

0492

BOX:

73

FOLDER:

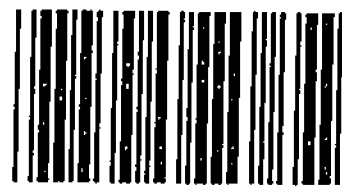
823

DESCRIPTION:

Featherstone, Ellsworth

DATE:

08/16/82



823

0493

BOX:

73

FOLDER:

823

DESCRIPTION:

Hanlon, James

DATE:

08/16/82



823

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WITNESSES.

W. H. [unclear]
Kinging for [unclear]
Counsel, *Wm. W. [unclear]*
Filed *16* day of *Aug* 188 *2*
Pleads, *Chattel* (17)

THE PEOPLE
vs.
Ellsworth [unclear]
James [unclear]
[Signature]
INDICTMENT
Lawrence from the Person.

JOHN McKEON,
22 Sept 20. 1882
Both tried & acquitted.
A True Bill.
M. G. Church Foreman.
[Signature]

0495

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Elsworth Featherstone
James Flanlon

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

Elsworth Featherstone and
James Flanlon
of the CRIME OF LARCENY (from the person)

committed as follows:

The said Elsworth Featherstone and
James Flanlon

late of the First Ward of the City of New York, in the County of New York,
aforesaid, on the ~~twenty ninth~~ day of July in the year of our Lord
one thousand eight hundred and eighty- two, at the Ward, City and County
aforesaid, with force and arms one watch of the value
of twenty five dollars.

of the goods, chattels and personal property of one August Quorst
on the person of the said August Quorst then and there being found,
from the person of the said August Quorst then and there
feloniously did steal, take and carry away, against the form of the Statute in such case
made and provided, and against the peace of the People of the State of New York, and
their dignity.

JOHN McKEON, District Attorney.

0496

Yonkers, Sept. 20/
82

Hon John M^c. Keon,
Sir!

This is to certify that I
have known the young
man, James Hamlen, for
a number of years, during
which time I have found
him to be, an honest, peacea-
ble, and law abiding citi-
zen, which fact urges me
to declare without hesita-
tion, that he is in my
opinion wholly innocent
of the crime of which
he is accused.

I deeply sympathize with
this young man and

0497

his family in their trouble,
which trouble is intensi-
fied, by the fact of their
being fully convinced,
that the punishment
he is receiving is totally
undeserved.

Very Respectfully,
Val. H. Brown.

0498

b66

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

*Alfred Edward
Schuyler & Sons
Lawrence & Sons
James & Paulson*

Offence, *Larceny from Person*

Dated *31 July* 188 *2*

William J. White Magistrate.

Wm. A. Kline Officer.
35 West Street

Clerk

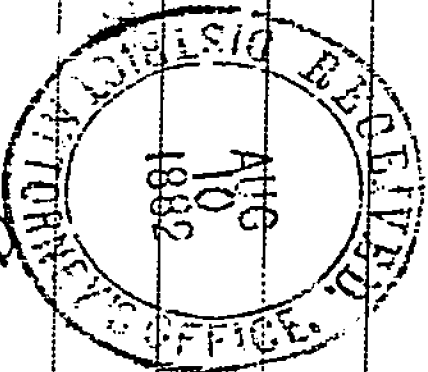
Witnesses, *Alfred Edward*

No. *100* to answer *each*

No. *100* to answer *each*

No. *100* to answer *each*

Alfred Edward



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

Edward H. Traskstone & James Paulson
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 *4 August* 188 *2* *Andrew White* Police Justice.

I have admitted the above named *Edward H. Traskstone* to bail to answer by the undertaking hereto annexed.

Dated *4 August* 188 *2* *Andrew White* Police Justice.

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

Dated _____ 188 _____ Police Justice.

0499

City & County
of New York ss

James Hanlon of Yonkers
being sworn and examined
in his own defence. says. Saw
21 years of age. and a latter. I
was on an excursion last
Saturday with Featherstone John
Cope. Michael Daley. Thomas
Quigley & William Kelly. I don't
remember seeing Quost on board
the barge that day. I spent the
day in Company with Featherstone
I did not. Albert Frank on the
barge. The first I saw him was
in the Station House in Yonkers.
I remained forward almost
all the time I was on board in
company with all of them. Could not
say what time I left Featherstone
to have a dance up stairs. I saw
positive. I did not see Quost on
board. I and Cope got on the
train at Riverdale - I heard
nothing of a match being stolen
until I was arrested.

