

0756

BOX:

213

FOLDER:

2116

DESCRIPTION:

Barton, William A.

DATE:

04/03/86



2116

POOR QUALITY ORIGINAL

0757

BM

Counsel, *[Signature]*
Filed *[Signature]* Day of *[Signature]* 188*[Signature]*
Pleads.....

THE PEOPLE
W. M. vs. R.
William A. Barton
[Sections 528, 532, Penal Code].
PETIT LARCENY.

RANDOLPH B. MARTINE,
[Signature] District Attorney.
Pls. 176
He is guilty.
A TRUE BILL.

Chas. B. Pocheco
City Prison Community
Foreman.

Witnesses:
John Sanders
.....
.....
.....

POOR QUALITY ORIGINAL

0758

Police Court— H District—

Affidavit—Larceny.

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

of No. 1002 Sixth Avenue Street, aged 50 years,
occupation None being duly sworn

deposes and says, that on the 1 day of March 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 :

Eleven razors, one pair of scissors & one comb, all of the value of about twenty-five dollars. \$25.00

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by William A. Barton (now here) from the following facts to wit:— That after the time of said larceny deponent admitted to deponent the taking and stealing of the above described property; and that deponent in the presence of deponent informed detection ^{showing} James H. Riley of the 22nd Police Precinct where said property could be found. And that deponent is informed by said Riley that he (Riley) after the time of said larceny found said property in the place indicated by deponent.

John Sanders
deponent

Sworn to before me, this 29 day of March 1888
Wm. J. [Signature]
Police Justice.

POOR QUALITY ORIGINAL

0759

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 32 years, occupation James H. Riley of No. 22nd Police Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Sanders and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 29th day of March 1888 by James H. Riley

[Signature]
Police Justice.

0760

Sec. 198-200.

H District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

William Barton 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 A. Barton

Question. How old are you?

Answer

25 years

Question. Where were you born?

Answer.

United States

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

Answer.

306 West 21st Street 15 years

Question What is your business or profession?

Answer

Bookbinder

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.

Innocent. I demand trial by jury.

Wm. A. Barton

Taken before me this

29

day of March 1888

[Signature]

Police Justice.

0761

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

Police Court No. 420
 District

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

John Van der
 100th St. N.Y.C.
 1 William B. ...
 2 _____
 3 _____
 4 _____
 Offence Petit
 Larceny

Dated March 29 1888

Magistrate
 Richard
 Officer
 Keller
 Precinct

Witnesses

No. _____ Street

No. _____ Street



No. 500 to answer Street

[Signature]

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 Deferdauw

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 March 29 1888 *[Signature]* Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0762

April 2, 1886

Judge

Dear Sir

You will oblige
me very much by looking
over this case of William
Bastons; as the man
says he does not want
any thing done with
him; only he wants
his things. and as he is
a cripple; and his
father is a minister
who will be in court to
day. with great regret
and he has confessed
to every thing. please
I ask judge as a
hard working woman

**POOR QUALITY
ORIGINAL**

0763

his mother. to do the
(very) best you can for
my and his Father's
sake.

I remain ~~your~~
his Mother
Julia A Barton.
306 W. 21st

POOR QUALITY ORIGINAL

0764

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William A. Barton

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

- *William A. Barton* -

of the CRIME OF PETIT LARCENY, committed as follows:

The said *William A. Barton*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms,

seven rings of the value of two dollars each, one pair of scissors of the value of one dollar, and one knife of the value of two dollars.

of the goods, chattels and personal property of one

John Sanders,

then and there being found, then and there unlawfully 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.

Rudolph B. ...
...

0765

BOX:

213

FOLDER:

2116

DESCRIPTION:

Battles, Michael

DATE:

04/03/86



2116

POOR QUALITY ORIGINAL

0766

249

Counsel,
Filed *W. Deed* 1886
Pleads *Not guilty*

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

THE PEOPLE

W. Deed
146

Michael Sattles

RANDOLPH B. MARTINE,
Pr Apr 7/86 District Attorney.
Wm. Deed
Wm. Deed
A True Bill.

Charles B. Postwick
Foreman.

Witness:
William Torrea

POOR QUALITY ORIGINAL

0767

Police Court 1st District.

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

of No. 51 Bayter Street, aged 21 years,
occupation peddler being duly sworn

deposes and says, that on 26th day of March 1886 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Michael
Battler (now known) who cut

and stabbed said deponent

on the right hand with the

blade of a knife then and

then held in his hand

cutting deponent severely

on the thumb of the right

hand; said assault was

committed

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

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

Sworn to before me, this 26th day }
of March 1886 } William J. Torro
hand

James J. Kelly Police Justice.

POOR QUALITY ORIGINAL

0768

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Michael Battis

Question How old are you?

Answer 21 years

Question Where were you born?

Answer New York City

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

Answer 146 Chatham St. 3 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 am not guilty

Michael Battis

Taken before me this

26

day of

March 1886

Samuel W. Kelly Police Justice.

0769

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court

11th District

THE PEOPLE, &c.,

ON PETIT COMPLAINT OF

William Jones

51 Baxter St

Michael Jones

2 _____
 3 _____
 4 _____

Offence

Self Assault

Dated March 26 1886

Magistrate

Officer

Precinct

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

to answer G. S.

Committed

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

Defendant

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

Dated March 1886 6 San'y C. Bell 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0770

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Baddis

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

Michael Baddis

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

The said *Michael Baddis,*

late of the City of New York, in the County of New York aforesaid, on the *twenty sixth* day of *March*, — in the year of our Lord one thousand eight hundred and eighty-*six*, with force of arms, at the City and County aforesaid, in and upon the body of one *William Cores,* — in the peace of the said People then and there being, feloniously did make an assault and *injure* the said *William Cores,* — with a certain *knife* —

which the said *Michael Baddis* — in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent *injure* the said *William Cores,* — thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

Michael Baddis

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

The said *Michael Baddis,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *William Cores,* — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and *injure* the said

William Cores, — with a certain *knife* —

which *he* the said *Michael Baddis* — in *his* — right hand then and there had and held, the same being an *instrument* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph B. ...
District Attorney

0771

BOX:

213

FOLDER:

2116

DESCRIPTION:

Beardswortt, John

DATE:

04/28/86



2116

POOR QUALITY ORIGINAL

0772

Ms-228

Witnesses?
Patrick Smith
David Leahy - Officer

Counsel,
Filed 28th day of April 1886

Pleas, *Not guilty*

THE PEOPLE

vs. *R*

John Beardsworth

Grand Larceny 2nd Degree,
(From the Person.)
[Sections 528, 531, Penal Code.]

