

0465

**BOX:**

402

**FOLDER:**

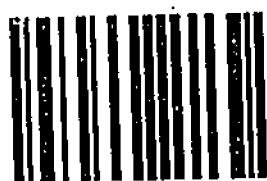
3732

**DESCRIPTION:**

Albert, Jacob

**DATE:**

07/10/90



3732



Witness;

Jennie Pickles,  
Off. Heckerleiman

by Counsel

for

Dr. G. A. J.  
Am. Red Cross  
Hospitals Merne

W  
W

457-  
H. H. DeBorne

Counsel,

Filed

10 day of July 18 90

Pleas

THE PEOPLE

vs.

Jacob Albert

Grand Larceny, 3rd Degree.  
(From the Person.)  
[Sections 528, 529, 530 Penal Code].

Aug 26 1890

JOHN R. FELLOWS,

District Attorney.

Off July term complete

W. W. Bush

At True Bill.

R. L. Carter

Foreman.

Aug. 29. 1890

Pleas Petit Larceny

1st Person Day

Sept 2



COURT OF GENERAL SESSIONS.

#: # : #: # : #: # : #: # : #: # : #: # : #: # : #: # :

THE PEOPLE.

Plaintiff.:

-against-

JACOB ALBERT.

Defendant.:

#: # : #: # : #: # : #: # : #: # : #: # : #: # : #: # :

State of New York.

: SS :

City & County of New York.

SIMON DANTO being duly sworn says, that he resides at Number 1716 Fulton Street in the City of Brooklyn that he carries on a clothing store, at the said place, and has been engaged in the business of clothing merchant, for over eighteen years last past. That deponent is well acquainted with JACOB ALBERT defendant above named, and has known him for the past six years and upwards, and knows others who know the said defendant. That about two years ago the defendant above named was in the deponent employ running errands for deponent in and about deponents business including the performance of such work as depositing money in Banks &c and was in deponents employ for about one year and one half when he left deponent on his own accord. That deponent has during all of said six years aforesaid seen defendant very frequently deponent having been in intimate terms with the family of defendant and frequently visited the house, where defend-

0468

ant and family residedxthat deponent says that he has  
always found the said defendant to be honest and trust-  
worthy, and conducting himself as a moral young man and  
in all things reliable, that deponent is perfectly will-  
ing to take the defendant into his employ if discharged  
by this Honorable Court.

Sworn to before me this  
29th, day of August 1890.

*J. H. Brodsky*  
*Notary Public*  
*N.Y.C.*

*Subscribed before me*  
*at New York City*



0469

Court of General Sessions.

The People,

-vs-

Jacob Albert.

State of New York,

City and County of New York, Ss: Simon Schamay, being duly sworn  
deposes and says-That he resides at NO:64 Moore Street, in the  
City of Brooklyn-That deponent is engaged in the furnishing  
goods business at the said place-That deponent is well acqu-  
ainted with the defendant above-named, and has known him inti-  
mately for the past seven years or thereabouts-That deponent  
knows others who know the defendant-That during all of said  
seven years defendant has according to deponent's best know-  
ledge, information and belief, conducted himself as an honest,  
trustworthy, and moral young man-

Sworn to before me this 29th.,:

day of August, 1890.

*J. W. Brodsky*  
*Notary Public*  
*N.Y.C.*

*Simon D Schamay*



County of General Sessions

The People vs  
 against  
 Jacob Albert.

State of New York, Kings County {  
 City of Brooklyn { ss.

Lois Grodzinsky  
 being duly sworn says that I am  
 engaged in the grocery business at No. 59  
 Moore Street in the City of Brooklyn and  
 I also reside at the same place.  
 I know the defendant above named  
 for several years last past, and for  
 the past two years I have seen him  
 almost daily. He resides with his  
 widowed mother and she has informed  
 on many occasions that the money  
 the defendant, he always brought home and  
 delivered to his mother, he being her only  
 support. The mother is aged about  
 52 years. I have never known the  
 defendant being arrested heretofore  
 and always regarded him to be a sober  
 and industrious lad. I have <sup>known</sup> other  
 people speak well of him and always  
 looked upon <sup>him</sup> as being honest  
 and straightforward and that his



Court of General Session

The People vs }  
 against  
 Jacob Albert

State of New York, County of Kings }  
 City of Brooklyn } 88.

Moses Annenberg

being duly sworn says that I reside  
 at no 91 Graham Avenue and carry on  
 business as Watchmaker and Jeweler.  
 The neighborhood is contiguous to that  
 where the defendant resided. I know the  
 defendant and have known him for the  
 past two years during which time  
 I have seen him frequently. He has  
 always resided with his widowed mother  
 and I have been told that he is her  
 main and only support - Others in  
 the neighborhood who are acquainted  
 with the defendant have always spoken  
 well of the lad and I have never  
 heard anything said against him  
 either as to his character or honesty  
 and the same has been looked  
 upon as being good.

To my knowledge the defendant  
 has never been arrested before



Court of General Sessions

The People vs }  
 — against —  
 Jacob Albert }

State of New York, County of Kings } SS:  
 City of Brooklyn }

Edward Isaacson  
 being duly sworn says that I reside  
 at No 51 Cook Street in the City of Brooklyn  
 which is within two blocks of the neighborhood  
 and house where the defendant resided.  
 I am engaged in the clothing business on my  
 own account for the past three years and  
 during that time I have known the  
 defendant, seen him mostly every day  
 and have sold him goods and for which  
 he paid me. I know of others who have  
 known <sup>the defendant</sup> and on each and every occasion  
 he has been spoken of, being the support  
 of his widowed mother. To my knowledge  
 he has never been arrested during the time  
 above mentioned charged with any  
 crime whatever. I have always  
 regarded the lad as a hardworking  
 and honest lad and his general  
 character has always been  
 regarded as good. His earnings have



0473

Court of General Sessions.

