

0111

BOX:

155

FOLDER:

1585

DESCRIPTION:

Smidt, Louis

DATE:

10/09/84



1585

Witness:  
Josie Smith

#46 J. Ch. Brady

Counsel,  
Filed 9 day of Oct 1884  
Pleads Hypocely (13)

THE PEOPLE  
vs. B  
Grand Larceny in the 3rd degree.  
(MONEY.)  
INDICTMENT.  
Louis Smith

PETER B. OLNEY,  
~~JOHN WICKTON,~~  
District Attorney.

A TRUE BILL.  
J. B. Kassar

Foreman

0112



0113

Court of General Sessions.

THE PEOPLE

vs.

*Josie Smith*

City and County of New York, ss.:

*John D. Lindsay* being duly sworn, deposes 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 30th day of September 1884, I called at the office of the Postmaster of the Town of Hamarone Westchester County, in this State the alleged residence of *Josie Smith* the complainant herein, to ~~serve her with the annexed subpoena, and was informed by~~ make inquiries concerning the present whereabouts of the said *Josie Smith*, and to provide to find her and serve the annexed subpoena upon her, and was then and there informed by the said Postmaster that he knew of no person of that name residing in said town.

Sworn to before me, this 2nd day of October, 1884

*John O. O'Quinn*  
Notary Public N.Y.C.

*John D. Lindsay*  
Subpoena Server

0114

506

Garde

~

Sire

assesseur pour  
complaner  
causé de bon

1894  
Département de la Seine



TORN PAGE

0115

2 District Police Court. Affidavit—Larceny.  
CITY AND COUNTY OF NEW YORK, } ss. Josie Sevier  
of No. 221 West 40th Street, 26 years  
being duly sworn, deposes and says, that on the 18th day of February 1884  
at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent with intent to deprive the true owner of the  
use and benefit thereof  
the following property, viz:

Two bank checks of the value  
of two hundred and thirty four  
dollars

the property of Depovent

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 Louis Smith for the

reason, that deponent gave  
said checks to said Sevier to  
collect the money on them and  
give said money to deponent.  
Said Sevier took said checks from  
deponent, and did not give her  
the said sum of two hundred and  
thirty four dollars which was the amount  
said checks called for, but converted the  
same for her own use.

L. Smith

Sworn before me this

19th day of May

1884

Police Justice,



TORN PAGE

0116

June 16.  
3 PM

2 District Police Court.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Louis Smith

Louis Smith

Dated May 19 1884

Smith

Magistrate.

Officer.

WITNESSES:

Witnessed by Frank S

June 14, 10<sup>30</sup> am

DISPOSITION

500 for 10

May 28

1884

June 10, 1 PM

" 16 3 "

" 27 10 PM

0117

Second District Police Court

The People on Complaint of

Josie Smith

-vs-

Louis Smith

May 28<sup>th</sup>/04

Before  
Hon. J. B. Smith  
Police Justice

(Mr. James M. Brady for the Defendant.)

Josie Smith was now called for Cross-Examination by  
Mr. Brady -

Q - What is your business?

A - I have none now. I used to be a fast  
woman

Q How long have you known the defendant, here?

A - Five years the night of the last Elks Ball

Q Have your relations during that time been inti-  
mate with the defendant?

A - Yes, Sir, always

Q Has the defendant ever given you any money?

A - No Sir. He paid two months rent for me  
last summer

Q So that all the money he ever gave you during  
that five years?

A - Yes Sir



0118

2 Is that as true as anything else you have said? 2  
A Yes sir

2 He never gave you any jewelry, did he?  
A Yes sir, a little diamond ring

2 Did he ever give you a pair of ear rings?  
A No sir

2 Or money with which to purchase a pair of ear rings?  
A No sir

2 Did he ever give you any household furniture?  
A No sir

2 Did he give you any money at any time as a loan, and not as a gift?

A - He never had any money to give me

2 No portion of any money that he ever gave you was intended as a loan, and so understood by you?

A - No sir

2 Did the defendant ever live with you?

A Yes sir

2 For how long?

A - All along, only when we had a quarrel, ten weeks at one time, and six weeks at another time

2 Did you ever see this gentleman (Mr. L. Suitor) before?

A Yes sir, I put him out of the house one time

2 Did this gentleman upon one occasion, when



0119

he must take his brother away from you, did you use words to this effect to him, Now mind, you can take him, but you must have a hold upon him in some way?

A - No sir

(By Court) Q Have you any witnesses, here?

A - No sir. I did not know what you were going to do or I would have had witnesses here, and an attorney.

Q Have you witnesses as to his receiving these checks?

A - Only the auctioneer

Q (Addressing) Did the auctioneer see you give the checks to Mr Schmitt?

A - I do not know, sir

Now before me this

9th day of May 1884

Solomon B. Smith

Police Justice

Josie Smith

0120

4

Louis Guist, the Defendant, sworn in his own behalf -

Q (Prosecutor) Where do you live?

A - 154 East 94th Street

Q What is your business?

A - I am a broker

Q What was your business five years ago when you met this woman?

A - When I first met her I was in the same business. Shortly afterwards I was paymaster on the Brooklyn Elevated Rail Road.

Q You were then in receipt of what?

A - Exactly five hundred dollars per annum, besides perquisites which amounted to four thousand dollars. I made a good deal of money in speculation.

Q About how much in money have you given this woman from first to last?

A - Well, at least five thousand dollars.

Q Did you ever give her any household furniture?

A - Yes, sir, I bought the first furniture she ever had.

Q Did you ever give her any jewelry?

A - Yes, sir, I gave her a diamond ring, and half the money which was paid for the earrings.

Q During the time you were living with her you paid the rent for the premises that you occupied?



0121

5-  
A - Part of the time.

Q Did you or did you not - have an understanding with her, at a period commencing last November, as to paying certain monies to her which were to be repaid to you?

A - Yes sir. I had been away from her for over two years. I came back. She wrote me a letter to come back. She said she had been sick, and was thinking for ten weeks, and she had no underclothes, and she was in debt, and running two floors and had no boarders.

I bought her new underclothes, and paid some money there, which I gave her. Afterwards I told her I would not give her any more money, because she would have a fight over it and some one else would enjoy it. She begged me to give her some money to pay her rent, and if I would do so, she would give up one floor. She said she would give me back the money if I gave it to her.

Q Upon that understanding did you give her any money?

A - Yes sir.

Q What was the monthly rent?

A - \$42.50 I think.

Q For how many months did you pay that rent?



0122

6.  
a - I think March was the first month, and  
- I paid it until the first of August. I  
explained to her then, that the money that I  
had - I did not have a great deal  
of ready cash - and if I paid it all  
out, then I might not have any in  
the fall.

Q Did you pay anything else?

a - Yes, sir, I let her have ten dollars  
per week, and sometimes she borrowed  
as much as twenty dollars from me.

Q And all this money was borrowed?  
a - Yes, sir

Q Now, Mr. Smith, you say it was difficult  
for you to get money?

a - Yes, sir

Q How did you get it?

a - I raised fifteen hundred dollars on some  
property left me by my grandfather, and I  
received one thousand dollars more afterwards,  
making twenty five hundred dollars.

Q Did she give you the checks, such as are  
mentioned in the Complaint?

a - Yes, sir, she did

Q State exactly what occurred between you and  
the Complainant upon the delivery of the  
checks?

0123

7.  
Q - She wanted me to take them to collect, and I refused to touch them unless she gave them to me absolutely, and she said she would. I intended to pay myself out of them. I thought then, that rather than have any trouble I would pay her back the money. She gave it to me absolutely, and I told her at the time that I would not take them except I got them absolutely. She had them two or three days before she gave them to me.

Q Do you know where these checks came from? Do you know how she came in possession of them?

A - They came from the sale of the furniture

Q Furniture which you had purchased?

A - I did not buy all of it - she bought part. She let out her room and made some money on them, and paid part of it. The only thing I claim money <sup>for</sup> was for the past year.

Q Do you remember an occasion when this gentleman came to take you away from this woman's house?

A Yes sir

Q Do you remember her making use of an expression, that he might take you away then, but she would get a hold on you again?



0124

Q - He said, that he might take me away,  
but he would get me back again.  
Q - When did this happen?

A - Last February, after she had written  
to me to come back, after I had been away  
ten weeks.

Q - How much money have you given her during  
the past year?

A - Over eight hundred dollars.

Ann before me this  
28th day of May 1884

Solomon B. Smith

Justice

Louis Smith



0125

City & County of New York, N.Y.

9.

Allen L. Taint being duly sworn reports  
says: —  
(Port Ruff)

Q Where do you live?