RANDOLPH B. MARTINE,
May 7/86, District Attorney.

Charles J. L.

A True Bill. Pen 3 months.

J. W. Brown

Foreman.

May 7th 1886

POOR QUALITY ORIGINAL

0773

6 District Police Court--

Affidavit--Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss.

of No. Sedgwick Avenue Street, Highbridge, New York City,
being duly sworn, deposes and says, that on the 25 day of April 1886
at the boarding house at Shaft 24 New Acqueduct City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession and
possession of deponent, on the day time

the following property, viz.: Good and lawful money of the
United States, bills or notes as follows: Two
bills each of the value of Five Dollars and
one bill of the value of Two Dollars; and silver
and copper coins of the value, together, of six
Dollars and Ninety two cents; in all of
the value of Eighteen Dollars and Ninety
two cents

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 John Beardsworth, now

here, from the following facts: At about three
o'clock on the afternoon of said day deponent
went to sleep on a bed in a room in said
boarding house, having said money in a pocket
of his trousers then worn by him. On waking
at about four o'clock deponent missed said
money, and said Beardsworth who was in
said room when deponent laid down to sleep
was no longer there when deponent awoke.
Officer David Leahy of the 2^d Precinct Police

Sworn to before me this 25th day of April 1886

Notary Public

POOR QUALITY ORIGINAL

0774

informs deponent that at about ten o'clock on the night of said day he found on the person of ^{of said} Breadsmith, the pocket book here shown which deponent identifies as his pocket book which contained the money ^{carried} on deponent's person when he laid down to sleep as hereinbefore stated. Said officer, as he informs deponent, also found upon the person of said Breadsmith the sum of seven dollars and twenty cents, which said Breadsmith admitted to be the property of deponent.

Sworn to before me this
21st day of April 1886
M. H. H. H.
Police Justice

P. T. Smith

CITY AND COUNTY }
OF NEW YORK, } ss.

David Leary

aged 40 years, occupation policeman of No.

the 2^d Police Precinct

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Patrick Smith

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

Sworn to before me, this 21st
day of April 1886

David Leary

M. H. H. H.

Police Justice.

POOR QUALITY ORIGINAL

0775

Sec. 198-200

6

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John Beardsworth*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *England*

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

Answer. *Sedgwick Avenue, Highbridge; 3 months*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty. We had been drinking together after getting paid off. I had no intention of stealing anything, nor have I any recollection of doing so.*

John Beardsworth

Taken before me this

21st

day of

April 1881

Wm. H. McCall

Police Justice.

POOR QUALITY ORIGINAL

0776

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court 6th District. 591

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Patrick Smith

John Beardmore

John Beardmore

Offence Larceny from the Person

Dated April 21st 1886

W. H. ... Magistrate

John ... Officer

Witness Said Officer
 No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 1000 to answer
[Signature]

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 John Beardmore

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

Dated April 21st 1886 [Signature] 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY ORIGINAL

0777

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Beardmore

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

John Beardmore

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

The said *John Beardmore*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twentieth* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms,

two Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *United States Treasury Notes*, of the denomination of *five* dollars, and of the value of *five* dollars each,

two Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *Bank Notes*, of the denomination of *five* dollars, and of the value of *five* dollars each,

one promissory note for the payment of money, of the kind known as United States Treasury Notes, being due and due and unsatisfied, of the denomination and value of two dollars, and divers coins, of a number, kind and denomination to the effect and force aforesaid, of the value of six dollars and ninety two cents, and one pocket watch of the value of one dollar,

of the goods, chattels and personal property of one *Patricia Smith*, on the person of the said *Patricia Smith*, then and there being found, from the person of the said *Patricia Smith*, 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.

Randolph B. Martin,
District Attorney

0778

BOX:

213

FOLDER:

2116

DESCRIPTION:

Benedetto, Pietro

DATE:

04/06/86



2116

POOR QUALITY ORIGINAL

0779

1105

Counsel, *R. R.*
Filed *6* day of *April* 188*6*
Pleads *Not guilty*

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

THE PEOPLE
vs.
R
Pietro Benedetto
Complainant
vs.
the Defendant.

RANDOLPH B. MARTINE,
Dist. Atty.
By *W. J. P. Brown*
Bail *Book*

A True Bill.
W. J. P. Brown
Foreman.
W. J. P. Brown
July 18

Witnesses:
Maria Benedetto
Rosa Benedetto
Michael Roche

Upon the within
Statement of John
W. Brown etc. Sub. form
given in District
Attorneys office that
Complainant cannot be
found & cannot to
defendants discharge
upon his own recognizance
W. J. P. Brown
Arch. W. J. P.

0780

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

The People vs }
- vs - } Assault.
Pietro Benedetto }

Sir:

Please to take notice, that upon
the Indictment, Complaint and all
the papers and proceedings herein;

A motion will be made by the
defendant above named at the Court
of General Sessions of the Peace for the
City and County of New York; before
Hon. Rufus B. Lewis, on the 21st
day of February, 1887, at 11 o'clock
in the forenoon of that day, or
as soon thereafter as counsel can
be heard, for the discharge of the
above named defendant upon the
ground of a failure of the people
to prosecute, and for such other
and further relief as to the Court
may seem just.

Dated, New York February 16th 1887

Robert H. Racey,

Attorney for Defendant

O. O. & Address No. 25 Chambers Street,
N. Y. City

0781

Court of General Sessions
of the Peace
for the
City & County of New York

The People vs

- vs -

Pietro Beneditto
vs
Archie of Motion.

Robert H. Racey,
Depts Atty,
25 Chambers Street
N. Y. City

To
Hon. R. B. Martin,
District Attorney
City & County of New York

To the
Hon. Randolph B. Martin,
District Attorney,
City & County of New York.

GLUED PAGE

0782

PART II.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

not found

not known

To *Maria Benedetto*

of No. *56 Mulberry* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *16* day of *February* instant, at the hour of *ten* in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Pietro Benedetto

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *February*, in the year of our Lord 188

RANDOLPH B. MARTINE, *District Attorney.*

0783

CORRECTION

POOR QUALITY ORIGINAL

0784

PART II.

THE COURT ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue. Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Maria Benedetto*

of No. *56 Mulberry* Street,

Not Found

Not Known

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *16* day of *February* instant, at the hour of ten *11* in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Pietro Benedetto

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *February*, in the year of our Lord 188

RANDOLPH B. MARTINE, *District Attorney.*

**POOR QUALITY
ORIGINAL**

0785

District Attorney's Office.