Given before me
this 3rd day of August 1892
James Hanlon
Police Justice

James Hanlon

0500

City & County
of New York, Es.

Michael J. Daley
No 57 South Broadway Yorkers.
a hatter by trade. 2 1/2 years
of age being sworn for the de
fence says. I work at my
trade in Yorkers. I was on the
picnic on Saturday with
Featherstone, Quigley, Cooper
& Haulan. Featherstone was
in my company all day. With
the exception of a few minutes
at a time, and was never out
of my sight. Featherstone had
on the same suit that he now
wears. except the hat and
shirt. He had on a black derby
hat. and a blue shirt with a
large neck tie over it. Our party
went and board about 10 AM.
and got back about 7 P.M.
took the 7.20 train. Featherstone
was at the depot. There was no
straw hat worn by our party.
I heard nothing that day about
a cratch being stolen. I took
particular notice of Featherstone

0501

fearing he would get in a fight as there was one started that day.

By the Court. I was down stairs most of the day - and when, I went up Featherstone went up also. I work for Mr C Waring. for 7 or 8 years but not steady. The last 2 months I took care of sewings in Ecclesior Grove when ever they have an excursion. I saw Quors on the barge but cant remember any particular place. I am positive Featherstone didnt have a meat board on that boat. He is not a companion of mine.

From before me
this 3rd day, 1883
Arthur White
Police Justice.

Michael Daly
Mark

City County,
 of New York, I, William Kelly
 of 46 St Mary's Street, City of
 Yonkers. laborer in the employ
 of the Department of Public
 Works. aged 25 years. being duly
 sworn and examined for the defence
 I know defat Featherstone
 and was with him on the ex-
 cursion last Saturday. met
 him at the depot in Yonkers.
 and came from there with him
 on the train. bet 8 & 9 A.M. went
 on the boat with him. Daly.
 Cooper. Haulan. Featherstone
 and Sampson. I was with
 Featherstone the most of the day.
 was not I believe out of his com-
 pany 5 minutes. I was on the
 bow of the lower deck of the
 boat with Cooper. Featherstone
 Daly & Haulan. The boat was
 about at the Battery at the
 time. Did not see Featherstone
 take a match from any one that
 day. He remained in our company
 until the boat landed. when we

all got off together. He had on a coat, black Stiff hat, blue shirt with stars on the collar, and a tie. The shirt did not lace in front. I know a man named Donohue, he was on the excursion. He had on light pants, and a black Stiff hat. Couldnt see his shirt on account of his tie. I am positive Featherstone didnt wear a straw hat that day. He didnt change his hat that day. There was not sweat. board on board the barge or no game ⁱⁿ which dice were used ^{that I saw} Featherstone did not return on the same train with me. Cooper and Kaulan were on the train with us. I cant remember where I first saw them.

By the coach. I saw Luost on board pulling
I think he was intoxicated.
Known to before me William Kelly
This 3rd August 1882
Arthur May
Police Justice

City & County
of New York

Thomas Quigley
of New York, Hack driver. 22
years of age, being sworn and
qualified for the defence says.
I work for M. M. M. as Undertaker
I was on the picnic last Saturday
day. Went on board alone. Saw
Skathurstone ahead of me. He
had on a black deer hat, a brown
ish coat, blue flannel shirt, not
laced in front. The barge was near
Castle Garden when I saw Skathurstone
on the bow of the barge. Cooper.
Haulan and a boy named Donohue
was with him. I saw no pint
board on the barge that day.
I did not see a straw hat on
Skathurstone that day. He was
on the dock ahead of me when
we landed. Saw Cooper & Haulan
on the train. don't know where
they got on. I did not see Skathurstone
after a while. I have known Skathurstone for
8 years. I left him bet 4 & 6 on the
bow of the boat and went up stairs.
Thomas Quigley

Given before me
this 3 August 1883

Office Justice

W

By the Court

West County
of New York

Horace B. Brown
Hotel Keeper. in Yonkers. aged
40 years. being known and ex-
-amined for the defence says. I
saw Featherstone last Thursday
as late as 7 A.M. I saw him
take the train. He had on black
stiff hat. dark coat. blue flannel
shirt with stars on the collar.
The bosom was not laced. I
next saw him 10.20 p.m. that
day. He was then dressed the same
as in the morning. I have known
Featherstone 3 months.