A 576. 5th Ave

Q You are a brother of the defendant?  
Answer

Q Did you at some time during the month of  
last February go to the residence of this  
lady to find him?

A I went to this woman's room twice to take  
him away. His connection with her had been  
a great source of sorrow to his family,  
and mortification to me as well. I went  
twice to take him away. The first occasion,  
it was the occasion of a death in the  
family — He came! The second time  
I went there, I found him and the  
woman in bed together — I asked her to  
leave the room, and she did. And I  
went in and talked to my brother and  
reasoned with him, and finally persuaded  
him to leave the place, at least tempor-  
arily. He squandered money there and the  
connection was very expensive —

0126

10.  
He finally agreed to. He got up and began to  
dress. This woman was undressed and introi-  
cated. She burst open the door and threw  
her fist at me, and said "You son of a b-  
if you take him away from me now, I will get  
a hold on him, that you will be glad enough  
to let him come back". That was  
3 years ago last February, I think.

Anna Blake me this

25th day of May, 1884

Solomon Smith

Michigan Justice

Wm. Lee Smith



0127

Osie Smith (Recalled)  
(The Court)

11.

Q - Now, you have heard the testimony that this defendant has given as to his having given you considerable sums of money for the past year, with the understanding that it should be paid back, is that true?

A - That is not true. He did not give me any money. I have all my receipts and everything to show for what I had. I had six or seven ladies living in my house. I was to the Hay Market every night. Every time he took me to the Theatre I handed him a five or ten dollar bill. I did not know what you were going to do with me to say, or I would not have allowed such lies to be told of me.

Q What conversation passed between you and him about the checks?

A - I told him to go on and draw the money. They wanted me to take five hundred dollars cash for my place. He said, "Osie, take this and your place will bring five hundred dollars". I left him in charge of my place. I told him "I have sixty dollars, and I do not want to spend it", and he said "Go on

0128

12

have where you belong" On that Wednesday  
he kissed me "good bye", and he took  
me to the theatre to see Edwin Booth  
play. All he had left out of a twenty  
dollar bill was eight dollars. Then he  
came down and wanted to give me a writ-  
tense on the estate. I was willing to take  
that so as to get away. I have pledged  
everything I have now. When this  
last witness came to the house, the  
defendant told me to put him out. He  
wanted to go out on that night and make  
me his wife. If I was drunk for ten  
weeks, he would be a drunkard out of me.  
Where did you first meet him?  
a - In the Birmingham -

From the deposition of ( Josie Smith  
28th day of May 1884  
Solomon Smith

John Justice

Are adj. until June 10th at 1 P.M.



0129

2<sup>nd</sup> District Police Court -  
The People  
-vs-  
Louis Lucist-

2<sup>nd</sup> Session

Before Hon. J. B. Lucist  
Police Justice  
June 14, 1884.

(Continuation of case)

Annie Brown got to be up, let's see 'twelve - one  
Grandage, a "fast woman" by occupation, being  
only from 5 p.m. to 10 p.m.

(By the Court -)

Q Do you know this defendant?

A Yes sir

Q For how long? A - Two years

Q Where did he reside?

A - 572, 6 in the

Q Did you live there?

A Yes sir for two years

Q Do you know this complainant?

A Yes sir

Q What was the nature of the relations  
between them?

A - I knew her as there almost every  
evening. When they went out in the  
evening she gave him money to pay  
for what they would eat and drink.

Q Did you go out with them?

A Yes sir, quite often. I always paid for what I  
had.

0130

- 2 You saw her give him money to pay for things?  
a Yes sir
- 2 Did you ever see him give her any money?  
a No sir
- 2 How long have you known them to live there together?  
a Since I have been there, two years.
- 2 Is that all you know about it?  
a Yes sir

Cross examined by Mr. Brady

- 2 You do not know of your own knowledge where this lady obtained this money?  
a She took it in. Certainly if she had friends she collected the money from the ladies
- 2 Do you know where she got that identical money?  
a Yes sir, I do. I saw her collecting money from ladies. And whenever Miss Josie went out she gave him money. I roomed with Miss Smith myself.

Annals of the  
14th July 1884

Solomon Smith

Police Justice

Miss Annie Brown



0131

City of New York ss:—

Maudie Park of no 221 1140th Street,  
twenty-two years of age, and house keeper by  
occupation, being duly sworn deposes & says:

(By the Court—)

Q Do you know this defendant? A Yes Sir—

Q Do you know the Complainant? A Yes Sir—

Q How long have you known him?

A Nearly three years

Q Where did he reside at the time you knew him?

A I lived with Miss Forie

Q Have you seen him in this house?

A Yes Sir, very night when I was there

Q Did he live there?

A Yes Sir

Q Did he stay there all night?

A Yes Sir, except when he went to bus-  
iness in the morning.

Q What do you know about money transactions  
between them?

A I saw her give him money on several  
occasions I saw her give him money  
on "Vacation Day"; and also to go to  
the Park Theatre to see the "Strangers  
of Paris"

Q What was the money given for on Vacation Day?

0132

Q- For several things. They went off on a "racket" 4

Q What do you mean by that?

A Well, <sup>they</sup> went into a place and after drinking there he spent her money. She gave it to him.

Q How much was it?

A Well, I think it was ten dollars.

Croffman

Q Do you know of your own knowledge where she got this money?

A She received it from her boarders.

Q You know that the identical money which she gave him she received from her boarders?

A Yes sir

Mrs. M. Bush

Shown to before me

This 14th day of June 1894

Solomon B. Smith

Police Justice



0133

Defendant Council now asked for an adjournment, in order to enable him to bring forward witnesses to prove that the accused had frequently given the Complainant large sums of money.

The Court granted the request, and adj'd the case for that purpose until Monday June 16th at 3 P.M.

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0134

3<sup>d</sup> Session

2<sup>d</sup> District Police Court  
The People

- vs -

Louis Luciot

Before

Wm. H. B. Hunt

Police Justice

June 16. 1894.

(Continuation of Case)  
City & County of New York ss.

Robert B. Floyd Jr. being duly sworn  
deposes & says:—

(By the Court)

Q Where do you reside?

A South Street Bay St. Johns

Q What is your business?

A Rail road contractor

Q Do you know the defendant here, Mr. Luciot?

A I do

Q How long have you known him, Sir?

A For a number of years

Q Do you know anything of his relations  
with this lady (Mrs. Luciot)?

A I know they have been together  
for a great while

Q Do you know anything of the terms or  
conditions of that relationship?



0135

Q - I know that sometime ago, he and this lady were living together. I believe he was supporting her then.

Q Do you know anything of their financial relations at all? Did you ever know of him giving her any money?

A Yes, Sir, I have known him to give her money; I do not know what amounts. On one occasion I assisted him in getting some money on a note of his. Then he lived together,

and I saw him hand her some money. On one occasion it was one hundred dollars. At various times I have seen him giving ~~her~~ <sup>her</sup> money, where he got it from I do not know.

Q Did you ever on any occasion see him in her house or hear her hand her a bill of any denomination that you could recognize?

A - Well, I do not know exactly - This was sometime ago, I saw him give her large bills; it was either a twenty or fifty or something of that kind.

Q Now, have you ever had any conversation with her about the financial support of the establishment? A - No Sir

0136

3.  
Q Did you ever hear her make any statements in regard to the furniture?

A - Only how Louis had been in giving her various things, nothing specific. I always supposed that he furnished all the apartments in 467. Geo. Ave. I was always led to believe that

Q - By both parties?

A - I always understood it so I always told him he was spending too much money upon her.

(By Mr. Smith)

Q You saw him give her money?

A Yes, sir, frequently.

Q Was it not for proper debts that he gave me the money?

A - I do not know

(Mr. Brady)

Q Do you know anything about the defendant raising the sum of \$2500 lately?

A Yes, sir, he raised \$1500, and then a thousand or so afterwards.

Given before me this  
11th day of June 1884

Police Justice



0137

City of New York N.Y.

L. J. Garrettson being duly sworn deposes  
says...

(Notary) Q - Where do you reside?

A - New York City

Q - What is your business?

A - Lawyer

Q - Do you know anything about Infante,  
the defendant here?

A - Yes

Q - Do you know anything about him raising  
any money, and if so, to what amount?

A - I do. I think in Feb 1883 he  
raised \$500. on his property, his real  
estate

Q - Did he make any statement to you as to  
the purpose to which that money  
was to be devoted?

A - He deposited a certain amount  
with me to keep for him; he was to draw  
it as he wanted it. In May 1883, he  
raised \$2000, and paid off a \$1500.