PEOPLE

vs.

Benedict

*Mr. [unclear]
Let for off. [unclear]
and be found in
off's [unclear]
[unclear]*

POOR QUALITY ORIGINAL

0786

District Attorney's Office.

Part Two

PEOPLE

vs.

Penalties

Feb 18

*Affidavit
Wanted*

Printed in Top 1866

24

Hon. H. H. H. H.

*Affidavit
P. 58*

GLUED PAGE

POOR QUALITY ORIGINAL

0787

Affidavit wanted

SUBPOENA

not known there

C

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Maria Benedetto

of No. 56 Mulberry Street,

PART II.

THE COURT ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK. If this Subpoena is disobeyed, an attachment will immediately issue. Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known. [SEE OTHER SIDE FOR OTHER DIRECTIONS.]

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the 18 day of February instant, at the hour of ten in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Pietro Benedetto

in a case of Felony, whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of , in the year of our Lord 188

RANDOLPH B. MARTINE, District Attorney.

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 16 day of February 1887,

I called at No. 56 Mulberry Street

the alleged residence of Maria Benedetto

the complainant herein, to serve her with the annexed subpoena, and was informed by the person in charge of the saloon in the building and by several women in the house that they dont know anyone by the name of Maria Benedetto and ~~she~~ does not live there to their knowledge.

I have called on several previous occasions with the same result.

Sworn to before me, this 17 day of February, 1887

Rudolph L. Schauf

John G. Muttley Subpoena Server.

GLUED PAGE

POOR QUALITY ORIGINAL

0788

Court of General Sessions.

THE PEOPLE

vs.

Benedetto

County of New York, ss:

John W. Huntley being duly sworn and says: I reside at No. *607 Tinton Avenue*

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the *16* day of *February* 188*7*.

I called at *No. 56 Mulberry Street*

the alleged residence of *Maria Benedetto*

the complainant herein, to serve her with the annexed subpoena, and was informed by *the person in charge of the saloon in the building and by several women in the house that they don't know anyone by the name of Maria Benedetto and ~~she~~ does not live there to their knowledge.*

I have called on several previous occasions with the same result.

Sworn to before me, this *17* day of *February*, 188*7*

Rudolph P. Schauf

COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

John W. Huntley

Subpoena Server.

being duly sworn, deposes and says he
Subpoena, of which the within is a copy, upon
188*7* by *John W. Huntley* on the *16* day of *February*

John W. Huntley
City and County of New York, ss:
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

POOR QUALITY ORIGINAL

0789

Court of General Sessions.

THE PEOPLE, on the Complaint of
Maria Benedetto

vs.

Pietro Benedetto

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of

John W. Hunter
Subpoena Server

Failure to Find Witness.

POOR QUALITY ORIGINAL

0790

Police Court _____ District.

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

Maria Benedetto

of No. *56 Mulberry* Street, aged *28* years,

occupation *House Cleaner* being duly sworn

deposes and says, that on *28* day of *March* 188*6* at the City of New

York, in the County of New York,

§ *he* was violently and feloniously ASSAULTED and BEATEN by *Pietro Benedetto* (now here) deponent's husband who wilfully and maliciously cut and stabbed deponent on the forehead with a dagger then and there held in his hand of said deponent

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

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

Sworn to before me, this *29* day }
of *Mch* 188*6* }

Maria Benedetto
mark

Daniel O'Reilly Police Justice.

POOR QUALITY ORIGINAL

0791

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Pietro Benedetto 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 *Pietro Benedetto*

Question. How old are you?

Answer *33 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *Brooklyn 6 mos*

Question What is your business or profession?

Answer *Laborer*

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

Answer. *I am not guilty*

Pietro Benedetto

Taken before me this

day of

March

188*9*

29

Samuel W. Kelly
Police Justice.

POOR QUALITY ORIGINAL

0792

BAILED,

No. 1, by

C. C. Carr

Residence

40 Mulberry Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court / District.

426

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maria Benedetto

St. Mulberry

Peter Benedetto

1
2
3
4

Offence Felonious Assault

Dated

March 29

1886

Magistrate

D. O. Kelly

Officer

Roche

Precinct

4

Witnesses

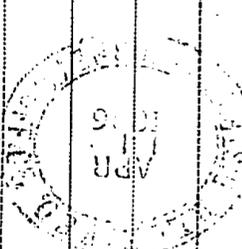
No. Street.

No. Street.

No. Street.

\$1000 to answer

Summitt
Bailed



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 10 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated March 29 1886 Daniel O. Kelly Police Justice.

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

Dated March 29 1886 Daniel O. Kelly 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 _____ 1886 _____ Police Justice.

POOR QUALITY ORIGINAL

0793

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Pietro Benedetto

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

Pietro Benedetto -

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

The said *Pietro Benedetto*,

late of the City of New York, in the County of New York aforesaid, on the *Twenty eighth* day of *March*, - in the year of our Lord one thousand eight hundred and eighty-*five*, with force of arms, at the City and County aforesaid, in and upon the body of one *Maria Benedetta* - in the peace of the said People then and there being, feloniously did make an assault and *in* the said *Maria Benedetta*, - with a certain *dagger*. -

which the said *Pietro Benedetto* - in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent *in* the said *Maria Benedetta* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

Pietro Benedetto -

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

The said *Pietro Benedetto*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Maria Benedetta*, - in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and *in* the said

Maria Benedetta, - with a certain *dagger* -

which *he* the said *Pietro Benedetto* - in *his* - right hand then and there had and held, the same being a *weapon* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph Martin
District Attorney

0794

BOX:

213

FOLDER:

2116

DESCRIPTION:

Bennett, James

DATE:

04/21/86



2116

POOR QUALITY ORIGINAL

0795

No-162
Counsel,
Filed 21 day of April 1886
Pleads: *Chyquely*

THE PEOPLE
vs.
R
James Bennett
Robbery, *Frank degree,*
[Sections 224 and 22 §; Pennl Code].

RANDOLPH B. MARTINE,
District Attorney.
By *Law 4.1886*
Disch'd by the Ct. in his own
recog.
A True Bill.

J.P. Moore
Foreman
James 4th
P.S.C.

*Mr. No. 162 of Dec. 1886
deposited in his
Witnesses: Edw. Keene
Ed. J. Dumbley.*

It appearing by the within affidavits
that it is impossible to secure the at-
tendance of *Picardo D. Chiff*
a material and necessary witness for
the People and without whose evidence
a conviction cannot be had, I there-
fore respectfully recommend that the
defendant herein, *James
Bennett* be
discharged on his own recognizance.

