

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

0494

WITNESSES.

Counsel, *W. H. [unclear]*  
*Kinging for [unclear]*  
*Edw. W. [unclear]*  
Filed 16 day of Aug 1882  
Pleads, *Chastity (17)*

THE PEOPLE

vs.

*Ellsworth Seabrook*  
*James Stanton*  
*[Signature]*

INDICTMENT  
Issued from the Person.

JOHN MCKEON,

*22 Sept 20. 1882*  
*District Attorney.*  
*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  
(vs) 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 Quovet  
on the person of the said August Quovet then and there being found,  
from the person of the said August Quovet 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/  
182

Hon John M<sup>o</sup>. Keon,  
Sir!

This is to certify that I  
have known the young  
man, James H. Anlon, 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

666

Police Court District.

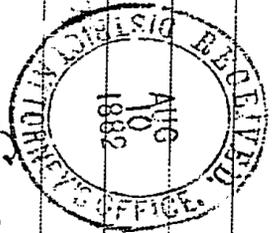
THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Robert Samuel*  
*Shurton & Sons*  
*James H. Hartman*  
*James H. Hartman*  
Offence, *Larceny from Person*

Dated *31 July* 188 *2*

*William J. White* Magistrate.  
*Wm. W. Kline* Officer.  
*35 W. 3rd St.*

Witnesses, *Alfred Stark*.  
*Stephen A. Sawyer*



No. *1000* to answer *back*  
*Boz. Com.*  
*Alfred Stark*

BAILED,  
No. 1, by *James H. Hartman*  
Residence *113 Ave. C*  
Street  
No. 2, by *Franklin*  
Residence  
Street  
No. 3, by  
Residence  
Street  
No. 4, by  
Residence  
Street

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

*Elsworth Traskstone & James Hartman*

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 *Elsworth 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

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 Clifton 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. Saw  
positive. I did not see Quost on  
board. I saw Cope get 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

Michael J. Daley  
No 57 South Broadway Yorkes.  
a hatter by trade. 2 1/2 years  
of age being sworn for the de-  
fence says. I work at my  
trade in Yorkes. 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 on 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 crate being stolen. I took  
particular notice of Featherstone

0501

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

Dyke 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 Ecclesion Grove when ever they have an excursion. I saw Quorst 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.

Given before me this 9<sup>th</sup> day 1883  
Arthur White  
Police Justice  
Michael Daly  
Magistrate

0502

City County,  
of New York, 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, Naulau, 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 & Naulau. 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 he

0503

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 Dowd here, he was on the excursion. He had on light pants, and a black Stiff hat. could not see his shirt on account of his tie. I am positive Featherstone did not wear a straw hat that day. He did not change his hat that day. There was not sweat board on board the barge or no game in which dice were used <sup>that I saw</sup> Featherstone did not return on the same train with me. Cooper and Naulaw were on the train with us. I can't remember where I first saw them.

By the Capt. I saw Luost on board walking  
I think he was intoxicated. I  
found to before me William Kelly  
This 3<sup>rd</sup> Sept 1882  
A. J. Kelly  
Police Justice

0504

City & County  
 of New York  
 Thomas Quigley  
 of York Co. back door. 22  
 years of age. being sworn and  
 examined for the defence says.  
 I work for Mastley an Undertaker  
 I was on the picnic last Satur-  
 day. Went on board alone. Saw  
 Featherstone ahead of me. He  
 had on a black derby hat, a brown  
 ish coat, blue flannel shirt, not  
 laced in front. The barge was near  
 Castle Garden when I saw Featherstone  
 on the bow of the barge. Cooper.  
 Haulan and a boy named Donohue  
 was with him. I saw no signet  
 board on the barge that day.  
 I did not see a straw hat on  
 Featherstone that day. He was  
 on the dock ahead of me when  
 we landed. Saw Cooper & Haulan  
 on the train. dont know when  
 they got on. I did not see Featherstone  
 by the boat. I have known Featherstone 7 or  
 8 years. I left him bet 4 & 6 on the  
 bow of the boat and went up stairs.  
 Thomas Quigley

From the fore me  
 the 3 August 1882  
 Office Practice  
 By the Court

0505

Orleans County  
of New York

Horace B. Brown  
Hotel keeper in Yorkes, aged  
40 years, being sworn 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.

Given before me  
this 3<sup>rd</sup> day of Aug 1892 } H. B. Brown  
Justice of the Peace }

City & County,  
 of New York City.  
 Ellsworth Taltrow  
 the defendant sworn in his own  
 behalf says. I am 20 years of age  
 and a negro boy. They give me  
 Tom 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  
 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 Romeny. 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 Yankee  
 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 Court. I took the S. 9 train I was with  
Daly. Hampson. Cooper. Kelly.  
I went on board with Hampson.  
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  
stem 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 }  
Three Justice } Leatherson

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*2* } *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 *August* 188*3*

*Lesworth Featherstone*

*Audrey White*  
Police Justice.