The People,

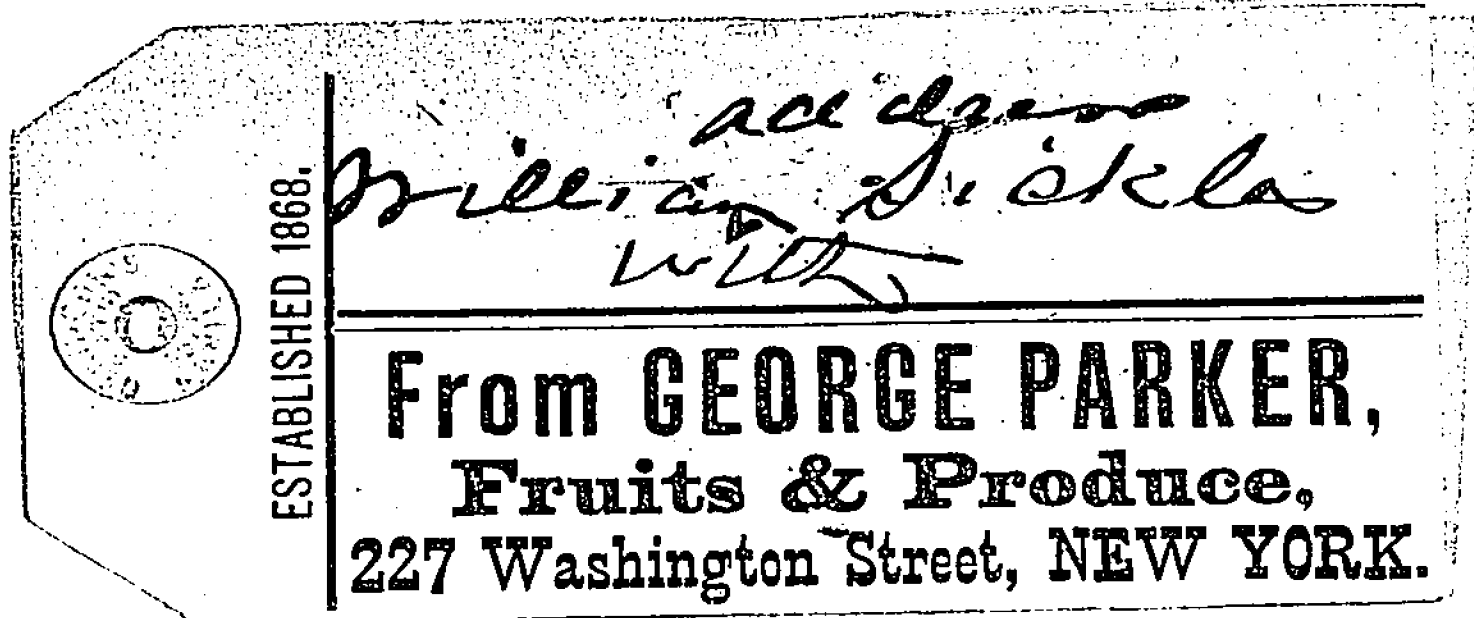
-vs-

Jacob Albert.

Affidavits.

*Jacob Berlinger*  
*Counsel for deft.*  
*23 Chambers St.*  
*N.Y.*

0474





0475

Police Court—

3<sup>rd</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss.of No. Jennie A Sickles  
Red Bank New Jersey Street, aged 35 years,  
occupation Married being duly sworndeposes and says, that on the 28<sup>th</sup> day of June 1898 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possessionAnd person of deponent, in the day time, the following property, viz:

One dollar and twenty-cents  
in good and lawful money of  
the United States and a pocket  
book the whole valued at  
one dollar and twenty-cents.

\$ 1 <sup>20</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 Jacob Albert (now here)

in the following manner to wit:  
Deponent was walking on Chrystie Street  
with her Husband. When she felt some  
one at her pocket. She saw the  
defendant when she turned around  
with her pocket book which he dropped  
and then ran away. William Sickles  
followed after the defendant  
and caused his arrest by Officer  
Harboleschanner. Deponent thereupon  
charges the defendant with having  
taken carried away and stolen from  
the person of deponent the aforesaid  
property and things that he is held  
by warrant.

Jennie A Sickles

Sworn to before me, this 30 day  
of July 1898  
at New York in  
Police Justice.



0476

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of No. 12<sup>2</sup> Leonard Herbstheimer  
Street, aged 30 years,  
occupation Police Officer being duly sworn deposes and says  
that on the 28<sup>th</sup> day of June 1889

at the City of New York, in the County of New York he arrested

Jacob Albert charged with  
Larceny. Deponent prays that  
the defendant be held in order  
to enable deponent to produce  
further evidence

Leonard Herbstheimer

Sworn to before me, this

of

June 1889

day

Police Justice.



0477

Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*vs.*  
*Jacob Alper*

AFFIDAVIT.

*Larceny*

Dated

*June 29* 188*0*

*Patterson*

Magistrate.

*Herbshum*

Officer.

*12 present*

Witness,

*Ed 9/20 AM*

Disposition,

*June 30*

*2 1/2 PM*

0478

CITY AND COUNTY }  
OF NEW YORK, } ss.

William Aicklee  
aged 39 years, occupation Commissioner of No. Red Bank New Jersey Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of James A. Ficklee  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 30  
day of June 1890

W. A. Ficklee  
John Patterson  
Police Justice.



0479

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h 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 waiver cannot be used  
against h 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.

The defendant by  
advise of counsel re-  
fuses to answer any  
questions.

Taken before me this

30 5

day of

August

1890

Police Justice.

0480

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.....

*Leopold*  
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 *June 30* 18*91* *John P. [Signature]* 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 h to be discharged.

Dated..... 18..... Police Justice.



0481

Ex June 30  
3, P.M.

BAILED,

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

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

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

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

The Presiding Magistrate  
in my absence, will please hear  
and determine the within case.

Justice

#58 3 1024  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James A. Sikes  
Jacob Allen  
Offence for the person

Dated June 30 1890  
Patterson Magistrate.  
Herbeshum Officer.  
17 Precinct.

Witnesses William Sikes  
No. 1 Red Bank Street  
No. 2 Gen. Parker 227 Wash. St.  
No. 3  
No. 4  
\$ 1000 to answer

Signature

0482

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob Albert

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

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

The said

Jacob Albert

late of the City of New York, in the County of New York aforesaid, on the twenty-eighth day of June in the year of our Lord one thousand eight hundred and ninety, in the day time of the said day, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar; one United States Gold Certificate, of the denomination and value of one dollar; one United States Silver Certificate, of the denomination and value of one dollar;

diverse coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar and twenty cents, and one pocketbook of the value of fifty cents

of the goods, chattels and personal property of one Jennie A. Sickles on the person of the said Jennie A. Sickles then and there being found, from the person of the said Jennie A. Sickles 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 R. Fellows,  
District Attorney.



0483

**BOX:**

402

**FOLDER:**

3732

**DESCRIPTION:**

Allen, Robert

**DATE:**

07/18/90



3732



0484

**BOX:**

402

**FOLDER:**

3732

**DESCRIPTION:**

Burke, William

**DATE:**

07/18/90



3732

C. F. Fanger  
Off. Wingate

an Board  
Prof. Geo. Thoms  
Hof & Remer

2/2

Copy 11/90

10

Fixed by Howard of  
self-interest

The fine on them  
should not be  
removed.

