

0489

BOX:

477

FOLDER:

4368

DESCRIPTION:

Ross, Hattie

DATE:

04/12/92



4368

0490

POOR QUALITY ORIGINAL

Witnesses:

Mary C. Jank
Edith Morris
Dr. Gumbert

From an examination of the
within case and such infor-
mation as I have received of the
character of the complaint against
her witness I am of opinion
that no conviction could be obtained
and therefore recommend the dismissal
of the indictment

Apr 20/92
Wm. J. Stanford
1351
apca

87. J.P. a

Counsel,
Filed *April 1892*
Pleas, *11/11/92*

THE PEOPLE
vs.
Hattie Ross
Grand Larceny, (Sections 528, 587, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

Cont. 2 Apr 20/92

A TRUE BILL.

W. A. Johnson
Foreman.
Arrested on
Mo. of Daley
Pril arch 24
April 20/92

0491

POOR QUALITY ORIGINAL

Sec. 192.

4th District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before John J. Ryan a Police Justice of the City of New York, charging Heattie Ross Defendant with the offence of Larceny

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, Heattie Ross Defendant of No. 220

Monroe Street; by occupation a House-keeper

and Julius S. Israel of No. 236 East 48th Street, by occupation a Surgeon Surety, hereby jointly and severally undertake that the above named Heattie Ross Defendant

shall personally appear before the said Justice, at the 4th 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 200 Hundred Dollars.

Taken and acknowledged before me, this 5th day of June 1897

John J. Ryan POLICE JUSTICE.
Heattie Ross
Julius S. Israel

0492

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me this 1st day of May 1901
John M. [Signature]
Police Justice.

Julius D Israel
the within named Bail and Surety being duly sworn, says, that *he* is a resident and *free* holder within the said County and State, and is worth *ten* 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 *one house and lot*

Situated at premises No 936 East 48th Street of the value of four thousand Dollars over all circumstances

Julius D. Israel.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear during the Examination.

Taken the day of 1901

Justice.

0493

POOR QUALITY ORIGINAL

(1305)

Police Court—Fifth District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 141 West 53rd Street, aged 45 years,
occupation House-keeper being duly sworn,

deposes and says, that on the 20th day of February 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:

One Pier Gilt Frame Mirror
and two Gilt Cornices all of the
value of One Hundred Dollars
(\$100.00)

Sworn to before me this day of 1892

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 Heather Ross (now here) from the fact that said defendant did rent the premises N^o 141 West 53rd Street from deponent, which premises were furnished and that on or about the 20th day of December 1891 deponent, at the request of defendant, did put said Mirror and Cornices in said the aforesaid premises with the understanding and on the promise of said defendant that she, the defendant, would not remove or dispose of the same but would return it to deponent on demand and that said Mirror and Cornices did not in any manner enter into the agreement between deponent and said defendant when

Police Justice.

0494

POOR QUALITY ORIGINAL

deponent rented said premises to defendant and was not made a part of the furniture which was so rented in said premises.

deponent further says that on February 29 1892 deponent went to said premises and missed said property and deponent is informed by Edith Morris, who was employed by said defendant as housekeeper

that on February 26 1892 she, the defendant, did cause said property to be removed from said premises.

deponent has since that time demanded and asked defendant to return to deponent the aforesaid property which she, the defendant, refused to do.

deponent therefore charges said Edith Morris with having committed the said larceny and asks that she may be dealt with as the law may direct.

Sworn to before me this 5 day of March 1892
Mary C. Fisk
John M. Ryan
Police Justice

0495

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

Adeltha Morris
aged 26 years, occupation Roomkeeper of No. 141 West 53rd Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Mary C. Fark and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 5th day of March 1890 at Edith Morris

John A. Ryan
Police Justice.

0496

POOR QUALITY ORIGINAL

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Keattie Ross

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

Question. What is your name?

Answer. *Keattie Ross*

Question. How old are you?

Answer. *36 years*

Question. Where were you born?

Answer. *Missouri*

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

Answer. *11-220 Hudson Street & about 2 weeks*

Question. What is your business or profession?

Answer. *House-keeper*

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

Answer. *I am not guilty.
Keattie Ross*

Subscribed before me this
day of *Nov* 188*8*
J. H. Kelly

Police Justice.