Mortgage. I got the money for him  
for a client of mine. Then he de-  
posited another amount with me,  
I think altogether about \$500.

0138

1 +  
Q Was any of that Anna Witham at any time?  
A Yes, Sir, he with him it at different  
times. He said one day that he  
wanted to pay <sup>some bills</sup> ~~the~~ ~~for~~, and he got a  
check from me for him  
Q Anything about this lady?  
A He said that on several occasions  
he wanted to go up & pay for rent in  
Cedar Ave' somewhere

Mr Smith now said: Well, Mr Garrettton, I think  
you tell the truth about the rent

Anna Witham  
1609 June 1884

Solomon B. Smith  
Police Justice

L. G. Garrettton



0139

City of New York N.Y. —

6.

W. P. Myer being duly sworn deposes & says:

Q What is your business or profession?

A Furniture business with the father and Myer to. I reside 103 St. East.

I know the parties to this case. I have been at her residence at different times, once in a great while. I have been seen giving her money. She has never said anything to me about him supporting her.

Q Was there anything ever said by her or by anyone else in her presence by you regarding the furniture?

A There was. I understood that he fitted up the room there, bought the furniture and paid the bills. Mrs. Smith told me that he had bought certain things, and she pointed them out to me in the room there.

Wm. W. Myer  
16th June 1884  
Solomon Smith  
Police Justice

W. P. Myer

0140

City of New York.

7.

F. J. McDougall being duly sworn deposes & says:—

I reside 158 N 4th St. My business is coffee. I know the parties to this action. I have been to their apartments quite frequently. I have seen him give her money at proper playing, and at other times. The possession of the furniture came up in discussing other matters. I understood that Mr Smith bought & paid for the furniture.

Subscribed and sworn to before me  
this 16th June 1884

F. J. McDougall

Solomon B. Stone  
Notary Public



0141

Louis Smith, being only known before & says—

Q Now, Smith, have you ever received any money from this lady for your own personal use?

A I never have: I have received money from her at various times to buy things for her, late at night when I did not have any she has given me some to get lunch for her, that must happen once in awhile, at other times I would pay for it myself.

Q Did Annie Brown frequently accompany you?

A Only on three occasions, that I know of.

Q Do you know the other witness?  
A I do not.

I must be this  
16th January

Louis Smith

Solo Smith  
Police Justice

(Care closed) Given June 24—

0142

Sec. 151.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

In the name of the People of the State of New York; To the Sheriff of the County  
of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by Doris Smith

of No. 221 West 40th Street, that on the 18 day of February  
1888 at the City of New York, in the County of New York, the following article to wit:

Two bank checks

of the value of Two hundred and thirty four Dollars,  
the property of Complainant  
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Doris Smith

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff/Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith  
bring him before me, at the 26 DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 19 day of May 1888

Robert B. Smith  
POLICE JUSTICE.



0143

POLICE COURT. _____ DISTRICT.		REMARKS.
THE PEOPLE, &c., ON THE COMPLAINT OF		Time of Arrest <u>May 21 1884</u>
<u>Josie Smith</u> vs.	Warrant-Larceny.	Native of <u>U.S.</u>
<u>Louis Smith</u>		Age, <u>31</u>
		Sex _____
		Complexion, _____
Dated <u>May 19</u> 188 <u>4</u>		Color <u>White</u>
<u>Smith</u> Magistrate		Profession, <u>Black</u>
<u>Lewis</u> Officer		Married _____
The Defendant <u>Louis Smith</u> taken, and brought before the Magistrate, to answer the within charge, pursuant to the command con- tained in this Warrant.		Single, <u>Yes</u>
<u>James Casey</u> Officer.		Read, <u>A</u>
Dated _____ 188		Write, <u>Yes</u>
This Warrant may be executed on Sunday or at night.		<u>194 12 94 24</u>
<u>Solomon Smith</u> Police Justice.		

0144

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

*Louis Smith*

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 *June 22* 188*4* *Solour B. Smith* Police Justice.

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

Dated *June 22* 188*4* *Solour B. Smith* Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0145

TORN PAGE

1416  
2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

2  
3  
4

Josie Smith  
~~241 West 40th St~~  
~~238 West 40th St~~  
Jours Smith

B

Offence  
Larceny  
2nd Degree

Dated May 19 1884  
Smith Magistrate.

Josie Smith Officer.  
#207 - 7th Ave Precinct.

Witnesses  
No. 1884  
Barnes  
Edward L. Anthony  
Korman

No. 500 to answer  
Bailed

Session  
JUN 23 1884  
DISTRICT ATTORNEY

LED.

No. 1, by Frank B. Smith  
Residence 154 East 9th Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Ordered that this  
case be resubmitted  
to the Grand Jury,  
Oct 9. 84 Refr. Blooming  
City Judge

0146

# DIRECTIONS.

The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the new Court-house in the Park. When you arrive at the witness-room, hand this Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

## SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York,

To Josie Smith

of No 227 1/2 St. 140 Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the 1st day of Oct inst., at the hour of 10 in the forenoon of the same day, to testify the truth, and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Louis Smith

And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, at the City Hall, in our said City, the first Monday of Sept in the year of our Lord 1887.

PETER B. OLNEY, District Attorney.

Don't find no person of this name in Manhattan. J.P.



0147

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Samuel Smith

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

Samuel Smith  
of the crime of GRAND LARCENY IN THE Second DEGREE, committed as follows:

The said Samuel Smith

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the Eighteenth day of February, in the year of our Lord one thousand eight  
hundred and eighty four at the Ward, City and County aforesaid, with force and arms,

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 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; 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 five dollars, and of the  
value of five 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 two dollars,  
and of the value of two 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 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; 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 ten dollars 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 five dollars 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 two dollars 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 one dollar each.

and evidence of debt, to wit: an order for the pay-  
ment of money of the kind commonly called bank  
checks, the same being then and there wholly un-  
satisfied, for the payment of and of the value of  
one hundred and eighty-eight dollars and thirty-two  
cents, one other written instrument and evidence of debt, to wit:  
a certain order for the payment of money of the kind com-  
monly called bank checks, the same being then and there  
wholly unsatisfied, for the payment of and of the value of  
fifty dollars and thirty-eight cents, a more particular de-  
scription of which said bank checks, and cash, is hereunto  
attached and shown, and cannot now be given.

of the goods, chattels, and personal property of one

on the person of the said Jessie Smith

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

PETER B. OLNEY,

JOHN W. MCKEON, District Attorney.

0148

BOX:

155

FOLDER:

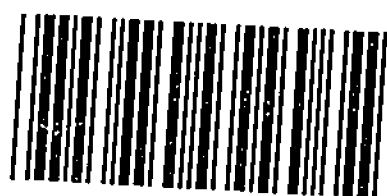
1585

DESCRIPTION:

Smith, Andrew

DATE:

10/20/84



1585



Witnesses:

*Wm. J. Culp*  
*19 Beech*  
*A. M. Bert*  
*926 2 Ave*

125

*A. B. Batts*

Counsel,  
Filed *210* day of *Dec* 188*4*  
Pleads *Mutuality*

*THE PEOPLE*  
vs. *P*  
*Andrew V. Smith*  
Grand Larceny 2<sup>nd</sup> degree  
[Sections 528, 58 Penal Code.]

*Dec 3 1884*  
*Thos. P. D.*  
*City from Dec 3 1884*  
PETER B. OLNEY,  
District Attorney.

A True Bill. *Dec 19*

*John D. Kassar*  
*Off to run Dec 17 1884*  
Foreman.

*Mr. 10.80 7 2 1/2*  
*17*

0149

0150

Received

Police Court District.

Affidavit—Larceny.

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

926-7

of No. 206 East 43 Street, aged 50 years,

occupation Lithographer being duly sworn

deposes and says, that on the 2 day of October 1884 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, on the day time, the following property viz:

fifty dollars lawful money  
of the United States

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 B. Smith (now present

in the manner following viz: that he was

at the time in deponent's employment

as a Salesman and as such had authority

to collect money for & in behalf of deponent

that on the day in question the defendant

called at the place of business of "The

Unexcelled Fine Works Company a firm

incorporated under the laws of the State of

New York: And to which firm deponent

had previously sold and delivered goods

that the defendant then collected & received from

one George E. Egbert cashier for said firm the

above named amount for goods delivered by

deponent and did not return said money or any portion

thereof to deponent but did unlawfully and feloniously

steal the same & appropriated it to his own use

Adolph M. Cere

Sworn to before me, this 18th day of October 1884

John H. Stewart  
Notary Public



0 15 1

CITY AND COUNTY  
OF NEW YORK, } ss.

*George J. Egbert*

aged *33* years, occupation *Washer* of No.