468  
4114 / 4115  
Perry  
Dr. Oliver

Counsel, *Wm. L. Fisher*  
Filed *18* day of *July* 189*0*  
Pleads *Not Guilty*

THE PEOPLE

4

Robert Allen

and

William Butler

July 28 11:45

11 - Ann Str.

JOHN R. FELLOWS,

05/01/21/2021

Dist. Ct. Attorney.

10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100-101-102-103-104-105-106-107-108-109-110-111-112-113-114-115-116-117-118-119-120-121-122-123-124-125-126-127-128-129-130-131-132-133-134-135-136-137-138-139-140-141-142-143-144-145-146-147-148-149-150-151-152-153-154-155-156-157-158-159-160-161-162-163-164-165-166-167-168-169-170-171-172-173-174-175-176-177-178-179-180-181-182-183-184-185-186-187-188-189-190-191-192-193-194-195-196-197-198-199-200-201-202-203-204-205-206-207-208-209-210-211-212-213-214-215-216-217-218-219-220-221-222-223-224-225-226-227-228-229-230-231-232-233-234-235-236-237-238-239-240-241-242-243-244-245-246-247-248-249-250-251-252-253-254-255-256-257-258-259-260-261-262-263-264-265-266-267-268-269-270-271-272-273-274-275-276-277-278-279-280-281-282-283-284-285-286-287-288-289-290-291-292-293-294-295-296-297-298-299-300-301-302-303-304-305-306-307-308-309-310-311-312-313-314-315-316-317-318-319-320-321-322-323-324-325-326-327-328-329-330-331-332-333-334-335-336-337-338-339-340-341-342-343-344-345-346-347-348-349-350-351-352-353-354-355-356-357-358-359-360-361-362-363-364-365-366-367-368-369-370-371-372-373-374-375-376-377-378-379-380-381-382-383-384-385-386-387-388-389-390-391-392-393-394-395-396-397-398-399-400-401-402-403-404-405-406-407-408-409-410-411-412-413-414-415-416-417-418-419-420-421-422-423-424-425-426-427-428-429-430-431-432-433-434-435-436-437-438-439-440-441-442-443-444-445-446-447-448-449-450-451-452-453-454-455-456-457-458-459-460-461-462-463-464-465-466-467-468-469-470-471-472-473-474-475-476-477-478-479-480-481-482-483-484-485-486-487-488-489-490-491-492-493-494-495-496-497-498-499-500-501-502-503-504-505-506-507-508-509-510-511-512-513-514-515-516-517-518-519-520-521-522-523-524-525-526-527-528-529-530-531-532-533-534-535-536-537-538-539-540-541-542-543-544-545-546-547-548-549-550-551-552-553-554-555-556-557-558-559-560-561-562-563-564-565-566-567-568-569-570-571-572-573-574-575-576-577-578-579-580-581-582-583-584-585-586-587-588-589-590-591-592-593-594-595-596-597-598-599-600-601-602-603-604-605-606-607-608-609-610-611-612-613-614-615-616-617-618-619-620-621-622-623-624-625-626-627-628-629-630-631-632-633-634-635-636-637-638-639-640-641-642-643-644-645-646-647-648-649-650-651-652-653-654-655-656-657-658-659-660-661-662-663-664-665-666-667-668-669-670-671-672-673-674-675-676-677-678-679-680-681-682-683-684-685-686-687-688-689-690-691-692-693-694-695-696-697-698-699-700-701-702-703-704-705-706-707-708-709-710-711-712-713-714-715-716-717-718-719-720-721-722-723-724-725-726-727-728-729-730-731-732-733-734-735-736-737-738-739-740-741-742-743-744-745-746-747-748-749-750-751-752-753-754-755-756-757-758-759-760-761-762-763-764-765-766-767-768-769-770-771-772-773-774-775-776-777-778-779-780-781-782-783-784-785-786-787-788-789-790-791-792-793-794-795-796-797-798-799-800-801-802-803-804-805-806-807-808-809-810-811-812-813-814-815-816-817-818-819-820-821-822-823-824-825-826-827-828-829-830-831-832-833-834-835-836-837-838-839-840-841-842-843-844-845-846-847-848-849-850-851-852-853-854-855-856-857-858-859-860-861-862-863-864-865-866-867-868-869-870-871-872-873-874-875-876-877-878-879-880-881-882-883-884-885-886-887-888-889-890-891-892-893-894-895-896-897-898-899-900-901-902-903-904-905-906-907-908-909-910-911-912-913-914-915-916-917-918-919-920-921-922-923-924-925-926-927-928-929-930-931-932-933-934-935-936-937-938-939-940-941-942-943-944-945-946-947-948-949-950-951-952-953-954-955-956-957-958-959-960-961-962-963-964-965-966-967-968-969-970-971-972-973-974-975-976-977-978-979-980-981-982-983-984-985-986-987-988-989-990-991-992-993-994-995-996-997-998-999-1000-1001-1002-1003-1004-1005-1006-1007-1008-1009-1010-1011-1012-1013-1014-1015-1016-1017-1018-1019-1020-1021-1022-1023-1024-1025-1026-1027-1028-1029-1030-1031-1032-1033-1034-1035-1036-1037-1038-1039-1040-1041-1042-1043-1044

## True Bill

10

Penk 50 lbs each well

Dr. Carl

1

Aug 12 1898 Foreman

1891

Filed to Emily (Wardman)

[illegible]

100178

11/19/2000



100

100

0405



0486

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK } ss.Police Court, 4 District.Charles F. Tanagerof No. 597 10 Avenue Street, being duly sworn, deposes andsays, that on the 13<sup>th</sup> day of July 1890at the City of New York, in the County of New York, Robert Allen

and William Burke (both now here) and three other men not arrested who were in company with each other and acting in concert and as such did wilfully and maliciously break and destroy fixtures attached to premises 597 Tenth Avenue causing damage to fixtures and personal property in the sum of about Three hundred dollars. The property being in the care and charge of deponent. Deponent further alleges that at about the hour of ten o'clock a.m. on said day the defendants and said unknown men applied <sup>for admission</sup> at the side door of said premises which is occupied as a liquor saloon, deponent refused to admit them and the defendants kicked at the side door breaking the panels and the defendants then went on the sidewalk and deponent saw the defendant Burke throw a brick from his hand at and against a pane of glass in the doorway breaking and destroying the glass and ~~then said~~ ~~brick striking~~ ~~at~~ ~~panicking~~ a picture which was painted on one side of said pane. Deponent also saw

0487

Allen break a panel in the side door  
That the defendants and said unknown  
men threw stones and missiles  
at said premises breaking and  
destroying three plate glass  
panes and said painting valued  
in all in the said sum of Three  
hundred dollars.