0499

POOR QUALITY ORIGINAL

2171 West 52nd St
New York April 18/92

To the Hon - the
Dist. Attorney in Charge
The People
vs
Halle Russell -

Sir -
After my telling you
to say what unimportant
matter I could believe to
be the above subject as
you will see that you
would not need me - Since
then I have been served
with another subpoena
to appear on Wednesday

Do this out a minute?
I can not possibly
be present on Wednesday
matters. Please inform
let me to appear or not
and your much about
Yours truly
E. Russell

0500

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Hattie Ross

The Grand Jury of the City and County of New York, by this indictment, accuse
Hattie Ross
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:
The said *Hattie Ross*

late of the ~~City~~ of New York, in the County of New York aforesaid, on the *26th*
day of *February* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

*one mirror of the value of
fifty dollars, and two carriages
of the value of twenty-five
dollars each*

of the goods, chattels and personal property of one *Mary C. Fash*

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.

De Laurey Neall
District Attorney.

0501

BOX:

477

FOLDER:

4368

DESCRIPTION:

Ross, William

DATE:

04/20/92



4368

0502

POOR QUALITY ORIGINAL

219. *alter* X

Counsel,
Filed day of April 1892
Pleas, *Hignally*

H.B. Jones
vs.
183 party
vs.
R
William Ross
Grand Larceny,
(From the Person),
Degree.
[Sections 829, 830,
Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas. W. Graham
Foreman.

Subscribed and sworn to before me on April 25, 1892.
R. M. G. ...

Witnesses:
Spencer White

0503

POOR QUALITY ORIGINAL

219. *Alta* X

Counsel, *Alta*
Filed *Alta* day of *April* 189*2*
Pleeds, *Alta*

H. B. Spear
vs.
183 Perry
William Ross
Grand Larceny, *Alta*
(From the Person.)
[Sections 528, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas. W. Graham
Foreman.

Sworn to - April 25, 1892.
And returned
24th June 1892

Witnesses:
Alta

0504

POOR QUALITY ORIGINAL

(1365)

Police Court - 3 District.

Affidavit - Larceny.

City and County of New York, ss.

Nicholas Klute

of No. 11th Precinct Street, aged 28 years,

occupation Police officer being duly sworn,

deposes and says, that on the 10th day of April 1897

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

of Thomas Kelly, in the right time, the following property, viz:

money or property the value and nature of which are unknown to deponent

the property of said Kelly or in his 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 William Ross (now here) for the reasons that deponent saw said Kelly standing on the Bowery in an intoxicated condition and saw the defendant near said Kelly; deponent saw him lead said Kelly to the entrance of the lodging house on Bowery near Houston Street. Deponent was informed by Adgwick Nathan (now here) that he saw the defendant propping the said Kelly against a wall in the hallway of said lodging house and saw the defendant insert his fingers in the pockets of the vest then worn on the

Sworn to before me, this 1897 day

Police Justice

0505

POOR QUALITY
ORIGINAL

person of said Kelly. Deponent on
said information went to said hallway
and saw the defendant having said
Kelly in the position described and
saw him having his hands upon the
clothing of said Kelly and having his
vest turned up and deponent saw said
defendant looking about watching for
any person who might have been observing
the
Sworn to before me
this 11th April 1892
J. M. White
Justice

0506

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

Bodewick Nathan

aged *27* years, occupation *Truckman* of No.

28 Columbia Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Nicholas Klute*

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

Sworn to before me, this *11th* day of *April* 189*0*

J. H. ...
Police Justice.

(3692)

Series of horizontal dotted lines for additional text or notes.

0507

POOR QUALITY ORIGINAL

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer. *William Ross*

Question. How old are you?

Answer. *48 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *82 Essex St. 10 years*

Question. What is your business or profession?

Answer. *Tailor's presser*

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

Answer. *I am not guilty*
William Ross
mark

Taken before me this *11*
day of *April* 189*2*
H. H. ...
Police Justice.

0500

POOR QUALITY ORIGINAL

RESIDENCE
No. 1, by _____ Street _____

RESIDENCE
No. 2, by _____ Street _____

RESIDENCE
No. 3, by _____ Street _____

RESIDENCE
No. 4, by _____ Street _____

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael New

William Ross

Offence Attempted Larceny from person

Dated April 11 1892

Hubert Magistrate

11th Precinct

Witnesses James Kelly

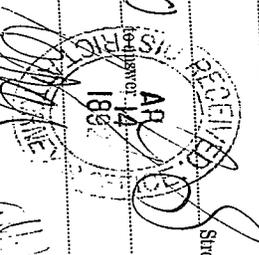
No. 317 Broadway Street

Witnesses Benjamin Miller

No. 28 Columbia Street

No. 1000 Street

1000



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

defendant

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

Dated April 11 1892 [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.

422

0509

POOR QUALITY ORIGINAL

COURT OF GENERAL SESSIONS

City and County of New York.

-----X
The People
vs
William Ross.
-----X

:
: Before the
: Hon. Frederick Smyth,
: and a jury.
:-----X

Indicted for an Attempt at Grand Larceny in the First
Degree.

