

0743

BOX:

504

FOLDER:

4597

DESCRIPTION:

Canavan, James

DATE:

12/21/92



4597

Witnesses:
 J. Patrick Flanagan

Filed, 27th day of Dec^r 1892

Pleads, *Allegedly* *Amplified*

715

B
James C. Carr

Transferred to the Court of Special Sessions for trial and final disposition

DE LANCEY NICOLL,

District Attorney:

A 'FREE' PRESS.

Wm. D. Drake

Foreman.

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 407, Laws of 1892, § 32.]

0794

0745

2967

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 Canavan

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

of the CRIME OF *James Canavan* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

James Canavan

late of the City of New York, in the County of New York aforesaid, on the *28th* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, ~~to one~~

~~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 New York and their dignity.

SECOND COUNT—

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

of the CRIME OF *James Canavan* OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

James Canavan

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

Patrick J. Sargan

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.

DE LANCEY NICOLL,

District Attorney.

0746

BOX:

504

FOLDER:

4597

DESCRIPTION:

Carleton, Frank

DATE:

12/06/92



4597

0797

BOX:

504

FOLDER:

4597

DESCRIPTION:

Jennings, Thomas

DATE:

12/06/92



4597

**POOR QUALITY
ORIGINAL**

Bail fixed at
\$500 by consent
Dec 22/92 R. B. C. (501)

Witnesses:

Off. Callahan H. to Presb
Nellis Smith
Albert Nugent
J. L. Sanders
Cecilia Dudley

On account of the People being
unable to produce four of the principal
witnesses, viz. Nellis Smith, John W. Smith,
Norman R. Dudley & Mrs. Cecilia Dudley,
and from the statement made to me
by J. L. Sanders another witness in
this case who says, he does not remem-
ber any of the circumstances in the
case, on account of it being so
long ago I hereby recommend the
defendants be discharged on their
own recognizance.

See annexed affidavit S. S. Blake
Asst. Dist. Atty

Counsel,

Filed

day of

1892

Pleads,

THE PEOPLE

vs.

Frank Carleton
and
Thomas Jennings

DE LANCEY NICOLL,

District Attorney.

off June Term -
See Mr. [unclear]

TRUE BILL.

No. 1 own term. Feb. 1/95. S. B. C.

Foreman

Part 3, Feb. 24, 1898.

On motion of the D.A.
Nos. 1 & 2 Discharged on
their own recognizance.

[Signature]

Conspiracy
[Section 168, Penal Code]
C. 6.

**POOR QUALITY
ORIGINAL**

Bail fixed at
\$500 by consent
Dec 22/92 R B C (301)

Witnesses:

Off Ellahan H. the Prob
Nellis Smith
Albert N. N. N.
J. L. Sanders
Cecilia Dudley

On account of the People being
unable to produce four of the principal
witnesses, viz. Nellie Smith, John W. Smith,
Norman R. Dudley & Mrs. Cecilia Dudley
and from the statement made to me
by J. L. Sanders another witness in
this case who says, he does not remem-
ber any of the circumstances in the
case, on account of it being so
long ago I hereby recommend the
Defendants be discharged on their
own recognizance
see annexed affidavit S. S. Blake
Asst. Dist. Atty

Counsel,

Filed

day of

1892

Pleads,

ENTERED
T. J. W.

THE PEOPLE

vs.

Frank Carleton

W. Thomas Jennings

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

No. 1 own & com. Feb. 1/95 Part 2

S. S. Blake

Part 3, Feb. 2/95 Foreman

On motion of the D. A.
Nos. 1 & 2 Discharged on
their own recognizance.

S. S. Blake

00000

Police Court, / District.

(1858)

City and County } ss.
of New York,

of No 4 Precinct

Street, 1000

years,

occupation

Police officer

being duly sworn, deposes and says,

that on the

1

day of

December

1892

at the City of New

York, in the County of New York

Frank Carleton and Thomas Jennings (both now here) acting in concert with each other did unlawfully occupy a room and conspire with each other to tap a Telegraph wire in violation of Section 639 of the Penal Code of the State of New York from the fact that deponent ^{saw} ~~saw~~ ^{going out of} the defendants in a room on the top floor of Leggett's Hotel No 76 Park Row - and deponent saw in said room two Telegraph instruments ten batteries and a quantity of wire - also two lines of wire were connected with said Telegraph instruments and carried through a sky light in said room to the roof of said house - Deponent is informed by Jessie L. Sanders the Clerk of said Hotel that on the 30th day of November 1892 the defendant Carleton engaged room no 93 in said Hotel and at that time said he wanted the room that the sky light opened into and had a ladder leading through ~~through~~ said sky light - in about 15 minutes after engaging said room - said Sanders saw the defendant Carleton with two other men go up stairs in said Hotel and each of the three, carried packages up stairs with said Sanders further said that Telegraph wires are connected to roof of the building adjoining said Hotel - Deponent is further informed by Albert Nugent 57 Bay Street a lineman of the Western Union Telegraph Company that Telegraph wires of said Company ^{are} ~~were~~ connected with the roof of the building adjoining Leggett's Hotel and in easy reach

0801
of any person on said roof

Daniel J. Latham

Sworn to before me
this 3 day of December 1892

Police Justice

0802

CITY AND COUNTY }
OF NEW YORK, } ss.

1621

aged 29 years, occupation Jessie L. Sanders
clerk of No.

76 Park Row Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of David J. Callahan

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

Sworn to before me, this 3 day
of April 1892 Jessie L. Sanders

Police Justice.

0803

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 31 years, occupation Telegraph Lineman of No. 57 Du Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of David J. Callahan and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 3 day
of Dec 1891

Albert F. Nugent

Police Justice.

0804

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:

Frank Carleton 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.

Frank Carleton

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

44-E-12th St - 3 months

Question. What is your business or profession?

Answer.

Electrician

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

Frank Carleton

Taken before me this
day of *Dec*
189*7*

Police Justice.

0805

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

Thomas Jennings

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.

Thomas Jennings

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York

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

Answer.

126-W-28th St - 1 year

Question. What is your business or profession?

Answer.

Barkeeper

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**Thomas Jennings*

Taken before me this.....
day of..... 189.....

Police Justice.

00006

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

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

Dated, *Dec 12* 189 *W. T. M. L.* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

00007

#1

Rebaila Feb 7/95
by Timothy W. Edylor
317 E. 73rd St.

BAILED,

No. 2, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

152
1384
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Daniel J. Callahan

vs. 1. Frank Carlton

2. Thomas Jennings

3.

4.

Dated,

Dec 3

1892

McMahon

Magistrate.

Callahan & McGory

Officer.

4

Precinct.

Witnesses

Officers Dugan & McG

No.

1. H. Preet

2. J. E. Smith

3. J. E. Sanders

No.

4. J. E. Smith

5. J. E. Sanders

6. J. E. Sanders

No.

7. J. E. Sanders

8. J. E. Sanders

9. J. E. Sanders

10. J. E. Sanders

11. J. E. Sanders

12. J. E. Sanders

13. J. E. Sanders

14. J. E. Sanders

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95. J. E. Sanders

96. J. E. Sanders

97. J. E. Sanders

98. J. E. Sanders

99. J. E. Sanders

100. J. E. Sanders

0000

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, / DISTRICT.

Daniel J. Callahan

of 4th Precinct Street, aged years,
occupation Police Officer being duly sworn deposes and says
that on the 1 day of December 1892

at the City of New York, in the County of New York, he arrested
Frank Carlton and Thomas Jennings both now
here - both of whom occupied a room in No
80 Park Row for the purpose of unlawfully
tapping a telegraph wire - in violation of section
639 of the Penal Code of the State of New York
Deposant asks that the defendant be held
to enable him to procure the necessary
evidence Daniel J. Callahan

Sworn to before me, this

of

1892

day

Michael
Police Justice

Police Court, _____ District.

THE PEOPLE & c.,
OF THE COMPLAINT OF

vs.

Frank Carlton
Thos Jennings

AFFIDAVIT.

Vio Section

634 - of the Penal Code

Dated Dec 2 1892

M. M. M. Magistrate.

Officer.

Witness, _____

Disposition,
3 1000 fine & Dec 3. 92

00810

PART III.

THE COURT ROOM IS IN THE SECOND STORY
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 GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To John W. Dupley
of No. 50 Park Row Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 24 day of _____ 189 , at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Frank Chatterton Eval
Dated at the Borough aforesaid, in the County of New York, the first Monday of _____
in the year of our Lord 189

ASA BIRD GARDINER, District Attorney.

PART III.

THE COURT ROOM IS IN THE SECOND STORY
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 GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Mellie Smith
of No. 50 Park Row Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 24 day of _____ 189 , at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Frank Chatterton Eval
Dated at the Borough aforesaid, in the County of New York, the first Monday of _____
in the year of our Lord 189

ASA BIRD GARDINER, District Attorney.

PART III.

THE COURT ROOM IS IN THE SECOND STORY
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 GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Norman H. Rudley
of No. 80 Park Row Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 24 day of _____ 189 , at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Frank Charleston Et al.
Dated at the Borough aforesaid, in the County of New York, the first Monday of _____
in the year of our Lord 189

ASA BIRD GARDINER, District Attorney.

PART III.

THE COURT ROOM IS IN THE SECOND STORY
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 GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Mrs. Cecelia Rudley
of No. 80 Park Row Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 24 day of _____ 189 , at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Frank Charleston Et al.
Dated at the Borough aforesaid, in the County of New York, the first Monday of _____
in the year of our Lord 189

ASA BIRD GARDINER, District Attorney.

0812

Court of General Sessions.

THE PEOPLE

vs.

Frank Carleton
and
Thos. Jennings

City and County of New York, ss:

Jas H. Driscoll being duly
sworn, deposes and says: I reside at No. *33 City Hall Place*
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~~ *several* days of *Feb.* 189*8*,
I called at *80 Park Row*

the alleged *residence* of *Mrs. Maria Smith*
Mrs. Maria Dudley, Norman and John W. Dudley
the complainant herein, to serve ~~them~~ with the annexed subpoenas and was informed by

*the Proprietor that no such persons lived there
I called next door and found out from Mr. Sanders
who is a witness in this case, that all of them
moved over 4 years ago, and that he himself
remember nothing about this case*

Sworn to before me, this *24* day

Feb. 189*8*.

William H. Brodbeck
Notary Public
N.Y.C.

Jas H. Driscoll
Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Frank Charleston
Thomas Jennings

Offense: *Embezzlement*

JOHN R. FELLOWS,

District Attorney.

Affidavit of

James H. Driscoll

Subpoena Server.

Failure to Find Witness.

0814

COURT OF GENERAL SESSIONS OF THE PEACE
Of the City and County of New York.