That said acts were done  
wilfully and maliciously and with  
the deliberate design to destroy  
said property

Charles F. Senzen

I sworn to before me  
the 14<sup>th</sup> day of July, 1890

Police Justice

Police Court, District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 189

Magistrate.

Officer.

Witness.

Disposition.



0488

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*Robert Allen* 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.

*Robert Allen*

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.

*436 West 45<sup>th</sup> St. 1 month*

Question. What is your business or profession?

Answer.

*Steamfitter*

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*  
*Robert Allen*

Taken before me this

day of

1892

Police Justice.

0489

Sec. 198-200.

District Police Court.

CITY AND COUNTY,  
OF NEW YORK.

*William Burke* 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 Burke*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *206 West 62<sup>nd</sup> St. 2 years*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty*  
*William Burke*

Taken before me this

*14<sup>th</sup>*day of *July**1890*

Police Justice



0490

41  
 The People  
 Robert Allen } Court of General Sessions Part I  
 Before Recorder Smyth. September 11. 1890  
 jointly indicted with William Burke  
 for injury to property.

Charles J. Tenger, sworn and examined.  
 I am a bar tender at 597 Tenth Avenue  
 and was there on the 13<sup>th</sup> of July. I saw the  
 defendant there on Sunday morning the 13<sup>th</sup> of  
 July about ten o'clock; the saloon belongs to  
 E. Knickman. There were four men with  
 Allen; the five came in the hall. I just  
 came in from breakfast. I went inside  
 to look after the doors; they wanted to get  
 in the liquor store. I told them they could  
 not get in and I closed the door. They  
 made a mess in the hall - urinated all  
 over the hall and made the hall wet.  
 I told them they had better go out. I spoke  
 in a quiet way. Burke refused, he would  
 not do it, he jumped up on the stairs  
 and pretended to draw a pistol. I ran  
 back and Allen came along and  
 put his foot through the panel of the  
 door leading into the saloon. I got him  
 out between the vestibule and the first  
 door and I told him in a quiet way  
 to leave. He would not do it, he forced  
 the door. I got kicked twice in the  
 stomach; he broke the lock and

0491

broke the watch. Then I closed the door on him, he had his foot between the door first, and then when I got the door closed I was just going round to the store again when I heard a brick going through the window. I got the men out into the hall, got them on the sidewalk, and finally shut the door. I went around to the store, and the brick came flying through the window, that smashed the window - a big plate glass window, about twelve or fifteen feet square. When the first brick came through I jumped up on the iron pin front of the bar and looked over into the street, and another brick came flying through the door. I saw Allen and Burke in the street - Allen was standing alongside of him. There was several people out there then. I did not see Allen do anything outside because I could not. They were all surrounded by people when I stood there. Allen and Burke walked off together. I went outside and officer Wingate came along and I pointed those two out to him as the ones who broke the windows and kicked in the panel of the



0492

door and he arrested them. I think both of them fought the officer. I did not see it because I went up to the station house to get assistance. I think the door and window together were worth about three hundred dollars. I could not say what the exact value of the panel of the door was which was kicked in; it did not cost much, about two or three dollars. Cross Examined: I don't know exactly how much the window is worth. I am only guessing at it. I am in charge of the place at present because the boss is in Europe. This happened about ten o'clock on Sunday morning. It was a liquor store. I was there looking after the bird and the dog. I was feeding the bird. I feed him at ten o'clock in the morning. I was not going to wait all day there to feed the dog. I always go back again nights. There was a helper of mine in there cleaning the cage. I do not remember Allen being in the place that morning at all. The urinal is away back in the extension. One does not have to go out into the yard to get to the urinal, but a door opens from the store into it. Did not Allen go in there and order a drink?

0494

No sir. I would say so if he did. I did not know the names of the other men who were with Allen and Burke but I know them by sight; they have been in the place often and were customers; they were all in the hall together but none of them got into the store. I don't know that any of them had been in the store on other Sundays. I have been there every Sunday since the boss went to Europe. I swear that any Sunday I have been there I have not seen them. I could not say exactly whether they were in evening. I am not there all the time. It is not a fact that on the Sunday morning in question they came in together and had some drinks. The man who is in the store with me is a 'green' hand. I don't know his name; he is not in trust, but he is at 577 Tenth Avenue and is in my employ yet; his first name is Dick. The panel that was broken was in the side door entering from the hall to the store and that is a common hallway leading from the house up stairs. Allen broke that. I saw him do it - that is, I saw his foot going through; he was the only one near to the door. I saw him running towards the door and then the



0495

foot came through. I was present in Court when Burke was called up on this charge. I heard him plead guilty to the indictment. I was just going to close the door when I saw the foot going through. I was just about inside. I was kind of afraid on account of Burke going up stairs to draw the pistol; when I came back he (Allen) ran towards the door. I was shutting the door and then I heard the crash of the panel. I went back in the store then, and the "green" man helped me to close the front door leading to the avenue. The store is the second door from the corner. I could not see who fired the first brick, but I saw the second brick fired and Burke fired it in the glass of the door. There was a third brick fired up against the corner. There was a great many people around then. There was no one near the door when I opened it but Allen. Alexander Minge sworn. I am a police officer and arrested Allen on Sunday the 13<sup>th</sup> of July in City Third street between 10<sup>th</sup> and 11<sup>th</sup> Avenues, he was running away when I caught him. I had to chase him around a lot of trucks. I brought him in the middle of the street and he refused to go with me; he resisted. I

0496

faced him to go; he had "half a load on". He made a remark that he did not do it - it was not him at all.

Cross Examined. Allen was the first man I got hold of. I hit another fellow and I put him in the hands of a citizen and he (the citizen) let him go. Allen said the reason he ran away was because he was afraid of getting clubbed. I asked him if it was him broke the window? He wanted to give me fight; he caught hold of me by the two arms and would not move at all and stood in the centre of the street all the time. I did not raise my club until he got hold of me and the wrist and my club. I did not get a chance to hit him; he had hold of me in such a position that I could not hit him at all. I took him half a block till I got him in front of the complainant. I asked him in front of the door if these were the two and he said 'yes'. I brought them to the station house. I saw the window. A citizen told me there was a fight. I ran around the corner. I saw all the windows smashed. I saw the ~~defendant~~<sup>complainant</sup> standing in front of the door. I asked him who broke the windows? and he said, "there is a



0497

whole gang of them down on the corner. I started for them, and the whole gang ran away. I found out afterwards there were five of them. I caught one and told a citizen to hold him but he let him go. Then I ran after Allen and chased him around a lot of trucks and caught him. A citizen caught Burke and held him till another officer came.