*9 and 11 Park Place* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Adolph H. Berg*

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

Sworn to before me, this *13*  
day of *October* 188*4*

*Geo. J. Egbert*

*Henry Herman*  
*Police Justice*

0152

Sec. 185-200

CITY AND COUNTY  
OF NEW YORK, ss.

*H* District Police Court.

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

Question. What is your name?

Answer.

*Andrew B Smith*

Question. How old are you?

Answer.

*52 Years*

Question. Where were you born?

Answer.

*Vermont*

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

Answer.

*687 Ave I about 3 months*

Question. What is your business or profession?

Answer.

*Clerk or Agent*

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

Answer.

*I am not guilty of the charge*  
*A. B. Smith*

Taken before me this

day of *October* 188*4*

*Wm. J. Justice*  
Police Justice.



0153

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

*Andrew B. Smith*

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

*Oct 13<sup>th</sup>* 188*4*

*Gerry Murray*  
Police Justice.

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

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated

188

Police Justice.

POOR QUALITY  
ORIGINALS

0154

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court 1674 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Adolph M. Dorf*

*204 & 206 28<sup>th</sup> E 43<sup>rd</sup> St*

*Andrew R. Smith*

2

3

4

Dated

*October 13*

189

Magistrate.

*J. Murray*

Officer.

Precinct.

Witnesses

No.

*9 Park Place* Street.

No.

*George J. Egbert*  
*97<sup>th</sup> Park Place* Street.

No.

*5<sup>00</sup> <sup>foret</sup> to answer* Sessions.

*64.*  
*October 14<sup>th</sup> 3 1<sup>st</sup> 189*  
*(Cm)*



New York, Oct 7 1884  
 McUnexcelled Fin. Co.

*Bought of*

**A. M. CERR,**

MANUFACTURER OF

Specialties in Decorated Campaign Transparencies, Lanterns & Banners,  
And Dealer in CAMPAIGN GOODS.

**Nos. 204 & 206 E. 43d STREET.**

✓ 25 Blaine @ 1.50

✓ 25 Logan

✓ 25 Cleveland

less 33 1/3

less 33 1/3

Rec'd pay out

37.50

3750

5750

11250

37.50

7500.

25.00

50.00

*OK  
Boring*

overcast  
to ground

0156

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Andrew V. Smick

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

*Adolph M. Levy*



0157

ALEX. B. BUTTS,  
COUNSELLOR AT LAW,  
99 NASSAU ST.,

(BENNETT BUILDING.)

New York, Oct 31<sup>st</sup> 1884

People }  
A.V. Snick }

To the District Attorney

Dear Sir

Owing to the continued  
absence of a material witness  
I am not able to fix a day  
for the trial of above entitled case  
I will see you next week  
about it.

Yours Truly  
Alex. B. Butts  
Deft's atty

0158

New York Court of General Sessions  
of the Peace

The People } Indicted for grand  
A.V. Smith } larceny in the 2<sup>nd</sup> degree

To Peter B. Olney Esq.  
Deft's Atty

Dear Sir

On account of press of  
business and the absence of a  
material witness in this case  
I shall not be able to go to  
trial this term. Please put  
the case off for the term and  
oblige

Yours Truly  
Alfred B. Burt  
Deft's Atty

Address 221 W. 24<sup>th</sup> St.

Dated N.Y. October 23<sup>rd</sup> 1884



N.Y. Court of  
General Sessions

People

"

A.V. Smith

Request to put  
case off for term

Attest P. Smith  
Deputy Clerk

0159

0160

New York, Nov. 5<sup>th</sup> 1884

Stephen Cutler Esq.  
Agent "Prison Association";

Dear Sir

I am charged with  
Grand Larceny, and the circumstances are as follows -

I have been engaged in selling campaign goods on commission. When I commenced, it was understood that I was to sell the goods for cash, or be responsible for the amount of the bill, if I gave the purchaser time, and I collected all the money on bills that I sold. There was no particular time specified for me to turn the money in, which I collected, but it was my practice to turn it in the next time I went to the office, after the collection had been made. The best customer I had was a house in Park Place to whom I sold several orders. They always paid promptly, sometimes on the delivery of the goods ordered, and always within ten days. I had sold them a bill amounting to \$50<sup>00</sup> which had been standing some days, when they gave me another small order amounting to \$16.67 and paid me for the \$50<sup>00</sup> order. I went up to the office but as the proprietor was busy, I did not turn in the \$50<sup>00</sup> thinking that I would collect the \$16.67 and turn both in together. I filled the small order and received the money for it, I then had \$66.67 which I had collected, besides some five or six dollars of my own money. On my



0161

2

way up town that evening. I stopped into a saloon on Pearl St. near Chatham, to get an order for Fireworks to be used at a political demonstration. While waiting for the proper party to come in, I was asked to take something, and took a glass of ginger ale - I then sat down to a table to write down the order. Some parties came in and stood at the end of the table, and soon someone asked what we were going to drink. I paid no attention at first, as I was a stranger to all in the room - but the others having said what they would drink, I was asked what I would have, and said I would take the same as before meaning ginger ale - It was brought and placed on the table before me, and I drank with the others. It could not have been more than five minutes, I should think, when my head began to swim, and suddenly I lost all consciousness. I knew nothing more until late the next day when I regained my consciousness in my own room. My wife thought as soon as I realized where I was - was for my money - I looked for it but it was gone - money went - I learned that I had been brought home by two strange men who gave no account of themselves, but simply left me there - Even the collar button was taken out of my shirt. The people in the house tried to arouse me, by pinching my ears and biting my fingers &c. to all of which I was insensible. They thought for a while that I was dead, for they could not see that I breathed - After coming to my senses, I was very sick, so much so that I could not stand up, at first, and my nerves were so unstrung that I could not hold anything in my hands - I laid in bed, and tried to get

0162

3

will again. As soon as I could, I got up and started toward the house of my employer, but I was very weak, and sat down on a stoop to rest when he came along with an officer and arrested me. I told him that I would make it good to him, but he replied, that if I did not have it with me, I would have to go with the officer. God knows, that I did not want his money - nor did I take it, or convert it to my own use. I was drugged and robbed of it. Still I do not want him to lose it, and I am striving now to get the money to repay him. As God is my witness I have been guilty of no intentional crime, but am the victim of unhappy circumstances. If I were out, I could raise the money necessary, in a few days, and I could perhaps get on the track of those who robbed me. Without help, I may go to Prison - as innocent of crime, before God, as a man can be. Such a thing would kill my wife. I never was convicted of a crime in my life, nor has any member of my Father's family - I pray, dear Sir, that you will interest yourself in my behalf. If I can get bail, I will soon have the money to replace that of which I was robbed - It is my earnest prayer to Almighty God that I may soon get it, and repay my employer, and that I may be spared the disgrace of a prison - I am sure God will bless you my dear Sir, in your efforts for He knows my innocence - With trust in Him, I am

Sincerely yours

Ad. Smith



0163

The People :  
- vs. - :  
Andrew V. Smith. :  
-----x

New-York, October 16', 1884.

Alexander B. Butts, of No. 221 West 24' street, in the City of New-York, makes the following statement:

I am the attorney for the above named defendant, who is now committed to the Tombs, awaiting the action of the Grand Jury on a charge of grand larceny. The defendant was employed by A. M. Cerf, of No. 204 East 43rd. street, a dealer in campaign goods. About a week ago the defendant was authorized by the said Cerf to collect a bill of \$50. The defendant did collect the bill, and then got on a drunk and the said sum of \$50 was stolen from him, as he claims. I have known the defendant for fifteen years, and during all that period of time I never knew of his being charged with any crime until now. His brother is a prominent manufacturer in Bridgepoer, Conn., and all his family connections are honest and respectable people. The defendant himself is an able man, and his only fault, so far as I know, is the habit of going on periodical sprees. The defendant intends to make good to his employer the \$50, and all he asks is time to secure evidence going to establish the fact that the \$50 was stolen from him, which he verily believes he can do; and he asks that the case against him be not submitted to the Grand Jury for a week, that he may have an opportunity of communicating with his family, that they may secure the evidence for him, as he himself is locked up in the Tombs and has not the opportunity of doing so himself.

0164

The People

vs.

Andrew D. Smith.