N. Y. June 4 1886
Randolph B. Martine
District Attorney.

POOR QUALITY ORIGINAL

0796

Affidavit wanted

PART I.

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

(SEE OTHER SIDE FOR OTHER DIRECTIONS.)

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To *Richard D. Cluff*

of No. *38 Cherry* Street.

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *3* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

James Bennett in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *June* in the year of our Lord, 188*6*

RANDOLPH B. MARTINE, District Attorney.

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the *2* day

of *June* 188*6*, I called at *No 30 Cherry St.*

the alleged residence of *Richard D. Cluff*

the complainant herein, to serve him with the annexed subpoena, and was informed by the housekeeper of those and the adjoining premises that she does not know anyone by the name of Richard D. Cluff residing in that building, and that she don't know where he may be found. I have made diligent search and inquiry but have not been able to ascertain the present whereabouts of the said Richard D. Cluff.

Sworn to before me, this *3* day

of *June* 188*6*
Rudolph L. Schuy
Court of Peace

Jacob Deubert
Subpoena Server.

GLUED
POOR QUALITY ORIGINAL

0797

Court of General Sessions.

THE PEOPLE

vs.

es Bennett

If ill, when served, please send timely word to the District Attorney's office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he

Subpoena, of which the within is a copy, upon

188 by on the day of

County of New York, ss.:

Jacob Deubert being duly

and says: I reside at No. *161 Essex*

Street, in the City of New York. I am a subpoena server in the

office of the District Attorney of the City and County of New York. On the *2* day

of *June* 188*6*, I called at *No 30 Cherry St.*

the alleged residence of *Richard D. Cluff*

the complainant herein, to serve him with the annexed subpoena, and was informed by *the*

housekeeper of those and the adjoining premises that she does not know anyone by the name of Richard D. Cluff residing in that building, and that she don't know where he may be found. I have made diligent search and inquiry but have not been able to ascertain the present whereabouts of the said Richard D. Cluff.

Sworn to before me, this

3 day

of *June* 188*6*
Rudolph L. Schay
Court of Deeds

Jacob Deubert
Subpoena Server.

**POOR QUALITY
ORIGINAL**

0798

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

James Bennett

OFFENCE

RANDOLPH B. MARRIAGE,
District Attorney.

POOR QUALITY ORIGINAL

0799

Please find complainant & report to Chief Clerk

SUBPENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To Off. Donnelly Street.

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 7 day of MAY instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Gas. Bennett

in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of MAY in the year of our Lord, 1886.

RANDOLPH B. MARTINE, District Attorney.

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK. If this Subpoena is disobeyed, an attachment will immediately issue. Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known. (SEE OTHER SIDE FOR OTHER DIRECTIONS)

~~On the 24th day of April 1886, I called at No 30 Cherry Street~~ in the City of New York. ~~I was a subpoena server in the office of the District Attorney of the City and County of New York.~~ On the 24th day of April 1886, I called at No 30 Cherry Street

the alleged residence of Richard D. Bluff the complainant herein, to serve him with ~~a~~ subpoena, and was informed by the lady of whom he hired the room that the said Bluff had formerly lived there but had left the day after the robbery and had not seen him since, that she don't know where he is or where he can be found. I have on previous occasions made diligent search and efforts to find said Richard D. Bluff but have been unable to find him or to gain any information of his present whereabouts

Sworn to before me, this 7 day

of May 1886
Rudolph L. Schaaf
Clerk of Deeds

Edward J. Donnelly

POOR QUALITY ORIGINAL

0000

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK. If this Subpoena is disobeyed, an attachment will immediately issue. Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known. [SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To *Richard D. Cluff*

of No. *30 Cherry* Street.

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 7 day of May instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Jas. Bennett

in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of May in the year of our Lord, 1886.

RANDOLPH B. MARTINE, District Attorney.

sworn, deposes and says. I am a voice officer, and reached to the 7th Precinct ~~Street~~ in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 24th day of April 1886, I called at ~~No 30 Cherry Street~~

the alleged residence of Richard D. Cluff the complainant herein, to serve him with a subpoena, and was informed by the lady of whom he hired the room that the said Cluff had formerly lived there but had left the day after the robbery and had not seen him since, that she dont know where he is or where he can be found. I have on previous occasions made diligent search and efforts to find said Richard D. Cluff but have been unable to find him or to gain any information of his present whereabouts

Sworn to before me, this 7 day of May 1886
Rudolph L. Schauf
Clerk of Deeds

Edward J. Fenelly

POOR QUALITY ORIGINAL

0001

Court of General Sessions.

PEOPLE

vs.

Bennett

of New York, ss.:

Edward J. Donnelly

being duly

sworn, deposes and says: I reside at No. 30 Cherry Street, in the City of New York. I am a Police Officer attached to the 7th Precinct Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 24th day of April 1886, I called at No 30 Cherry Street

the alleged residence of Richard D. Cluff the complainant herein, to serve him with a subpoena, and was informed by the lady of whom he hired the room that she said Cluff had formerly lived there but had left the day after the robbery and had not seen him since, that she dont know where he is or where he can be found. I have on previous occasions made diligent search and efforts to find said Richard D. Cluff but have been unable to find him or to gain any information of his present whereabouts

Sworn to before me, this 7 day

of May 1886
Rudolph L. Schaaf
Clerk of Deeds

Edward J. Donnelly

Sworn to before me, this

day of 1886

being duly sworn, deposes and says he Subpoena, of which the within is a copy, upon on the day of 1886 by

State of New York, City and County of New York, ss. Before me, the undersigned, a Justice of the Peace, you being material was not there brought out, please state the same to the District Attorney or one of his assistants.

**POOR QUALITY
ORIGINAL**

0002

COURT OF GENERAL SESSIONS.

The People, &c.

vs.
James Bennett

OFFENCE

RANDOLPH B. MARTINE,
District Attorney.

POOR QUALITY ORIGINAL

0803

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward J. Donnelly
Police officer

aged _____ years, occupation _____ of No. _____

the 7th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Richard D. Cluff*

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

Sworn to before me, this *12th*
day of *April* 188

Edward J. Donnelly

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0804

Sec. 198-200.

3d

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James Bennett

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

Question. What is your name?

Answer. *James Bennett*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *334 Pearl Street - 7 years*

Question. What is your business or profession?

Answer. *Card Mounter*

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.*
James Bennett

Taken before me this

day of *April*

188

1911

Police Justice.