Robert Allen, sworn and examined in his own behalf testified. I live at 456 West Forty fifth St. and am married. I am a steam fitter by trade. At the time of my arrest I was working on the subway. On this Sunday morning I left my wife about half past ten. I met Burke and three others and we went into this liquor store where a drink; we called for liquor and the complainant put the liquor on the bar. I stepped back to the urinal in the back part of the store, and when I came back to the bar they were quarreling among themselves. The complainant and the other men. I went out and walked as far as 43<sup>rd</sup> street, and by and by Burke came out. I asked him and the others what started the fight? He said the complainant put them out. I did not know what they done. I was

0498

standing talking to these men when the officer came down. I saw him grab one of the men and was going to club him, and I did not want <sup>him</sup> to repeat the operation on me, and I tried to get out the best way I could. He arrested me and brought me in front of the complainant. He was standing at the door with his apron on. He said, "These are the two men, and he brought us to the station house. I was not in the hallway and did not kick in the panel of that door, and Burke did not injure any of the property while I was there. I was several feet away near the corner of 43<sup>rd</sup> street.

Cross Examined. I drank two glasses liquor that Sunday morning. I was not exactly under the influence of liquor. I had been with Burke about 15 minutes before I went to this saloon. My intention was to go to Mechanics to witness a ball game. He had taken a drink at another saloon before we went to the complainant's place. I knew Burke about six months but did not know the others.

The jury rendered a verdict of guilty of misdemeanor. He was sent to the penitentiary for six months and fined \$25.



0499

Testimony in the

case of

Robert Allen

filed

July 1890.

0500

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~~ <sup>they</sup> be held to answer the same and ~~he~~ <sup>they</sup> be admitted to bail in the sum of ten Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until ~~he~~ <sup>they</sup> give such bail.

Dated July 14 1890 Wm. 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 h to be discharged.

Dated.....18.....Police Justice.



6. 4. 1. - 47 -

**BAILED.**

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

No. 2, by 72-1875  
Residence 47 Street

No. 3, by 2-4 7 x \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court--- District.

THE PEOPLE, &c.

IN THE COMPLAINT OF

ON THE COMPLAINT OF  
Charles F. Lewis  
597-10<sup>th</sup> Ave  
Robert Allen  
William Burk

3

---

4

Dated July 14 1889  
W. Mahon Minister

Wangate Officer.

Precinct. 22  
Off. [Signature]  
 Witness: [Signature]

No. 22 Frederick Street

U.C. John T. Murnberg

46th St + 10th Ave

Dr. William Witte

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

1000 to answer

Chris

0502

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Robert Allen and  
William Burke

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

Robert Allen and William Burke  
of the CRIME OF UNLAWFULLY AND WILFULLY *debauching* —  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said Robert Allen and William Burke, both  
late of the 22<sup>nd</sup> Ward of the City of New York, in the County of New York  
aforesaid, on the *thirteenth* day of *July* — in the year  
of our Lord one thousand eight hundred and *eighty-ninth*, at the Ward, City and  
County aforesaid, with force and arms, *four panes of glass*  
*of the value of seventy-five dollars*  
*each, and two door panels,* —

of the value of *twenty dollars each,* —  
of the goods, chattels and personal property of one *Charles E. Tenger,* —  
then and there being, then and there feloniously did unlawfully and wilfully *break*

*and destroy;*

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.



0509

SECOND COUNT.

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

*Robert Allen and William Bunker*  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —

REAL PROPERTY OF ANOTHER, committed as follows:

The said *Robert Allen and William Bunker*  
*Bunker, 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, with force and arms,

*four panels of glass of the value*  
*of seventy five dollars each, and*  
*two door-panels* —

of the value of *twenty dollars each*. —

in, and forming part and parcel of the realty of a certain building of one

— *Charles F. Tenger*, —  
there situate, of the real property of the said *Charles F. Tenger*. —

then and there feloniously did unlawfully and wilfully *break and*  
*destroy*. —

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.

0504

**BOX:**

402

**FOLDER:**

3732

**DESCRIPTION:**

Andrews, Andrew G.

**DATE:**

07/16/90



3732



0505

Witnesses;

*J. A. Hawk*

*For*  
*W. H. H.*

Counsel,  
Filed *16* day of *July* 18 *90*  
Pleads,

THE PEOPLE  
vs.  
*Andrew S. Andrews*  
*Grand Larceny Second degree.*  
[Sections 628, 681, Penal Code].

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

A True Bill.

*Robert Carter*  
Foreman.  
*July 17/90*  
*Edward J. H. H.*  
*Edmund C. H.*  
*R. H. H.*

0506

Police Court 1<sup>st</sup> District.

Affidavit—Larceny.

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

of No.

168

occupation

Jacob F. Rauth  
Jeweller

Street, aged 42 years,

being duly sworn

deposes and says, that on the 10 day of July 1888 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:

Four diamond rings of  
the value of Two hundred 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

Andrew G. Andrews (now  
here) for the following reasons, to wit:

Deponent has a jewelry business at 168 Bowery, and on said date defendant entered said premises and asked to be shown some rings.

Deponent says— he laid four diamond rings before defendant for inspection, and when deponent turned his back to defendant, defendant grabbed said rings, and ran from said store into the street.

Deponent further says— he pursued defendant and caused his arrest by Officer Lawrence T. O'Brien

Subscribed to before me this

day

Police Justice.



0507

of the 10<sup>th</sup> Precinct, having said rings  
in his possession, which rings depen-  
dent identified as his property.

Wherefore, dependent charges  
defendant with taking stealing  
and carrying away said property  
from his possession.

Sworn to before me 2 J. J. Carr  
this 11<sup>th</sup> day of July 1890.

J. M. Patterson  
Police Justice.

0508

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 10 years, occupation Police Officer of No. 11

Receives Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Jacob A. Rautu  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 11  
day of July 1890 Lawrence J. O'Brien

M. P. Peterson  
Police Justice.



0509

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

12  
District Police Court.

Andrew G. Andrews 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.

Andrew G. Andrews

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

United States

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

Answer.

Rochester N.Y. — 8 years

Question. What is your business or profession?

Answer.

Labourer

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 not know what  
I was doing at the time.

Andrew G. Andrews

Taken before me this

day of

1894

John H. Williams Police Justice.

05 10

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.....