Indictment filed April 20th, 1892.

Tried April 25th, 1892.

Appearances:

Assistant District-Attorney Davis, for the People.
Mark Alter, Esquire, for the Defense.

Officer Nicholas Klute, being called by the People, being
duly sworn testified as follows: that he was a police
officer of the 11th Precinct. On the 10th of April,
1892, he was on post, at the corner of Houston street
and the Bowery. He saw the defendant, William Ross,
and Thomas Kelly. It was at 11:30 o'clock in the ev-

0510

POOR QUALITY
ORIGINAL

ening. His attention was first attracted by seeing the defendant, Ross, leaning up against a window. He, the witness, was on the opposite side of the street. He saw the defendant take Kelly by the arm, and lead him into the hallway of No. 285 Bowery. It was a lodging-house. He, the witness, was standing on the opposite corner, the east side of the Bowery, when the complainant, Nathan, came along and spoke to him. Nathan came from the direction of the lodging-house. He, the witness, went over to the lodging-house and entered the hallway and saw Kelly with his back against the wall. The defendant was facing Kelly. He, the defendant, had Kelly's vest up and was feeling for his pocketbook, in his trousers pocket. Kelly was drunk. He, the witness, arrested Ross. He asked him, Ross, what he was doing, and he said he was taking the man, Kelly, home. The witness asked the drunken man, Kelly, if he knew the defendant, and he said he did not know him. He took the defendant and Kelly to the station house, and stated the case to the sergeant. He, the witness, searched Kelly, and found 33 cents in his right side pocket of his pants. Then he searched the defendant.

0511

POOR QUALITY ORIGINAL

He found no money at all on the defendant's person. The defendant said nothing further about the transaction and he, the witness, had no further conversation with the defendant.

IN CROSS-EXAMINATION, the witness testified that when he first saw the defendant, the defendant was about 25 feet away, on the opposite side of the street. Nobody requested him, the witness, to watch the defendant, or called his attention to him. He saw the defendant in a leaning position, and saw him take Kelly around to the hallway. The defendant and Kelly were together when he, the witness, first saw them. He was watching them about five minutes. Mr. Nathan was with him, the witness, when he went into the hallway of the lodging-house. He, the witness, knew Mr. Nathan. Mr. Nathan was a truckman. Kelly did not have on a watch and chain. Kelly lived at a lodging-house at No. 314 Bowery.

SEDGWICK NATHAN, being duly sworn testified that he was a truckman. On the night of the 10th of April, 1892, he was going down the Bowery, when he saw the intoxicated man, Kelly, and the defendant, in the entrance of the

0512

POOR QUALITY ORIGINAL

lodging-house at No.285 Bowery. He saw the defendant, Ross having his left hand on the lapel of Kelly's coat and his right hand in Kelly's vest pocket. He, the witness, then walked towards Houston street, and spoke to Officer Klute, and the officer came across the street, went into the hallway, and arrested the defendant.

IN CROSS-EXAMINATION, the witness testified that he was not a detective Sundays, but was a policeman every night at Holmes' telegraph building. After Officer Klute arrested the defendant, the officer requested him, the witness, to take care of the intoxicated man, Kelly, and he did so, and accompanied the officer and the prisoner and Kelly to the station house. At the corner of Delancey street, he handed Kelly over to another officer.

WILLIAM ROSS, the defendant, being duly sworn, testified as follows, for the defense: he lived at No.385 Bowery, in the lodging-house, at that number. He worked for his living at pressing gentlemen's garments. He served in the army, as a private, and was expecting to get a pension.

0513

POOR QUALITY
ORIGINAL

5

On the night of April 10th, 1892, at about 11:30 o'clock he met the drunken man, Kelly, on the north-east corner of the Bowery and Houston street. They stood there talking and were going around to go to bed in the Palace Hotel, at No. 283 Bowery. Kelly was a little under the weather and he, the witness, was going to take him upstairs. They stopped in the hallway for a moment, and Kelly had his back towards Houston street, and he, the defendant was holding on to his coat, and the man, Kelly said, "Now come on upstairs," and the officer came in and swung him, the defendant, around and passed him, the defendant, over to the other fellow. Down the Bowery he, the defendant, was passed over to another officer. In the station house he, the defendant, was charged with going through the man Kelly's pockets. He the witness, said that he never had his hand in Kelly's pocket. He, the defendant, was never arrested before in his life except for intoxication. He was not married.

IN CROSS-EXAMINATION, the defendant testified that he read poorly and wrote poorly. He was a presser and worked last at No. 417 East 14th street, for William Burns.