POOR QUALITY ORIGINAL

0805

134
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BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

THE PEOPLE, &c,
ON THE COMPLAINT OF
Richard B. Bennett
vs.
James Bennett
Offence Robbery
Police Court No. 419
District 339

Richard B. Bennett
50 Chambers St.
James Bennett
Offence Robbery

Date

April 12th

188

Magistrate

W. P. W.

Witnesses

W. P. W.

No.

W. P. W.

Street

W. P. W.
to answer

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

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

Dated April 12th 188 ⁶ 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 he to be discharged.

Dated 188 Police Justice.

POOR QUALITY ORIGINAL

0806

has not been home in about three weeks

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK. If this Subpoena is disobeyed, an attachment will immediately issue. Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known. (SEE OTHER SIDE FOR OTHER DIRECTIONS.)

SUBPOENA FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Richard D. Bluff of No. 30 Cherry Street.

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 7 day of May 1886 instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Geo. Bennett in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of May 1886 in the year of our Lord, 1886.

RANDOLPH B. MARTINE, District Attorney.

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the City and County of New York. On the 6th day of May 1886, I called at No. 30 Cherry Street

the alleged residence of Richard D. Bluff the complainant herein, to serve him with the annexed subpoena, and was informed by the

lady of whom he hired the room that the said Bluff had left there about three weeks ago, that she could not tell where he had gone or where he could be found. I have called there several times and have made diligent search and inquiry but have not been able to gain any information of the present whereabouts of the said Richard D. Bluff.

Sworn to before me, this 3 day

Rudolph Schauf 1886
Clerk of Peace

Chas. D. Crowl
Subpoena Server.

POOR QUALITY ORIGINAL

0807

Court of General Sessions.

THE PEOPLE

vs.

Mrs Bennett

County of New York, ss.:

John J. Carroll
245 Clinton

being duly

poses and says: I reside at No.

Street, in the City of New York. I am a subpoena server in the

office of the District Attorney of the City and County of New York. On the *6th* day

of *May* 188*6*, I called at *No. 30 Cherry Street*

the alleged residence of *Richard D. Bluff*.

the complainant herein, to serve him with the annexed subpoena, and was informed by *the*

lady of whom he hired the room that the said Bluff had left there about three weeks ago, that she could not tell where he had gone or where he could be found. I have called there several times and have made diligent search and inquiry but have not been able to gain any information of the present whereabouts of the said Richard D. Bluff.

Sworn to before me, this *3* day

Rudolph L. Schuyler
Clerk of Peace

188*6*

John J. Carroll
Subpoena Server.

being duly sworn, deposes and says he
Subpoena, of which the within is a copy, upon
188 by on the day of

State of New York, }
City and County of New York, } ss.
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

**POOR QUALITY
ORIGINAL**

0000

COURT OF GENERAL SESSIONS.

The People, &c.

vs.
James Bennett

OFFENCE

RADOLPH B. MARTIN,
District Attorney.

POOR QUALITY
ORIGINAL

0809

Examined Before Justice Powe
April 16, 1886

Edward J. Donnelly, being
duly sworn deposes and says:
At quarter to one on the night
of April 12 I heard a man
cry "Police" near 45 Catharine
street. I sent out a rap, and
I saw the defendant run across
Catharine street into Madison
street and back again, down
Catharine into Monroe with
No 19 Monroe st. I followed
him into the hall and
I found the defendant
lying on the stairs. I picked
him up and arrested him
and near the place where
he was lying. I found the
pocket book and bundle
of letters described in the
complaint as having been
stolen from R. D. Cluff.

SWORN TO BEFORE ME
THIS 16 DAY OF April 1886
E. J. Donnelly
POLICE JUSTICE.

Edward J. Donnelly

POOR QUALITY ORIGINAL

08 10

Police Court 3d District.

CITY AND COUNTY OF NEW YORK, ss

Richard D Cluff of No 30 Cherry Street, Aged 28 Years Occupation Private Letter Carrier being duly sworn, deposes and says, that on the 12th day of April 1886 at the 4th Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

A Pocket Book with three Plates & studs
A Fair Ticket representing two King
and a Package of Letters all of the value of
nine dollars \$9.00

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 force and violence as aforesaid by

James Bennett (nowhen) from the fact that while deponent was passing through Catherine Street between Madison and Murray Street he was knocked down and robbed by force and violence against his consent and with the aid of said defendant, and another person whose name is unknown at about 10 o'clock this A.M. and the above property taken, stolen, and carried away from his person. Deponent further says that Officer Edward J. Donnelly of the 7th Precinct Police arrested said defendant and he informed deponent that he found said property in the possession of defendant. Deponent therefore asks that said defendant be held to answer and dealt with according to law. Richard Cluff

Sworn before me, this

1886

Police Justice

0811

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Bennett

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

James Bennett

of the CRIME OF ROBBERY in the first degree, committed as follows:

The said James Bennett,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 11th day of April, in the year of our Lord one thousand eight hundred and eighty-five, in the night time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one Richard Phillips,

one noted book of the value of one dollar, three cents of the value of fifty cents each, one written instrument and evidence of contract, of the said commonly called greenbacks, of the value of five dollars, and one hundred pieces of paper of the value of five cents each piece,

of the goods, chattels and personal property of the said Richard Phillips, from the person of the said Richard Phillips, against the will, and by violence to the person of the said Richard Phillips, then and there violently and feloniously did rob, steal, take and carry away, the said James Bennett being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid unknown,

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

Randolph B. Swartz, District Attorney.

08 12

BOX:

213

FOLDER:

2116

DESCRIPTION:

Bertsch, John

DATE:

04/03/86



2116

POOR QUALITY ORIGINAL

0013

Bail fees \$150.00

Witnesses:
David C. Cymey

*Bail produced
\$4500.00
Sept. hearing
been tried & the
jury. dismissed*

*For
Apr. 13/86*

343

W. B. ...

Counsel,
Filed *3* day of *April* 188*6*
Pleads *Not Guilty*

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

THE PEOPLE

vs.

John Bertsch

April 9

RANDOLPH B. MARTINE,

*Pr Apr 20/86 District Attorney
and acquitted. April 20*

A True Bill.

Robert B. ...

April 14th. Foreman.

*Spied by jury ...
9 ...*

0814

Police Court— 5 District.

