

0000

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Allen, Anthony

**DATE:**

04/11/89



3283

0009

Witnesses:

*Phillip Clark*  
*W. D. Neil*

Counsel,

Filed 11

day of April 1889

Pleads,

Robbery, *first degree*, [Sections 224 and 225, Penal Code].

THE PEOPLE

vs.

*Anthony Allen*

*first degree*  
*Robbery*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*W. D. Neil*  
Foreman.

*W. D. Neil*  
Foreman.

*W. D. Neil*  
Foreman.

#161

*W. D. Neil*

0010

Police Court 2 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*Philip Clark*

of No. *519 10th Avenue* Street, Aged *24* Years

Occupation *Bar tender* being duly sworn, deposes and says, that on the

*2* day of *March* 188*9*, at the *20* Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

*Five dollars in gold and silver money of the United States*

*\$5.00*

of the value of *Five Dollars* DOLLARS,  
the property of *James Gallagher*, and then in deponent's care  
and that this deponent has a probable cause to suspect, and does suspect, that the said property was  
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

*Anthony Allen (now here) and two others not arrested. The said money was in a drawer of a saloon at 519 Tenth Avenue where deponent is bar keeper. The defendant and the two others were in the bar room when deponent left for a moment. On deponent's return he saw the one of the unknown defendants in the act of jumping over the bar with the said money in his hand which he had stolen from the till. Deponent immediately seized the said unknown defendant for the purpose of recovering the said money, and while deponent*

Sworn to before me, this

188

Police Justice

0011

so, held the said defendant with the said money the defendant Anthony Allen seized deponent and dragged deponent away and permitted the said unknown thief to escape, wherefore deponent charges the defendant with robbery. After the escape of the said unknown thief deponent seized the defendant Allen and held him until he was arrested by Policeman William F. O'Neill of the 20th Precinct Police. For the reason that the defendant forcibly wrested deponent away from the said thief and that the defendant acted in collusion with the said thief deponent charges the defendant with the crime of robbery. The defendant sworn to before me this 2nd day of April 1889 returned the said stolen money to deponent.

*John P. Murphy*  
 Police Justice  
 Dated 1889  
 Phillip Clark  
 1889

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 1889  
 I have admitted the above named to bail to answer by the undertaking hereto annexed.  
 Dated 1889  
 There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.  
 Police Justice

Police Court, District

THE PEOPLE, &c.,  
 on the complaint of

vs.

1  
 2  
 3  
 4

Offence—ROBBERY

Dated 1889

Magistrate

Officer

Clerk

Witnesses

No. Street

No. Street

No. Street

\$ to answer General Sessions.

0012

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Anthony Allen

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

Question. What is your name?

Answer. Anthony Allen

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Pennsylvania US

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

Answer. 521 West 26 St - 2 years

Question. What is your business or profession?

Answer. Stone Cutter

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 went into the place to get a glass of beer. I was walking over from the free lunch counter when I saw this unknown man jumping over the counter, and he walked out with his jump. I was walking out after them when complainant knocked me down. I looked for the other man to give up the money. He did give the money to me while complainant had hold of me and I immediately gave it to the complainant. I did not take the money.

Anthony Allen

Taken before me this

day of

[Signature]

Police Justice

0013

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

*Anthony Allen*

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

Dated *April 9* 188 *[Signature]* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0014

Police Court--- 2 <sup>496</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Philp Clark*  
*319* vs. *19<sup>th</sup> ave*  
*Anthony Allen*

*Robbery*  
Offence

2.....  
3.....  
4.....

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated *April 3* 188*9*

*Druffy* Magistrate.

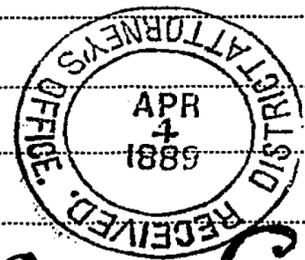
*W. J. O'Neil* Officer.

*20* Precinct.

Witnesses.....

No. .... Street.

