

Witnesses;

*P. Powers*  
*Alfred W. Hutchins*  
*Hubert*

POOR QUALITY ORIGINAL

0947

Police Court— / District.

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

Patrick Powers

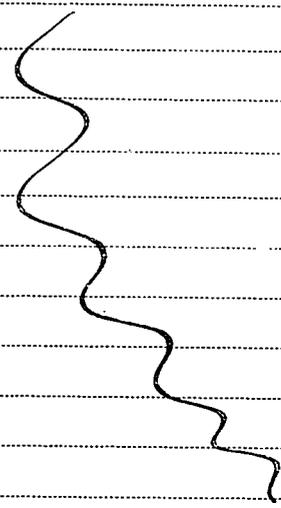
of No. 288 Front Street, aged 20 years,  
occupation Barrender being duly sworn

deposes and says, that on 26 day of March 1887 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Michael M. Cate. (now 4-15)

Who did cut and stab deponent  
in both legs with a pocket  
knife



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

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

Sworn to before me, this 13 day } Patrick Powers  
of April 1887 }

J. Millard  
Police Justice.

**POOR QUALITY ORIGINAL**

0948

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Michael McCabe*

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. *Michael McCabe*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *Buffalo N.Y. U.S.*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*

Taken before me this 13 day of 1881

*[Signature]*  
Police Justice.

*Michael McCabe*

POOR QUALITY ORIGINAL

0949

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

Police Court... District 1

THE PEOPLE, etc.  
ON THE COMPLAINT OF

*James P. Dowse*  
 288 W. 57th St  
 1 *Michael W. Carr*

Offence *Fel. Assault*

Dated *April 13<sup>th</sup> 1891*

*Robert* Magistrate.  
*Robert* Officer.  
 Precinct.

Witnesses \_\_\_\_\_

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

*1000* to answer  
*JS* Street \_\_\_\_\_  
*Carr*

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *10* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *April 13<sup>th</sup> 1891* *J. M. ...* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0950

Police Department of the City of New York.

Precinct No. ....

New York, Apr. 5 1891

Patrick Powers is still unable to  
leave the hospital but will  
probably be able to in a few  
days.

A. F. Stone M.D.  
House Surgeon.

Bellevue Hospital, Apr 8 '91

Patrick Powers is still  
unable to leave the hospital

A. F. Stone M.D.  
House Surgeon.

POOR QUALITY ORIGINAL

0951

Bellevue Hospital Apr. 7 '91

Patrick Powers is not quite able to leave the hospital

S. F. Stone M.D.

Bellevue Hospital Apr. 3 '91

Patrick Powers is still unable to leave the hospital, but is improving slowly.

S. F. Stone M.D.  
House Surgeon

Police Department of the City of New York.

Precinct No. ....

New York, Apr. 1 1891

Patrick Powers is going nicely but is still unable to leave the hospital.

S. F. Stone M.D.

POOR QUALITY  
ORIGINAL

0952

Police Department of the City of New York.

Precinct No. ....

New York, March 27 1891

Pat. Powers has 2 stab wounds,  
one on each thigh, which are  
doing well -

H. L. Stone M.D.

The Society of the New-York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, March 27<sup>th</sup> 1891.

Patrick Powers of 288 Front St.  
has received a severe stab  
wound in the right thigh and  
is not in a condition to  
appear in court today -

Joseph R. Callahan

House Surgeon -

POOR QUALITY  
ORIGINAL

0953

Police Department of the City of New York.

Precinct No. ....

New York, March 30 1891

Patrick Powers is improving  
finely & will probably be  
able to go out the end of  
the week.

A. F. Stone M.D.

POOR QUALITY ORIGINAL

0954

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1<sup>st</sup> DISTRICT.

William C Whitehurst  
of No. 4<sup>th</sup> Precinct Police Street, aged \_\_\_\_\_ years,  
occupation Police Officer being duly sworn deposes and says,

that on the 26 day of March 1889

at the City of New York, in the County of New York, he arrested Michael McCabe (now here), on the complaint of Patrick Powers, charging him with having committed an assault on said Powers. And deponent further says that the said Powers is confined to the New York Hospital in consequence of said assault, and is unable to appear in Court.