CITY AND COUNTY OF NEW YORK, } ss.

of No. David E. Cagney
the 23^d Precinct Street

Police being duly sworn, deposes and says, that
on Tuesday the 30th day of March

in the year 1886 at the City of New York, in the County of New York

he was violently and feloniously ASSAULTED and BEATEN by John Beartsch

(now known) who did willfully
and feloniously aim and point
a revolving pistol loaded with
powder and leaden balls
at deponent and pulled
the trigger of said pistol while
defendant was aiming it
at deponent. Said defendant
also struck deponent on the
neck with the butt end of
said revolver and attempted
to take deponents life or to do
him grievous bodily harm

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

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

Sworn to before me, this 31 day
of March 1886.

David E. Cagney

J. Merritt Ford POLICE JUSTICE.

08 15

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

John Beartsch

Question. How old are you?

Answer

59 years

Question. Where were you born?

Answer.

Germany

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

Answer.

No 319 East 106th street about One year

Question What is your business or profession?

Answer.

Carpenter

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
John Beartsch*

Taken before me this

91

day of *March* 188*8*

John Beartsch

Police Justice.

0015

✓ 420

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

David C. Haganey
13th St. (Palmer)

1 John Beartsch

BAILED,
No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

2 _____
3 _____
4 _____

Offence Gilouines
Assault

Dated March 31 1888

Stark Magistrate

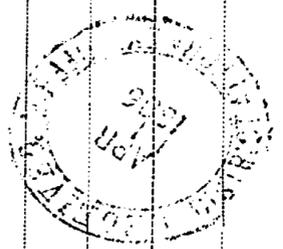
Ward Officer

Precinct.

Witnesses _____

No. _____ Street _____

No. _____ Street _____



No. _____ Street _____
to answer B.S.

Anna

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 _____

John Beartsch

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

Dated March 31 1888 J. J. Bennett 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0817

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Burtin

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

John Burtin

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

The said John Burtin,

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

SECOND COUNT:

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

John Burtin

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

The said John Burtin,

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

RANDOLPH B. MARTINEZ

District Attorney

(over)

08 18

David COUNT. [Sec. 280, N. Y. City Consolidation Act of 1832.]

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

John Bertch -

of the CRIME OF USING PERSONAL VIOLENCE UPON A MEMBER OF THE POLICE FORCE, WHEN IN THE DISCHARGE OF HIS DUTY, WITHOUT JUSTIFIABLE OR EXCUSABLE CAUSE, committed as follows:

The said *John Bertch*,

late of the City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the

City and County aforesaid, with force and arms, in and upon one *David E. Raagney*

being then and there a member, to wit: a *patrolman* - of the

police force of the City of New York, and then and there being in the discharge of his duty as such

patrolman, unlawfully did make an assault, and did then and there unlawfully,

wilfully and without justifiable or excusable cause, use personal violence upon the said -

David E. Raagney - so being in the discharge

of his duty as aforesaid, and him the said *David E. Raagney*

did then and there unlawfully and wilfully strike, beat, wound and illtreat; against the form of the

Statute in such case made and provided, and against the peace of the People of the State of New

York, and their dignity.

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY.

08 19

BOX:

213

FOLDER:

2116

DESCRIPTION:

Bogan, James J.

DATE:

04/15/86



2116

POOR QUALITY ORIGINAL

0820

112-100

Stetson

Counsel,

Filed *10th* day of *April* 188*6*

Pleads *Not guilty*

THE PEOPLE

vs.

James J. Bogan

Grand Larceny in the second degree.
(MONEY)
(Sec. 598 and 537, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

R. M. Brown

April 21/86

Foreman.

Wm. J. ...
9 Mos. Pen. F.D.

Witnesses:

John J. ...

POOR QUALITY ORIGINAL

0821

3d

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

John J. Weber

of No. 89 Columbia Street,

being duly sworn, deposes and says that on the 1st day of March 1886

at the ~~in~~ Alleentown, Lehigh County State of Pennsylvania ~~City of New York,~~

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

of deponent and brought into the City, County, and State of New York

the following property, viz:
One Silver Watch and Plated Gold Chain and good and lawful moneys of the value of eighty dollars all being of the value of one hundred and twelve dollars \$112 ⁰⁰/₁₀₀

Sworn before me this

1st day of March

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 James J. Bogau (nowhere)

from the fact that defendant took and carried away said property from deponent's possession in Alleentown, Lehigh County, in the State of Pennsylvania, and brought said property into the City of New York and that he was informed by name George Haffner that he sold him a Pawn Ticket for a Watch which he deponent has seen in the Pawn office and that he identifies said Watch as the one stolen from his possession. Deponent has also seen the Chain which is also in the Pawn which was stolen from him. Deponent asks that defendant be held to answer and dealt with according to law.

John J. Weber

Police Justice, 188

POOR QUALITY ORIGINAL

0022

CITY AND COUNTY }
OF NEW YORK, } ss.

George Kaffner

aged 19 years, occupation Cigar-Packer of No.

97 Eighth Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John J. Weber

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

Sworn to before me, this 11th
day of April 1888 *George J. Kaffner*

by Owen
Police Justice.

POOR QUALITY ORIGINAL

0823

Sec. 198-200.

3^d District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James J. Bogau

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 J. Bogau*

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. *193 Broome Street - 1 month*

Question. What is your business or profession?

Answer. *Truck driver*

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

Answer. *I took the watch and chain but not the money.*

James J. Bogau

Taken before me this 11th day of April 1888

Lucas

Police Justice.

POOR QUALITY ORIGINAL

0024

BAILED,

No. 1, by _____
Residence _____ Street, _____

No. 2, by _____
Residence _____ Street, _____

No. 3, by _____
Residence _____ Street, _____

No. 4, by _____
Residence _____ Street, _____

Police Court- 24 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

John J. Mahoney
James J. Bogau



Offence Grand Larceny

Dated April 11 1886

Magistrate
McDouley Randolph

Witnesses
George Kather
13 Precinct.

No. 97 East 8th Street,
Herman Phansen

No. 44 Jackson Street.

No. _____ Street,
Committed to answer B. J.

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

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

Dated April 11 1886 any name Police Justice.

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

Dated _____ 1886 _____ 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 _____ 1886 _____ Police Justice.

POOR QUALITY ORIGINAL

0025

Lehigh County, ss.

THE COMMONWEALTH OF PENNSYLVANIA

To any Constable of the said County=-GREETING:

WHEREAS complaint has this day been made before me, the subscriber, one of the Aldermen, of the City of Allentown, in and for the said County of Lehigh, upon the oath of *Edward Gebber* charging on *James J. Bogart* with the larceny of *7800* *laurel* *ammunition* of the United States of America, and a *Silver Watch and Bench*

at the *city of Allentown*, in said County:=-These are, therefore, in the name of the Commonwealth of Pennsylvania, to command you, forthwith, to apprehend the said *James*

J. Bogart

and bring *him* before me to answer unto the said complaint, and to be further dealt with according to law.