0510

City of New York  
County of New York

August 20th 1888  
being duly sworn and cross  
examined in the presence of the  
defendants & jury. I have had  
the watch 2 years. It was at  
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 <sup>and open face</sup>  
shown to before me August August  
the 2, Aug 4 1883  
August Frank  
Police Justice

0512

2

City & County  
of New York

Albert Frank being  
sworn says. ~~That~~ <sup>James</sup> 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, now 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 colling mill.  
X 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 Quors  
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

0513

Quost 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. ~~He~~<sup>Featherstone</sup> 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 spoke Quost 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 anyhow. 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

0514

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  
Armed with }  
Police Justice }

0515

District Police Court

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No. August Duross Street,  
being duly sworn, deposes and says, that on the 29 day of July 1882  
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. open face

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 Stashstone

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 Duross

Sworn before me this 29 day of July 1882  
James J. [Signature]  
POLICE JUSTICE.

0516

West County  
New York

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

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

Albert Frank

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

August Lord  
vs.  
Thomas Featherstone  
William Cooper  
[Signature]

DATED 31 July 1882  
[Signature] MAGISTRATE.

[Signature] OFFICER.  
[Signature]

WITNESSES:

DISPOSITION

Warrant returned  
July 31 1882

05 17

BOX:

73

FOLDER:

823

DESCRIPTION:

Fehrenbach, Joseph

DATE:

08/18/82



823

In the within 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, An appeal is made on his behalf by Hon. John R. Boshady Justice of the Supreme Court in a letter which is herewith filed. The defendant is only fourteen years of age. I am the Court to appoint the defendant an heir own recognizing it. Sept 2nd 1882.

*John McKee*  
*Attorney*

*Book No. 116*

*H. H. Edmunds*

Day of Trial  
 Counsel,  
 Filed 18 day of Aug 1882  
 Pleads *Not guilty*

THE PEOPLE  
 vs.  
*Joseph Behnenbach*  
*Sept 22/2*  
*Discharged*

JOHN MCKEON,  
 District Attorney.

*Part 2*  
*13th*

A True Bill.  
*Part 2*  
*Sept 22*  
*Part 2*  
*Sept 22*  
*GRA*

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 McCleon:

I think from what I have heard of the matter that the case of young Ferenbach 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 merciful consideration, and this event in which may determine his whole life for good or evil - evil, I think, if he be placed by our - victim in the society of persons inclined to

criminal deeds.

Yours, very truly,  
Geo. A. Brady

Hon. John McKim,

0522

BAILIED,

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

Police Court District

653

District

THE PEOPLE, &c  
ON THE COMPLAINT OF

340 N. 3d St.  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_  
 Offence, *Burglary and Larceny*

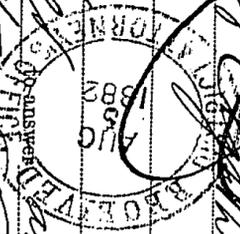
Dated August 4<sup>th</sup> 1882

*Henry Bond* Magistrate.

*Henry Bond* Clerk.

Witnesses \_\_\_\_\_

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



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

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

Dated *August 4<sup>th</sup>* 1882 *Henry Bond* 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.

*John*  
*L. J.* 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. *Joseph Fehrenbach*

Question. How old are you?

Answer. *14 Years*

Question. Where were you born?

Answer. *New York City. 33<sup>rd</sup> Street*

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

Answer. *Don't live anywhere*

Question. What is your business or profession?

Answer. *Everything*

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 admit taking some silver money*

*Joseph Fehrenbach*

Taken before me, this *4<sup>th</sup>* day of *August* 188*2*

*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 *4<sup>th</sup>* day of *August* 188*2* } *Joseph Leberstein*

*J. Henry Reid*  
Police Justice.

0525

CITY AND COUNTY }  
OF NEW YORK, } ss.

Henry Baylan  
aged 31 years, occupation Police Officer of No. 20<sup>th</sup> 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 4<sup>th</sup> day of August 1882 } Henry Baylan  
J. Henry Baylan  
Police Justice.

0526

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

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

Frank Reid  
of No. 345 West 38<sup>th</sup> Street, aged 32 years,  
occupation Oysterman being duly sworn

deposes and says, that the premises No. 492 Eighth Avenue  
Street, 20<sup>th</sup> 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 4<sup>th</sup> 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 cents of the value of one  
dollar. Said property being in all of the  
value of four dollars

the 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 by

Joseph 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  
4<sup>th</sup> day of August 1882, he, said  
Lebenstein, saw the said Petrubach  
walk out of the front hall door of the  
said premises 11<sup>th</sup> 49<sup>th</sup> 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 apartment as hereinbefore  
described.