*W. J. Hendon*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Fifteen* 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 11* 18 *90* *W. J. Hendon* 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.



0511

#132 1080  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jacob H. Rault  
vs.  
Andrew J. Andrews

Hand Carrying  
Office

2  
3  
4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated July 11<sup>th</sup> 1890

Patterson Magistrate.

Laurence P. Brien Officer.

10<sup>th</sup> Precinct.

Witnesses. J. J. Officer

No. Street.

No. Street.

No. Street.

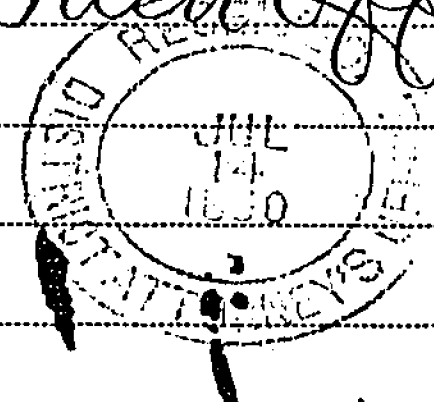
No. Street.

No. Street.

\$ 1500 to answer

Could

gk



05 12

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Andrew G. Andrews*

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

*Andrew G. Andrews,*

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows :

The said

*Andrew G. Andrews*

late of the City of New York, in the County of New York aforesaid, on the *tenth*  
day of *July* in the year of our Lord one thousand eight hundred and *seventy*,  
, at the City and County aforesaid, with force and arms,

*four finger-rings of the value of  
fifty dollars each*

of the goods, chattels and personal property of one

*Jacob A. Rauth*

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

*John R. Fellows  
District Attorney*



05 13

**BOX:**

402

**FOLDER:**

3732

**DESCRIPTION:**

Astor, Louis

**DATE:**

07/16/90



3732

Witnesses:

H. E. Steadman  
New Bergman  
Louis Bergman

Had for in  
Hobbs

The diff is  
nothing to make  
all the responsibility  
be clear. When the  
diff is necessary  
to making right  
the matter mean  
that cannot be  
because the is not  
circumstances

W. H. C. Steadman

Counsel,

Filed 16 day of July 1890.

Pleads, Charge by

THE PEOPLE

2<sup>nd</sup> Prop. 1<sup>st</sup> B  
1<sup>st</sup> Sub. 1<sup>st</sup> B

ABDUCTION.  
[Section 292, Sub. 1, Penal Code.]

Louis Oster  
Sept 16/90  
Pleads Guilty

JOHN R. FELLOWS

District Attorney.

Learn to make as  
the grand jury  
A True Bill.  
Had for at 1000

R. L. Quinn

Foreman.

Charge to Jury

Charge to Jury

W. H. C. Steadman



05 15

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

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

New York, July 16<sup>th</sup> 1890.

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

*The People  
against  
Louis Astor*

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,

Elbridge T. Gerry,  
President, &c.

05 16

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*



0517

To the Hon: Frederick Smyth.

Dear Sir:-

I herewith enclose two  
affidavits as to the age of my  
daughter Rachael Bergman.  
She is not yet fifteen years of  
age and I wish her to come  
home. I will not consent to  
her marriage with Louis Astor,  
at the present time.

New York Aug 13<sup>th</sup> 1890  
<sup>Returned to my work</sup>  
E. H. Allen

Most Respectfully  
Annie <sup>her</sup> Bergman  
mark

05 18

Court of General Sessions

The People &c

vs.  
Louis Astor } Abduction

City and County of New York ss:

Levi Cohen being duly sworn deposes and says that she is the uncle of Rachael Bergman alleged to have been abducted by the defendant above named; that he has known her from infancy and that she will be fifteen years of age during the month of September next (1890); that he knows this to be a fact as his own daughter is just four days younger than said Rachael that Rachael was born on the first day of the year upon the Jewish calendar and deponent's daughter on the fourth day according to said calendar.

Given to before me

this 11<sup>th</sup> day of August 1890 } Levi Cohen

Geo. A. Hooper

Notary Public

Suffolk Co. N.Y.

Cert. filed in  
N.Y. Co.



05 19

Court of General Sessions

The People vs  
M.  
Louis Actor. Abduction

City and County of New York, J.S.

Joseph Cohen being  
duly sworn deposes and says that he  
is forty one years of age and resides  
at No 181 Madison Street New York  
City, and that he is the uncle of  
Rachael Bergman referred to in the  
affidavit of Levi Cohen hereto at-  
tached and that deponent knows  
the age of said Rachael to be fourteen  
years of age, and that she will be  
fifteen years old in September next  
and no older. Deponent is positive  
as to said Rachael's age as she was  
born on the first day of the Jewish  
year (September 15).

Sworn to before me this  
13<sup>th</sup> day of August 1890 J Cohen

Phil Walden  
Notary Public  
Act. filed in NY Co

0520

Count of General Stumm

The People vs

N. J. P.  
Louis. Actor

Affidavits.



0521

H1 E. 28

July 9<sup>th</sup>

Hon. E. T. Gerry

Dear Sir,

I have examined  
Ray Bergman's alb.  
H1. I find there has  
been penetration by some  
plant & water into

Yours very truly  
Wm. J. Hill

0522

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Louis. Astor* 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. *Louis. Astor.*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *67 Sullivan Street and 8 years*

Question. What is your business or profession?

Answer. *paper box manufacturer*

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.*  
*Louis Astor*

Taken before me this

day of

1892

Police Justice



0523

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.....

elephant  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of fifteen 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 9<sup>th</sup> 18 av Doyle Police Justice.

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

Dated July 11<sup>th</sup> 1890 Doyle 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.



0524

#146

10-84

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Hugo Schutter*  
vs.

1. *Louis Arton*

2. \_\_\_\_\_

3. \_\_\_\_\_

4. \_\_\_\_\_

Office *ADUCTION*  
SECTION 282 PC

Dated *July 9<sup>th</sup>* 188*20*

*O. J. Kelly* Magistrate.

*Schutter* Officer.

*P. O. C.* Precinct.

Witnesses *RACHEL BERGMAN* 14 yrs

No. *1008 2/3* Street.

*PETER NUGENT* *JOHN V. VALTERS*

No. *CENTRAL OFFICE*

*ANNIE BERGMAN* 34 *LEDOVY*

*JENNIE COHEN* 142 *DIVISION*

*Mrs. Metley* 176 *Spring St.*

\$ *150.00* to answer.