-----X
The People of the State of New York

Against

Frank Carleton and Thomas Jennings
-----X

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK,
by this indictment accuse Frank Carleton and Thomas
Jennings of the crime of Conspiracy, committed as follows:

The said Frank Carleton and Thomas Jennings, both
late of the City of New York, in the County of New York
aforesaid, on the thirtieth day of November in the year of
our Lord one thousand eight hundred and ninety-two, at the
City and County aforesaid, together with divers other evil-
disposed persons whose names are to the Grand Jury afore-
said as yet unknown, did unlawfully conspire, combine, con-
federate and agree together, between and amongst themselves
to unlawfully and wilfully tap and make connection with
a certain telegraph wire then and there used, operated
and maintained by a certain corporation known as the
Western Union Telegraph Company, and belonging to a cer-
tain line of telegraph then and there used, operated and
maintained by the said Western Union Telegraph Company,
and which said wire was then and there fastened and at-
tached (among other places) to the roof of a certain
building there situate, adjoining a certain other building
known as Leggett's Hotel, in such a manner that the same

might be reached and a connection might be made therewith by means of another wire stretched from within said Leggett's Hotel and across the roof thereof to the said wire so fastened and attached to the roof of the building first mentioned.

And the said Frank Carleton in pursuance and furtherance of, and according to the said conspiracy, combination, confederacy and agreement as aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did engage and occupy a room in the said Leggett's Hotel, situated upon the top floor thereof and immediately under the roof thereof, and into which a skylight in the said roof opened, through which skylight access to the said roof was to be easily had.

And the said Frank Carleton and Thomas Jennings, in the further pursuance and furtherance of and according to the said conspiracy, combination, confederacy and agreement as aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did convey into the said room and caused to be conveyed into and placed therein, divers implements, instruments, apparatus and paraphernalia, and among other things, two telegraph instruments, ten batteries and a quantity of wire.

And the said Frank Carleton and Thomas Jennings, in the further pursuance and furtherance of and according to the said conspiracy, combination, confederacy and agreement as aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did

00 16

connect certain of the said wire with the said telegraph instruments, and stretch the same through the said skylight to the roof of the said Leggett's Hotel : 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.

DE LANCEY NICOLL,

District Attorney.

08 17

BOX:

504

FOLDER:

4597

DESCRIPTION:

Carroll, John

DATE:

12/01/92



4597

Witnesses:

Offe Hickey 23rd

Counsel,

Filed, *1st* day of *Decr* 189*2*

Pleads, *Appropriately*

THE PEOPLE

vs.

B

John Carroll

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Parsons
District Attorney.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

Wm. H. H. 1892

446

0819

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

John Carroll

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

of the CRIME OF *John Carroll* **SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY**, committed as follows:

The said

John Carroll

late of the City of New York, in the County of New York aforesaid, on the *21st* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, to ~~one~~

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 New York and their dignity.

SECOND COUNT—

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

John Carroll

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John Carroll

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

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.

DE LANCEY NICOLL
District Attorney.

0820

BOX:

504

FOLDER:

4597

DESCRIPTION:

Carroll, Martin

DATE:

12/09/92



4597

Witnesses:

By Ann J. Smith

Louis Savarosa

Counsel,

Filed

day of

1892

Plends,

Sept 12

THE PEOPLE

vs.

Martin Carroll

[Section 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Attest

Foreman.

July 17/93

Filed & forwarded to

Aug 24/93

Amos R. [unclear] 1/3 21

*Port 3, Aug 3/93 -
Indicting disagree -
6 for crime*

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W & Vardell

0821

Police Court—Fourth District.

City and County } ss.:
of New York,

of No. 252 East 65 Street, aged 26 years,
occupation Barber being duly sworn

deposes and says, that the premises No. 252 East 65 Street, 19 Ward

in the City and County aforesaid the said being a fire stone brick

dwellings and which was occupied by deponent as a barber shop on the ground floor
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly

opening the
door leading from the street into the
shop

on the 4 day of Decr 1894 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity of brushes, shaving mugs
and barbers materials valued at about
seven dollars

the property of deponent and in deponent's custody
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

Martin Carroll, (now here), and an
unknown man not arrested, while acting in
concert

for the reasons following, to wit: That at about the hour of 11.30

O'Clock PM on said date deponent
securely locked and fastened the doors
and windows leading into the premises.

That the said property was therein. That
deponent returned to the shop about the hour
of 11.15 O'Clock PM and found that the
premises had been entered and the
aforesaid property taken. That deponent

0023

is now informed by Police Officer
William D. Smith of the 35 Precinct that
he, the officer, found that the premises had
been entered and that the defendant Carrace
(now live) and the said unknown man
were in the act of carrying out of the premises
therein deposited goods that the defendant
be dealt with accordingly & sent

Given & before me this 5th day of December 1892 Louis Savarese

Charles H. Linton

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1888 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1888 Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
1.	2.
3.	4.
Offence—BURGLARY.	
Dated	1888
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
No.	Street,
\$ to answer General Sessions.	

0824

Sec. 198-200.

11 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Martin Carroll

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York City

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

Answer.

Co 1316 - 2nd Avenue - one month

Question. What is your business or profession?

Answer.

Plumber

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

Martin Carroll

Taken before me this 5
day of June 1937
Charles W. Janitor
Police Justice.

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 (5) 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, Dec 25 189 Charles A. Smith Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0028

Police Court---

1529
1884
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*Louis Eugene
Martin Carrace*

2

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4

Offense

Dated,

189

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

0027

United States of America.

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

THE INFORMATION OF Vernon M. Davis, Assistant
District Attorney of the County of New York,
laid before Frederick S. Smith Esquire,
Recorder of the City of New York, the
eleventh day of January, in the year of our
Lord one thousand eight hundred and ninety-three, who, being duly sworn, deposes,
alleges and says as follows:

THAT on the fourth day of December in
the year of our Lord one thousand eight hundred and ninety-three
one Constance M. Wells late of the City of New York, in the County of
New York aforesaid, at the City and County aforesaid, did feloniously, willfully and
of her malice aforethought kill and
murder one Francesca Mole, and cause and
procure said Francesca Mole to be
killed and murdered, as the informant has
good cause to suspect, and does verily believe
and charge:

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.

WHEREFORE, the informant prays that a warrant may issue for the arrest of the said
Constance M. Wells and that due be dealt
with according to law.

Sworn to before me, at the City and County aforesaid,
this 11th day of January in the year
of our Lord one thousand eight hundred and ninety-three

Vernon M. Davis

Reed

0020

City and County of New York, ss:

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Not Guilty
Constance Morello

Taken before me this *10th* day of *August* 1893
Wm. H. [Signature]
Recorder of the City of New York

0029

**POOR QUALITY
ORIGINAL**

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 Constance Morello

guilty thereof, I order that she be held to answer the same, and ~~be admitted to bail in the sum of~~
~~Hundred Dollars,~~ and be committed to the Warden and Keeper of

the City Prison of the City of New York, until ~~he give such bail~~ she is discharged by me

Dated, January 11 - 1893

J. Henry W. Police Justice.

Recorder of the City of New York

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

Dated, _____ 189

Police Justice.

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

Dated, _____ 189

Police Justice.

1881

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1. *Estancia Morales*

2. _____

3. _____

4. _____

Offense *Burglar in the first degree*

Dated, *January 11* 189*3*

Frederick Smyth Magistrate
Tranier C. D. Officer

Precinct

Witnesses

No. _____ Street

No. _____ Street

No. _____ Street

\$ _____ to answer

BAILED,

No. 1, by _____

Residence _____ Street

No. 2, by _____

Residence _____ Street

No. 3, by _____

Residence _____ Street

No. 4, by _____

Residence _____ Street

21 92

The People

Martin Carroll

Court of General Sessions. Part I
Before Judge Cowing. February 17th 1893.
Indictment for burglary in the third degree.

Louis Saracene, sworn and examined, testified
Where do you live? No. 1090 Third Avenue, city
of New York. That is your home? Yes sir.

What is your business? Barber. Where do you
carry on the barber business? No. 252 East
Sixty Fifth Street. Did you carry on the barber
business at that number on the 4th of
December? Yes. Do you remember what day
of the week the 4th of December was? Sunday.
What time on the 4th of December did you
close up your shop? Four o'clock. Did you
lock the door of the place leading to the street?

Yes. When you went away it was securely
locked? Yes. What was in that barber
shop when you locked it up? Everything
used by a barber. There were no razors
there. I take them home every night. I
had brushes, cups, soap and every-
thing there. I take the razors and the
machines home every night. That was
the value of the things that you left
in the shop? About two hundred dollars
the whole business. When did you come
back to the store again? It was eleven
o'clock when somebody came to my
house and said a policeman

wanted to see me down in the shop.

Q. You saw this officer Smith? Yes, the door was open, and a good many people was in. Did you see this defendant, this boy there, the officer had him? Yes. The policeman asked me if I got robbed. Cross Examined. How long have you known the prisoner? I know him since I bought the shop. You have shaved him? Yes, I shaved him. How long is it since you bought the shop? It was the sixth of last April. You have never known him to do anything dishonest? I know he came in the shop and I shaved him - that is all. He has always paid his bills? Yes; the last shave he did not pay me. All you know about this case is that when you went to your shop that night you found this defendant in possession, kept by the policeman? Yes. Did you lose any property? Yes, lost some things, seven dollars worth of stuff, one cup, some bottles, two hair brushes and five or six shaving brushes. Do you know whether any of that property was found in the possession of the defendant? No. I know nothing about it. You know

nothing about this case except the fact that he was arrested charged with the crime? Yes and that the shop was broken into.

Attorney, witness
William J. Smith, recalled by District
he having been sworn before the previous
that precinct are you attached to
Sixth? No Twenty Fifth. Did you arrest
this defendant (Carroll) on the night of the
21st of December? Yes, in front of No. 252
East Sixty Fifth Street, five minutes after
eleven o'clock. When did you first visit
the premises? When I first came on
post six o'clock. Did you try the door
of the barber shop? Yes, tried all the doors,
it was locked. Did you try it again
later? I passed there every three quarters
I am here and the second time
I tried it was half past seven and
then again about half past eight and
nine o'clock. I did not try it again
after nine o'clock. When did you
next come in the neighborhood of that
shop after nine o'clock? I passed there
about a quarter to ten I think it was
on the 1st of December. I left the corner
of Third Avenue and Sixty Fifth Street
at eleven o'clock and when I got
within a few feet of the complainant's

barber store No. 252 and saw this young fellow (the defendant) standing in the door, looking as though he had his elbow in the crack of the door - the door was open a little. I walked up to him and asked him what he was doing? He first told me that he lived there, that he lived up stairs. I says, "What is the matter with this door, how did it come to be open?" He said it was open since two o'clock in the afternoon. I thought it funny that he did not say something about it if he was around. I held on to him.