Sworn to before me this } Frank Reid  
4<sup>th</sup> 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. S. 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

0530

65

Day of Trial,

Counsel,

Filed 10 day of Aug 1882

Pleals *Indignity*

IN FAVOR OF THE PEOPLE  
 vs.  
 George Fitzgerald  
 B

LARCENY AND RECEIVING STOLEN GOODS

JOHN McKEON,  
District Attorney.

A True Bill.

*Mr. Chund Foreman.*  
*Part 2 - Feb. 7. 1883.*  
*Tried and convicted*  
*Feb. 9.*  
*Rec: Free m.*

WITNESSES.

*6500 haul*  
*1883*  
*Aug 17 1882*

*No 1 Bail by William H. Kennedy*  
*471 Paul Jr. Md.*

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

*George Fitzgerald*

of the CRIME OF ~~THEFT~~ 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 McDean*  
*District Attorney*

0532

BAILED,

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

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

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

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

677  
 Police Court - 1st Dist. District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

1. *George Fitzgerald*  
 2. *George Fitzgerald*  
 3. \_\_\_\_\_  
 4. \_\_\_\_\_

Offence, *Petit Larceny*

Dated *11 July* 188*2*

*Wm. Patterson* Magistrate.  
*James J. Claver* Officer.  
*George J. O'Connor* Clerk.

Witnesses, *William Kennedy*  
 No. *397 Pearl* Street,

No. *212 Pearl* Street,  
*Ed. Kelly*

No. *144* Street,  
*William Kennedy*

*George J. O'Connor*  
*(Clerk)*

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *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* 188*2* *A. M. Patterson* 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.

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~~

Ques Birmingham  
What time did you tell Mr  
Birmingham

Ans One 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<sup>d</sup> of Kennedy  
14<sup>th</sup> day of July 1889  
J. M. Dawson, Police Officer

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~~ <sup>The defendant</sup>  
brother told me <sup>to</sup> say that  
I could not identify him  
as one of the men who  
stole the chairs and  
threatened to get 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 17th day of July  
J. J. Patterson  
Prosecutor

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 Owen

Shown to before me this  
14<sup>th</sup> day of July 1882  
J. W. P. Attorney  
Police Justice

0536

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

George Fitzgerald

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.

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

Sept

1889

James J. Curran  
Office Justice.

0537

First District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss

of No. 375 Pearl

John Dawson  
Street, 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

John Dawson  
Police Justice  
1882

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

*[Signature]*  
Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated ..... 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0539

BOX:

73

FOLDER:

823

DESCRIPTION:

Free, Ulrich

DATE:

08/09/82



823

0540

WITNESSES.

Day of Trial,

Counsel,

Filed

Pleads

20

9 day of Aug 1882

THE PEOPLE

vs.

Which Free P

LARCENY AND RECEIVING STOLEN GOODS

JOHN McKEON,

District Attorney.

A True Bill.

Foreman.

Mr. C. G. ...

Aug 9/82

Plends J. L.

Cur: Free m. A.

H. I. M. 36  
H. I. M. 36  
H. I. M. 36

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

Police Court 618 D. District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael J. Miller  
555 5th St.  
Whick. Ave.

1  
2  
3  
4  
Offence Grand Larceny

Dated July 18<sup>th</sup> 1882

Smith Magistrate.

Henry Officer.

Robert P. Decker Clerk.

Witnesses, No. 77 West 4th St. Street,

William S. Henry

No. 75 West 4th St. Street,

Thomas Anderson

No. 410 West 4th St. Street,

19 \$  
JUL 19 1882  
CLERK'S 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

Whick. Ave.

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 18<sup>th</sup> 1882 Solomon 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.

0543

Police Court—Ninth Judicial District,

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

Michael Miles

vs.

Frederick Tree

Smith  
Magistrate.

Dated July 18<sup>th</sup> 1882

Nerrey  
Officer.

Middent for S. Warrant.

0544

2

Police Court—Ninth Judicial District.