COMMITTED

BAILED,

No. 1, by *Luigi Starace*

Residence *311 E 109th* Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Bond renewed  
August 8/90



0525

DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF

Hugo Schuller  
agst.  
Louis Astor

Examination had

Before

July 9 1880  
Daniel O'Reilly Police Justice.

I, Walter L. Ormby Stenographer of the 2 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of  
the original Stenographer's notes of the testimony of Ray Bergman

Annie Bergman, Louis Astor  
as taken by me on the above examination before said Justice.

Dated

July 9 1880 W. L. Ormby  
Stenographer.

D. J. O'Reilly  
Police Justice.



0526

Police Court  
Second Dist.

The People vs  
Hugo Schultze  
Louis<sup>2</sup> Astor

Examination Before Justice O'Reilly  
July 9 1890

For the People - A. D. C. C.

For the Defendant - Col. Mahan

Ray Bergman a witness for the people  
being cross examined on her  
affidavit deposes and says:

Q Is that your signature to your  
affidavit in this case?

A Yes Sir

Q You state that the affidavit  
made by Hugo Schultze is  
true?

A Yes Sir

Q Look at it - read it over -  
take it in your hand

The Court - It has been read to her



0527

(To the witness) Do you know its contents?

A Yes sir

By Col Mahan

Q Is it true?

A Yes Sir

Q He states that you are 14 years of age is that true?

A No Sir.

Q It is not true?

A No Sir

Q How long have you known the defendant?

A I have known him over a year and a half

Q Do you know where he lives?

A Yes Sir

Q You know what his business is?

A Yes Sir

Q You knew where he was at work?

A Yes Sir

Q You were in the habit, during the last year and a half, of

0528

seeing him very often?

A Yes Sir

Q Two or three times a week?

A Yes Sir.

Q You told him all about the treatment you received at home?

A Yes Sir

Q You told him you were not furnished with sufficient to eat?

A Yes Sir.

Q And that your step father used violent and threatening language to you?

A Yes Sir.

Q That they had driven you out of the house?

A Yes Sir.

Q You complained to Defendant about all that didn't you?

A Yes Sir

Q You have formed quite an attachment for him?

A Yes Sir

Q You and he talked frequently about getting married didn't



0529

you?

A He offered me that when I would be of age he would marry me. I used to come down and tell him everything he wanted to marry me. - I said I would wait a while - a week or so.

Q That was within about a week or so and when you went to live with him?

A Yes Sir

Q And you went of your own free will and accord?

A Yes Sir

Q He used no force or violence to get you to go?

A No Sir

Q He did not even have to persuade you?

A No Sir

Q And the reason you went to him was because you wanted to marry and get better rooms?

Q A Yes Sir

0530

2 How long have been living together since you left home?

1 Last Saturday

2 He is out while you are living there?

A I went up to his mother's once.

2 Have they treated you kindly at his mother's house?

A Yes Sir

2 If you wanted to go away from his house you could have gone?

A I could have gone if I wanted to

2 You could have walked out and gone home?

A Yes Sir

His mother moves to Minn. the con-  
plaint.

(Motion denied.)

Sworn to before me this

of July 1890

J. C. Bell  
Police Justice.

5 Annie Bergman being duly



0531

Sworn as a witness for the  
people deposes and says: I  
am 40 years old. I live at  
37 Ludlow St. Her child is  
my daughter. (Ray Bergman)

Q How old is she

A she is 14 going on 15.

Q When was she born

A In Europe - 1875 - September

Q What month?

A In three months she will be  
15 years old.

Q Is that your signature to that  
affidavit?

A Yes Sir

Examined by Col Maher

Q How long have you been in  
the United States?

A 9 years - between 8 and  
9 years

Q What year was it that her  
older sister was born?

A She is in her 18th year.

Q What year was she born in  
- Can you tell?

0532

A My husband would know better than I do

Q Can you tell?

A I cannot tell the year just now.

Q What year was the next daughter born?

A I cannot tell the exact year. But she was born

Sworn to before me this..... day

of..... 1890

*John C. [Signature]*  
Police Justice.  
Louis Astor being duly sworn and examined as a witness in his own behalf deposes and says:-

Examined by Col. Mahan

Q How long have you been in the city?

A Eight years

Q Are you single or married?

A Single

Q Never been married?

A No sir

Q What is your business?



0533

A - Making paper boxes

Q How long have you been employed in that business?

A 7 years

Q At the same place?

A Yes. at the same place

Q The same employer?

A Yes

Q What do you earn per week?

A Thirteen dollars.

Q Are you able to support a wife and a small family?

A Certainly

Q You are not a drunkard?

A No Sir

Q You know this young lady over a year?

A Yes Sir

Q Acquainted with her how long?

A Over a year

Q You have been intimate during that time?

A Yes Sir

Q You have called seen her

0534

two or three times a week

A Yes.

Q You have an affectionate feeling for her?

A Yes.

Q Have you made a proposition to marry her?

A Yes.

Q How long ago?

A Over six months ago.

Q You still entertain the same feeling?

A Yes Sir.

Q You are willing to marry her now?

A Yes Sir.

Q You and she have been keeping the same apartment together in Spring Street - is that so?

A Yes.

Q When did you go to live in Spring Street?

A On Saturday last.

Q You and she?

Q A Yes.



0535

2 Did you make her to go there or did she go there of her own free will and accord?

A She went of her own free will and accord

2 What reason if any did she give you to come and live with her as husband and wife?

A Because she told me she had got to go: she said she had not enough to eat: that she was getting fried out of the house.

2 Who would fire her out?

A Her mother

2 Did you use any force or violence?

A No sir

2 Did she tell you they drove her out of the house?

A Yes sir

2 Did her parents know you?

10 A No sir; her sister knew me

0536

Q Did you ever take this young lady up to your mother's house and introduce her as your accepted wife?

A Yes Sir! She was up to my mother.

Q Your parents and relations knew her as your intended wife?

A Yes Sir.

Defendant Rests  
Mr. Mahan moves to discharge the defendant

Motion denied  
Defendant held to answer -  
\$1,500 bail.

Sworn to before me this 9 day  
of July 1890

James C. Kelly  
Police Justice.



0537

CITY AND COUNTY }  
OF NEW YORK, } ss.

Ray Bergman  
aged 14 years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

37 Sullivan Street Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Hugh Schultis  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 9<sup>th</sup>

day of July 1880

Ray Bergman

La J. C. H. H. H.  
Police Justice.

0538

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

of No.

that on the

New York, in the County of New York,

*Annie Bergman*

being duly sworn, deposes and says,

day of

1890

at the city of

*One Rachael Bergman*  
*now present, the daughter*  
*of the deponent, will*  
*be fifteen years old*  
*on the month of*  
*October 1890*

*Annie Bergman*  
*mark*

Sworn before me this  
day of  
August 1890  
Police Justice.