\$ *1000* to answer *G.S.*



Committed

0015

Anthony Allan

Nov. 19 - 1855

4 Yrs. Grand Juror -

Judge Cowing

May 30. 1853

1 Yr. 6 mos

Burglary Rec. Smyth

0016

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Anthony Allen

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

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

The said Anthony Allen,

late of the City of New York, in the County of New York aforesaid, on the second day of April, in the year of our Lord one thousand eight hundred and eighty-nine, in the time of the said day, at the City and County aforesaid, with force and arms, in and upon one Prindia Rada, in the peace of the said People, then and there being, feloniously did make an assault, and then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of five

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of five dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of five

dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of five

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars,

of the goods, chattels and personal property of the said one James D. ... in the presence of the said Prindia Rada, against the will, and by violence to the person of the said Prindia Rada, then and there violently and feloniously did rob, steal, take and carry away, the said Anthony Allen being then and there aided by two accomplices, actually present, whose names are to the Grand Jury aforesaid as yet 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.

John P. ...

0017

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Allen, Richard

**DATE:**

04/17/89



3283

Witnesses:

*John W. Roberts*  
*John W. Roberts*

Counsel,

Filed *17* day of *April* 188*9*

Pleas: *Not guilty*

THE PEOPLE

vs.

*Richard Allen*

[Section 528, and 584, Penal Code]  
(False Pretenses)  
CLARNEY, PENN.

JOHN R. FELLOWS,

*Referred to Mr. Fitzgerald*  
District Attorney

A True Bill

*John W. Roberts*  
Foreman

*John W. Roberts*  
*John W. Roberts*

0019

Police Court—2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 259 or 3rd Street, aged 33 years,

occupation Keep a boarding house being duly sworn

deposes and says, that on the 13<sup>th</sup> day of March 1889 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 of  
the United States to the amount and  
of the value of four hundred and  
fifty dollars (\$450.00)

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 Richard Allen. (now here)

from the fact that the said defendant  
had been boarding in deponent's boarding  
house at the above address for the past  
six weeks, and on the above mentioned date  
the said defendant represented to deponent  
that he wanted to buy a half interest in a  
Machine Shop and that he must have  
said sum of money immediately to buy  
said half interest in said shop.

Deponent believing and relying solely  
upon the representations so made to her  
by the said defendant, gave him the  
said defendant the aforesaid sum of  
money for said purpose, he the defendant

Evidence taken before me this day 1889 Police Justice

took said sum of money from deponent and went out but returned about 1 1/2 o'clock P.M. same day and told deponent that he had deposited said sum of money in the West Side Bank as it was impossible to make the purchase of said half interest in said machine shop on that day. Deponent further says that all of the representations made to her by the said deponent were wholly false and untrue and that he never had any intention of buying a half interest in a machine shop and that he never deposited said money in the West Side Bank as he represented he had, but that he appropriated said sum of money to his own use and that he bought clothes and liquor for himself with said money. Deponent further says that she has demanded the return of said sum of money from the deponent on several occasions, but he has neglected and failed to return said money to deponent. Wherefore deponent charges the said deponent with feloniously obtaining possession of said sum of money with the intent to defraud by color or aid of false and fraudulent representations and prays he may be held and dealt with according to law.

Sworn to before me  
 this 29<sup>th</sup> day of March 1899  
 J. G. [Signature] Sheriff

Police Justice

0021

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Richard Allen 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. Richard Allen

Question. How old are you?

Answer. 34 years old

Question. Where were you born?

Answer. Philadelphia Pa

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

Answer. 239 E. 81st St 5th Fl

Question. What is your business or profession?

Answer. Machinist

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

Richard Allen

Taken before me this

day of

188

Police Justice

0022

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.....

*Deferi v. ...*

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

Dated *March 29* 188*9* *[Signature]* Police Justice.

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

Dated..... 188..... Police Justice.

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

Dated..... 188..... Police Justice.