0514

POOR QUALITY
ORIGINAL

6

He ceased working for Burns about six months before his arrest. He had worked since then. His work, before his arrest, was selling flowers for a man named Brown, in Third avenue, between 15th and another street. He worked for Brown, on and off, for six months or so up to the Saturday night before his arrest. At the time of his arrest he was living or stopping at No. 285 Bowery. He lived there on and off but did not stop there steady. He had stopped there for weeks at a time. He had not stopped there since last fall for two weeks at a time, or altogether. He was stopping there three nights before his arrest and was living there then. On the day of his arrest, he, the witness, was stopping at No. 285 Bowery. The day before that he stopped at the same place. The day before that he stopped at No. 440 East 14th street, with his aunt. He stayed there one week but she was sick and he had to leave. Before that he stopped at No. II Bowery about a week. Before that he had a furnished room in Allen street, at No. III, for about three weeks. Before that he stopped in the lodging house No. II Bowery. Before that he stopped with a friend for a while at No. 364 West 16th

05 15

POOR QUALITY
ORIGINAL

7

street. He was not married. William Ross was his right name. He was 48 years old and was born in New York City. In the Police Court he said he had lived ten years at No.82 Essex street because he formerly lived there. He did not want to give the address of the lodging house- he was ashamed, on account of having been born in the city and being compelled to go to a cheap lodging house. He, the witness, was telling the truth, and nothing but the truth. He had never seen the man, Kelly, before. Kelly had a little in him; was intoxicated. He met Kelly near the lodging house. He wanted to get Kelly into the lodging house, so as to put him in a safe place, as he was on the street drunk. Kelly did not exactly tell him, the defendant, where he, Kelly, lived. Kelly said to him, the defendant, why not take the first lodging house they come to; one was as good as the other, and they went into the Palace. He, the witness, did not put his hand into Kelly's vest pocket. Kelly had his own hand in his, Kelly's, pocket, trying to find the change to pay when he, Kelly, got upstairs. He did not take any notice of whether Kelly's vest was turned up right in front.

05 16

POOR QUALITY ORIGINAL

RE-DIRECT EXAMINATION.

The defendant testified that his mother was living,
but his father was not. His mother was 70 years old.

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0517

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Ross

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

William Ross of attempting to commit the crime of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said William Ross

late of the City of New York, in the County of New York aforesaid, on the 10th day of April in the year of our Lord one thousand eight hundred and ninety-two, in the night time of the said day, at the City and County aforesaid, with force and arms,

divers goods, chattels and personal property, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of ten dollars

of the goods, chattels and personal property of one on the person of the said

Thomas Kelly then and there being found from the person of the said Thomas Kelly then and there feloniously did attempt 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.

Thomas Kelly De Lancey Neell, District Attorney

05 18

BOX:

477

FOLDER:

4368

DESCRIPTION:

Rossa, Antonio

DATE:

04/22/92



4368

0519

POOR QUALITY ORIGINAL

266
~~to go full name~~

Counsel,
Filed 26 day of April 1892
Pleads, Not guilty

Assault in the Second Degree.
(Section 218, Penal Code.)

THE PEOPLE

39 lbs.
44 lbs.
Antonio Bossa

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John
Foreman.

Part 3 April 26 1892
Pleads Not guilty
Filed 10 mcs 17
Apr 29 1892 RBM

Witnesses:
Antonio Bossa

0520

POOR QUALITY ORIGINAL

Police Court— 4th District.

City and County of New York, } ss.:

of No. 333 York 113 Street, aged 42 years, occupation Laborer being duly sworn

deposes and says, that on 9th day of April 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Antonio Rosa (murderer) who struck deponent me, violent blow on the face with an iron crow bar then and then held in his deponent's hands, breaking two of deponent's teeth and said assault was committed

[Large handwritten scribble/loop]

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

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

Sworn to before me, this 9th day of April 1887 } Antonio Rosa
of John Ryan Police Justice.

0521

POOR QUALITY ORIGINAL

(1895)
Sec. 198-200.

4th District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Antonio Rosa 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. *Antonio Rosa*

Question. How old are you?

Answer. *39 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *No. 240 East 111th Street & about 1/2 years*

Question. What is your business or profession?

Answer. *Labourer*

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

Answer. *I am not guilty.*
Antonio Rosa
Made

Taken before me this
day of *April* 1939
John J. Sullivan
Police Justice.

0522

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

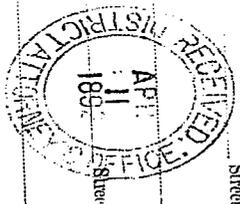
No. 4, by _____
Residence _____
Street _____

Police Court--- 4
District
1891 403

THE PEOPLE, Ec.,
ON THE COMPLAINT OF
Anderson, Henry
333 11/3
Anderson, Henry
Offense *commit a degree*

Dated, *April 9* 189 *2*
Magistrate
W. A. DeBank
Officer
24
Precinct

Witnesses
No. _____ Street _____
No. _____ Street _____



No. *1000* Street _____
to answer

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

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

Dated, *April 9* 189 *2* *John H. Ryan* 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.