From before me
This 3 Aug 1892 } H. B. Brown
M. J. White }
Police Justice }

City & County,
of New York.

Elsworth Taltone
the defendant sworn in his own
behalf says. I am 20 years of age
and a negro boy. They give me
some as a nick name. I work for
my father. I was on the excursion
Saturday. I had on a blue shirt
stars on the collar. black stiff
hat. light black pantaloons. the vest
that I am wearing now. and
a dark brown coat. I did not
change my clothing that day.
I did not wear a straw hat that
day. I got the straw hat I now
wear in New York Sunday night.
I bought it at 264 Bowery. I
was in New York Sunday night to
send up the papers. I took no
persons watch on the excursion.
I first saw Frank in the Yorker
Station House. Did not have a
drink with him on the barge. I
went to the Station House to see
Haulan who was arrested.
and when I got there the Sergeant

0507

asked me to come in and wait
until the Sheriff returned.
By the way. I took the S. & G. train I was with
Daly. Sampson. Cooper. Kelly.
I went on board with Sampson.
Daly & Cooper were with me all
day. It is not true that I was
using a sweat board. Did not
see Quorst. Have play at a sweat
board. Saw him dancing on
the barge. I did not go to the
stern of the boat. I was sober
when I got home. Did not
play any game.

From before me
That 3 August 1882 } Elliott
Andrew Smith }
Justice } Leatherston

0508

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

James Harlow

Question. How old are you?

Answer.

21 years.

Question. Where were you born?

Answer.

In New York City

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

Answer.

Yorkers.

Question. What is your business or profession?

Answer.

Factor

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 *4*

day of *August* 188*8*

James Harlow

Andrew White

Police Justice.

0509

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Featherstone 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.

Olsworth Featherstone

Question. How old are you?

Answer.

20 years.

Question. Where were you born?

Answer.

In New York City.

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

Answer.

York.

Question. What is your business or profession?

Answer.

News boy.

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

1883

Olsworth Featherstone

Audrey White

Police Justice.

05 10

City Council
of New York City.

August 2nd
being duly sworn and cross
examined in the presence of the
defendants & jury. I have had
the watch 2 years. It was a
present. I don't know of my
own knowledge what it cost.
I never had it valued by any
one. I had been drinking beer
the day the watch was stolen
I was gambling at Linden Grove
and lost 7 dollars. It was
throwing dice. I had my watch
then. I saw the watch while on
the boat after leaving the grove
don't remember the hour. It was
fastened by a hair guard chain.
The boat left about 11 o'clock.
I laid down on the deck at the
~~stern~~ of the boat and went to sleep.
Don't know what time that was.
but about an hour after I saw
the watch. I was dancing and
going around about an hour before
I laid down. I saw one else where

0511

I was lying. Dont know who
woke me up. or where the boat was
at the time. I saw the chain hanging
but dont know how long that was
after I awoke. On Sunday afternoon
I was first told of the watch. by
Albert Frank. who works in the
same mill. The watch was a single
piece ^{eye open face} worn before me. August Christ
this 2 Aug 1883
August Christ
Police Justice

05 12

2

City & County
of New York

Albert Frank being
sworn says. ~~John~~ ^{James} Haulon. now
present is the person referred
to by me in my affidavit. as the
person I could identify. I did
not see John Cooper. nor present
at the time the watch was taken.
but he was on the boat. I am
going on 16 years. and run a
machine in a rolling mill.