0023

Police Court--- 482 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Sarah Van Duzer  
259<sup>th</sup> West 38<sup>th</sup>  
Richard Allen

2  
3  
4

Office  
Lancaster  
Belmont

BAILED,

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

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

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

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

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

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

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

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

Dated March 29 1889

W. Rupp Magistrate.

John Roberts Officer.

Dry Dock Savings 20 Precinct.

Witnesses Wm. G. Harris

No. 35<sup>th</sup> St 71<sup>st</sup> St Street.

No. Isabelle Van Duzer 38  
Anne Rice Street.

No. 439 Street.

Cashier West State Bank

No. 34<sup>th</sup> St 41<sup>st</sup> St Street.

\$ 0.00 to answer

Wm. Harris  
subp. to officer  
Com



0024

District Attorney's Office.

PEOPLE

vs.

Richard Allen

To the Grand Jury.

An indictment on this charge was found by the April Grand Jury but since then on full consideration of the facts it has been decided that the false pretenses are not properly alleged therein and the accompanying bill in which the defects are remedied has been prepared in its place which when filed will supersede the old bill.

John B. Lindsay

0025

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Richard Allen*

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

*Richard Allen*

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

The said *Richard Allen*,

late of the City of New York, in the County of New York aforesaid, on the *13th*  
day of *March*, in the year of our Lord one thousand eight hundred and  
eighty-*nine*, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *one Sarah Van Duzer*

of the proper moneys, goods chattels and personal property hereinafter mentioned, and of  
the use and benefit thereof, and to appropriate the same to *his* own use, did then and  
there feloniously, fraudulently and falsely pretend and represent to *the said*

*Sarah Van Duzer,*

That *in the said Richard Allen* had  
*then made arrangements for the purchase*  
*of a one-half interest in a machine*  
*shop, and then needed the sum of four*  
*hundred and fifty dollars, in order to*  
*complete said purchase and thereupon pay*  
*for said interest in said machine shop.*

And the said Sarah Van Duzer  
then and ~~there~~ believing the said false and fraudulent pretenses and representations so made  
as aforesaid by the said Richard Allen

and being deceived thereby, was induced, by reason of the false and fraudulent pretenses and  
representations so made as aforesaid, to deliver, and did then and there deliver to the said  
Richard Allen, the sum of two hundred  
and fifty dollars in money, lawful  
money of the United States of America  
and of the value of two hundred and  
fifty dollars,

of the proper moneys, goods, chattels and personal property of the said Sarah  
Van Duzer.

And the said Richard Allen  
did then and there feloniously receive and obtain the said proper moneys, goods, chattels, and  
personal property, from the possession of the said Sarah Van Duzer,  
by color and by aid of the false and fraudulent pretenses and representations aforesaid, with  
intent to deprive and defraud the said Sarah Van Duzer

of the same, and of the use and benefit thereof, and to appropriate the same to his own use

Whereas, in truth and in fact, the said Richard Allen  
had not then made arrangements  
for the purchase of a one-half  
interest in any machine shop, and did

0027

not then need the sum hundred  
and fifty dollars, or any sum of  
money whatever, in order to complete  
said purchase or to pay for  
said interest in said machine shop.

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said Richard Allen  
to the said Sarah Van Duzer was and were  
then and there in all respects utterly false and untrue, as she the said  
Richard Allen  
at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said  
Richard Allen  
in the manner and form aforesaid, by the means aforesaid, the said proper moneys, goods,  
chattels and personal property of the said Sarah Van Duzer  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,  
District Attorney.

0028

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Ahrens, Frank

**DATE:**

04/02/89



3283

0029

Witnesses:

*Hugh Martin*

Counsel,  
Filed, *April* 1889  
Pleads, *Chittily &*

THE PEOPLE,

*April 6/89.*  
DIVISION FOR THE DISTRICT OF COLUMBIA

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
[III Rev. Stat. (7th Edition), Page 1889, Sec. 5.]

*D*

*Frank Ahrens*

*JA*

JOHN R. FELLOWS.

District Attorney.

A True Bill.