There is a lamp post ten or fifteen feet away. I wanted to get a good look at him, and just as I did another fellow jumped up and got away in the corner - a young man about 19 years of age. I thought it probable there was somebody else in there and I shoved him into the barber store and put my back to the door and commenced to look around for a match. He said he thought he had one - I lit the gas and I saw everything upset. A couple of broken bottles were on the floor. I went out for

the barber. I ascertained afterwards that the defendant did not live there - that he lived five blocks away from there. Did he give any explanation of what he was doing there? He said he was watching for another fellow. He gave that excuse. I asked him where the other fellow was and he said somewhere around the corner. That is all he said until he got to the station house. He said there the door had been open since two o'clock. I knew to the contrary. When he got to the station house he denied that he said the door was open and he denied that he said he lived there.

Cross Examined. I first saw the defendant when I was fifteen feet away from the store; he was standing in the door in front of the door; it was on a jar fully eight or nine inches; he was standing outside the door almost leaning up against it. The nearest lamp post was about fifteen away from the store. I saw a little white dog there; the defendant claimed it was his dog. There were people passing up and down the street. I did not find anything in the possession of the defendant when I arrested him.

I found a piece of broken looking glass on the sidewalk and I afterwards arrested the defendant. He did not throw anything away or I would have seen him. He did not make any effort to get away. Is it not a fact that he walked toward you? No. He denied from first to last any connection with anybody who took anything from the place and he denied that he took anything himself.

The Case for the Defence.

Martin Carroll, sworn and examined. I live No. 1316 Second Avenue. On the night I was arrested, the 4th, I left the Museum a quarter to ten and was going to the Sixty Fifth street station and Second Avenue about five minutes to eleven. Michael Rice and I were going up through Sixty Fifth street. I left him on Third Avenue; we both had about the same distance to go home. He said, "Never mind; we will stop in front of the barber shop; we had a conversation about what we had to do for work tomorrow; that was Sunday. I said I had to go to the shop on Monday to get some stuff

for the plumber; we had a couple of words; he was about to leave me and he was about 15 or 20 feet away when the officer came down and he passed ~~before~~ me already; then he gave a side glance at the door; he must have seen his shield; he grabbed me, he asked me if I had a match? I told him no; he took me up Sixty Fifth Street and Third Avenue to this barber's place. Some man went and got the barber and he came down; he took this man down with him. So he pushed me into the barber shop again, and he told me to stay there until the barber came. The barber went in the next door to get his key. I was just going home. How far away from this place is it where you live? Three blocks. Do you work for a living? Yes, every day. Who was your last employer? James Allemen; he is a plumber.

Cross Examined. I did not tell the officer that I lived in that house. Price lives in 105-5 Third Avenue. He is not here today. I did not think I was going to be tried today. He

was not summoned at the last trial. I did not talk two minutes to the officer. When he arrested me I asked him what he was arresting me for? He said, "I will show you." I was not leaning up against the door, as the officer says, and I did not tell him I lived up stairs.

Louis Savarese recalled. When you came down to your shop with the policeman what did he say to you? He says, "Did you lock your door?" I said, "yes!" He said, "See what you lost?" I looked and I saw what I lost, and he took me to the station house and told the Captain what I lost. What condition was the door in? was it broken open? No, nothing was broken. Was there any key in the door? No sir.

Catherine Carroll sworn. I am the mother of the defendant; he has always been a good boy to me; he gives me every cent of his wages.

The jury rendered a verdict of guilty with a recommendation to mercy.

He was remanded for sentence.

Testimony in the
case of
Martin Carroll
filed

Dec. 1972

2082

0039

Martin Carver
 New York
 City
 S. J. G.
 1210 - 1/2
 Street
 1210

0041

District Attorney's Office,
City & County of
New York..... 189.....

Husband left house after dinner - and
any of it was given to the
I went to the house and found
nothing but the house.

Did happen for the house and the
Bought for the house and the
the house and the.



1199 1st Avenue.

New York City

Feb'y 20th 1893.

We the undersigned take great pleasure in testifying to the good character of Martin Carroll who appeared before the Honorable Judge Cohen, hoping that this petition will be of great service to the said Martin Carroll.

I Peter Mallon have known the above named prisoner for the last fifteen (15) years and have all found him an honest and sober young man.



New York Feb 20th 1893

Friend Tom
the bearer Mr. Canoll is a good
honest hard working man
and has a son whom is in
trouble which he will explain
he is to be sented Tuesday
Before Judge Cowing he has
also a letter from Mr. McLamy
it is a charity on his father and
mothers account

Yours. Respt
Ed. Mc Guire

0844

James E. McCarney,

Sexton of the Church of St. Vincent Ferrer,

FURNISHING UNDERTAKER,

COFFIN WAREHOUSE,

1058 THIRD AVENUE, Bet. 62d and 63d Sts.

RESIDENCE 170 E. 63D ST.,

TELEPHONE CALL,
301-79 ST.

New York, July 20 1893

Thomas J. Dunn Esq

Dear Sir:

This will introduce the
dear Mr. John Carroll. His
son has been arrested. I do not
strongly understand the case. He
wants you to ~~not~~ interest yourself and
if you can do anything for him you
would oblige me very much by doing
so.

Yours very truly

James E. McCarney

0045

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

William J. Smith
aged _____ years, occupation *Police Officer* of No. *25*
Queens Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Louis Brown*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *5* day of *Dec*, 189*7* *William J. Smith*

Charles K. Linton
Police Justice.

0846

*District Attorney's Office,
City & County of
New York.*

189

Opening =

Want of material for the

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Disorderly conduct +

5-day

All your

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When was he hit?

Pietro Cadula, informant. Toledo, Mo.
 Age 34 - 35 years. Saw on 11/11/33 - saw M.
 was walking on Mainbury St. Saw fight on other
 side of street - saw man with one arm going near
 woman ^{uplifting woman} & saying let's do business. She said
 what have you got for me for a time?
 then saw man apparently 40 years old & a
 girl went to the man - we went
 home conversing with you then - then
 saw fight fighting then man picked up
 a stone & left went a little away saw
 the stone - stone was thrown - then I
 went away & I was shot &

According to this witness, the man who
 threw the stone stood in the middle
 of street, when he threw it, the
 woman & girl were close by -
 The man went to the ground & remained
 when stone was put.

0044

Revised #

Michael said "where" - After this comes in our will
go & drink & still it shall put it in
your back side -

Yagiano I saw 8 days after homicide - was at 62
Mulberry St. I will have no answer to those
people as long as I shall be on your side -
Go for your friends & let this thing be settled by
God.

0050

5.

1000 ft. above sea level. 57 - 62.4 m.
 Below the surface. Good soil.

My dear mother -
I have been thinking of you very much lately
and wondering how you are getting on.
I hope you are well and happy.
I have been very busy lately
but I shall try to write to you soon.
I have been thinking of you very much lately
and wondering how you are getting on.
I hope you are well and happy.
I have been very busy lately
but I shall try to write to you soon.

Went to Brown to his house, visited and
then returned home. The woman travelled
with me - It was the 3rd time
that we had

Trachinotus *radialis* 20 Sp. M. 1890
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 2nd. 10. 1890. 2nd. 10. 1890. 2nd. 10. 1890.
 3rd. 10. 1890. 3rd. 10. 1890. 3rd. 10. 1890.
 4th. 10. 1890. 4th. 10. 1890. 4th. 10. 1890.
 5th. 10. 1890. 5th. 10. 1890. 5th. 10. 1890.

4

3 days
His Lord.

Henry [unclear] - [unclear] [unclear] [unclear] [unclear]
[unclear] reputation of [unclear] - [unclear] +
[unclear] [unclear] 3 days for [unclear] [unclear] [unclear] [unclear]
in [unclear]

For [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
9 years
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] +

Michael [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
He said [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
say [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear] +

~~He said~~ About one week after the [unclear]

Barbara [unclear] +

This was on 2nd of [unclear]

[unclear] [unclear] [unclear] (this [unclear] was in
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] +
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] -

[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
after him [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
to have me arrested as I shall be a good
[unclear] for your brother.

3

Common. Located on 56th Street St.
 Louis. The collection is at about 4 PM
 Dec 4/92 - was in near 7th -
 One woman there. I was standing
 near 7th - saw woman coming from
 Grand St. saw foot-hand on her breast.
 Then saw two other persons getting
 her up and taking her toward kitchen - then
 man came back. I saw no wife. They
 then saw she is not his wife. She
 is common. I saw her in a shop
 buying the goods. I saw that she was the
 wife - I saw the man who was
 passing the woman up a street
 about 10 ft from - person lifted his
 arms - then went away - I saw the
 street light on the street - I
 then heard the street - I was near
 10 ft from the - I saw the man

Behind the first street from sidewalk -

But saw no wife. She, but her wife
 stood on sidewalk near him.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Martin Carroll

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

Martin Carroll

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

The said *Martin Carroll*

late of the *19th* Ward of the City of New York, in the County of New York aforesaid, on the *fourth* day of *December* in the year of our Lord one thousand eight hundred and ninety-*two* in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *shop* of one *Louis Savarese*

there situate, 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 *Louis Savarese* in the said *Shop* 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.

SECOND COUNT—

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

Martin Carroll

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

Martin Carroll

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *night* time of said day, with force and arms,

*ten brushes of the value of twenty
five cents each, twenty shaving mugs
of the value of twenty five cents
each, and divers other goods, chattels
and personal property (a more particular
description whereof is to the Grand
Jury aforesaid unknown) of the
value of five dollars*

of the goods, chattels and personal property of one

Louis Savarese

in the

shop

of the said

Louis Savarese

there situate, then and there being found, in the *shop*
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.

*De Lancey McCall,
District Attorney*

0855

BOX:

504

FOLDER:

4597

DESCRIPTION:

Casey, Katie

DATE:

12/12/92



4597

Witnesses:

Charlotte Portman

After Investigating
this case &
in reading the
within with
-drawal -
recommend that
the defendant be
discharged on her
own recognizance

Dec 16th 92
J. H.
A.D.A.

W. M. Hartman

Counsel,

Filed

1892

Pleads,

THE PEOPLE

vs.

Hattie Casey

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. M. Hartman

Part 3. Dec 16th 92 - Foreman.
Defendant discharged
on her verbal recog-

[Sections 828, 834, 835
Penal Code.]

0056

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Kate Casey

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.

The defendant was in my employ as a servant, and was commendable for her sobriety, intelligence and industry as a servant. She was very kind to my children and very pleasant to get along with. I think she may have been influenced to do what she did by other people. She is truly penitent, and all the property mentioned in the complaint has been restored to me. I believe the punishment she has received will be a lesson to her for ever. I believe confinement in prison would be the ruin of her. I do not wish to prosecute her any further and freely forgive her.

I therefore ask that the case be dismissed.

New York, December 14th 1892

Signed in
presence of
Henry Hartman

Charlotte Rorman

0058

Police Court 5 District.

Affidavit—Larceny.