0523

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antonio Rossa

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

Antonio Rossa

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

The said Antonio Rossa,

late of the City and County of New York, on the ninth day of April in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, in and upon one

Antonio Konolik in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said Antonio Rossa

with a certain crow-bar which he the said

Antonio Rossa in his right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, him, the said Antonio Konolik, then and there feloniously did wilfully and wrongfully strike, beat, bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

0524

POOR QUALITY
ORIGINAL

SECOND COUNT—

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

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

The said

Antonio Rossa
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon the said *Antonio Konolih*

in the peace of the said People then and there being, feloniously
did wilfully and wrongfully make another assault; and the said *Antonio Rossa*
the said *Antonio Konolih*
with a certain *crow-bar*

which

he the said *Antonio Rossa*
in *his* right hand then and there had and held, in and upon the *face*
of *him* the said *Antonio Konolih*
then and there feloniously did wilfully and wrongfully strike, beat,
bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully
and wrongfully inflict grievous bodily harm upon the said *Antonio*
Konolih to the great damage of the said *Antonio Konolih*
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.*

0525

BOX:

477

FOLDER:

4368

DESCRIPTION:

Ruschitzka, Andrew

DATE:

04/06/92



4368

0526

POOR QUALITY ORIGINAL

47. A. J. [unclear]

Counsel,

Filed 6 day of April 1892

Pleas, [unclear]

THE PEOPLE

vs.

F

Andrew Ruschitzka

Burglary in the second degree. Section 497, Criminal Code.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

S. W. Comstock

Foreman.

April 11, 1892

True and acquitted

[Signature]

Witnesses:

Thomas J. McCarty

Mary McGiverty

John Keefe

0527

POOR QUALITY ORIGINAL

Police Court 5 District.

City and County } ss.:
of New York,

of No. 121 E 59 Street, aged 32 years,
occupation Wholesale Butcher 125 E 88th being duly sworn

deposes and says, that the premises No. 121 E 59 Street, Ward
in the City and County aforesaid the said being a four story and

basement brick house
and which was occupied by deponent as a dwelling
and in which there was at the time a human being, by name Lawrence J. McCarty

the complainant
were BURGLARIOUSLY entered by means of forcibly raising the
window leading from the fire escape
into the dining room on the 2nd floor
of said premises and entering said
premises with the intent to commit a crime
on the 29th day of March 1882 in the night time, and the
~~following property feloniously taken, stolen, and carried away, viz:~~

~~the property of~~
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~~

Andrew Rusitzka (owner here)
for the reasons following, to wit: That- at about the hour of
12 o'clock midnight- March 28th
said window was closed.
deponent is informed by Mary
McGinty, a domestic employed by
deponent, that- at about the hour of
4:20 o'clock a.m. said date she
saw this deponent in her sleeping
room with a lighted match in his

0528

POOR QUALITY ORIGINAL

hand. and that- the defendant
 continued her to be quiet- she then
 alarmed the family when this defendant
 made his escape.
 Defendant further says that- he found
 said window open after the defendant
 had left the house.
 Wherefore defendant charges this defendant
 with Burglarily entering said
 premises as aforesaid with the intent
 to commit a crime.

Sworn to before me)
 this 29th day of March 1892)
 Florence J. McCarthy

[Signature]
 Police Justice

Dated _____ 188____
 Police Justice

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

Dated _____ 188____
 Police Justice

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

Dated _____ 188____
 Police Justice

of the City of New York, until he give such bail.
 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

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

Police Court, _____ District, _____
 THE PEOPLE, etc.,
 on the complaint of _____
 vs.
 1 _____
 2 _____
 3 _____
 4 _____
 Dated _____ 188____
 Magistrate.
 Officer.
 Clerk.
 Witnesses, _____
 No. _____ Street,
 No. _____ Street,
 No. _____ Street,
 \$ _____ to answer General Sessions.

0529

POOR QUALITY ORIGINAL

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation Domestic of No. 121 E 89th
Mary McQuinn Street, being duly sworn, deposes and

says, that she has heard read the foregoing affidavit of Alonzo McQuinn
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 29 day of May 1898
day of March 1898

[Signature]
Police Justice.

0530

POOR QUALITY ORIGINAL

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Andrew Rushitzka 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.

Andrew Rushitzka

Question. How old are you?

Answer.

28 years old

Question. Where were you born?

Answer.

Germany

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

Answer.