X O I went alone to the boat. but met
some boys on the boat. I never
saw Featherstone before that day.
It was between 5 1/2 & 6 o'clock that
I saw him take the watch. I know
the time because I asked just be
fore the watch was stolen. It was
on the lower deck near the stern
of the boat that Featherstone took
the watch. I first told Quast
right after the watch was stolen.
He had on the straw hat he now
has. He was on his knees. with his
face turned to the man. I did not
see him pull the watch out but
saw it in his hand. his right hand

Quorst was lying with his head
 towards the stern. Featherstone
 took it very quickly, and walked
 away fast. It was a barge on
 which they were and some of the
 canvas was down. ^{Featherstone} He had a
 coat looking like the one he now
 has on. He had a blue shirt laced
 in front with a handkerchief or
 bow. I know Featherstone because
 I treated him that morning to get
 a bill changed. Featherstone drank
 lager and I took a cigar - I woke
 Quorst up and told him his
 watch was gone. and on Sunday
 told him again. I talked to the
 Officer about the case. Featherstone
 wore light pants with a dark
 stripe. I asked him where he
 got the watch. and he said a man
 gave it to him. and he asked me
 what it was my business any how
 I said nothing to him about
 stealing it as I didn't want to
 get into trouble. I never saw
~~Featherstone~~ before that day.
 I saw others with shirts laced
 in front but no straw hats, He

05 14

was at the gaming table. Rolling
and shaking dice and throwing
them out. I saw him take the money
from the table and put it in his
pocket.

Given before me }
this 2 Aug. 1882 } Albert Frank
Andrew White }
Police Justice }

05 15

District Police Court

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. *August Duval* Street,

being duly sworn, deposes and says, that on the

day of

18*82*

at the

City of New York,

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

the following property, viz.:

*One Silver Watch of the value
of twenty 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

Olsworth Shastone
or another who can be identified from
information of Albert Grant, which
information deponent believes.

Deponent further says that the watch
was taken from the pocket of the vest
worn by him while he was asleep.

August Duval

Sworn before me this

21 day of

July 18*82*

Police Justice.

0516

City of New York
County of New York

Albert Frank of Snyten
Drayel. being duly sworn says: that
on the evening of July 29th 1882. he
saw one Featherstone. take
the within watch from the vest
pocket of Complainant while he Com-
plainant was asleep. That a young
man ~~who~~ was in company of said
Featherstone. and talking to him before
and at the time Featherstone was taking
said watch. and went away with him.
That deponent can identify said
young man but does not know his
name.

From before me
this 31 July 1882
[Signature]
Police Justice

Albert Frank

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August Lord
vs.
Thomas Featherstone
William Corbin
[Signature]
[Signature]

AFFIDAVIT—Larceny.

DATED 31 July 1882

MAGISTRATE.

OFFICER.

WITNESSES:

DISPOSITION

8 Aug 2 30 PM
[Signature]
[Signature]

05 17

BOX:

73

FOLDER:

823

DESCRIPTION:

Fehrenbach, Joseph

DATE:

08/18/82



823

In Hewitt's case which
I have examined I am
of opinion that mercy
should be extended
to the defendant. The
amount taken is small,
the complainant has
withdrawn his complaint
which withdrawal is filed
herewith, the appeal is
made on his behalf by
Hon. John P. Baskin
Justice of the Supreme
Court in a letter which is
herewith filed. The
defendant is only
fourteen years of age
and the point to be made
the defendant on his
own recognizance.
September 22, 1882.

John McKee
District Attorney

Brinkley 116

Wm. Calverton

Day of Trial

Counsel,

Filed 18 day of Aug 1882

Pleas

Not guilty

THE PEOPLE

vs.

P

Joseph Belenbach

Sept 22/82

Discharged

JOHN MCKEON,

District Attorney.

A True Bill.

Wm. D. Baskin
Sept 22nd 1882
Wm. D. Baskin
Foreman.