Given under my hand and seal this *10th* day of *March* A. D. 183*6*

Walter L. Jones  Alderman.

**POOR QUALITY
ORIGINAL**

0026

WARRANT.

Commonwealth

vs.

James J. Boyan

1875

POOR QUALITY ORIGINAL

00827

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James J. Reagan

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

James J. Reagan
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *James J. Reagan*,

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *first* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*two*, at the Ward, City and County aforesaid, with force and arms, ~~in the~~ *time of the same day,*

four promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *twenty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *twenty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *eight* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *one* divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *twenty* dollars,

one note of the value of *twenty* dollars, and *one* coin of the value of *two* dollars,

of the proper moneys, goods, chattels, and personal property of one *John J. Edgar*, then and there being found, ~~from the person of the said~~ *John J. Edgar*, 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.

RANDOLPH B. MARTINE,
District Attorney.

0828

BOX:

213

FOLDER:

2116

DESCRIPTION:

Bogan, John

DATE:

04/21/86



2116

POOR QUALITY ORIGINAL

0029

No 169

Counsel, *D*
Filed *21* day of *April* 1886
Pleads,

Sections 498.
Burglary in the Third Degree.

THE PEOPLE

vs.

John Bogan

R
W. B. Bogan
W. RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

J. H. Brown

Foreman

Capital
Pleads Guilty

1 M & M S. P.
June 25/86

Witnesses

Chas. Altman

See for affee
FR

See no. index
ad. 4 years ago
FR

See for account
on above demand
part. has since
sent to me for
FR

POOR QUALITY ORIGINAL

0830

1510,

Police Court 2nd District.

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

of No. 645 Broadway ~~Street~~, aged 39 years,
occupation Furrier being duly sworn

deposes and says, that the premises No 645 Broadway Street,
in the City and County aforesaid, the said being a Marble Building

and the first floor of Store for Manufactured furs
which was occupied by deponent as a no human being, ~~by~~
and in which there was at the time ~~no~~

attempted to be burglariously entered by means of forcibly breaking
the lock of the door leading from the hallway into said store

on the 15th day of April 1886 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of Seal skin garments
and other furs of the value
of thirty thousand dollars

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

John Bogart (now here)

for the reasons following, to wit: On said date, about the hour
of 7:15 o'clock a.m. deponent had the door
leading into said store from the hallway
securely locked and fastened. — About
the hour of 7:40 o'clock a.m. on said
date, deponent saw said defendant in the
act of breaking the lock of said door
by means of a burglar's jimmy which
he the said defendant held in his hand.

POOR QUALITY ORIGINAL

0031

That deponent immediately cause the arrest of said defendant and found in his possession a pocket watch and table knife

Wherefore deponent charges said defendant with attempted Burglary as aforesaid

Sworn to before me
this 15th day of April 1886
W. B. O'Brien
Counsel at Law

Police Court _____ District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF
vs.
Burglary
Degree.

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____ Street.

POOR QUALITY ORIGINAL

0032

Sec. 198-200.

Dandy

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer *John Bogart*

Question How old are you?

Answer *24 years.*

Question. Where were you born?

Answer. *New York City*

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

Answer. *276 East 46th Street, and 12 years*

Question What is your business or profession?

Answer *Fresco 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*

John Bogart

Taken before me this

day of

March 1888

Police Justice.

0033

Police Court District. 2558

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Sherman
645 Broadway

1 John Brown

2

3

4

Offence attempted
burglary

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated April 15 188

Harry E. Smith Magistrate

Harry E. Smith Officer

15 Precinct.

Witnesses Harry E. Smith

No. 1, by Harry E. Smith

No. 2, by Harry E. Smith

No. 3, by Harry E. Smith

No. 4, by Harry E. Smith

No. 5, by Harry E. Smith

No. 6, by Harry E. Smith

No. 7, by Harry E. Smith

No. 8, by Harry E. Smith

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 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 April 15, 188 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 he to be discharged.

Dated 188 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Croghan

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

John Croghan of the crime
attempting to commit

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

The said *John Croghan*,

late of the *5th* Ward of the City of New York, in the County of New York, aforesaid, on the *15th* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*six*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Charles Altman,

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

Charles Altman,

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

Randolph

John Croghan

0035

BOX:

213

FOLDER:

2116

DESCRIPTION:

Boyd, James

DATE:

04/30/86



2116

POOR QUALITY ORIGINAL

0036

N^o-274

Counsel,
Filed *C. B.* day of *April* 188*6*
Pleads, *Mobility* *May 3*

24 *5* *1* *5* *1*
vs.
James Boyd
Burglary in the second Degree.
(Attorney)
Sections 498, and 37, Criminal Code.

RANPOLDH B. MARTINE,
May 5, 1886 District Attorney.
Ad renuich

A True Bill.

R. B. Rowan

Foreman

29 *4* *2*
29th 9 mos

Witness:
Patrick Connell
Chas. S. Pike - offic

Dr. [unclear]
of the [unclear] Church.
H. L. [unclear] - [unclear]
[unclear]

0037

STENOGRAPHERS' MINUTES.

1 Court of General Sessions, P. O.

The People vs.
against
James H. [unclear] indicted
for Robbery, Sec. 200

BEFORE

Hon. Frederick Smith,
Recorder, and a Judge

May 5th, 1886

WITNESSES.

DIRECT.

CROSS.

RE-DIRECT.

RE-CROSS.

0038

Court of General Sessions, Part 2.

)
 T H E P E O P L E &c. :
)
 - agst. - : Before Hon. Frederick Smyth,
) Recorder, and a Jury.
 James Boyd, Indicted for : -----000-----
)
 Robbery in the Second Degree.:
)

Tried May 5, 1886.

APPEARANCES.

Assistant District Attorney, John R. Fellows for the People;
Mr. Cohen, for the defence.

-----000-----

PAT. CONNELL, of Number 58 Varick Street, testified,
that on the 20th of April 1886, he was in his rooms at 58
Varick Street. The outer door of his rooms was locked; he
had in the rooms property and clothing of the value of Five
hundred dollars. He heard a rap at his door three times.
About ten minutes later some one stuck an instrument through
the keyhole and worked it around in the lock. It was an
iron instrument. Then the instrument was pulled out and
the person outside tried to force the door open. Then he,

0039

2

the complainant opened the door. He saw the defendant Boyd and another man at the door. He tried to catch them both and they fell down stairs, and the other man got away, but he held on to Boyd. Boyd said that he was not guilty and that he had come into the house to sell thimbles. He had one thimble. The iron instrument was found on the stairs. It was about 2 o'clock in the afternoon.