121 E. 89th St New York

Question. What is your business or profession?

Answer.

Journalist

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

Andrew Rushitzka

Taken before me this

29

day of *March* 189*9*

W. J. ...

Police Justice.

0531

POOR QUALITY ORIGINAL

BAILIED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court... J
 District.

1884 336

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
Thomas & William
Quinn & W. W. W. W.
 125 East 58th St.
 1
 2
 3
 4
 Offense Burglary

Dated, March 29 1892

Meade Magistrate
Anna Kefe Officer

Witnesses Mary G. G. G.
125 East 58th St.
 Street



No. 1000 to answer
 Street 125 East 58th St.

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 V. W.

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 1892 W. W. W. 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.

0532

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Andrew Rudolph

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

Andrew Rudolph

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

The said *Andrew Rudolph*,

late of the *19th* Ward of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *March*, 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, the dwelling house of one

James J. McLaughlin

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said *James J. McLaughlin*

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

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

James J. McLaughlin
James J. McLaughlin

0533

BOX:

477

FOLDER:

4368

DESCRIPTION:

Russell, James

DATE:

04/14/92



4368

0534

POOR QUALITY ORIGINAL

196.

Counsel,
Filed 14th day of April 1892
Pleads *Verdict 18*

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

15th THE PEOPLE
E 115-24
158 Chamber vs. B. L.

James Russell

DR LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Chas. H. Johnson
Foreman.

Part 2 - May 18, 1892
Ready Assault 3rd Degree

Pen one up

Witnesses:
Martin Kennedy
Spencer Hurry

The defendant
offers a plea
of assault
3rd degree
which I will
accept, thinking
under all the
circumstances to be
a proper plea
May 18 1892 G. J. S.
a. Dec

0535

POOR QUALITY ORIGINAL

Police Court— District.

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

of No. 308 E. 115th Street, aged 25 years,
occupation Painter being duly sworn
deposes and says, that on the 5th day of April 1894 at the City of New

York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by James Russell (now here) who
wilfully and maliciously
made a lunge at deponent
with a knife he then and there
held in his hand.
deponent further says that
such assault was committed

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

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

Sworn to before me, this 6 day }
of April 1894 } Martin Kennedy
[Signature] Police Justice

0536

POOR QUALITY ORIGINAL

5

District Police Court.

Sec. 198-200.

CITY AND COUNTY } ss:
OF NEW YORK, }

James Russell 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.

James Russell

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

New York City

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

Answer.

10158 Ave 115th one year

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.

Guilty

Taken before me this
day of *Sept* 189*1*
W. H. ...
Police Justice

0537

POOR QUALITY ORIGINAL

BATTED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

P 242
Police Court... 51
District 1334
404

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Martin Kennedy
308 E 113 St
James H. ...

2 _____
3 _____
4 _____

Offense *Assault (felony)*

Dated *April 6* 189 *2*

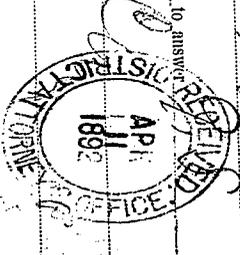
Macle Magistrate
Henry Officer

Witnesses
Pat McManus Precinct

No. *100* 8.23 Street
Anthony ...

No. *308 E 113* Street
Pat Kennedy

No. *308 E 113* Street
1000 ...



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Five* 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 6* 189 *2* *James H. ...* 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.

0538

POOR QUALITY ORIGINAL

Court of
General Sessions
The People
vs
James Russell

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.
100 EAST 23D STREET,

New York, April 8 1892

CASE NO. 63820 OFFICER McManus
DATE OF ARREST April 5th
CHARGE Attempted Felonious Assault
AGE OF CHILD 15 Years
RELIGION Catholic
FATHER Frank
MOTHER Susan
RESIDENCE 158 East 115 Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT
on Oct-17th 1890 boy was arrested by Off Weigold of 29
Precinct-Justice made held boy for trial at Special Sessions
for stealing one blanket -

Oct-21st 1890 at Court of special sessions boy was discharged

on Jan 3/91 boy was arrested by a pair police officer
in company with James Diaz who drew a revolver on
Joseph Howes of 1965 - Ave - and Edward Kelly of
231 East 108 St. on father's complaint - the boy was
committed to the Catholic Protectors by Justice Dover -

Oct-24th/91 boy was arrested for stealing a pair
of shoes. no complainant appearing and on the
father's affidavit Justice White committed boy
to House of refuge -