Part 2
Thursday Sept 21
1882

0518

0519

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

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Joseph Fehnenbach

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

Joseph Fehnenbach

of the crime of Burglary in the third degree,

committed as follows:

The said

Joseph Fehnenbach

late of the *Twentieth* Ward of the City of New York, in the County of New York,
aforesaid, on the *fourth* day of *August* in the year of our
Lord one thousand eight hundred and eighty *two*, with force and arms, at the Ward,
City and County aforesaid, the *saloon* of

John Dwyer

there situate, feloniously and
burglariously, did break into and enter, the same being a building in which divers goods,
merchandise and valuable things were then and there kept for use, sale and deposit, to
wit: the goods, chattels and personal property hereinafter described, with intent the said
goods, chattels and personal property of the said

John Dwyer

then and there being, then and there

feloniously and burglariously to steal, take and carry away, and *divers coins* of
the United States of America of a number, kind
and denomination to the Grand Jury aforesaid
unknown of the value of three dollars and
twenty five cents of the value of four cents
each

of the goods, chattels and personal property of the said

John Dwyer

so kept as aforesaid in the said *saloon* then and there being, then and
there feloniously did steal, take and carry away, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New
York and their dignity.

John McDean

District Attorney

0520

Supreme Court,

Judges Chambers,

New York, Sept. 19, 1882.

My dear McClellan:

I think from what I have heard of the matter that the case of young Herenbach is one in which it would be judicious to exercise clemency. He is only in his 15th year, as I am advised, and went into the world to battle for himself under such circumstances as entitle him to merciful consideration. If he be really bad he will not be long away.

0521

from the tribunals of
justice, and even if truly
guilty of the offence now
charged - which maybe
doubtful - his experience
will impress him, I think
most profoundly. At
all events his case
merits careful and mer-
-ciful consideration, and
this event is one which
may determine his
whole life for good or
evil - evil, I think, if
he be placed by con-
-viction in the society
of persons inclined to

criminal deeds.

Yours, very truly,

Jno. R. Brady

Hon. John McKim.

[illegible]

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 Joseph Terren

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.~~ *be legally discharged*

Dated August 4 1882 J. Henry M. V. Police Justice.

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

Dated 188 *Police Justice.*

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

Dated _____ *188* _____ *Police Justice.*

0523

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Joseph Fehrenbach

Taken before me, this

day of

1882

J. Henry Bond Police Justice.

0524

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Leberstein
aged 24 years, occupation Butcher of No. 488 Eighth
Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Frank Reid
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 4th
day of August 1882 } Joseph Leberstein

J. Henry Reid
Police Justice.

0525

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Daylan
aged 31 years, occupation Police Officer of No. 20th Police Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Frank Reid
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 4th day of August 1882 } Henry Daylan
J. Henry Daylan
Police Justice.

0526

Police Court 2nd District.City and County } ss.:
of New York, }of No. 345 West 38th Street, aged 32 years,
occupation Cyoterman being duly sworndeposes and says, that the premises No. 492 Eighth Avenue
Street, 20th Ward, in the City and County aforesaid, the said being a dwelling
house and oyster saloon
and which was occupied by deponent as a in part by John Dwyer
as an oyster saloon were BURGLARIOUSLY
entered by means of forcibly breaking open an outer
window, with intent to commit a crime
therein.on the Morning of the 4th day of August 1882
and the following property feloniously taken, stolen, and carried away, viz:Good and lawful money of the issue of
the United States Government, consisting of
dozens silver and nickel coins of various
denominations and values, a three cent
description of which this deponent can not
give, and amounting in all to the sum
and value of three dollars, and about
twenty five cigars of the value of one
dollar. Said property being in all of the
value of four dollarsthe property of John Dwyer, and in deponent care and
Charge, 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 byJoseph Schenbach
(now here)

for the reasons following, to wit:

That about the hour
of 9 O'clock A.M. of the day aforesaid
deponent closed and fastened the said
saloon, and at the said time the aforesaid
window was nailed to the casing and the
property above described was contained
in a drawer of the desk in said saloon.
Deponent further says that thereafter on
the morning of the same day deponent
found the said window open and the
said property missing; and that

0527

deponent was informed by Joseph Lebenstein that between the hours of 5 and 5 1/2 O'clock A.M. of the said 4th day of August 1882, he, said Lebenstein, saw the said Petrubach walk out of the front hall door of the said premises No. 492 Eighth Avenue; and further that deponent was also informed by Officer Henry Boylan that he found in the possession of said Petrubach a silver coin of the denomination and value of ten cents marked and put in four places and which said coin, now here shown, is fully identified by this deponent as one of those taken from the desk in the said outer saloon as hereinbefore described.