*AM Kirby*  
Foreman.

*N 25*

0030

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frank Shrens*

The Grand Jury of the City and County of New York, by this indictment, accuse *Frank Shrens* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said *Frank Shrens* late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *January* in the year of our Lord one thousand eight hundred and eighty *nine*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

*District Attorney.*

0031

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Andersen, Charles

**DATE:**

04/05/89



3283

0032

Witnesses:

*J. Tomassian*  
*W. J. Gillipie*

Counsel,

Filed

5<sup>th</sup> day of April 1889

Pleads,

Grand Larceny (second degree). [Sections 528, 587 - Penal Code].

THE PEOPLE

vs.

*Charles Anderson*

*W. J. Gillipie*

JOHN R. FELLOWS,

District Attorney.

**A True Bill.**

*W. J. Gillipie*  
Foreman.

*April 1889*

*Charles J. Tomassian*

*W. J. Gillipie*  
*W. J. Tomassian*  
*W. J. Gillipie*

0033

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

Affidavit—Larceny.

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

John Tom's son  
of No. 101 West 11<sup>th</sup> Street, aged 18 years,  
occupation Grocery Clerk being duly sworn  
deposes and says, that on the 3<sup>d</sup> day of March 1889 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 daytime, the following property, viz:

two Suits of men's Clothing  
together of the value of forty  
dollars

40<sup>00</sup> / 100

the property of deponent's Legener and  
in deponent's care and charge

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 Carl Anderson (now here)

for the reason that on the above-  
mentioned date, about the hour  
of two o'clock in the afternoon  
deponent found said deponent  
in a room on the top floor of  
the 151-6<sup>th</sup> Avenue and saw  
the said deponent in the  
act of packing the above-described  
property for the purpose of  
taking the same

John Tom's son

Sworn to before me this 3<sup>d</sup> day of March 1889  
of John Tom's son  
Police Justice.

0034

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Carl Anderson* 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. *Carl Anderson*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *35 Bowery New York About 2 months*

Question. What is your business or profession?

Answer. *Bar tender.*

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 of the charge  
Carl Anderson*

Taken before me this 24 day of March 1894  
*[Signature]*  
Police Justice.

0035

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 Mar 31 188 [Signature] Police Justice.

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

Dated Mar 31 188 [Signature] Police Justice.

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

Dated Mar 31 188 [Signature] Police Justice.

0036

Police Court--- 2 484 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Tompkins*  
*101 West 11 St*  
*Karl Anderson*

*Officer*  
*McCoy*

2  
3  
4

BAILED,

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

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

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

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

Dated *March 31* 188*9*

*Duffy* Magistrate.

*Gillay* Officer.

*9* Precinct.

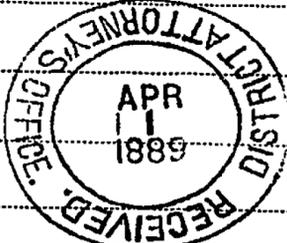
Witnesses \_\_\_\_\_

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

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

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

\$ *500* to answer *G.S.*



*Com. 9*

0037

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles Andersen

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

Charles Andersen

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

The said

Charles Andersen

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

*two coats of the value of ten dollars each, two vests of the value of four dollars each, and two pair of trousers of the value of six dollars each pair,*

of the goods, chattels and personal property of one

John Tomissen

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

John R. Fellows  
District Attorney

0038

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Anderson, Edward

**DATE:**

04/09/89



3283

0039

WITNESSES:

Off. Charles A. Eckhart

Counsel,

Filed

9 day of April 1889

Pleads

Indemnity 10

THE PEOPLE,

vs.

Edward Anderson

VIOLETION OF EXCISE LAW

(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 188, Sec. 21 and  
page 189, Sec. 5.]

vs. de novo

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*A. M. Kirby*  
Foreman.

Complaint sent to the Court  
of Special Sessions

Part III, ... April 17, 1889.