City and County } ss:
of New York, }

Charlotte Doorman

of No. 450 W 150th Street, aged 40 years,

occupation Keep house being duly sworn,

deposes and says, that on the 4th day of December 1892 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money to the
amount of twenty dollars. and
a gold necklace. together of the
value of twenty eight dollars.

(\$ 28.00)

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen and carried away by

Natie Carey (now here)
from the fact that deponent missed
said sum of money from deponent's
pocket book. where deponent had placed
said money at about the hour of 7
o'clock P.M. December 3rd the pocket book
being in a satchel in deponent's bed
room. and when deponent was searching
for said sum of money. deponent
found the necklace mentioned above,
in this deponent's pocket book. and
as this deponent who is in deponent's
employ as a servant was the only
person other than deponent's family
who had access to the room where

Subscribed before me and placed in my hands

189

Police Justice

said sum of money was. and from
 the further fact that deponent found
 said necklace in this deponent's pocket book
 deponent charges her the said defendant
 with feloniously taking stealing and
 carrying away all of said jewelry.

Sworn to before me } Charlotte Bowman
 this 5th day of Dec 1892 }

John McQuinn

Police Justice

0060

Sec. 198—200.

CITY AND COUNTY } ss:
OF NEW YORK.

District Police Court.

Natie Cusey 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 sees 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.

Natie Cusey

Question. How old are you?

Answer.

22 years old

Question. Where were you born?

Answer

Ireland

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

Answer.

450 W. 150th St 1 room

Question. What is your business or profession?

Answer.

Domestic.

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.
Natie Cusey
Wm

Taken before me this

day of

Dec

189

John R. McCarroll

Police Justice.

0861

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

Alfred East
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, *Dec 5* 189*6* *John B. Morris* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0062

Police Court---

15th District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charlotte Borman
vs. 7450 W 150
Natie Casey

Offense
Larceny (felony)

2
3
4

Dated, Dec 5

189

Voght
P. A. Venbitt

Magistrate.

Officer.

Precinct.

722

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer J.S.

Clm

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

605

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Katie Casey

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

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

The said

Katie Casey

late of the City of New York, in the County of New York aforesaid, on the *4th*
day of *December* in the year of our Lord one thousand eight hundred and
ninety-*two* at the City and County aforesaid, with force and arms,

*the sum of twenty dollars in
money, lawful money of the
United States of America, and
of the value of twenty dollars and
one necklace of the value of eight dollars,*

of the goods, chattels and personal property of one *Charlotte Boorman*

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.

0864

SECOND COUNT—

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

Katie Casey
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Katie Casey*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

the sum of twenty dollars in money, lawful money of the United States of America, and of the value of twenty dollars, and one necklace of the value of eight dollars

of the goods, chattels and personal property of one

Charlotte Boorman

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Charlotte Boorman

unlawfully and unjustly did feloniously receive and have; the said

Katie Casey

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried 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.

DE LANCEY NICOLL,

District Attorney.

0865

BOX:

504

FOLDER:

4597

DESCRIPTION:

Cashman, Daniel

DATE:

12/02/92



4597

Witnesses:

Offc. Stafford 24th

Counsel,

Filed,

day of

1892

Pleads,

THE PEOPLE

vs.

Daniel Casbarian

Transferred to the Court of Sessions for trial and final disposition.

Part 2. Frank. 1893

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Foreman

Foreman.

VIOLENTION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32.]

0055

0067

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Daniel Cashman

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Daniel Cashman* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Daniel Cashman

late of the City of New York, in the County of New York aforesaid, on the
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, 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 spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~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
New York and their dignity.

SECOND COUNT—

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

of the CRIME OF *Daniel Cashman* OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Daniel Cashman

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and
expose for sale to one

and to certain other persons whose names are *Walter S. Lafford* 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.

DE LANCEY NICOLL,

District Attorney.

0060

BOX:

504

FOLDER:

4597

DESCRIPTION:

Cecil, Thomas

DATE:

12/22/92



4597

Witnesses :

Joseph B. Staudish
Henry A. Bollinger

Counsel,

Filed 22 day of Dec 1892.

Pleads, Unlawfully

THE PEOPLE

vs.

Thomas Cecil

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

St. Lawrence O'Brien

Foreman.

March 30/99
Bail Discharged.

00870

Sworn to before me, this 31st day
of May, 1892

John Morgan

H. W. Illwaco
Com of deeds
N. J. Co

Sworn to before me, this 31st day
of May 1892

John Morgan

H. W. Ellwanger

Com of deeds
N. J. Co

0812

Henry T. Dallinger - resides 33 Read
Avenue, Brooklyn. Journalist, Reporter
Evening Star & Evening Free Press at
Jefferson Market Court on Dec 10
A.M. I saw Dr. Cecil there.
I had a conversation with him.
He said that the Junior of the Bellevue
Hospital College. He studied on two
different occasions. He demanded \$500
of him. Cecil, for a diploma
and told Cecil he would make it all
right. Cecil knew I was a reporter.
I was in the Sergeant's room on the south
side of the Jefferson Market Police Court
building. There were with me four other
reporters. Cecil asked Dr. Cecil the
next day, whether he required because
a statement to the press. He then told
me in substance what follows.
I am the victim of a shameful
persecution, for which Dr. Austin
Hunt, the Dean of the Medical Faculty
of Bellevue Hospital College, is equally
responsible. The Junior of the Hospital
the Junior & Student, demanded of
me on two different occasions, the
sum of \$500 for a diploma
and he would fix it all right.

or make it all right. Dr. Hunt
 knew about all of this. The charge
 that I am practicing without a legal
 right is utterly false. I have studied
 in Cincinnati, in the College of
 Medical Surgery, ~~there~~

Q You wrote an article as a reporter
 founded on these statements
 A Yes Sir.

by the County

Q This is the article. Here shown and
 identified and marked exhibit
 A.

by County, Samuel Miller for the defendant
 Q How old are you

A 37 years

Q How are you paid for your services

A A stated salary for week

Q Defendant is any way on the amount
 of money you turn in

A No Sir not at all

Q Your compensation is the same

whether you have a long or a
 short article?

A Entirely so.

Q The was present with defendant
 upon at the time you reported

A There were present Dr. Hunt
 Mr. Arthur Gisk, the reporter of the

Commercial Advertiser, the Auditor
 reports of the Evening Sun, the Chief
 of the Evening Telegram and I think
 the hunch of the Evening World that
 I am not sure about the hunch, myself
 and Dr Cecil

Q When did you first see Dr Cecil
 this morning

A I saw him in that very room

Q Now when you happened to find
 A Noticed present in the Court
 room the Counselor of the Medical
 Society of the County of New York, whom
 I knew by sight. I asked him whether
 he was there in connection with any case
 he said yes, and told me of the case of
 Dr Cecil Adams, officer of
 permanent right, brought the defendant
 to court and one of my colleagues called
 my attention to it, when I went to the
 room of the sergeant and saw the defendant
 there.

Q Did you ask Mr Parryton
 the nature of the case when you
 first spoke to Mr Parryton and
 A Did he tell you anything in regard to
 it

A Yes sir.

Q Did you subsequently repeat to

As Cecil the conversation you had
with Mr Parryton

A Not from me.

Q Are you positive now that you did
not tell Dr Cecil anything that Mr
Parryton had said to you.

A Not from me.

Q You won't say then you did not say to
Dr Cecil what Mr Parryton has
told you

A I am sure whether I said anything
to Dr Cecil or not. I am willing
to swear that I did not repeat the
charges which Mr Parryton had made
against Dr Cecil, as Mr Parryton
had given it to me.

Q But you did give him a statement
that Mr Keen, the nature of the charges
against him

A I suppose that Dr Cecil knew it.

Q Did not.

Q So you mean to say that you were then
pretending to be entirely ignorant of the
charges made against Dr Cecil from
hormis in the proceedings then pending
in that Court.

A I pretended nothing of the kind, but
expressly asked the defendants whether
he wished to make a statement to the

press.

Q Did you not state to him, this charge
has been made against you of practicing
without a license from the County Medical
Society of Mr. Cecil and what have you
to say if anything in regard to it

A I did not state this

Q Did you not substantially state then
A I simply asked whether he wanted to
make a statement for the press.

Q Dr. Cecil did not seek you out specially

A No sir

Q There were other reporters present

A Yes sir

Q Then Dr. Cecil did not make any
reference to any reporter on his own
motion

A Not to my knowledge

Q Had you received any notification that
this case was to be on the calendar at
that court

A No sir

Q As you attend that court every
morning

A No sir

Q Mr. Parvinton is accustomed to
notify members of the press when
he has a case on

A No sir not to my knowledge he never

notified me.

Q Now you ever received any notification from that office through the telephone or otherwise, when matters in which Mr Parvyn is interested in cases brought in behalf of the County Medical Society are before that court.

A Not to my knowledge.

Q Do you know whether the City Editor does or not.

A I do not.

Q Now come you to go show that if the newspaper there by the City Editor.

Q The charge against the City Editor morning, was. That he had practiced medicine without a license to the best of my knowledge and belief.

Q Mr Parvyn, do you therefore you saw Dr Cecil.

A Yes Sir.

Q You are accustomed to interviewing doctors and lawyers and witnesses and complainants and defendants and anyone whom you think would give you any facts that may appear to be of interest to the public.

A Yes.

Q You don't always caution them &

by very particular what they saw,
less they may be aroused and indicated
for libel

A No sir

Q You did not do that in this case & Dr
Cecil?

A No sir

Q You knew that normally before you
went into see Dr Cecil that he had
had some litigation with the Bellevue
Medical College of which Dr Flint
was secretary and general manager
and of which Dr Flint was the class
or partner

A Yes sir

Q How did you learn that

A Partly from Mr Parryton

Q That morning

A Yes sir

Q Did you know of it in any other way

A Yes sir, regarding the case

Q You knew that Dr Cecil had been a
student at the Bellevue Medical College

A Yes sir

Q You knew that Dr Flint was a member
of the faculty of the College

A Yes sir

Q You knew that the Bellevue College
had refused to give Dr Cecil a diploma

A Did
 Q You saw that Mr. Egil brought an
 action to compel the College to give
 him a diploma, and that the Court
 of Appeals has decided in his favor
 requiring the College to give him a final
 examination and if satisfactory to
 give him a diploma.

A Did not know that the College was
 ordered by the Court of Appeals to give
 him a diploma in case of his success-
 fully passing an examination.
 Q You know that the Court of Appeals
 has passed on the case.

A Did
 Q Generally in the morning that Dr.
 Cecil made these observations by
 you were asked to give some statement
 from him in regard to that matter and
 in the case then pending in Court if
 you could.

A That is true.