Sworn to before me this } Frank Reid
 4th day of August 1882 }
 J. Henry Ford
 Police Justice.

0528

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Joseph Flumenbach

Frank Reid,
on behalf of
John Dwyer
vs. R. & H. Lee

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

Frank Reid
C. D.

0529

BOX:

73

FOLDER:

823

DESCRIPTION:

Fitzgerald, George

DATE:

08/10/82



823

WITNESSES.

\$500 bond
1883

Clayton

No 1 Bail by William H. Kennedy
471 Paul Jr. M.

65

Day of Trial,

Counsel,

Filed 10 day of Aug 1882

Pleds *Indignity*

vs. THE PEOPLE

vs.

B

George Fitzgerald

LARCENY AND RECEIVING STOLEN GOODS

JOHN McKEON,

District Attorney.

A True Bill.

Wm. B. Chumel Foreman.

Part 2 - Feb. 7. 1883.

Tried and convicted

Feb. 9.
Recd. Free m.

0530

0531

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Fitzgerald

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

~~John~~ George Fitzgerald

of the CRIME OF ~~GRAND~~ LARCENY, committed as follows:

The said

George Fitzgerald

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the ~~twenty second~~ day of ~~May~~ in the year of our Lord one
thousand eight hundred and eighty ~~two~~, at the Ward, City and County
aforesaid, with force and arms ~~four chairs of the value~~
~~of two dollars and fifty cents each~~

of the goods, chattels and personal property of one

John Dawson

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

John McLean
District Attorney

0532

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

Police Court 1st District.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Hannon
375 7th Ave. N.Y.
George Fitzgerald
1 George Fitzgerald
2 _____
3 _____
4 _____
Offence, Petit Larceny
Dated 11 July 1882
J.M. Patterson Magistrate.
John J. Claver Officer.
Witnesses, William Kennedy
No. 397 Pearl Street, Clerk.
No. 24 West 17th Street,
2/12 1882
No. 14 West 14th Street,
1/12 1882
George Fitzgerald
(Drum)

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

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

Dated 11 July 1882 J.M. Patterson Police Justice.

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

Dated _____ 1882 _____ Police Justice.

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

Dated _____ 1882 _____ Police Justice.

William Kennedy on Examination
Says the chairs were taken
in the afternoon I don't know
the time

Ques

Did you see the defendant
take the chairs

Ans

Yes I saw two persons take
the chairs

Ques

How were they dressed do you
recollect

Ans

I do not recollect

Ques

What time was it when you
told Mr Dawson

Ans

I did not tell Mr Dawson
I told Mr ~~Dawson~~ ~~James~~

Ques

Birmingham
What time did you tell Mr
Birmingham

Ans

On the same day

Ques

Are you positive that the
defendant is one of the men
that you saw take the chairs

Ans

I think he is

Ques

Can you be mistaken as to
whether the defendant
is one of the men or not

Ans

I am not sure that he is

Sworn to before me this 2^d of Kennedy
14th day of July 1882
J. M. Dawson Police Magistrate

0534

By the Court When you
first appeared as a witness
you stated you knew the
defendant was one of the
persons who took the chairs
what caused you to change
your mind ~~And I say~~ ^{The defendant}
brother told me ^{to} say that
I could not identify him
as one of the men who
stole the chairs and
threatened to let a gang
of boys on me if I did
not. That is the reason
but I now say that the
defendant is one of the
two persons whom I saw
steal the chairs —

Sworn to before me
This 14th day of July
J. D. Patterson
Deputy Sheriff

W. Kennedy

0535

The Complainant on Examination
says I was informed by
Birmingham that the witness
told him that he saw two
persons carry the chair away
and the following day I
learned that the name of one
of the men was Fitzgerald

John Brown

Seen to before me this }
14th day of July 1882 }
J. W. Dutton }
Police Justice }

0536

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

District Police Court.

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

Question. What is your name?

Answer.