Statement of

Alex. B. Bulls,

221 W. 24<sup>th</sup> St.



0165

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 V. Smith

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

— Andrew V. Smith —  
of the CRIME OF GRAND LARCENY in the Second degree, committed  
as follows:

The said

Andrew V. Smith, 7

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the Second day of October, in the year of our Lord  
one thousand eight hundred and eighty-four, at the Ward, City and County  
aforesaid, with force and arms, feloniously did steal and did  
steal and remove of one Adolphus  
M. Levy, and as such did steal and  
remove them and their contents in  
his possession, custody and control  
certain property of the said Adolphus  
M. Levy the true owner thereof, to  
wit: the sum of twenty dollars in  
money, handful money of the United  
States of America and of the value of  
twenty dollars, with force and arms.  
Then and there feloniously did  
appropriate the same to his own  
use, with intent to deprive and  
defraud the said Adolphus M. Levy  
of his said property, and of the use  
and benefit thereof; and the said  
property and moneys of the said  
Adolphus M. Levy, did thereby

~~of the goods, chattels and personal property of one~~

~~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 B. O'Leary

District Attorney

0166

BOX:

155

FOLDER:

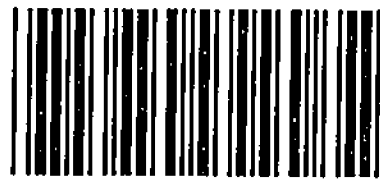
1585

DESCRIPTION:

Smith, George

DATE:

10/29/84



1585



Witnesses:

Henry Miller  
Off Bates

Sept 1900  
Ch. Good. He  
has been in  
the Army &  
has an honorable  
disch. P.S.

James Watson  
Severe

7.10

A. C. Beach

Counsel,

Filed 29 day of

1884

Pleads

Defendant

THE PEOPLE

vs.

George B. Smith

Assault in the First Degree, etc.

[Sections 217 and 218 Penal Code.]

PETER B. OLNEY,

District Attorney.

A True Bill.

James B. Kinsam  
Foreman.

James B. Kinsam  
24th Sept. 1884

0168

Police Court—9 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 7 Garrett Street,

being duly sworn, deposes and says, that  
on Friday the 22 day of October

in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by George D.  
Smith (now here) who maliciously cut a wound on  
the forehead with a knife then  
held in the hand of said Smith

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 25 day  
of Oct 1888

Henry Mueller Jr

Samuel A. Bell POLICE JUSTICE.



0169

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, { ss

District Police Court.

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

Question What is your name?

Answer *George B. Smith*

Question. How old are you?

Answer *48 years*

Question. Where were you born?

Answer. *Boston*

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

Answer. *388 6th Ave. 1 month*

Question What is your business or profession?

Answer *Dealer*

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

Answer. *I am not guilty*

*Geo. B. Smith*

Taken before me this *25* day of *Oct* 188*8*  
*Samuel O. Hickey*  
Police Justice.

0170

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 Dec 15 1884 Samuel 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 h to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0171

1699  
Police Court

1699  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Henry Miller Jr*  
*7" Goerck St*  
*George A. Smith*

1  
2  
3  
4

Dated

188

*C. Reilly* Magistrate.

*Bates* Officer.

*8* Precinct.

Witnesses

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

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

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

\$ *1000* to answer *48* Sessions.

BAILED,

No. 1, by \_\_\_\_\_

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

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

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

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

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

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

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

0172

**State of New York.**

*Executive Chamber,*

Albany, NOV 25 1885 188

Sir:

I have the honor to inform you that an application has been made to me for executive clemency on behalf of George B. Smith, who was convicted before you of the offense of Assault with a Knife, in the county of Albany, and sentenced Nov. 12 1884 to imprisonment in the Albany County Prison, County Penitentiary, House of Refuge, State Reformatory for the term of 2 years and 0 months, and to pay a fine of \$ 0.

You are respectfully requested, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, to give me your opinion of the merits of the application, together with a concise statement of the facts and circumstances as developed upon the trial or upon the preliminary examination, or before the Coroner's Jury, if no trial was had, and of any other matters which may have come to your knowledge since the conviction, which may have a bearing upon the question of extending or refusing executive clemency.

Each letter of inquiry from this Department should be separately answered.

Very respectfully,

David B. Hill

Governor.

By

Frederick Brown

Executive Clerk.

To Hon. J. Mayth



0173

Adm  
Rec'd

0174

*Ind. 001111*  
*Records want to see your letter*

**State of New York.**

**Executive Chamber,**

Albany, NOV 25 1885 188

Sir: Application having been made to the Governor for the pardon of George B. Smith, who was sentenced on Nov. 15 1884, in your County, for the crime of Assault with for the term of 2 years and — months to the State Prison Penitentiary.

you are respectfully requested (in pursuance of § 695 of the Code of Criminal Procedure, ~~Chapter 310, Laws 1877~~) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a pardon. Be pleased, also, to state the previous character of the convict. An opinion is respectfully requested.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully yours,

*David B. Hill*  
 Governor.  
*By Charles E. Brown,*  
 EXECUTIVE CLERK.

To Hon. *N. B. Martine*  
 District Attorney, &c.



0175

Answered  
Dec 7<sup>th</sup> 1888.  
R. B. Ku.

Revised

0176

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George B. Smith

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

George B. Smith -

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

The said George B. Smith,

late of the City of New York, in the County of New York aforesaid, on the ~~Twenty-fourth~~ day of ~~October~~ - in the year of our Lord one thousand eight hundred and eighty-~~four~~, with force of arms, at the City and County aforesaid, in and upon the body of one ~~Henry M. Smith~~ ~~the~~ ~~son of~~ ~~George B. Smith~~ in the peace of the said People then and there being, feloniously did make an assault and ~~in~~ the said ~~Henry M. Smith~~ ~~the~~ ~~son of~~ ~~George B. Smith~~ with a certain ~~knife~~ -

which the said George B. Smith - 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 ~~Henry M. Smith~~ ~~the~~ ~~son of~~ ~~George B. Smith~~ 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 ~~George B. Smith~~ - of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said George B. Smith,

late of the City and County of New York, on the ~~Twenty-fourth~~ day of ~~October~~, in the year of our Lord, one thousand eight hundred and eighty-~~four~~, at the City and County aforesaid, with force and arms, in and upon the body of one ~~Henry M. Smith~~ ~~the~~ ~~son of~~ ~~George B. Smith~~ in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and ~~in~~ the said ~~Henry M. Smith~~ ~~the~~ ~~son of~~ ~~George B. Smith~~ with a certain ~~knife~~ -

which ~~the~~ the said George B. Smith - in ~~his~~ right hand then and there had and held, the same being a ~~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.

George B. Smith  
District Attorney



0177

BOX:

155

FOLDER:

1585

DESCRIPTION:

Solomon, Henry

DATE:

10/29/84



1585

0178

*Rec'd by*  
*Moham. Solomon*  
*49 Pike Street*

Witnesses:

*James J. Fallon*

*Bail \$1000.*  
*Oct 29*  
*Oct 30*

*1760*  
*Rec'd*  
*Filed*  
*Pleads*  
*day of*  
*1884*  
*Prognosis*

*THE PEOPLE*  
*vs.*  
*Denny Solomon*  
*Division of Boston*  
*100-500-1903-2000*  
*100-500-1902-1000*  
*Sec 34, Penal Code*

PETER B. OLNEY,  
District Attorney.

A True Bill.  
*James B. Kissam*  
Foreman.



0179

Court of General Sessions.

CITY AND COUNTY OF NEW YORK.

The People of the State of New York,  
against

Haris Solomon

Via Election Law.

I, the undersigned Haris Solomon the above-named Defendant hereby retain, employ and authorize WILLIAM F. HOWE and ABRAHAM H. HUMMEL, Attornies and Counselors at Law, to appear for me on my behalf and in my place and stead, in the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, in the above entitled action, and the matter of the indictment now pending against me in said Court of General Sessions for Indecent Exposure

I do hereby expressly authorize my said attornies to appear for me in said Court of General Sessions, as my duly authorized Attornies for that purpose, and to plead for me not guilty to said indictment, and to appear for me on the trial thereof in said Court of General Sessions, and to proceed with the trial thereof in said Court of General Sessions, in my place and stead, and in my absence on the trial of the said indictment, and I hereby expressly waive my right to be personally present at said trial.

Dated this 29<sup>th</sup> day of November 188 4

Haris Solomon

0180

City & County of New York ss:  
On this 29<sup>th</sup> day of November 1884 before  
me personally came and appeared Samuel Salomon to me  
known & known to me to be the individual described in  
and who executed the foregoing instrument and acknowledged  
that he executed the same.  
David Salomon,  
Notary Public N.Y.C.

N. Y. Court of General Sessions.

The People, etc.,  
agst.

Samuel Salomon

Indemnity

Authority to appear with waiver.

HOWE & HUMMEL,  
Attorneys for

89 CENTRE STREET, N. Y.



0181

Report of General Services of the  
Board of the City and County  
of New York.