10121

0040

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against  
*Edward Anderson*

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

*Edward Anderson*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

*Edward Anderson*

late of the City of New York, in the County of New York aforesaid, on the *tenth* day of *March* in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Charles Eckstadt*  
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*Edward Anderson*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Edward Anderson*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

0041

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Anderson, John

**DATE:**

04/03/89



3283

0042

**BOX:**

349

**FOLDER:**

3283

**DESCRIPTION:**

Spath, George

**DATE:**

04/03/97



3283

*Bundy and McLaughlin*

Counsel,

Filed

3 day of April 1889

Pleas,

not guilty

Grand Larceny Second degree, [Sections 528, 53/57 Penal Code].

THE PEOPLE

vs.

*John Anderson*  
and  
*George Spahr*

JOHN R. FELLOWS,

District Attorney.

**A True Bill.**

*A. M. Kirby*

Foreman.

Part III April 11/89-

Battery tried and acquitted

*M. H.*

Witnesses:

*Michael Gorman*

*Officer Carby*

0044

Police Court 2 District.

Affidavit—Larceny.

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

Michael Gorman

of No. 436 West 26th Street, aged 24 years;

occupation Miller being duly sworn

deposes and says, that on the 24 day of March 1888 at the City of New

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

One horse  
and harness of the value of  
one one hundred dollars  
\$100

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen

and carried away by John Anderson, and George Spatch

(now living) Deponent left the said horse locked up in a stable at No 535

West 28th Street on Sunday morning last at 10 o'clock. Deponent

missed the said horse from said stable about 3.30 p.m. on said

date, and deponent found the defendants in possession of the

said horse, <sup>and harness</sup> in West 28th Street, about 7.30 p.m. on said date

wherefore deponent asks that the defendants be dealt with as the law directs.

Michael Gorman

Sworn to before me, this

28 day

of

March 1888

John B. Duffy  
Police Justice.

0045

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss.

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

Question. What is your name?

Answer. *John Anderson*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N.S.*

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

Answer. *540 West 29th St 2 weeks*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I did not steal the horse.*

Taken before me this

*28*

day of

*Sept 1888*

*J. P.*

Police Justice.

*John Anderson*

0046

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *George Spath*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *576 West 27th St. 5 or 6 years*

Question. What is your business or profession?

Answer. *Oddlar*

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. *Nobody saw me with the house. I did not take him out.*

*George Spath*

Taken before me this

day of

*August 1888*  
*Police Justice.*

0047

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

*John Anderson and George Math*

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.....188

*[Signature]*  
Police Justice.

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

Dated.....188

.....Police Justice.

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

Dated.....188

.....Police Justice.

0048

Police Court--- 2 483 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

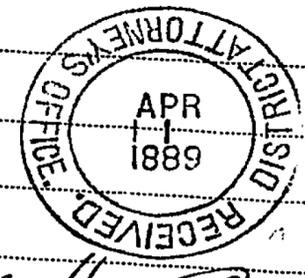
Michael Gorman  
496 West 26<sup>th</sup>  
John Anderson  
George Spoth

Offence  
Larceny  
felony

3  
4  
Dated March 28 1889

Duffy Magistrate.  
Crosby Officer.  
20 Precinct.

Witnesses  
No. Street.  
No. Street.  
No. Street.



No. Street.  
\$ 500 each to answer  
Com

BAILED,

No. 1, by  
Residence Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

0049

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 Anderson and  
George Spath

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

John Anderson and George Spath

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

The said

John Anderson and  
George Spath, both —

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

one horse of the value of  
seventy dollars and one  
set of harness of the value  
of thirty dollars

of the goods, chattels and personal property of one

Michael Gorman

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.

0050

SECOND COUNT—

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

*John Anderson and George Spath*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*John Anderson and  
George Spath, both —*

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,

*one horse of the value of  
seventy dollars, and one  
set of harness of the value  
of thirty dollars,*

of the goods, chattels and personal property of one

*Michael Gorman*

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

*Michael Gorman*

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

*John  
Anderson and George Spath*

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.

JOHN R. FELLOWS,

District Attorney.