Q Do you know Detective Loren
 A No Sir

Q Did not some person other than
 Mr. Arrington and Dr. Cecil speak
 by you regarding the case then pending
 against Dr. Cecil.
 A No one spoke to me about the case.

before Mr. Partridge.
Q Did anyone afterwards ask who was it
A Yes sir the Court officer who made the
arrest, some of my colleagues and Mr
Cecil himself.

Q To include

A No sir.

Q Your brother

by Counselor James Ashurst presiding

Q Did you have any conversation with
Mr. Loring

A No sir. I never saw Mr. Loring in
my life. Henry Richmond

by Counselor James Ashurst presiding

Q While you were talking to Mr. Cecil
was he informed that what he was saying
was libelous

A I heard Mr. Partridge make some
remarks to that effect

Henry A. Doelling

From before me

Nov 16 day of December 1892

J. H. Roberts

Notary for law

Ohne Diplom.

Für \$500 hätte er es angeblich bekommen können.

So behauptet Thomas Cecil, indischer Leib-
Arzt und „Massage-Doktor“.

Thomas Cecil, früherer Leibarzt des
Rajah Beni im fernen Indien, der Er-
finder der indischen Massagekur,
ist heute Vormittag um zehn Uhr von dem
Polizisten Bernard J. Connolly in seiner
hochgelegenen Wohnung im „Glenham
Hotel“ wegen angeblich ungesetzmäßigen
Beratens verhaftet worden. Die
Klage wurde vom Agenten Henry Voring von
der „Medical Society of the County of New
York“ erhoben.

Herr Thomas Cecil ist derselbe, wel-
cher, wie vor Kurzem berichtet, nach der Ab-
schlußung eines Kurses im „Bellevue Hospital
Medical College“ sich an den Generaltermin
der Supreme Court wandte, um die medici-
nische Fakultät des College durch einen Man-
datusbefehl zu zwingen, ihn zur Prüfung
zuzulassen. Der Generaltermin erließ den
Mandatusbefehl und die Fakultät appel-
lierte. Am Dienstag gab der Appellhof seine
Entscheidung zu Gunsten Cecil's ab. Cecil
erklärt, er habe sich abermals zur Prüfung
gestellt und sei abermals abgewiesen wor-
den. Daraus hielt er sich für berechtigt zu
praktizieren und mietete eine Wohnung im
Glenham Hotel. Die „Medical Society“
schickte ihren Agenten, Henry Voring in das
Hotel und interviewte ihn, sich von Cecil be-
handeln zu lassen. Da Voring ferngesandt
war, schien dies einige Schwierigkeit zu bie-
ten, doch der pflichtgetreue Agent erließ e-
ndlich auf Befehl und nahm mit künstlich
gezüchtetem Schnupfen Logis im Glenham
Hotel. Als ihm Dr. Cecil erklärte, er könne
ihn nicht auf einmal kurieren und von ihm
verlangte, er solle bis heute (Samstag) Vor-
mittag bleiben, wurde der „Medical Society“
etwas unheimlich, denn es kostete \$15 per Tag
im Glenham Hotel.

Doch was thut man nicht Alles im Dienste
der Wissenschaft! Voring rechnet die vie-
rige Tage im Glenham Hotel zu den schön-
sten seines Lebens und fast thut es
ihm leid, daß er heute Vormittag den Doktor
verhaften und nach dem Jefferson-Market
Polizeigerichte bringen mußte.

Dr. Cecil, ein etwa 40 Jahre alter, sehr
respektabel aussehender und intelligenter
Herr, machte einem Berichterstatter des
„Abendblattes“ gegenüber folgende Angaben:
„Nachdem die Herren vom „Bellevue Hospital
College“ soweit gegangen sind, sehe ich nicht
mehr an, den wahren Sachverhalt
zu veröffentlichen. Ich bin das Opfer einer
schändlichen Verfolgung, an der
kein Ende sein anderer steht als Dr. Austin
Clinton, der Dean der medizinischen Fakultät
vom „Bellevue Hospital Medical College“. Bei
zwei Gelegenheiten — ich habe mir die
Daten aufgeschrieben — hat der Dean des
College, Joseph B. Stoddard, \$500 für
ein Diplom von mir verlangt und mir sa-
gen lassen, daß er dann Alles in's Reine bringen
würde. Ich wüßte mir nichts anderes, einen
Kont zu geben. Dr. Clinton mußte um
Alles! Er gab dann Befehl, mir unter
keinen Umständen das Diplom zu geben, auch
wenn ich die Prüfung bestanden hätte. Es ist
unfair, zu sagen, ich hätte kein Recht zu
praktizieren. Seitdem ich aus Indien hierher
gekommen (es ist dies jetzt fünf Jahre her),
habe ich in Cincinnati 2 Jahre und im Bel-
levue Hospital College drei Jahre studiert.
Mein Diplom aus Cincinnati ist hier.“
Richter Ryan hielt Dr. Cecil unter \$500
Pflichthaft zum Verhöre fest.

14th Dist. Police Court

The People on the complaint
of Joseph V. Standish
against

Thomas Cecie

City and County }
of New York }

being duly sworn, says

I I am the Clerk of Bellevue Hospital
Medical College at the foot of east
26th street in said City where is my
address in said City. I reside in Brooklyn,
but the greater part of my time is spent in
the College.

II On the 10th day of December 1892 there
was published in the Evening Edition
of the Staats Zeitung, "Abendblatt der N. Y.
Staats Zeitung", a journal published and
circulated in said New York City, an article
entitled "Ohne Diplom", meaning in
the English language "without a diploma".
III Said article contained among other
false and libelous statements, this
statement affecting deponent: "Ich bin
das Opfer einer schmälichen Verfolgung,"

0003

an deren Spitze kein anderer steht
als Dr. Austin Flint, der Dekan der medi-
cinschen Fakultät von "Bellvue Hospital
Medical College". Bei zwei Gelegenheiten
habe mir die Daten aufgeschriebem-
hat der Beadle des College, Joseph B. Standish,
dies, \$ 500 für ein Diplom von mir
verlangt und mir sagen lassen, dass
er dann alles in's Reine bringen würde;

Which statement translated into
English means "I am the victim of
a despicable persecution at the head of
which stands no other person than Dr.
Austin Flint Dean of the Medical Faculty
of "Bellvue Hospital Medical College". On
two occasions, I have written the dea down;
the clerk (beadle) Joseph B. Standish,
has demanded of me \$500 for a
diploma and let me know that he
could manage it all right." The
article of which deponent believes the
above to be in so far as it refers to him a
true translation is annexed, annex A.

IV The said article, and the said state-
ment affecting deponent is false and
charges deponent with offering to
commit a crime under Chapter
647 Laws of 1887 and to abuse his

trust as an employee of said College
 V Department has inquired at the Office
 of the State Zerkung the source of
 its information and obtained the
~~information~~ ^{information} ~~affidavit~~ upon which he
 says that a person calling himself
 Thomas Cecil did wilfully state deliver
 and transmit said statement to
 a reporter of said paper, to wit Henry
 A. Doellinger and did thereby
 secure the actual publication
 thereof contrary to the provisions
 of § 254 A of the Penal Code in
 such cases provided

VI On the 14th day of December 1892
 I personally bought and received the
 annexed paper containing said article
 in the Office of said State Zerkung in
 Bryan Row in said City
 known to be

me this 14th day of Dec 1892 } Joseph V. Standish

J. W. Smith
 Police Justice

00005

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK } ss.

District Police Court.

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

Question. What is your name?

Answer.

Thomas Cecil

Question. How old are you?

Answer.

31 Years

Question. Where were you born?

Answer.

England

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

Answer.

155 Fifth Avenue

2 months

Question. What is your business or profession?

Answer.

Physician

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
Thomas Cecil

Taken before me this
day of *Dec*
189*6*

Wm

Sec. 151.

CITY AND COUNTY }
OF NEW YORK. } ss.

Police Court. 4 District.

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 Joseph V. Standish of No. Buller's Hospital Street, that on the 10 day of Dec 1888 at the City of New York, in the County of New York,

Thomas Cecil, did furnish to Harry A. Doelling, a Reporter of the Evening Star Zeitung, certain libellous matter, which was printed in said paper, and circulated in New York, concerning Joseph V. Standish.

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 forthwith before me, at the 4 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 14 day of Dec 1888.

Whitman POLICE JUSTICE.

00001

age 31 English. Res 153-5 Ave

The within named

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-General.

vs.

Dated 188

Magistrate

Thomas Cecil
The Defendant

Officer.

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

Officer.

Dated December 15 1892

This Warrant may be executed on Sunday or at
night.

Police Justice.

00000

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

John 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, Feb 14 1892 J. W. Smith Police Justice.

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

Dated, Feb 14 1892 J. W. Smith Police Justice.

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

Dated, _____ 1892 _____ Police Justice.

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joe V. Standish
Thomas Cecil

2
3
4

Offense
Libel

BAILED,

No. 1, by *Joseph D. Brown*
Residence *155 1/2 5th Avenue* Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, *Dec 15* 189*2*
Helbert Magistrate.

Baranoff Officer.
East Precinct.

Witnesses *J. a. Lamb*
No. *63 Wall st.* Street.

No. Street.

No. *300* Street.

Bailed
Dec 16 2*30*

0840

Sec. 192.

1st District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Judge J. J. Kelly a Police Justice
of the City of New York, charging Thomas Cecil Defendant with
the offence of Libel

and he having been brought before said Justice for an examination of said charge, and it having been made
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and
the hearing thereof having been adjourned.

We, Thomas Cecil Defendant of No. 155
Fifth Avenue Street; by occupation a Shipman
and Napoleon B. Barry of No. 155 Fifth Avenue
Street, by occupation a Writer Surety, hereby jointly and severally undertake
that the above named Thomas Cecil Defendant
shall personally appear before the said Justice, at the 1st District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of
Hundred Dollars.

Taken and acknowledged before me, this 15

day of December 1894

Thomas Guilmet
POLICE JUSTICE.

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
day of June 1881
J. M. M. M. Police Justice.

Napoleon B. Bany
the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth three Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,
and that his property consists of Stock Furniture Bedding
&c. contained in the Hotel Marmon
situate 155 Fifth Avenue and
is of the full value of Six hundred dollars
N. B. Bany

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Underlying to appear
during the Examination.

ss.

Taken the _____ day of _____ 18

Justice.

THE PEOPLE
against
THOMAS CECIL.

This indictment has been pending in this office going on seven years. Complainant has no desire to further prosecute this indictment and from the lapse of time, and failure to obtain the presence of witnesses, it is impossible to obtain a conviction herein.

In view therefore of the foregoing, I respectfully recommend the discharge of the defendant's bail.
New York, February 9th, 1899.

Alfred S. Garrison

Assistant District Attorney.