The People of the State  
of New York  
against  
Henry Solomon

The Grand Jury of the City and  
County of New York, do hereby  
determine to return a  
Bill of Indictment against  
Henry Solomon, for  
advising another to register  
in an election district  
in which he had no lawful right to  
register, committed as follows:

The Twenty-fifth day of  
October in the year of our Lord one  
thousand eight hundred and ninety  
four, was a day of general regis-  
tration of voters in the said City  
and Town of New York and in the  
Election District of the Second  
Assembly District of the County of  
New York.

And on the day and in the  
year aforesaid the Jurors of

That in or, the said T. A. R. Election  
District of the Second Assembly  
District, a day ago, and acting  
as such, there a meeting for the  
purpose of the general registration  
of the voters in the said Election  
District, at the said day and  
place, there were present  
Sixty Two Persons in the said  
Election District.

And the said day was in  
late of the month of and of the  
City of New York in the County of New  
York, appeared, well knowing the  
premises, on the day and in the  
year aforesaid, at the said place,  
a County aforesaid, who have  
and come, to voluntarily disclosed  
and above one person of the  
to personally appear before the  
said Surrogate of Election at the  
meeting of the said Surrogate, as  
aforesaid then and there being  
held at the said day aforesaid  
and to then and there voluntarily  
and fraudulently register in the  
said Election District as a qualified



voter struck, the said James  
 T. Fallon then and there not  
 having any lawful right to be  
 registered in the said Election Dis-  
 trict as he, the said James T. Fallon,  
 then and there well knew: 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  
 of said County do find that the  
 crime of the said James T. Fallon  
 of the Crime of Attempting to commit  
 the crime of perjury and that he  
 registered in an Election District  
 wherein he had no lawful right  
 to register, committed as follows:

The Twenty-fifth day of October  
 in the year of our Lord one thousand  
 eight hundred and eighty-  
 four was a day of general reg-  
 istration of voters in the City and  
 County of New York, and in the  
 Second Election District of the Second  
 Assembly District of the County





then and there a person who and  
 fraudulent register in the said  
 Election District as a qualified  
 voter thereof. The said person  
 called upon then and there no finding  
 any fraud or right to register in the  
 said Election District as the said  
 Henry Solomon then and there  
 well knew: against the said  
 Statute in such case made and  
 provided, and against the peace  
 of the People of the State of New York,  
 and their heirs &

Peter B. Orney

District Attorney

0186

BOX:

155

FOLDER:

1585

DESCRIPTION:

Spinner, Thomas

DATE:

10/30/84



1585



Witnesses:

*Hattie Hawkins*

*Annie Jones*

218

Counsel,

Filed 30 day of

1884

Pleads

THE PEOPLE

vs.

*P*

*Thomas Spinner*

Grand Larceny 2nd degree  
[Sections 528, 531, Penal Code]

PETER B. OLNEY,

District Attorney.

A True Bill.

*James B. Kisan*

*Feb 21/84*

Foreman.

*Wm. B. Kisan*

*Pen 6 months*

0187

0188

District Police Court.

Affidavit—Larceny..

CITY AND COUNTY  
OF NEW YORK, ss.

Frank Thomas

of No. 131 West 26th Street, 27 years. Waiter  
being duly sworn, deposes and says, that on the 23rd day of October 1884  
at the Premises 131 West 26th St. City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent In the night time  
the following property, viz :

Two new dress coats  
being together of the value of  
Thirty 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 Thomas Spruill (now dead).

For the reason that said deponent and said  
Spruill occupied a room together in said  
premises, Deponent is informed by Hattie  
Stamkin of 131 West 26th Street that she was  
in charge of said premises and that said premises  
were locked and she had the key thereof. That said  
Hattie went into said room about the  
hour of 1 o'clock and saw the said property  
hanging on the wall, That shortly thereafter

Subscribed before me this

day of

Police Justice,

188



0189

Said Officer asked said Hattie for the key  
of said room which she then gave him  
and said Officer entered said room, and borrowing  
a needle from said Hattie, and shortly thereafter  
said Hattie went to said room for said  
needle she saw said Officer sitting on a  
chair and having a large bundle at the bed.  
As parent is further informed by Annie Jones  
of 131 West 26th, that she saw said Officer  
leave the said room having a large bundle  
under his arm. And hurriedly jump down the  
stairs and pass out of the front door. That as parent  
and the said Hattie saw the said property in said  
room up to the time said Officer entered it.  
And immediately thereafter when said Officer left  
said room, said property was gone. That the said  
room was locked all day and that neither parent  
expecting said Officer entered said room  
from the time she saw said property until she missed the same.  
All parent therefore charges. Said Officer  
with having taken stolen property and carrying  
the property of parent.

Given to before me } Frank Thomas  
this 24th day of Oct 1884

David C. Reilly Police Justice

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0190

CITY AND COUNTY }  
OF NEW YORK, } ss.

Amie Jones

aged 23 years, occupation Housekeeper of No.

131 St 26th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Thomas

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

Sworn to before me, this 3rd  
day of Dec 188

Amie Jones  
Housekeeper

Sarah C. Kelly  
Police Justice.



0191

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 27 years, occupation Drum maker of No.

131 N 26 St Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Thomas  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 26  
day of Oct 1888

Walter H. H. H. H.

Samuel C. R. R.  
Police Justice.

0192

Sec. 198-200

20

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas Spinnery* 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 to see fit to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

*Thomas Spinnery*

Question. How old are you?

Answer.

*25 years.*

Question. Where were you born?

Answer.

*Virginia*

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

Answer.

*131 West 26th Street. 1 month.*

Question. What is your business or profession?

Answer.

*Porter*

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 of the charge*  
*Thomas Spinnery*

Taken before me this

day of

*October 1884*

*Samuel C. Kelly*

Police Justice.



0193

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 37 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 Oct 24 188 4 Samuel 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 h to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0194

Police Court

1700 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank Thomas  
131 West vs. 26<sup>th</sup> St.  
Thomas Spinner

2  
3  
4

Dated

October 24 188

Magistrate.

Officer.

59 Precinct.

Witnesses

No. 131 West 26<sup>th</sup> Street.

Thomas Jones  
No. 131 W 26 Street,

No. Street.

\$ 5.00 to answer Sessions.

Corn

#1000 for & Oct 24 2 PM  
" 25 9 a m

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0195

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Spinner

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

Thomas Spinner -

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

The said Thomas Spinner, -

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Twenty Third day of October - in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms,

two coats of the value of  
fifteen dollars each.

of the goods, chattels and personal property of one -

- Frank Thomas -

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.

Peter B. O'Leary  
District Attorney

0196

BOX:

155

FOLDER:

1585

DESCRIPTION:

Stack, Garrett

DATE:

10/17/84



1585



On motion of  
per desc on his  
own. Recd. 1886

Witnesses:

Paul Duck  
139 Broadway

Off. Chas. W. Stevens  
24th Street

Bail fixed at \$500.

Frodoineau

It appearing that the defendant is  
that it is impossible to secure the at-  
tendance of Samuel Duck  
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 Garrett  
Stack be  
discharged on his own recognizance.

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

106  
John B. Kisson  
Counsel,  
Filed 17 day of  
Pleads  
1886

THE PEOPLE  
vs. Charles H. B.  
Bail fixed at \$500.  
Garrett Stack  
Burglary in the THIRD DEGREE.  
Sections 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

PETER B. OLNEY,  
District Attorney.  
June 1886

A TRUE BILL.

John B. Kisson  
Foreman.  
June 1886

June 1886  
June 1886

0198

Police Court—1<sup>st</sup> District.

City and County } ss.:  
of New York,

of No. 139 Broadway Street, aged 45 years,

occupation Lunch & Sample Room being duly sworn

deposed and says that the premises No. 139 Broadway Street,

in the City and County aforesaid, the said being a Five Story Brick

Building

and which was occupied by deponent as Lunch and Sample Room & Legum store

and in which there was at the time human being,

were BURGLARIOUSLY entered by means of forcibly Opening a

window in the rear of said building and

break open a leaden door in said Sample Room

on the 14<sup>th</sup> day of October 1884 in the Night time, and the

following property feloniously taken, stolen, and carried away, viz:

Two Bottles of liquor One box of Sardines

One Thousand Dollars and gold and

lawful money of the United States to the amount

of Five Dollars together of the value of

One Hundred 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 aforesaid property taken, stolen, and carried away by

Garrett Stack

for the reasons following, to wit: from the fact that deponent

securely locked and fastened the door of said

Sample Room and closed the rear window

at the hour of eight o'clock P.M. on the above

date and at the hour of eleven o'clock P.M.

on said date deponent found the aforesaid

Sample Room had been burglariously entered

by the aforesaid rear window and deponent

was informed by Officer Charles W. Peters



0199

of the 27<sup>th</sup> Precinct Police that he found the said Defendant lying in a Court-yard underneath the said rear window in a stupor condition

Wherefore deponent charges the said Defendant with Burglariously entering the aforesaid premises and taking Steal and Carrying away the aforesaid property

Sworn to before me  
this 15<sup>th</sup> day of October 1884  
James L. Quinn  
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.