-----000-----

OFFICER CHARLES S. PIKE, of the 5th Precinct, testified that between two and three o'clock on the afternoon of the day in question he found the defendant in the custody of the complainant. He found the outer door of the complainant's room somewhat broken. He found a thimble on the defendant's finger and the defendant said that he was selling them. He had only one thimble about him.

-----000-----

For the Defence, JAMES ROYD, the defendant, testified that he lived at number 52 South 5th Avenue; and had been in the country two years and one month. He had been in the City eight weeks, having lived previously in Yonkers. For three weeks previous he made a living by peddling thimbles,

0040

3

and he went into the house where the complainant lived to sell thimbles. He walked up to the first floor and met a woman and asked if she wanted to buy a thimble and she said no. He passed up to the second floor and a well-dressed man was standing at the complainant's door. He was in the act of opening the door and he asked him if he wanted to buy a thimble or knew anybody that did. He turned around and said no, and he, the defendant started to go down stairs again, when the well dressed man ran after him and pushed him down the stairs and ran out of the house, and the complainant caught him, the defendant. He did not attempt to enter the complainant's room.-He, the defendant, thought that he was attacked by the people in the house and begged a lady to call in a policeman.

-----000-----

Under cross examination he testified that he had sold five thimbles that morning. He paid 15 cents for them. He worked for Mr. Shaw, in Yenkens for seven weeks.

-----000-----

0041

Indictment filed April '86

District of Columbia ^{P. 2}

The People vs
against
James M. Boyd

STENOGRAPHERS' TRANSCRIPT.

May 5th 1886.

0842

STENOGRAPHERS' MINUTES.

Count of General Sessions - P. 2 -

BEFORE

The People vs.
against

James Myrd indicted
for Robbery, second Degree

Hon. Frederick Smith,

Recorder, and a Jury.

May 5th 1886

WITNESSES.

DIRECT.

CROSS.

RE-DIRECT.

RE-CROSS.

0843

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

James Boyd 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 Boyd

Question. How old are you?

Answer

24 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

52 South 5th Avenue, 2 months

Question What is your business or profession?

Answer

I am a dry man

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

James Boyd

I went into a tenement house for the purpose of selling some trinkets, and when I reached the second floor there was a man standing at the door doing something to the door. I asked him if he knew anybody inside that wanted to buy any trinkets and when I spoke to him he started and said no. I started to go down stairs and he ran after me and pushed me down stairs, I fell down the whole flight of stairs and so did the other man and as we laid in the hall, this man Patrick Connell came up and caught hold of me and made the other man make his escape.

James Boyd

Taken before me this

day of *March* 188*5*

David A. Kelly Police Justice.

POOR QUALITY ORIGINAL

00444

Police Court— District.

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

of No. 58 Varick Street, aged 28 years,
occupation laborer being duly sworn

deposes and says, that the premises No 58 Varick Street,
in the City and County aforesaid, the said being a four story brick
apartment building, one of the apartments
of which was occupied by deponent as a dwelling
and in which there was at the time a human being, by name

Patrick Connell
attempted to be
were **BURGLARIOUSLY** entered by means of forcibly inserting some
iron bar instrument into a lock on the
door of said room

on the 26 day of April 1886 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

A household furniture, ladies
dresses and gents clothing
in all of the value of
Five Hundred Dollars
By

the property of Deponent

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

James Boyd (now dead) and another
man not arrested who were acting in concert

for the reasons following, to wit: at about the hour of
2 O'clock P.M. on said date de-
ponent was in said room, hearing
three knocks being made on said
door went to the said door and
saw the said instrument being
inserted in said lock.

Deponent waited about three
minutes, and saw that the door was

POOR QUALITY ORIGINAL

0845

about to be pushed in when he opened the said door and seized hold of Defendant and said unknown man, they both attempted to break away from defendant, the said unknown man succeeding in getting away, Defendant held the said defendant until the arrival of the Officer.

Wherefore defendant charges the said defendant, and said unknown man with attempting to burglariously enter said home and take, steal and carry away the aforesaid property.

Sworn to before me }
this 26th day of April } Patrick Connel
1886 }

Sam'l O'Reilly Police Justice

Police Court District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Burglary
Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

POOR QUALITY ORIGINAL

0845

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court - 610 District.

THE PEOPLE, &c,
IN THE COMPLAINT OF

James Boyd
St. Mark St.
John P. Connelley

2 _____
 3 _____
 4 _____

Dated

April 26

1886

John Kelly
Magistrate.

Paul
Officer.

5
Precinct.

Witnesses

No. _____

April 28 10 a.m.

Street _____

No. _____

500 St. Marks

Street _____

No. _____

\$1500

Street _____

to answer

28

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 1500 Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated April 26 1886 *John P. Connelley* Police Justice.

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

Dated _____ 1886 _____ 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 _____ 1886 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Bond

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

James Bond -
attempting to commit
of the CRIME OF BURGLARY IN THE second DEGREE, committed as follows:

The said James Bond.

late of the 5th Ward of the City of New York, in the County of New York
aforesaid, on the twenty sixth day of April, in the year
of our Lord one thousand eight hundred and eighty-six, with force and arms, about the
hour of nine o'clock in the day time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Patricia Connell, -
there situate, feloniously and burglariously did break into and enter, there being then and there some
human being, to wit: the said Patricia Connell, -

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels
and personal property of the said Patricia Connell, -

in the said dwelling house then and there being, then and there feloniously and burglariously to steal,
take and carry away .

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

Donald J. Bernierie,
District Attorney

POOR QUALITY ORIGINAL

0048

No-274

Counsel,
Filed *3* day of *April* 188*6*
Pleads, *McWhirly, Mgr. J.*

vs.
James Boyd
[Sections 498, and 34, Civil Code.]
Everyday in the *Academy Degree.*

RANDOLPH B. MARTINE,
May 5, 1886 District Attorney.
Ad removed

A True Bill.

R. B. Martine

Foreman

29. 4. 2
29. 9. 1886

Witness:
Patrick Connell
Chas. S. Pike - offic.

By
J. M. Egan - Clerk.
H. L. Clark - Com. day
Hester

0850

**END OF
BOX**