George Fitzgerald

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

363 Pearl St. 8 years

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am not guilty. I waive
further examination and demand
a trial by jury on this Complaint
George Fitzgerald

Taken before me this

day of

1889

Edward J. Connelley
District Justice.

0537

First District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss

of No. 375 Pearl

Street,

John Dawson
merchant

being duly sworn, deposes and says, that on the 22 day of May 1882

at the day time City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, and from in front of premises 375 Pearl Street
the following property, viz:

Four chairs of the value of ten dollars

the property of deponent and his copartners

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

from the fact that deponent missed the aforesaid
property from in front of said premises
Subsequently deponent was informed by
William Kennedy that on said day he saw
said defendant take, steal and carry away
the aforesaid property
as aforesaid

John Dawson

Sworn before me this

day of

1882

Police Justice.

0538

City and County }
of New York } ss

William Kennedy aged
13 years, School boy being duly sworn says
that he has heard read the foregoing affidavit
and the statement therein contained on information
is true to deponents own knowledge

Sworn to before me this 3
11 day of June 1882

W. Kennedy

Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0539

BOX:

73

FOLDER:

823

DESCRIPTION:

Free, Ulrich

DATE:

08/09/82



823

WITNESSES.

20

Day of Trial,

Counsel,

Filed

day of

188 2

Pleads

THE PEOPLE

vs.

Which Free

LARCENY AND RECEIVING STOLEN GOODS

JOHN McKEON,

District Attorney.

A True Bill.

Foreman.

Mr. C. C. C. C.

Aug 9/92

Plends J. J.

Cur: Free m. a.

0541

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ulrich Free

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

Ulrich Free

of the CRIME OF GRAND LARCENY, committed as follows:

The said

Ulrich Free

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *twenty seventh* day of *June* in the year of our Lord one
thousand eight hundred and eighty *two*, at the Ward, City and County

aforesaid, with force and arms *twenty pairs of shoes*

of the value of three dollars each pair
and three pairs of slippers of the value
of one dollar each pair

of the goods, chattels and personal property of one

Michael C. Miller

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

John McKeen
District Attorney

0542

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

Police Court 618 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael J. Miller
555 St. St.
Whick. Ave.

Offence Grand Larceny

Dated July 18th 1882

Whick Magistrate.

Henry Officer.

Whick. Ave. Clerk.

Whick. Ave. Street.

Whick. Ave. Street.

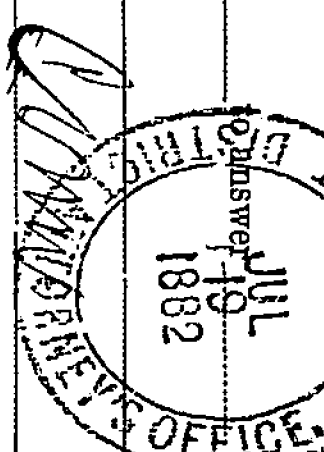
Whick. Ave. Street.

Whick. Ave. Street.

Whick. Ave. Street.

Whick. Ave. Street.

Whick. Ave. 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 _____

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

Dated July 18th 1882 Solomon B. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

Police Court—Ninth Judicial District.

THE PEOPLE, Etc.,
ON THE COMPLAINT OF

Michael C. Miller

vs.

Frederick Tree

Smith

Magistrate.

Dated July 18th 1882

Henry W.
Officer.

Warrant for S. Warrant.

0543

0544

2

Police Court—Ninth Judicial District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Michael C. Miller

of 155 E. 8th Street,
being duly sworn, deposes and saith, that on the 27th day of

June 1882 at the 20th Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, the following property:

Fifteen Pairs of Shoes.

the property of deponent,

and that the deponent has a probable cause to suspect, and does suspect, that the said property has been
feloniously taken and stolen by

Frederick Tree.

and that the said property, or part thereof, is now concealed in the dwelling house of

Charles Roethelin
No. 77 West Houston

situate on a lot of ground fronting on

Street, in the 8th Ward

of said City. Wherefore, process is requested by this deponent, to search the house of the said

Roethelin

for the said property.

Sworn before me, this

18th day
of July 1882
Solomon Smith

POLICE JUSTICE

M. C. Miller

0545

FORM 10.