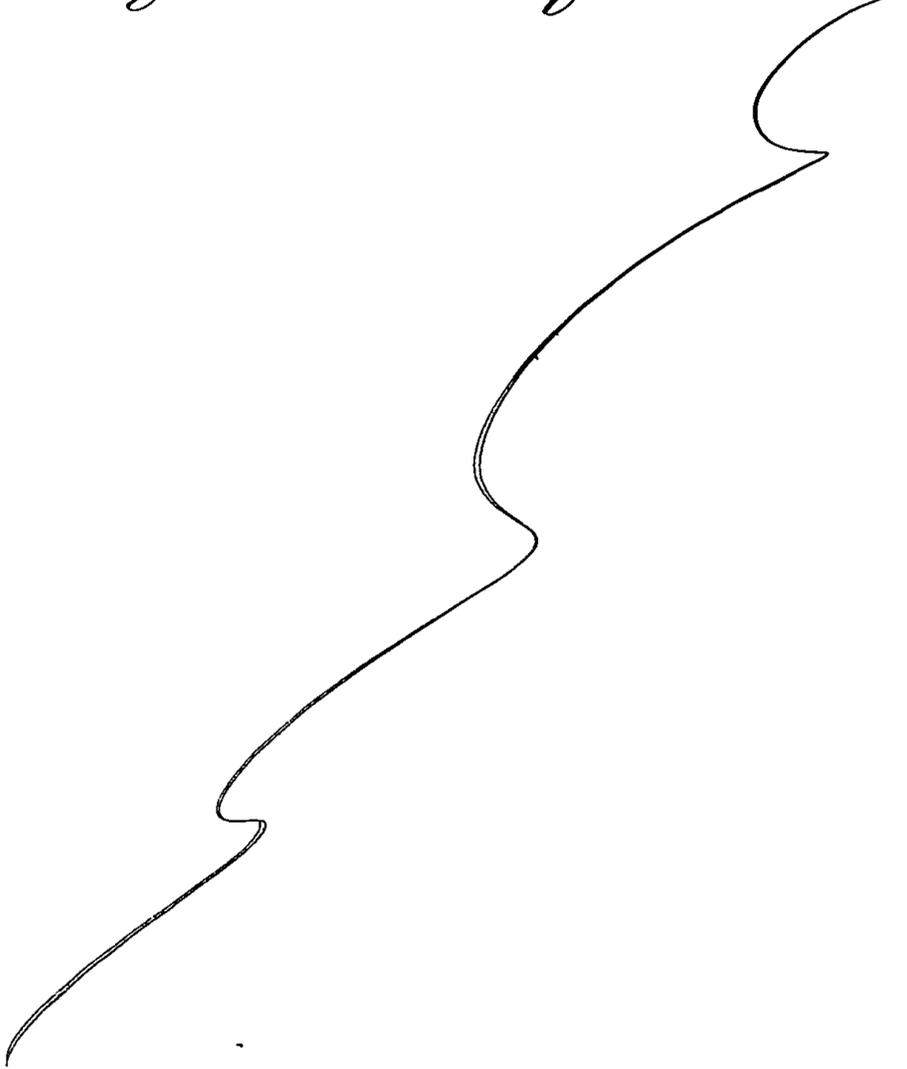
CITY AND COUNTY }  
OF NEW YORK, } ss.

Michael La Miller

of 155 St. Avenue Street,  
being duly sworn, deposes and saith, that on the day of

June 20<sup>th</sup> 1882 at the 20<sup>th</sup> 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

Mudrick Tree

and that the said property, or part thereof, is now concealed in the dwelling house of  
Charles Roethelin situate on a lot of ground fronting on  
No. 77 West Houston Street, in the 8<sup>th</sup> 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 18<sup>th</sup> day of July 1882

*[Signature]*

*[Signature]*

POLICE JUSTICE

0545

FORM 10.

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

*Marion Lindeman age 40.*  
of No. *410 West 36<sup>th</sup>* Street, being duly sworn, deposes and says,

that on the *16<sup>th</sup>* day of *July* 188*2*, at the City of

New York, in the County of New York,

*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 deponents 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*

*Marion Lindeman*

*Sworn before me this*  
*16<sup>th</sup> day of July*  
*1882*  
*at New York*  
*Police Justice*

0546

Sec. 797.

3

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 B Smith 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 has 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  
8 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 18 day of July one thousand  
eight hundred and eighty two

Solon B Smith  
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 18<sup>th</sup> day of July 1888

Wm S. Devery

Solomon B. Smith  
Justice

Police Court District

THE PEOPLE, & c. vs  
ON THE COMPLAINT OF

Search Warrant.

vs.

Dated

188

Justice

Officer

0548

Sec. 198-200.

2

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Alrick Tree* 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 Tree.*

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 36<sup>th</sup> 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 *18<sup>th</sup>*

*Alrick Tree.*

day of *July* 188*7*

*Solomon Suss*  
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 18<sup>th</sup>  
day of July 1882 } F. Roethelin

Joseph R. Smith  
Police Justice.

0550

2, District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss

of No. 555. 5th Avenue. Street Michael L. Miller 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 daytime

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. 410 West 36 Street. M.L. Miller

Sworn before me this 1st day of July 1882. Police Justice.