0539

2<sup>nd</sup> District Police Court.STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss.

Hugo Schulten

of Number 100 East 23<sup>rd</sup> Street being duly sworn,  
deposes and says, that on the 9<sup>th</sup> day of July 1890, at the  
City of New York, in the County of New York, he has just reasonto believe and does believe, that on the 5<sup>th</sup>  
day of July 1890 at corner Spring and Thom-  
son street in said city of New York one  
Louis Astor did unlawfully take, receive  
harbor and use, a certain female, now present,  
called Ray Bengman, said female then  
and there being under the age of sixteen  
years, to wit of the age of fourteen years  
for the purpose of sexual intercourse, not  
being her husband in violation of  
Section 282 of the Penal Code of the  
State of New York.

Wherefore the complainant prays that the said

Louis Astor

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

Sworn to before me, this

9<sup>th</sup>

day of

July

1890

Hugo Schulten

D. J. Schulten

Police Justice.

0540

POLICE COURT 2<sup>d</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

CHURCH TO CHILDREN.



DATED July 9<sup>th</sup> 1891

W. M. Magistrate.

Clerk.

Witnesses: J. P. Officer.

E. G. Jenkins, Supt.,

100 East 23d Street.

Disposition, .....



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

*Dennis Arthur*

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

*Dennis Arthur*

of the CRIME OF ABDUCTION, committed as follows:

The said *Dennis Arthur*,

late of the City of New York, in the County of New York aforesaid, on the  
*ninth* day of *July*, in the year of our Lord one  
thousand eight hundred and eighty *ninth*, at the City and County aforesaid, did  
feloniously take, receive, harbor, employ and use one *Ruth Bergman*,  
who was then and there a female under the age of sixteen years, to wit: of the age of  
*fourteen* years, for the purpose of sexual intercourse, he, the  
said *Dennis Arthur* not being then and there  
the husband of the said *Ruth Bergman*,  
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.

0542

**BOX:**

402

**FOLDER:**

3732

**DESCRIPTION:**

Azora, Joseph

**DATE:**

07/14/90



3732



0543

Witnesses:

Carlo Alberto  
J. Alberto

Counsel,

Filed

Pleads,

Day of

1890

THE PEOPLE

vs.

Joseph Azora

CRIME AGAINST NATURE

[Sec. 303, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

Ref. Carter  
July 17/90  
Peggy & Saul 3 day  
Ten 10 mis.  
B.M.

0544

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

Police Court, 4 District.

Carlo Alberto  
of No. 517 East 15<sup>th</sup> Street, being duly sworn, deposes andsays, that on the 4<sup>th</sup> day of July 1890at the City of New York, in the County of New York, ~~Joseph~~ Joseph Azor

(now here) did ~~or attempt to carnally know~~ carnally know, ~~male child, to wit~~ Joseph Alberto a male child of the age of twelve years in a manner contrary to nature and have sexual ~~intercourse~~ <sup>intercourse</sup> with said male child in violation of Section 303 of the Penal Code for the reasons: that deponent permitted the defendant to sleep in deponent's apartment at the above premises and the defendant occupied a bed with said male child and at about the hour of twelve o'clock at night deponent heard a noise in the room occupied by the defendant and said male child. The noise appeared to deponent as the creaking of the bed and deponent entered the room and found the defendant lying upon the body of said Joseph who was lying upon his stomach. Deponent is informed by said Joseph Alberto (now here) that the defendant did insert his penis into the anus and rectum of said Joseph and so did have sexual intercourse with said Joseph contrary to



0545

nature. Deponent is further informed by Patrick Cox (now here) that he was present at Bellevue Hospital where said Joseph's <sup>body</sup> was examined and saw that the arm of said Joseph was inflamed and received the annexed certificate from Walter Wood the physician who conducted said examination. which certificate is hereto annexed and made a

part of this complaint  
 Sworn to before me } Carlo Alberto  
 this 4<sup>th</sup> July 1890 }

W. M. M. M.  
 Police Justice

Police Court, District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

AFRIDA VIT.

vs.

Dated

187

Magistrate.

Officer.

Witness

Disposition

0546

CITY AND COUNTY }  
OF NEW YORK, } ss.

Joseph Alberto  
aged 12 years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

517 East 15 Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Carlo Alberto

and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 4 day of July 1890 } Joseph Alberto

W. M. Mahon  
Police Justice.



0547

CITY AND COUNTY }  
OF NEW YORK, } ss.

Patrick Cox  
aged 34 years, occupation Police officer of No.  
18 Recruit Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Carlo Alberto  
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 July 1890

Patrick Cox

W. J. McMahon

Police Justice.

0548

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

*Joseph Azore* 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.

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.

Taken before me this

4

day of

188

Police Justice.



0549

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 *fifteen* 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 *90* *A. J. 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.



0550

#98  
Police Court---4---District.

1061

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Carlo Alberto  
517 E. 15<sup>th</sup> St.  
Joseph Azore

Offence  
Circum  
against nature

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

July 4<sup>th</sup> 1890  
Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

No.

\$

Box  
10  
1890  
Wm H. King

100 E. 23<sup>rd</sup>  
Ball office

Joseph Alberto  
517 E. 15<sup>th</sup>

1500 G. S.

1500 Main & July 7 1890



0551

Joseph Albrito appears to have  
abnormal reflexes + pain about  
anus - Can find no injury -

July 4 - 1 a.m.

Walter Wood M. D.

Bellevue Hospital.

0552

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

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

New York, July 8<sup>th</sup> 1890

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

*The People  
against*

*Joseph Azore*

*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,*

*Elbridge T. Gerry,*

*President, &c.*



0553

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN  
*Crime against Nature*

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*

0554

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Joseph Angra*

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

indictment, accuse

*Joseph Angra*

of the CRIME AGAINST NATURE, committed as follows:

The said

*Joseph Angra*

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 ninety \_\_\_\_\_, at the City and County aforesaid,

with force and arms, in and upon one *Joseph Angra*,  
a male person, then and there being, feloniously did make an assault, and

*him*, the said *Joseph Angra*, in a manner  
contrary to nature, then and there feloniously did carnally know; 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 M. Hallows,*  
*Attorney*



0555

SECOND COUNT:—

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

of the same CRIME AGAINST NATURE, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: On the day and in the year  
aforesaid, at the City and County aforesaid, feloniously did voluntarily submit to carnal  
knowledge of self by one \_\_\_\_\_, a male  
person, in a manner contrary to nature; 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.*