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

of No.

that on the

day of

New York, in the County of New York,

Street, being duly sworn, deposes and says,

1882, at the City of

deponent saw Frederick Tree
leaving said premises having in his
possession a trunk containing
about twelve pairs of shoes. at a about
the hour of Five O'clock A.M. on said
date and returned at a about the
hour of Nine O'clock A.M. and said
in deponent's presence that he had
left the shoes in Reithelin's in Houston
Street and requested his wife to go and
get them on Thursday and sell them

Veronica Lindeman

Subscribed and sworn to before me this
16th day of July
1882.
Police Justice

0546

Sec. 797.

2 DISTRICT POLICE COURT

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To any Policeman of said City :

Proof by affidavit having been this day made before me Solon Belmont Esquire,
Police Justice of said City, by Michael J. Miller of No. 175 E. 8th Avenue
Street, in the said City, that the following property, to wit :

Fifteen pairs of shoes.

Has been feloniously taken, stolen, and carried away by Frederick. Free
and that he is a probable cause to suspect, and does suspect that the said Property
or part thereof is now concealed in the dwelling house or premises of Ch. Roethelin
situate on a lot of ground fronting on No. 77 West Houston Street, in the
Ward of said City.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to command and
authorize you, with proper assistance, in the day time, to enter into the house or premises of the said Roethelin
Property situate as aforesaid, and there make immediate search for the said
and if the same, or any part thereof, shall be found, then you are likewise
commanded to bring the same so found, together with the said Roethelin
or the person in whose custody the same shall be so found, before me or some other Police Justice in and for the said City
and County, to be dealt with as the law directs. This Warrant unless executed within five days after its date is void.

Given at the City of New York aforesaid, under my hand and seal,
this 18th day of July one thousand
eight hundred and eighty two

Solon Belmont
Police Justice

0547

Inventory of property taken by William S. Henry the Policeman by whom this warrant was executed:

Three pairs of Rubbers.

One pair of Mens. Shoes.

One pair of Mens Slippers

City and County of New York, ss:

I, William S. Henry, the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this

day of

18th July 1888

Wm S. Henry

Solomon D. Smith
Police Justice.

Police Court District,

THE PEOPLE, & c.

ON THE COMPLAINT OF

vs.

Search Warrant.

Dated

188

Justice

Officer

0548

Sec. 198—200.

2

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Alrick Free.

Question. How old are you?

Answer.

41 Years.

Question. Where were you born?

Answer.

Switzerland.

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

Answer.

410 West 36th Street 18 Months

Question. What is your business or profession?

Answer.

Shoemaker.

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

Answer.

*I did take the shoes. One or
two pairs at a time*

Taken before me, this

18th

Alrick Free.

day of

July

188*7*

Solomon B. Smith
Police Justice.

0549

CITY AND COUNTY }
OF NEW YORK, } ss.

Fredrick Roethelin
aged 26. years, occupation Boarding House of No.
77 West Houston Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Michael C. Miller
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

18th

day of

July

1882

F. Roethelin

Solomon R. Smith

Police Justice.

0550

2, District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK,

of No. 555.

ss

Michael L. Miller

Street

Shoe dealer. Age 29

being duly sworn, deposes and says, that on the

about 27th

day of

June

1882.

at the

Above premises.

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:

Thirteen pairs of Ladies Button Shoes.
 Together of the value of Thirty Nine dollars.
 Four pairs of Ladies Shoes together of the value
 of Four dollars. Three pairs of Mens Slippers
 Together of the value of Three dollars.
 Four pairs of Rubber shoes together of
 the value of Four dollars. One pair
 of Mens Shoes of the value of Four dollars.
 All being of the value of Fifty two 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

Ulrich Tree (nowhere)

from the fact that the said Tree admitted
 and confessed to deponent, that he had
 taken stolen and carried away said
 property. And deponent found a portion
 of said property in premises No. 77 West
 Houston Street where the said Tree had
 left it as deponent is informed by Frederick
 Roethelin and a portion in premises
 No. 198 Green Street, and one pair of Ladies
 shoes in premises No. 418 West 36 Street.

M. L. Miller

Sworn before me this

day of

June

1882.

Police Justice.