College for the sum of

SHOWS ONLY

OF THE

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Reid

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

of the crime of publishing a libel,

committed as follows:

The said Thomas Reid,

late of the City of New York, in the County of New York aforesaid, on the
tenth day of December, in the year of our Lord one thousand
eight hundred and ninety-two, at the City and County aforesaid,
unlawfully and maliciously, wilfully,
contrived and intending, as much as
in him lay, to injure, oppress, irritate and
aggrieve one Joseph V. Blandin, then being
the clerk of the Bellevue Hospital Medical
College, a duly incorporated medical college,
and to cause it to be believed that the said
Joseph V. Blandin had corruptly offered
to procure for him the said Thomas
Reid a medical diploma of the said Bellevue
Hospital Medical College for the sum of

0044

some hundred dollars, maliciously and
maliciously did publish, and cause and
procure to be published, in a certain
newspaper printed in the German language
and published in the said city of New
York and called "Staats Zeitung", a
certain false, malicious, scandalous
and defamatory libel (in the German
language) of and concerning the said
Joseph V. Staudisch, which said false,
scandalous, malicious and defamatory
libel, contained, among other things, the
false, malicious, scandalous malicious
defamatory and libelous words and matters
(in the German language) following, of
and concerning the said Joseph V. Staudisch,
that is to say:

"Ich bin das Opfer einer schürzalocken verfolgung
an deren Spitze Keni an deren stehl als Dr
Austin Flint, der Dekan der medizinischen Fakultät
vom "Bellevue Hospital Medical College". Bei
zwei Gelegenheiten habe meine Daten
aufgeschrieben hat der Rektor des College, Joseph
V. Staudisch, \$500 für ein Diplom von
mir verlangt und mir sagen lassen, dass
er dann alles in's Reine bringen würde."
which said false, scandalous, malicious
and defamatory libel, being translated
out of the German language into the

English language, is in substance and to the effect following, that is to say:

I (meaning I myself the said Thomas Cecil) am the victim of a despicable persecution at the head of which stands no other person than Dr. Arthur Hunt, Dean of the Medical Faculty of "Bellevue Hospital Medical College". On two occasions, I (meaning I myself the said Thomas Cecil) have written the dates down, the clerk Joseph V. Standish (meaning the said Joseph V. Standish) has demanded of me (meaning I myself the said Thomas Cecil) \$500 for a diploma, and let me (meaning I myself again) know that he could manage it all right (meaning that the said Joseph V. Standish had corruptly offered to fraudulently procure and obtain for him the said Thomas Cecil a medical diploma of the said Bellevue Hospital Medical College for the sum of five hundred dollars).

To the great scandal damage and injury of the said Thomas V. Standish, 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.

Do hereby certify,

Attest to the above.

00846

BOX:

504

FOLDER:

4597

DESCRIPTION:

Cella, Joseph

DATE:

12/01/92



4597

0897

BOX:

504

FOLDER:

4597

DESCRIPTION:

Cannepa, Charles

DATE:

12/01/92



4597

Witnesses:

John Stale
off Curran & Co

Counsel,

Filed

Pleads,

1892

THE PEOPLE

vs.

Joseph Cella,

15
18 Defendant

Charles Cannata

Burglary in the Third Degree.
[Section 498, C.C.P.]

DE LANCEY NICOLL,

District Attorney.

Part 3, Sec 14, 1892

Pleads. Crim. Res. Sec. 1000

Offensive Pro

A TRUE BILL.

John E. Sullivan

Foreman.

Wm. J. Sullivan

Reads Henry Edley

R. C. Ponteborg

Dec 16, 1892

28/92

The People.

Charles Cannepa

Exhibit of General Sessions Part 3
 Before Judge Cowing, Dec. 14, 1892

Jointly indicted with Joseph Bella for burglary

John Vitali, sworn and examined, testified
 "Where do you live? No. 144 Baxter street in
 this city. What is your occupation? Undertaker.

The building No. 115 Baxter street is a church
 and I am sexton, trustee and undertaker
 of it. How long have you been connected
 with that church? I built that church myself
 How long ago? It was open October of last year.
 On the 21st of October what was in that
 church, jewelry, describe it! There was a
 shrine dedicated to St. Regine and this
 shrine was locked with two hinges inside
 of which there was a lot of jewelry. The
 door of this church was that locked on the
 21st of November? Yes Did you lock it?
 Yes. What time did you lock it? The
 principal sexton attached to the church
 locked it. Did you see the door after you
 saw it locked? Yes, it was locked. When
 did you next visit the church? Eleven o'clock
 Eleven o'clock in the morning. When did
 you next go to church and find ~~out~~ it
 unlocked? About eight a half past eight
 o'clock the same day at night. You
 went in and you then discovered that
 these shrines, as you call it, and

What other jewelry was stolen? The things
 that were on the shrine and all the other
 jewelry that was hanging, every bit of it
 was taken away. Before eleven o'clock were
 you in that church and did you see
 the rings on the image and shrine
 that morning? No. I saw it the night before.
 Then the next night they were missed? Yes.
 You do not know of your own knowledge,
 you did not see who took these things?
 No. I did not. Have you seen them
 since? No sir. I did. Where did you see
 them? I have seen some pieces in the
 hands of Police officials which I recognized.
 You recognized pieces of jewelry that you
 saw in the hands of Police officials as
 a portion of the jewelry that was in the
 church the night before? Yes. What was
 the value of them? About two hundred dollars.
 To whom did they belong? They belonged
 to the St. Regis being presents. Its
 trustee, undertaker and sexton. This jewelry
 was in your care and custody? Yes.
 It is impossible for me to enumerate
 all the articles. Was there ten pairs
 of ear rings of the value of ten dollars
 each pair? There were more than ten
 pairs. There were many rings and

0401
chains. Was there four lockets of the value
of five dollars? There were over four lockets.
Was there two crosses of the value of five
dollars each? I only know of one cross.
And all those articles were stolen from
that building by some person or persons
whom you ~~do~~ not know? Yes, of the
value of two hundred dollars.

Cross-examined Did you ever see this boy before?
No you know the Cella boy? Yes. The
Cella boy has been in the habit of com-
ing into your place? He comes there
very often; he does not play the organ;
he comes there like a "boss." He had
no right to take this jewelry
Joseph Cella, sworn and examined. How
old are you? Fifteen. You were jointly
indicted with the defendant for breaking
into this church and stealing two
hundred dollars worth of sacred jewelry
were you not? Yes. You pleaded guilty?
Yes. Was this boy with you when you
committed the burglary? No. You did
it yourself? Yes. How did you do it?
I went in through the side door of the
street and went up on the roof and
then I went into the Sacristy down
stairs back of the church and then

opened the door and went outside and right at the door was this case. I got inside the door and went down stairs and broke the lock off and then got a knife and cut this other latch that was on it and opened the door and took the jewelry. What did you take? I took about twelve or fifteen pair of earrings, two other rings two gold chains, about four or five lockets, two gold crosses and one silver cross. You took all the jewelry there was in the box? Yes, all that was there. It was in a glass case. That was locked and you had to break the lock to get the jewelry? Yes, there was one or two locks on it. How long have you been connected with that church? Since it was built. How long since it was built? October last year. This boy (the defendant) was not with you when you committed the burglary? No. After you stole these sacred jewels, after the burglary and the theft when did you see this prisoner? About twenty five minutes after. Was it understood between you and him that he was to meet you after? No. Where did you meet him? On the corner

of Baxter and Leonard sheets. Tell what you told this prisoner and where you and he went? Yes. I met him at the corner of Leonard and Baxter streets about twenty five minutes after I committed the burglary and told him to come with me. I did not tell him what I had committed till I got to Chatham square; then I told him that I stole this jewelry and told him I was going to pawn it so we went to several pawn shops and pawned it all - not every bit of it, we kept some and then we went into the show at the Globe Museum. What did you do after the show? He came down and went in Mulberry street, and we sold some of the jewelry at No. 41 Mulberry street to a man of the name of Pimm. You got rid of it? Not all of it; there was some left. Those are the pawn tickets (shown) Yes, but there was more than that. There are some of them? Yes. I did not give them to the officer but gave them to this boy the prisoner. When you met him twenty five minutes after, as you said, you did not tell him anything about the burglary but you had some of the jewelry, did

you tell him you had stolen it? I told
 him in Chatham Square I stole the
 stuff. Then you suggested to go to the pawn
 shops and raise the money, which you
 did? Yes sir. What did he say? ~~that~~ He did
 not say anything. But he went willingly
 with you? Yes sir. You had told him you
 had stolen them, he saw your pawn there,
 you gave him some pawn tickets? Yes sir.
 What did he do in reference to pawning
 it, did you give him any portion of
 the jewelry? I gave him a few pieces.
 Did he do anything towards pawning
 this property? No sir. Did he have it in
 his possession? No sir, he just came
 with me. It never was in his posses-
 sion? No sir. He took the pawn tickets
 representative the property? Yes, what I
 gave him. Was two hundred dollars
 worth of jewelry you disposed of yourself
 every bit of it? Yes sir. The only thing
 this boy did was he went around
 with you? Yes sir. But he had nothing
 to do with disposing of it? No sir.
 After you went to the Globe Museum
 and got through you say you sold
 several pieces to a man named Penno
 at No. 41 Baxter street? Yes sir.

Did you give him any of these to pawn?
 I gave him some gold to keep for
 himself, some pieces of jewelry. And he
 kept them after I had told him you
 had stolen them. Yes sir, gave a five
 piece. You mean you gave him some
 pieces of jewelry that I stole,
 a couple of pieces to keep for himself. You
 told him that they were stolen. Yes sir.
 What did he say? He came along with me.
 John J. Courran, sworn and examined,
 by District Attorney testified. Officer Courran,
 what precinct do you belong to? The 16th
 precinct. You arrested these boys did you
 not? Yes sir. Do you remember the
 day? Yes sir. That day? The 21st of November
 in the evening, it was about nine o'clock.
 Did you tell them what you arrested
 them for? Yes sir. What did you tell
 them? I told them I arrested them for
 getting into the church with the other boy
 (a nephew). What did Lella say when
 you said that to him? He said he
 was there, he admitted it. What did
 Lannepa say? Lannepa said he did
 not know anything at all about it.
 About the burglary? Yes sir. Sometime
 afterwards you had a ^{further} conversation

with both of them, what did they say, anything - what did Cannopa say? When I brought him to the station house he denied it; then this boy Cannopa said, "Yes, I did give you some of the stuff. Cella said to Cannopa 'I gave you some of the stuff' he said, 'No.' I said, 'you had better tell the truth.' He said, 'you gave me some pawn tickets, and I left them home with my father.' You went to his father's, did you find the tickets?" "Yes, I found pawn tickets in his pocket - there were three; he said he gave him nine. Cella said he gave Cannoppa nine pawn tickets? "Yes, six - two pairs of ear rings, two rings and fifty cents. The prisoner said he ~~sold~~ ^{broke} two pairs of ear rings and threw them down the sewer and that he sold two rings to a man corner of Baxter and Leonard Street for twenty five cents. I found 50 cents with him. I am quite sure the defendant said he broke up two pairs of ear rings. I did not tell him if he made some admissions he would get off easier. The prisoner pleaded guilty to receiving stolen goods.

up

Testimony in the
case of
Charles Farnneppa

Filed Dec.