Deponent therefore asks that the said McCabe may be held to await the result of injuries or until said Powers can appear in Court  
William C Whitehurst

Sworn to before me, this 26 day of March 1889

Charles W. Smith  
Police Justice

POOR QUALITY ORIGINAL

0955

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

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Michael McCabe*

AFFIDAVIT.

Dated *March 27* 188*9*

*Samuel* Magistrate.

*Whelan* Officer.

Witness, \_\_\_\_\_

Disposition, \_\_\_\_\_

*Without bail*  
*Committed to await inquiries*  
*Ex March 28-1891-9 AM*  
*Adj. to March 30-91-9 AM*  
*Adj. to April 1-91-9 AM*  
*Adj. to April 3-91-9 AM*  
*Adj. to April 4-91-9 AM*  
*Adj. to April 5-91-9 AM*  
*Adj. to April 7-1891-9 AM*  
*adj April 9<sup>th</sup> 9 AM*  
*Adj April 10<sup>th</sup> 9 AM*  
*Adj. April 12 9 AM*

*The Justice presiding to*  
*hereby authorized to hear*  
*and determine the within*  
*case by reason of my*  
*absence -*  
*Samuel Magistrate*  
*April 5/91 Robert Jones*

POOR QUALITY ORIGINAL

0956

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK, against

Michael Mc Cabe

The Grand Jury of the City and County of New York, by this indictment, accuse Michael Mc Cabe of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Michael Mc Cabe

late of the City of New York, in the County of New York aforesaid, on the twenty-seventh day of March in the year of our Lord one thousand eight hundred and ninety-one; with force and arms, at the City and County aforesaid, in and upon the body of one Patrick Powers in the Peace of the said People then and there being, feloniously did make an assault and to, at and against him the said Patrick Powers, with a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Michael Mc Cabe in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent him the said Patrick Powers thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Michael Mc Cabe of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Michael Mc Cabe

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Patrick Powers in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said Patrick Powers, with a certain knife a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said Michael Mc Cabe in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

0957

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

McCaul, Owen

**DATE:**

04/02/91



4006

POOR QUALITY ORIGINAL

0958

699/1069

Counsel

Filed

189

Pleas,

*John W. Deane*  
*April 6*

THE PEOPLE

vs.

*B*

*Owen McCaul*

*March 9*

Let this be returned to the  
Sessions for trial, by request  
of Counsel for Defendant.

VIOLATION OF EXCISE LAW.  
(Selling to Minor).  
[Section 290, Pennl Code, sub. 8.]

SEALING OFFICE

JOHN R. FELLOWS

District Attorney

A True Bill.

*Alfred L. ...*

Foreman.

*March 16, 1899*  
*John W. Deane*

Witnesses:

*John W. Deane*

**POOR QUALITY  
ORIGINAL**

0959

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Owen McPaul

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

accuse Owen McPaul

of a MISDEMEANOR, committed as follows :

The said Owen McPaul

late of the City of New York, in the County of New York aforesaid, on the  
Twelfth day of March in the year of our Lord  
one thousand eight hundred and ninety one, at the City and County aforesaid,  
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one  
Thomas Foley who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
Fourteen years, against the form of the statute in such case made and provided, and  
against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,  
JOHN R. FELLOWS,

*District Attorney.*

0960

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

McCollom, Bernard

**DATE:**

04/09/91



4006

POOR QUALITY ORIGINAL

0961

*Lancey a*

Counsel,  
Filed *21st April* 1891  
Pleaded *21st July 10*

Grand Larceny *Sec 528, 531* Degree. [Sections 528, 531, — Penal Code.]

THE PEOPLE

vs.

*Bernard McCollom*

DE LANCEY NICOLL,

District Attorney.

A True Bill.

*Ernest T. Griffin*  
*Sept 2 - 1891*  
*Ernest T. Griffin*  
*Chief and Deputized*

Witnesses:

*H. L. Farrell*  
*133rd Street*  
*Officers Ellis*  
*33rd Street.*

POOR QUALITY ORIGINAL

0962

Police Court

6th District.

Affidavit—Larceny.