0200

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No. Charles W Stevens

27 Beane Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of David L. L. L.

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

Sworn to before me, this 10  
day of Oct 1888

Charles W Stevens  
Andrew J. L. L.  
Police Justice.



0201

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Garrett Stack

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

Question. What is your name?

Answer.

Garrett Stack

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

22 Reector 3 years

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I was Armin R. and I went  
into the place

Garrett Stack

Taken before me this 1st day of

1888

Police Justice.

0202

BAILED.

No. 1, by John O'Connor

Residence 38 1st St. Street.

No. 2, by Cor. Montgomery & South Sts.

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

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

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

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

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

Police Court District. 1677

THE PEOPLE &c,  
ON THE COMPLAINT OF  
Daniel Quirk  
401 189 Broadway  
Garrett Stack  
1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence burglary

Dated Dec 2 188

Whitt Magistrate.  
6th St. Officer.

Witnesses Call the Officer

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

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

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

\$ 1000 to answer Gen. P.

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

Dated Dec 2 188 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.



0203

**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 Daniel Quirk

of No. 139 Broadway 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 26 day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Garrett Stack  
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 April in the year of our Lord, 1883.

RANDOLPH B. MARTINE, *District Attorney*.

LT BLUE

0204

Court of General Sessions.

THE PEOPLE

vs.

Garrett Stack

City and County of New York, ss.

John J. Carroll being duly sworn, deposes and says: I reside at No. 245 Clinton

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 26 day of April 1886, I called at No. 139 Broadway

the alleged place of business of Daniel Quirk the complainant herein, to serve him with the annexed subpoena, and was informed by the alleged manager of the place that the said Quirk had not been there in 10 or 12 months and had moved from there that his present residence is unknown and that he had been informed by several persons that the said Quirk had died. I have also been informed that ~~he~~ by his brother's barkeeper that the said Quirk had died in Hoboken N.J. on March 18. 1886. I was also informed by the bondsman of the defendant herein that the said Quirk had died.

Sworn to before me, this 28 day of April 1886  
Rudolph L. Scharf  
Clerk of Deeds

John J. Carroll  
Subpoena Server.



0205

COURT OF GENERAL SESSIONS.

The People, &c.

VS.

*Garrett Stack*

OFFENCE

RANDOLPH B. MARTIN,  
District Attorney.

0206

Court of General Sessions.

THE PEOPLE

vs.

Garrett Stack

City and County of New York, ss.:

Charles W. Stevens

being duly

sworn, deposes and says: I reside at No. ~~27~~ <sup>27</sup> 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 24 day  
of April 1886, I called at No. 139 Broadway

the alleged place of business of Daniel Quirk

the complainant herein, to serve him with the annexed subpoena, and was informed by the ~~an~~  
~~proprietor~~ <sup>employee</sup> of the restaurant that the said Quirk  
had formerly owned the place, but had  
sold the same and moved away  
he did not know where to or where  
he could be found.

Charles W. Stevens

Sworn to before me, this

28 day

of April

1886

Rudolph L. Scharf  
County of Deeds

Subpoena Server



0207

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

*Garrett Stack*

OFFENCE

RANDOLPH B. MARTINEZ  
District Attorney.

0208

**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 Daniel Quirk

of No. 66 West 92 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 26 day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Garrett Stack  
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 April in the year of our Lord, 1880.

RANDOLPH B. MARTINE, *District Attorney.*

LT BLUE



GLUED PAGE

0209

Court of General Sessions.

THE PEOPLE

vs.

Wm. Stack

County of New York, ss.

Frederick M. Moore

being duly

deposes and says: I reside at No. 238 West 126

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 23<sup>d</sup> day

of April 1886, I called at No. 66 West 92

Street the alleged residence of Daniel Quirk

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

Janitor of the flat that the said Quirk family had moved to the country about December last, he heard it was to Garrison but was not sure. None of the tenants knew where the said Quirk could be found. I have called on several previous occasions and have made diligent search and inquiry but could gain no information of his present whereabouts. On one occasion I met a brother of the said Quirk and he informed me that the said Daniel Quirk resides in New Jersey.

Sworn to before me, this

28

day

of

April 1886  
Rudolph L. Scharf  
Court of Deeds

Frederick M. Moore

Subpoena Server.

02 10

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

*Garrett Stack*

OFFENCE

RANDOLPH B. HARRIS,  
District Attorney.



0211

**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.]

**SUBPENA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To Daniel Quirk

of No. 14 Thomas 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 26 day of April instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Garrett Stack  
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 April in the year of our Lord, 1880.

RANDOLPH B. MARTINE, *District Attorney.*

*not found  
failed in business  
left there 6 months ago*

17 Rm 1

02 12

GLUED PAGE

Court of General Sessions.

THE PEOPLE

vs.

Garrett Stack

City and County of New York, ss.:

John W. Hunter being duly sworn, deposes and says: I reside at No. 602 Tinton Ave

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 22 day of April 1886, I called at No. 14 Thomas Street

the alleged place of business of Daniel Quirk the complainant herein, to serve him with the annexed subpoena, and was informed by the present proprietor of the place that the said Quirk had failed about six months ago, and had then left. That he has not seen or heard of him since and don't know where he can be found.

Sworn to before me, this 28 day

of April 1886

Rudolph L. Schaff  
Com. of Deeds

John W. Hunter

Subpoena Server.



0213

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

*Garrett Stack*

OFFENCE

RANDOLPH B. MARTIN,  
District Attorney.

0214

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

The People vs  
a/c  
Herbert Stack } Explanatory

Jeremiah Quirk, of New York,  
Hicks H. Brooklyn, being duly sworn  
says I am the brother of Daniel  
Quirk, the complaining witness  
in the above entitled case  
that my said brother Daniel  
died on the 5th day of March  
1886 and was buried in  
the Catholic Cemetery near Jersey  
City N. J. on March 11th aforesaid  
Attending the funeral of said  
Daniel Quirk

Prove before me this  
20th June 1886  
Jeremiah Quirk  
Mark

John J. Ryan  
Notary Public



02 15

Applicant in  
Regard of the  
James Slack

Cox  
death of  
Compliment

02 16

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Samuel S. S. S.*

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

*Samuel S. S. S.*

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

The said *Samuel S. S. S.*

late of the *First* — Ward of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *October*, in the year of our Lord one thousand eight hundred and eighty *four*, with force and arms, at the Ward, City and County aforesaid, a certain *garage* building there situate, to wit: the *back room* of one *Daniel*

*Daniel* —

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

*Daniel S. S. S.*

in the said *back room* 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.



0217

SECOND COUNT.

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

*Egbert Stada* —

of the CRIME OF *Grand Larceny in the Second Degree*,  
committed as follows:

The said *Egbert Stada*, 7

late of the *First* — Ward of the City of New York in the  
County of New York aforesaid, afterwards, to wit: on the said *14th* day of  
*October*, — in the year of our Lord one thousand eight hundred  
and eighty-four, at the Ward, City and County aforesaid, in the *night*  
time of said day, with force and arms,

*two bottles of a certain liquor*  
*to the Grand Jury aforesaid*  
*unknown of the value of one*  
*dollar each bottle, —*  
*one thousand cigars of the*  
*value of ten cents each, —*  
*and one lot of hardware of the*  
*value of one dollar, 7*

of the goods, chattels and personal property of one *Daniel*  
*Dunlop* — in the *possession* of

*the said Daniel Dunlop* —

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

*Peter B. O'Quinn*  
*District Attorney*

02 18

BOX:

155

FOLDER:

1585

DESCRIPTION:

Stenerwald, Peter

DATE:

10/03/84



1585



Witness

Spice Cully

480

Day of Trial,

Counsel,

Filed 9 day of Oct

188

Pleads

Not Guilty (8)

THE PEOPLE

vs.

B

Peter Stenewald

Violation of Excise Law.

(Sunday)

PETER B. OLNEY,

~~JOHN MCKEON~~

District Attorney.

A True Bill.

*Charles Van Meter*

Foreman.

0219

0220

Sec. 151.