1892

2018

0400

Court of
Gen Sessions

The People

vs
Joseph LeallenREPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.100 EAST 23^d STREET.

New York, Nov 29 1912

CASE NO. 69019
DATE OF ARREST Nov 21-12
CHARGE Burglary

OFFICER

Pallas

AGE OF CHILD

15 years

RELIGION

Catholic

FATHER

Sanford

Porter

MOTHER

Louise

RESIDENCE

123 Baxter St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

The boy was
never arrested before, Character
good except inclined to be
lazy. Parents appear to be
very respectable and have a
comfortable home.

All which is respectfully submitted.

To Dist. Atty

O. Holloway
Ryft

Count of

Gen Sessions

By The People

v

Joseph Becken

Penal Code, "

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,
New York City.

0909

0910

Court of
Gen Sessions

The People

v

Charles Caunepa

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23^d STREET,

New York Nov 29th 1912

CASE NO. 69019

OFFICER

Pallens

DATE OF ARREST

Nov 21st

CHARGE

Burglary

AGE OF CHILD

15 years

RELIGION

Catholic

FATHER

Louis

Candy Making

MOTHER

Theresa

RESIDENCE

187 Baxter St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

The boy
was never arrested before, does not
work or attend school, Parents appear
to be respectable, fair home,

All which is respectfully submitted,

To Dist. Atty

O'Hellows Sec'y
Rpt

Count of

Gen. Sessions

The People

V

Charles Baunhofer

Baunhofer

PENAL CODE, "

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.

100 East 23d Street,
NEW YORK CITY.

0911

0912

5246
A. DIAMOND & CO.,
No. 174 PARK ROW,
NEW YORK.
NOV 2 1892
189
W E Ring
757
Smith
Not accountable in case of fire, damage
moth. breakage or robbery.
See Rates on other Side.

59603
HENRY MOSS,
No. 157 PARK ROW,
NEW YORK.
Established, 1847.
Nov 21 1892.
W E Ring
#150
Phillips
Not accountable in case of fire, damage
moth. breakage or robbery.
See Rates on other Side.

71517
H. FREEL,
29 New Chambers St.
NEW YORK.
NOVEMBER 21 1892.
W E Ring
100
Crover
Not accountable for loss or damage
by fire, breakage robbery or moth.
SEE RATES ON OTHER SIDE.

Police Court _____ District _____

City and County } ss.:
of New York,

of No. 144 Baxter Street, aged 48 years,
occupation Undertaker being duly sworn

deposes and says, that the premises No. 115 and 117 Baxter Street, 14 Ward
in the City and County aforesaid the said being a Building used for
Religious purposes
and which was occupied by deponent as a of which deponent is Sexton
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly

Opening a door leading to the sacristy of said
church and forcing two locks upon a case which
contained an assortment of jewelry

on the 21 day of Nov 1882 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity of jewelry worth two
hundred dollars

the property of in his deponent's care and custody
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Joseph Cella and Charles Cassnepe
(both now here, acting in concert with each other)

for the reasons following, to wit: about the hour of 11 o'clock

P.M. on said date deponent left said church
building and the said jewelry was contained
in said case and the case was securely locked
and fastened. about the hour of 7³⁰ o'clock P.M.
on said date deponent returned to said building
and ^{that} discovered said case had been broken
open and the jewelry missing - Deponent
was informed by John Graham of 204 Hester that

that the defendant Joseph Cella had left a quantity of jewelry ^{and money} in his (Graham) store. Dependent caused the defendant Cella to be arrested and he admitted and confessed that he had entered said place and had stolen said jewelry and that after he had taken said property he met the defendant Cannepa on the street and invited him to go with him to pawn some of said jewelry. Cella further informed dependent that he pawned part of said jewelry in the pawn shops of A. Diamond & Co 174 Park Row - H. Frel 29 New Chambers St and Henry Moss 157 Park Row - at no 2 Oliver St - 4 Bowery - and the Simpsons at the corner of Delancey St & Bowery and received about fifteen dollars from said pawnbrokers for the property pledged. The said Cella further says that he gave all the pawn tickets he received from said the Pawnbrokers together with fifty cents to the defendant Cannepa - dependent is further informed by officer Curran that the defendant Cannepa denied all knowledge of said jewelry - but his (Cannepa) father found the three pawn tickets hereto attached in the store in his apartments where he (Cannepa's father) had thrown them, Dependent is further informed by officer Curran that both defendants informed him that they had sold 15 pieces of said jewelry to Joachim Resecirino of no 41 Mulberry Street for one dollar and fifty cents -

Police Justice.

It appearing to me by the within depositions and statements that the within mentioned has been convicted, and that there is sufficient cause to believe the within named G. B. Vitala guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Sworn to before me G. B. Vitala This 22 day of November 1892

Police Court, District,		Office—BURGLARY.	
THE PEOPLE, vs.,		on the complaint of	
1			
2			
3			
4			
Dated		Magistrate	
Witness,		Police Justice	
No.		No.	
No.	Street,	No.	Street,
No.		No.	
to answer General Sessions.			

that the defendant Joseph Cella had left a quantity of jewelry ^{and money} in his (Graham) store. Dependent caused the defendant Cella to be arrested and he admitted and confessed that he had entered said place and had stolen said jewelry and that after he had taken said property he met the defendant Cannepa on the street and invited him to go with him to pawn some of said jewelry. Cella further informed dependent that he pawned part of said jewelry in the pawn shops of A. Diamond & Co 174 Park Row - H. Fried 29 New Chambers St and Henry Moss 157 Park Row - at no 2 Oliver St - if Bowery - and the Simpsons at the corner of Delancey St & Bowery and received about fifteen dollars from said pawnbrokers for the property pledged. The said Cella further says that he gave all the pawn tickets he received from said the Pawnbrokers together with fifty cents to the defendant Cannepa - dependent is further informed by officer Curran that the defendant Cannepa denied all knowledge of said jewelry - but his (Cannepa) father found the three pawn tickets hereto attached in the store in his apartments where he (Cannepa's father) had thrown them, Dependent is further informed by officer Curran that both defendants informed him that they had sold 15 pieces of said jewelry to Joachim Resecirino of no 41 Mulberry Street for one dollar and fifty cents -

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

Police Justice.

Dated 1888 of the City of New York, until he give such bail. I ordered Dollars and be committed to the Warden and Keeper of the City Prison guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Sworn to before me, Y. B. Vitale It appearing to me by the within depositions and statements that I believe the within mentioned has been committed, and that there is sufficient cause to believe the within mentioned

Police Court, District, OFFICE - BURGLARY.

THE PEOPLE, &c., on the complaint of

1. 2. 3. 4.

Dated 1888

Witnesses, No. Street, No. Street, \$ to answer General Sessions.

Police Justice

0916

City and County of New York, ss:

Charles Cannepa 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. *Charles Cannepa*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *18 Baxter St 2 years*

Question. What is your business or profession?

Answer. *none*

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*
Chas. Cannepa

Taken before me this *22*
day of *Nov* 189*2*

Police Justice.

0917

Sec. 198-200.

City and County of New York, ss:

District Police Court. 1892

Joseph Cella

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

Question. What is your name?

Answer.

Joseph Cella

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

New York

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

Answer.

123 Baxter St. 5 months

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am guilty

Joseph Cella

Taken before me this *12*
day of *Nov* 189*2*

Police Justice.

0418

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

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

Dated, 189

..... Police Justice.

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

Dated, 189

..... Police Justice.

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

Dated, 189

..... Police Justice.

The presiding magistrate
is authorized to hear and
determine this case in my
absence.

Wm. H. Brady
Justice

BAILED,

No. 1, by _____

Residence _____ Street _____

No. 2, by _____

Residence _____ Street _____

No. 3, by _____

Residence _____ Street _____

No. 4, by _____

Residence _____ Street _____

1418 *BO* 1472
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Vitale
Joseph Cella
Charles Carnepa

3 _____
4 _____

Offense *Burglary*

Dated, *Nov 22* 189*2*

Grady Magistrate.

Curran Officer.

6 Precinct.

Witnesses *John Graham*

No. *204 Hester* Street.

Officer Curran

No. *James Pallas* Street.

108 East 23rd

No. _____ Street.

\$ *1000* to answer *4.5.*

C

\$1000 & 2000 = 1000

0920

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
*Joseph Cella and
Charles Cannepa*

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

Joseph Cella and Charles Cannepa

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

The said

Joseph Cella and Charles Cannepa, both

late of the *14th* Ward of the City of New York, in the County of New York aforesaid, on the
21st day of *November* in the year of our Lord one
thousand eight hundred and ninety-*two*, in the *day* - time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one *John Vitale*

there situate, 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 *John*
Vitale in the said *building*
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.

0421

SECOND COUNT—

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

Joseph Cella and Charles Cannepa
of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said

Joseph Cella and Charles Cannepa, both

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the day time of said day, with force and arms,

ten pairs of earrings of the value of
ten dollars each pair, three finger rings
of the value of ten dollars each, two
chains of the value of ten dollars each
pair, four lockets of the value of
five dollars each, two crosses of the
value of five dollars each, and
divers other articles of jewelry of
a number and description to the
Grand Jury aforesaid unknown,
of the value of fifty dollars, —

of the goods, chattels and personal property of one

in the

building of the said John Vitale

there situate, then and there being found, in the building
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.

0422

THIRD COUNT:

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

Joseph Cella and Charles Cannepa
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Joseph Cella and Charles Cannepa both

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

*the same goods, chattels and
personal property described in
the ^{second} ~~first~~ count of this in-
dictment*

of the goods, chattels and personal property of

John Vitale

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

John Vitale

unlawfully and unjustly did feloniously receive and have; (the said

Joseph Cella and Charles Cannepa
then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, 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.

DE LANCEY NICOLL,

District Attorney.

0423

BOX:

504

FOLDER:

4597

DESCRIPTION:

Cerovsdy, Joseph

DATE:

12/01/92



4597

0924

Witnesses:

Office day 25th

Counsel,

[Signature]

Filed,

1st day of Dec.

1892

Pleaded,

[Signature]

THE PEOPLE

vs.

B

Joseph C. [Signature]

[Signature]
Verdict of the Court, by request
of Counsel for Defendant.

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 32].
Selling, etc., on Sunday.

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. [Signature]

Foreman.

0925

1997

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Cerovsky

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

of the CRIME OF *Joseph Cerovsky* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Joseph Cerovsky

late of the City of New York, in the County of New York aforesaid, on the *6th* day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, ~~to one~~

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 New York and their dignity.