City and County of New York, ss.

of No. 247 1/2 3rd St Street, aged 42 years, occupation Retired Merchant being duly sworn

deposes and says, that on the 11th day of February 1889 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property viz:

One Horse and Gig of the value of Three hundred and seventy five dollars

the property of this 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 Bernard McCollom (now here) under the following circumstances: On or about the 11th day of last February deponent was then residing in Westchester Co, gave him his horse and gig to take to Lunsen's Livery Stable, 159th St & 3rd Av; while deponent keeps his horses on hire. The said McCollom failed to bring the said property there and willfully maintains that said property to the detriment and loss of this deponent.

James L. O'Sullivan

Sworn to before me, this 12th day of February 1889, at the City of New York, Police Justice.

**POOR QUALITY ORIGINAL**

0963

Sec. 198-200.

*6th*

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Bernard M. Collom* being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is in *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. *Bernard M. Collom.*

Question. How old are you?

Answer. *31 years old.*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *2487 2nd Av; 2 years.*

Question. What is your business or profession?

Answer. *Brook.*

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. *Saw not guilty.*

*Barney M. Collom*

Taken before me this  
day of *Sept* 190*6*  
*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0964

BAILED,

No. 1, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street \_\_\_\_\_

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

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

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

Police Court... District...

THE PEOPLE, &c.,  
ON PETIT COMPLAINT OF

*William J. Farrell*

*Bernard M. Collins*

Offence ~~Substantive~~  
*Larceny, Felony.*

Dated *March 29 1899*

*Robert W. Collins*  
Magistrate

Witnesses *Geo. O'Farrell*



No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ 1500.00  
*10 minutes*  
*4.5*

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

*Bernard M. Collins*

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

Dated *March 29 1899* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0965

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Bernard Mc Collom*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Bernard Mc Collom*

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

The said *Bernard Mc Collom*

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

*one horse of the value of  
two hundred and fifty dollars  
and one vehicle, to wit: one gig  
of the value of one hundred and  
twenty-five dollars*

of the goods, chattels and personal property of one *William L. Farrell*

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

*De Lancey Nicoll,  
District Attorney.*

0966

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

McCrystal, John

**DATE:**

04/24/91



4006

POOR QUALITY ORIGINAL

0967

Counsel  
Filed 24 day of April 1891

Pleads, *John McCrystal*

50 THE PEOPLE vs. B  
357 *John McCrystal*  
VIOLATION OF EXCISE LAW  
(Section 290, Penal Code, sub. 3.)

JOHN R. FELLOWS,  
District Attorney.

Part III May 12 1891 -  
Pleads Guilty

A True Bill

*Ernest D. Sullivan*

Foreman,  
*June 20 1891*

Witness:  
*Wm A Finn*

As appearing that  
~~double of~~ *John McCrystal* in  
this case was of  
repute for family and  
and not one of the  
the District Attorney recommending  
the Court to punish the  
defendant *John McCrystal* when  
his party in a plea

*Ernest D. Sullivan*  
May 13, 1891  
McCrystal Clerk  
Dist. Ct. 1891

POOR QUALITY  
ORIGINAL

0968

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

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

New York, April 23<sup>rd</sup> 1891.

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

*The People  
against  
John Mc Crystal*

*Notice of Prosecution.*

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

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

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

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

POOR QUALITY  
ORIGINAL

0969

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

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

New York, April 23<sup>rd</sup> 1891.

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

*The People  
against  
John Mc Crystal*

*Notice of Prosecution.*

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

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

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

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

**POOR QUALITY ORIGINAL**

0970

**N. Y. GENERAL SESSIONS**

THE PEOPLE



*James J. Conroy*  
CRUELTY TO CHILDREN.

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,  
*President, &c.*

POOR QUALITY ORIGINAL

0971

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Janiel F. Mc Mahon a Police Justice of the City of New York, charging John Mc Crystal Defendant with the offence of Selling to liquor liquor to minors.

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned.

We, John Mc Crystal Defendant of No. 38-7 West 37<sup>th</sup> St Street; by occupation a Liquor Dealer and Peter Mc Lowan of No. 421 West 44<sup>th</sup> St Street, by occupation a liquor dealer Surety, hereby jointly and severally undertake that the above named John Mc Crystal Defendant shall personally appear before the said Justice, at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of One Hundred Dollars.

Taken and acknowledged before me, this 9 day of April 1891 } John Mc Crystal  
Peter Mc Lowan  
W. T. M. M. M. M. POLICE JUSTICE.

POOR QUALITY ORIGINAL

0972

CITY AND COUNTY OF NEW YORK } ss.