All which is respectfully submitted,

O. Hollows Secretary

To The District Attorney

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POOR QUALITY ORIGINAL

Court of
General Sessions

People
U.S.
James Russell

PENAL CODE, ss

*Alvin Karpis
John Dillinger*

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

ELBRIDGE T. CERRY,

President, &c.,

100 East 23d Street,
NEW YORK CITY.

0540

POOR QUALITY ORIGINAL

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 Russell

The Grand Jury of the City and County of New York, by this indictment, accuse
James Russell
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said James Russell
late of the City of New York, in the County of New York aforesaid, on the fifth
day of April 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 Martin Kennedy in the peace of the said People
then and there being, feloniously did make an assault and him the said
Martin Kennedy with a certain knife

which the said James Russell
in his right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did attempt to strike, beat, cut, stab and
wound,

with intent him the said Martin Kennedy
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
James Russell
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said James Russell
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
Martin Kennedy in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and him the said Martin Kennedy
with a certain knife,

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

De Laurey McColl
District Attorney.

0541

BOX:

477

FOLDER:

4368

DESCRIPTION:

Russo, James

DATE:

04/06/92



4368

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POOR QUALITY ORIGINAL

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

The People,

Before

vs.

HON. FREDERICK SMYTH,

JAMES RUSSO.

and a Jury.

Tried APRIL 13TH, 1892.

Indicted for GRAND LARCENY in the first degree.

Indictment filed APRIL 6TH, 1892.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,

For THE PEOPLE.

C. V. VAN TRONK, ESQUIRE,

For THE DEFENCE.

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POOR QUALITY
ORIGINAL

2

GEORGE JASELLI, THE COMPLAINANT, being examined through the Official Interpreter, Doctor Dollin, testified that he lived at Island Avenue Station, Orange Valley, where he kept a barber shop. He was in the city of New York on June 19, 1892. He saw the defendant, James Russo, on that day. He and the defendant came to the City of New York together. They came from Newark, where the complainant met the defendant. The defendant showed him, the complainant, a package which he, the defendant, said contained six thousand dollars in United States currency, and the defendant said that they would go to New York and change the money at Cantoni's bank. The defendant said that his uncle had died and left him the money, and that he, the defendant, came from a long distance. The defendant said that he wished to change the six thousand dollars into Italian paper money. There was another man present, apparently a friend of the defendant. The defendant and his friend treated to beer and he, the witness, became stupified by the the drink. Then the defendant and his friend induced him to come to this city and to draw from the Bleeker street Savings Bank money that he had on deposit. The defendant said that he

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POOR QUALITY ORIGINAL

wanted the complainant to draw his money from the bank to show him, the defendant, that he, the complainant, had some money. He, the complainant, went with the defendant to the Blecker Street Savings Bank, and then they went into a saloon on the corner of Elizabeth street. The complainant drew one thousand dollars. He went to the bank alone. One of the men left him at the door of the bank and the other man remained on the street. The defendant accompanied him, the complainant, to the steps of the bank. The defendant wore a pair of blue glasses at that time. After he came out of the bank with the money, he met the defendant and the other man at the foot of the steps of the bank, and they went to the saloon on the corner of Elizabeth street and had more beer. Then the defendant and his friend wanted to see his, the complainant's, money. When he showed the money the defendant said that he wanted him, the complainant, to go down and change the defendant's six thousand dollars into Italian money and when he returned they would pay him the interest that he had lost by drawing his money from the Savings Bank. He, the complainant, said, before he left the saloon, to the defendant, "Let us

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**POOR QUALITY
ORIGINAL**

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count your money." The defendant said, "There is no need of counting the money. We are Catholics." Then they went out upon the sidewalk, and the defendant and his friend produced two handkerchiefs. They put one of the handkerchiefs in his, the complainant's, breast pocket, and said, "You go and change the money and come back to the saloon." When the defendant and his friend gave him, the complainant, the package which they claimed contained the defendant's money, they asked him, the complainant, to leave his thousand dollars with them as security for his return, and he gave it to them. He, the complainant, went about two blocks in a street car and then he took out the handkerchief which the defendant and his friend had thrust into his breast pocket, and saw that there was no money in it and then he began to cry. The handkerchief contained two old newspapers and half a paper of tobacco. He, the witness, still had the handkerchief in his possession. He, the witness, went to the office of the "Progresso," the Italian newspaper, for assistance, and the managers of that paper sent him to the Police Central Office in Mulberry street and there he made a complaint to the police. Before he