SECOND COUNT—

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

Joseph Cerovsky

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Joseph Cerovsky

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

0426

BOX:

504

FOLDER:

4597

DESCRIPTION:

Chalmers, John

DATE:

12/02/92



4597

Witnesses:

Chas. J. Chalmers

Raised Dec 15/97 by
Cash deposited \$2500

Chas. J. Chalmers

314 W 21 St

New York Jan 10/98 given by
Charles W. Bennett, 92 W. 21 St, 2500

In view of the amended affidavit
I do not see how any
conviction can be had nor
do I think public justice
requires the prosecution at this
time. The defendant's money
has been used in his defense
and he is discharged.
J. E. Freeman
March 18. 1898.

So ordered

C. J.

Counsel,

Filed

2 day of Dec 1897

Plends

Indignity 5 paid heard to

THE PEOPLE

ENTERED
F. J. W.

vs.

John Chalmers

(2 cases)

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

DE LANCEY NICOLL,

Part 2 March 18th 1898
District Attorney

Bare Discharged

A TRUE BILL.

John. E. Freeman

Foreman.

0927

0428

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John R. Adams

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

John R. Adams

of the CRIME OF ATTEMPTING SUICIDE, committed as follows:

The said *John R. Adams*,

late of the City of New York, in the County of New York aforesaid, on the *Tenth* —
day of *October*, in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with intent to take *his* own life,

he, at and against himself, a certain
 pistol then and there charged and
 loaded with gunpowder and lead, then
 and there wilfully and feloniously did
 shoot off and discharge, and himself,
 with the leaden bullet aforesaid then and
 there by force of the gunpowder aforesaid, shot
 off, sent forth and discharged out of the pistol
 aforesaid, in and upon his head, breast and
 wilfully and feloniously did strike, penetrate and wound,
the same being an act dangerous to human life, 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.

DE LANCEY NICOLL,

District Attorney.

Witnesses:

Elmer J. Chalmers

Charles Jones 1897
P. L. Richard H. Bennett
312 N. 7th St. 500
for other indictment.

I recommend
the charge of defendant
in this case to be accepted
for the State
March 18. 1898.

So ordered

[Signature]

Counsel,

Filed

7th day of Dec 1897

Pleads,

~~Myself - 5. pub~~
~~John B. Chalmers - 17~~

THE PEOPLE

ENTERED
T. J. W.

vs.

B

John Chalmers

(2 cases)

ATTEMPTING SUICIDE.
(Section 174, Penal Code.)

DE LANCEY NICOLL,

District Attorney,
Jan 2 March 18th 1898
Bail Discharged

A TRUE BILL.

John E. Tullin

Foreman.

0424

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.,
-vs-
JOHN CHALMERS.

COUNTY OF NEW YORK, ss:-

ELISE STAUFFER CHALMERS, being duly sworn says, that she is the wife of John Chalmers. That they were married in 1881, and have always lived together since that time; that they have two children, one of the age of fifteen years, and one of the age of seven years.

That at the time of the occurrences for which the indictments herein were ~~obtained~~ ^{obtained}, they resided at 1440 Broadway. That four years ago, about the month of March, deponent purchased the house No. 6 West 39th Street, and that she has lived there with her husband and family from that time until this, and still continues to reside there. That deponent has never had any occasion to complain of her husband John Chalmers in any respect, except on the occasion when he has been under the influence of liquor, which was his condition at the time when the transaction occurred for which these indictments were found. That in a frenzy, resulting from the cause herein stated, what is claimed to be the assault, on this deponent, was committed. That from all the circumstances of the claimed assault, the occurrence was entirely accidental, and that he had not the slightest intention of inflicting any injury on this deponent, or upon any other person.

Deponent further states that her husband did not

0431

attempt to commit suicide; that the whole thing was done in her presence, and that if called as a witness, she should state that there was no attempt to commit suicide; that the result was frenzy on his part, without any intention to inflict any injury to himself, or upon anybody else.

Deponent further says, that she does not desire to prosecute John Chalmers, her husband, or to testify against him in any of these proceedings; and that if called to testify, she would be compelled to testify that the whole thing was accidental, and was done without any intention on his part of injuring either himself, or any other person. That she is, and has been from that time until the present time, living with her husband and family, and now lives with her husband and family, and does not desire that any publicity or scandal should arise from an attempted trial of these indictments. That her husband from that time to this, has been kind and considerate, and no repetition of the condition which brought about the alleged assault, and the alleged attempt at suicide, has ever been repeated from that time to the present. That since that time, she and her husband have lived together in harmony, and that he has since then been temperate in all things, and considerate and kind as both to herself and the family as could be desired.

Deponent does not desire to prosecute her husband in this matter, and desires the discontinuance of this entire proceeding.

Sworn to before me this :
18th day of March, 1898. :

Paul Sheldon

Notary Public

New York County

Elise Souffier
Chalmers.

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.,
-vs-
JOHN CHALMERS.

COUNTY OF NEW YORK, ss:-

JOHN CHALMERS, being duly sworn says, that he resides with his wife and family at No. 6 West 39th Street, and has resided there for the past four years.

That the transactions and facts upon which this indictment was found, charging him with assault, and an attempt at suicide, were transactions which occurred when he was under the influence of liquor, and which had produced a state of frenzy. That he had no intention of committing any assault, or inflicting any injury upon anybody, and did not know until afterwards that anything he had done, had produced any such result. That he never had any intention of committing suicide, or of inflicting any injury upon himself, and much less had he any intention whatever of inflicting any injury upon his wife, or any other person. That it was the result of one of those unfortunate paroxysms which arise from the use of liquor on a temperament like ^{his} mine, and that since that period he has been temperate, with a resolution that he would never place himself in a position again where he was unconscious for any moment of time of what he was doing.

Deponent further says, that he resides with his wife and family, and has from the time of this occurrence down to the present time, and resides with them now. That

0433

deponent never was arrested before in his life, or charged with any crime of any sort, nor has he ever been since this occurrence. That no one has cause to regret the occurrence more than this deponent, and he sincerely hopes that this matter may be disposed of without any publicity, or public scandal, which might ^{rest} ~~arise~~ upon him resulting therefrom.

Sworn to before me this :

17th day of March, 1898. :

John C. ...

Paul ...

Notary Public

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.,
-vs-
JOHN CHALMERS.

COUNTY OF NEW YORK, ss:

IRA D. WARREN, being duly sworn says, that he is a practicing lawyer in the City of New York, and has been for more than forty years.

That for many years lastpast, he has known Mr. John Chalmers, and his wife Elise Stauffer Chalmers, both as friends and as clients. That Mr. John Chalmers is now, and always has been a man of good reputation and good character in the community, and never, as far as deponent knows has any charge been made against him, except the ones contained in these indictments.

That deponent has read the affidavit of Elise Stauffer, ~~and Elise Stauffer~~ Chalmers, and believes the contents thereof to be true. That he knows Mrs. Chalmers has no desire to have her husband prosecuted, as she is firmly convinced, and has informed this deponent that the whole thing arose as stated in her affidavit, and was pure and simple accident. Deponent believes from what he knows, Mr. and Mrs. Chalmers have a little family, and that the ends of justice would be best served by entering ^{nolle-prosequi} nolpro on this indictment. That since this thing occurred, so far as this deponent knows, Mr. Chalmers has abstained from the use of intoxicating drinks, and has not to this deponent's knowledge been anything else than a kind husband and father, and a

0435

good and reputable citizen.

Sworn to before me this

17 day of March, 1898.

Donald H. Kane

August C. Kane

NOTARY PUBLIC.
No. 2, NEW YORK

COURT OF GENERAL SESSIONS.

THE PEOPLE &c.,

-vs-

JOHN CHALMERS.

COUNTY OF NEW YORK, ss:

RECHARD V. HARNETT, being duly sworn says, that he resides in the City and County of New York, and is acquainted with Mr. John Chalmers, and his wife, Elise Stauffer Chalmers, and has been for several years. That they reside at No. 6 West 39th Street, and live together as husband and wife, and have a family of two children.

That John Chalmers is a reputable and good citizen, and a man of good character, and that aside from the difficulty on which the indictment in this case are founded, never heard of his being arrested, or charged with any crime, or any misconduct of any character whatever. That Mr. and Mrs. Chalmers now live together as man and wife at 6 West 39th Street, and have for several years last past, and have lived together as husband and wife since the time of the unfortunate occurrence out of which these indictments arose. That both Mr. and Mrs. Chalmers are reputable and good citizens, and in no way identified with any of the criminal classes.

Deponent believes that the end of justice would be best served by discontinuing the proceedings against him.

Sworn to before me this :
17th day of March, 1898. :

NOTARY PUBLIC,
No. 2, NEW YORK COUNTY.

Please take notice that the within is a copy of

an _____ duly entered
in the within entitled action, in the office of the
Clerk of _____

on the _____ day of _____ 189
Dated New York, _____ 189

Yours, &c.,

WARREN, BOOTHBY & WARREN,

Attorneys for

(Bank of Commerce Building)

31 NASSAU STREET,

NEW YORK.

To

Attorney for

Defendant.

John Chalmers

Plaintiff,

against

Court.

of General Sessions

The People vs

*Officers and
Agents of Defendant*

WARREN, BOOTHBY, & WARREN.

Attorneys for Plaintiff.

(Bank of Commerce Building),

31 NASSAU STREET,

NEW YORK.

To

Due service of a copy of the within

is hereby admitted,

Dated New York,

189

0438

Police Court, 2 District.

1901

City and County of New York, ss. *Oliver S. Hamilton*
of No. *1410* Broadway Street, aged *36* years,
occupation *Housekeeper* being duly sworn, deposes and says
that on the *10* day of *October* 189*9*, at the City of New
York, in the County of New York, *one John Chalmers*

did unlawfully and unlawfully
attempt to take his own life by
pointing a loaded pistol at his own
person that being his
head and that by such
act ~~and~~ he was severely injured
he at the time intended
to take his life

Oliver S. Hamilton.
Subscribed to before me
this 23rd day of November 189*9*

A. J. White

Police Justice

0939

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

John Chalmer 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 a charge against him; that the statement is designed to enable him, if he see fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I have nothing to say
John Chalmer.

Taken before me this

day of

Police Justice.

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated, Nov 23 1892 [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

1469

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Olise L. Chalmer
John Chalmer

Offence
Arrest

2
3
4

Dated, *for y 2* 189
White Magistrate.

Officer.
Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *5000* to answer *CS*

BAILED, *Dec 15/92*
No. 1, by *Cash deposit \$500*
Residence *L. M. Chas Cattarack* Street.
314 W 121 St
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

John Chalmer

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

John Chalmer

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

The said *John Chalmer*,

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

SECOND COUNT—

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

John Chalmer

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

The said *John Chalmer*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Elise S. Chalmer* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *her* the said *Elise S. Chalmer*,

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *John Chalmer*

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.