Sworn to before me, this 9th day of April 1891.

Police Justice

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Five Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of house and lot 421 West 144th Street worth 5,000 True and clear

Peter Mc Gowan

Peter Mc Gowan

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the ..... day of ..... 18

Justice.

**POOR QUALITY ORIGINAL**

0973

2<sup>d</sup> District Police Court.

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

*William A. Fin*

of Number *100 East 23<sup>d</sup> Street* being duly sworn,  
deposes and says, that on the *8<sup>th</sup>* day of *April* 1891, at the  
City of New York, in the County of New York, *at a certain*

*liquor saloon situated at the South West corner of 40<sup>th</sup> Street and Fifth Avenue in said City of New York, one John M. Crystal (now present) did then and there unlawfully sell and deliver a quantity of a certain malt liquor commonly called lager beer, to wit, one pint of lager beer to one Christopher Liety, the said Christopher Liety being then and there a child actually and apparently under the age of sixteen years, to wit, of the age of fourteen years in violation of Section 290 of the Penal Code of the State of New York*

Wherefore the complainant prays that the said *John M. Crystal*

may be ~~apprehended, arrested and~~ dealt with according to law.

Sworn to before me, this *9<sup>th</sup>*  
day of *April* 1891.

*William A. Fin*

Police Justice.

POOR QUALITY ORIGINAL

0974

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John M. Crystal*

Question. How old are you?

Answer. *50 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *357 West 37<sup>th</sup> St. 6 months*

Question. What is your business or profession?

Answer. *Liquor dealer*

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

Answer. *I am not guilty - if held I demand jury trial*

*John M. Crystal*

Taken before me this

*9<sup>th</sup>* day of *April* 188*9*

*M. M. M. M. M.*

Police Justice.

POOR QUALITY ORIGINAL

0975

BAILIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

*John M. Younan*  
491 West 44th St.

Street

Street

Street

Street

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William A. Funn*  
400 East 22d St.

*John M. Younan*

Offence *Selling liquor to a minor*

Dated

*April 9 1891*  
*John M. Younan*  
Magistrate.

*John M. Younan*  
Officer.

*SP 66*  
Precinct.

Witness

No.

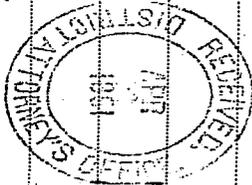
No.

No.

No.

No.

*John M. Younan*  
to answer  
*April 9 1891*  
Street.



*John M. Younan*  
to answer  
*April 16 1891*  
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

*defendant*

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

Dated *April 9 1891* *John M. Younan* Police Justice.

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

Dated *April 16 1891* *John M. Younan* Police Justice.

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

Dated *April 16 1891* *John M. Younan* Police Justice.

POOR QUALITY  
ORIGINAL

0976

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John McCrystal*

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

accuse

*John McCrystal*

of a MISDEMEANOR, committed as follows:

The said *John McCrystal*  
late of the City of New York, in the County of New York aforesaid, on the  
*eight* day of *April* in the year of our Lord  
one thousand eight hundred and ninety *one*, at the City and County aforesaid,  
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one  
*Christopher Sietz* who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
*fourteen* years, against the form of the statute in such case made and provided, and  
against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,

*District Attorney.*

0977

**BOX:**

434

**FOLDER:**

4006

**DESCRIPTION:**

McDermott, John

**DATE:**

04/24/91



4006

0978

*R.A. Channing*

Counsel,  
Filed *24* day of *April* 189*1*

Pleads,

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday)  
(III Rev. Stat. (7th Edition), Page 1989, Sec. 5.)

THE PEOPLE

vs.

*B*

*John McDermott*

*June 27/91*

*F*

JOHN R. FELLOWS,

District Attorney.

*191-1*

A True Bill.

*Ernest C. Griffin*

*F* Foreman.  
*April 28/91*

Witnesses:

*Officer Keating*  
*1st Precinct*

POOR QUALITY  
ORIGINAL

0979

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John McDermott

The Grand Jury of the City and County of New York, by this indictment, accuse John McDermott of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said John McDermott late of the City of New York, in the County of New York aforesaid, on the fourth day of July in the year of our Lord one thousand eight hundred and eighty nine, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

*District Attorney.*