Police Court *Just* District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York.* GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by *Patrick O'Leary* of No. *144* Precinct *Monday* Street, that on the *4th* day of *June* 188*2* at the City of New York, in the County of New York,

*Peter Steerswald did in premises 13 Crosby Street unlawfully expose for sale and cause to be sold under his direction and authority strong and intoxicating liquors and beer in violation of law*

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring *him* forthwith before me, at the *144* DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *5th* day of *June* 188*2*

*Sam Patterson* POLICE JUSTICE.



0221

POLICE COURT 14 DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Patrick Cully

vs.

Peter Stierwald

Warrant-General.

Dated

June 5

188

Patterson

Magistrate

Cully

Officer.

The Defendant

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

Officer.

Dated

188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, .....

Native of .....

Age, .....

Sex .....

Complexion, .....

Color .....

Profession, .....

Married .....

Single, .....

Read, .....

Write, .....

0222

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss

District Police Court.

*Peter Steinerwald* 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. *Peter Steinerwald*

Question. How old are you?

Answer. *Thirty-two years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *13 Crosby St. 4 years*

Question. What is your business or profession?

Answer. *Hotel Keeper*

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*

*Peter Steinerwald*

Taken before me this

5

day of

June

1988

Police Justice.



0223

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 Peter Sternwald

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

Dated June 5 188 H. D. Patterson Police Justice.

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

Dated June 5 188 H. D. Patterson Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_

\_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0224

BAILED

No. 1 by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Office 489  
Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Patrick Couilly  
vs.  
Peter Steenwald

2  
3  
4

Office, Civil Division  
No. 14

Dated

June 5

188 2

Patterson

Magistrate.

Couilly 14

Officer.

M. C.

Clerk.

Witnesses,

No.

Street,

No.

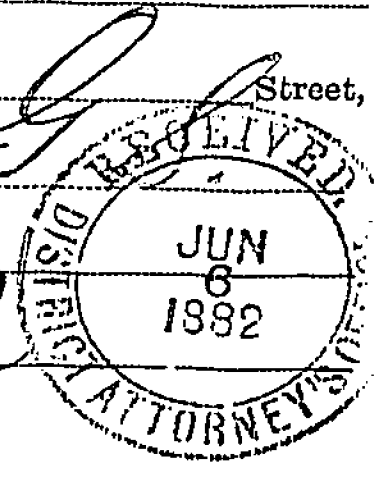
Street,

No.

Street,

\$ 100 to answer

Bailed





0225

Police-Court

First District.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

of No. the 14 Precinct Street,  
of the City of New York, being duly sworn, deposes and says, that on the Sunday day  
of June 188 2 in the City of New York, in the County of New York, at  
premises No. 13 Crosby Street,  
depose Peter Stierwald [now here]  
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and  
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be  
drunk in the house or premises aforesaid, contrary to and in violation of law.

WHEREFORE, deponent prays that said  
may be arrested and dealt with according to law.

Subscribed to before me, this 5 day of June 188 2 Patrick Cully

POLICE JUSTICE.

0226

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Cully

vs.

Peter Stegwald

Violation Excise Law.

Dated 5 day of June 1882

Patterson Magistrate.

Cully 14 Officer.

Witness,

Bailed \$ to Ans.

By

Street.



0227

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Peter Stenwald*

The Grand Jury of the City and County of New York, by this indictment, accuse *Peter Stenwald* —

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday**, committed as follows:

The said *Peter Stenwald* —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *fourth* day of *June* in the year of our Lord one thousand eight hundred and eighty-*two*, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~and to~~ certain ~~other~~ persons whose names are 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.

SECOND COUNT:

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

— *Peter Stenwald* —

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows:

The said *Peter Stenwald* —

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said *fourth* day of *June* in the year of our Lord one thousand eight hundred and eighty-*two*, at the Ward, City and County

0228

aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to

~~certain~~ certain ~~persons~~ persons whose names are 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.

THIRD COUNT:

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

*Peter Skeneveld*

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRIT-  
UOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Peter Skeneveld*

late of the First Ward of the City of New York, in the County of New York aforesaid, after-  
wards, to wit: on the said *fourth* day of *June* in  
the year of our Lord one thousand eight hundred and eighty *four*, the same being  
the first day of the week, commonly called and known as Sunday, being then and there in  
charge of and having the control of certain premises at number *thirteen*

*Quartry Street*

in the City and County aforesaid, which said place was then duly licensed as a place for the  
sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and  
County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep  
closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and  
there open, and cause and procure, and suffer and permit, to be open, and to remain open,  
against the form of the Statute in such case made and provided, and against the peace of the  
People of the State of New York, and their dignity.

PETER B. OLNEY,

~~JOHN McKEON~~, District Attorney.



0229

BOX:

155

FOLDER:

1585

DESCRIPTION:

Sullivan, James

DATE:

10/17/84



1585

0230

W. Chas A. Mack  
Am. Bt. Squad  
Off. Fred & Gilbert  
5th Prec't

10th  
Day of Trial, *Sept. 17*  
Counsel, *J. A. Sullivan*  
Filed *17* day of *Oct* 188*4*  
Plead *Not guilty (no)*

THE PEOPLE  
vs.  
*James Sullivan*  
Assault in the Second Degree.  
(Resisting Arrest.)

PETER B. OLNEY,  
~~JOHN MCKEON,~~  
*In Cell off District Attorney.*  
*Ind. vacquitted.*  
A True Bill.  
*Jonas A. Kissam*  
Foreman.

*Oct 23 1884*  
*" 27 "*



0231

Police Court— District.

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

of No. Steam Boat Squad Street,  
being duly sworn deposes and says, that  
on Thursday the 2 day of October  
in the year 1888 at the City of New York, in the County of New York,

While deponent was in the discharge of his duty  
he was violently ASSAULTED and BEATEN by James Sullivan  
(now here) While deponent was attempting  
to arrest the said Sullivan on a  
complaint for disorderly conduct, he the  
said Sullivan seized a roll of coupons  
and threw them violently down at deponent,  
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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 14

day of October 1888

Andrew J. White Police Justice.

L. O. Beck

0232

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, / DISTRICT.

Frederick Gilbert

of No. 5<sup>th</sup> Precinct Police Street, aged 48 years,

occupation Police officer being duly sworn deposes and says,

that on the 2 day of October 188

at the City of New York, in the County of New York, James Sullivan

(now here) who did as deponent is informed and believes by Officer Beck of the Steamboat Squad that he said Beck was assaulted and beaten by said Sullivan and received injuries from said assault and now in the Chamber Street Hospital and unable to appear in court to make complaint

Deponent prays that said James Sullivan may be committed to await result of the injuries of said Beck.

Frederick Gilbert

Sworn to before me, this

188

Police Justice.



0233

Police Court, 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*James Sullivan*

AFFIDAVIT.

Dated 30 Oct 1888

*A. J. White* Magistrate.

*Liberty* Officer.

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

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

*Order issued of*  
*Expenses*

0234

Sec. 193-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*James Sullivan* 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 Sullivan*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Providence*

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

Answer. *Providence*

Question. What is your business or profession?

Answer. *Steam Boat 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 was intoxicated*  
*at the time and I can not*  
*know what I was doing*

*James Sullivan*

Taken before me this  
day of *Sept* 14  
188*4*  
*Charles J. Smith*  
Police Justice.



0235

BAILED,

No. 1, by \_\_\_\_\_

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

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

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

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

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

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

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

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Beck*  
*James Sullivan*

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

Dated *Oct 14* 188 *4*

*S. J. White* Magistrate.

*Charles Beck* Officer.

*L. B. J.* Precinct.

Witness *Frank Gilbert* 5 *Rich*

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

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

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

\$ *1000* to answer *Gu*

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 *Charles Beck*

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

Dated *Oct 14* 188 *4* *Charles Beck* 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.

0236

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 Sullivan*

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

*James Sullivan*

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

The said *James Sullivan*, 7

late of the City and County of New York, on the *Second* day of  
*October* in the year of our Lord one thousand eight hundred  
and eighty *four*, at the City and County aforesaid, with force and arms feloniously  
made an assault in and upon one *Charles Reed*, 7

then and there being a *patrolman* of the Municipal Police of the City  
New York, and as such *patrolman* being then and there engaged in the lawful  
*apprehension* of *the said James*  
*Sullivan* for *disorderly conduct*,  
and the said *James Sullivan*, him, the said

*Charles Reed*

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent  
then and there to prevent and resist the lawful *apprehension*  
of *James Sullivan*, as aforesaid,  
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.

PETER B. OLNEY,

~~JOHN WICKESON~~

District Attorney.