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POOR QUALITY
ORIGINAL

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went to the newspaper office he went back to the saloon. Neither the defendant nor his friend was there. He described the defendant and his friend to the police and he also gave to the police the names that the defendant and his friend gave him. The defendant said that his name was Frank E. Posesito, and the defendant's friend said that his name was Gerardo Di Leccio. DiLeccio said that he lived in Newark, at 406 North Ferry street. Subsequently, between five and six months afterwards, he, the complainant, saw the defendant at 76 Mulberry street and again at 85 Mulberry street, going into a basement, and he communicated with the police. The defendant at the bar was the man who gave him the bogus package, and the defendant's companion, a smaller man, was the man who actually received his, the complainant's, one thousand dollars; but the defendant and his friend were together throughout the transaction. He, the complainant, had only one thousand dollars on deposit in the Bleecker Street Savings Bank at that time. When he drew out his thousand dollars they retained his pass-book. He had deposited the thousand dollars in small amounts during four years. Before the day in question, the de-

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POOR QUALITY
ORIGINAL

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fendant had called upon him, the complainant, at his house in Orange Valley. On the 18th of June the defendant called and on the 19th he induced him, the complainant, to part with his thousand dollars. When the defendant called at his, the complainant's, house in Orange Valley, on the 18th of June, the defendant was alone. He first saw the defendant in his, the complainant's, barber shop. The defendant asked him, the complainant, if he knew a man by the name of Giovanni Macara. The defendant said that Macara came from Tripoldi, in Italy, and thereupon he, the complainant, said that the man coming from Tripoldi had the name of Giovanni Macara. The complainant asked what business Macara was in, and the defendant said that he was a hatter, and that he worked in a factory close by, and the defendant pointed out a building near the shop. He, the complainant, said that he did not know any such man, but that if the defendant wanted to see any such person as Macara he could wait until twelve o'clock, when the hands came out of the factory. It was then about a quarter before twelve o'clock but the defendant did not remain. When he went out of the shop he went in a direc-

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POOR QUALITY
ORIGINAL

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tion different from the factory which he had pointed out. Between two and three o'clock in the afternoon of that day, a smaller man, who gave the name of Di Leccio, came to the shop and asked to be shaved. Then Di Leccio asked him, the complainant, if he knew Giovanna Macara. He, the complainant, said that he did not, and that a big stout man ---the defendant--- had come there early in the day to ask for Macara. DiLeccio said that he did not know the big stout man that he, the complainant, described. Di Leccio said that he wanted to see Macara and that he would come back on the following Sunday. Then DiLeccio said that he had a brother, a barber, who wanted to buy a barber shop at Orange Valley. He, the complainant, said that he was willing to sell his shop. Thereupon he, the complainant, and DiLeccio entered into an agreement to sell the shop for \$155.00. DiLeccio gave him, the complainant, a dollar to pay his, the complainant's, expenses to Newark, saying, "Come down to Newark to-morrow. There is an Italian notary there, and we shall make the contract." On the following morning he, the complainant, left his place of business and went to Newark, at about eight o'clock in the morning. He

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POOR QUALITY
ORIGINAL

8

reached Newark at about twenty minutes past eight. He met DiLeccio at the depot. He had to wait two hours for DiLeccio. When DiLeccio joined him, the complainant, Di Leccio asked if he, the complainant, had seen his, Di Leccio's, brother, and a moment afterwards the defendant joined DiLeccio. His, the complainant's, wife was also present. Then DiLeccio said that he did not care to buy the barber shop, because it was too dear. Just at that moment the prisoner came up, crying. He said, "I have been robbed, but I have some money that I can change. Kindly go to New York with me and change the money that I have got." His, the complainant's, wife wanted to go to New York with the party, but Di Leccio and the defendant said that they did not want her. He, the complainant, and the defendant and Di Leccio then came to New York. The defendant said that he had six thousand dollars to change at Cantoni's bank, in Wall street. The defendant was to pay him, the complainant, ten dollars for his trouble. He, the complainant, drew his money from the bleecker street Savings Bank in one five hundred dollar bill, four one hundred dollar bills,

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**POOR QUALITY
ORIGINAL**

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and the remainder in twenty and ten dollar bills. After he drew the money, the defendant and his friend, Di Leccio, said that they wanted to see his money. He showed it to them and they said, "Yes, it's all right. This is good money." When the defendant gave him, the complainant, the handkerchief which he said contained the six thousand dollars, putting it into his, the complainant's, breast pocket, the defendant said, "These are six thousand dollars. Don't show them to anybody." He was to exchange the six thousand dollars for Italian paper money at Cantinni's bank, in Wall street, and to return to the saloon at Bleecker and Elizabeth streets and turn over the money to the defendant.

In cross-examination the complainant testified that when the defendant called at his, the complainant's, barber shop, in Orange Valley, on June 18, he did not wear glasses but he wore glasses on the following day when he first saw him in Newark, and he continued to wear them during the day. He, the witness, had known Banker Cantoni for about twelve years. He had done business with Mr. Cantoni before, having sent money to Italy through him. He, the complainant, had no diffi-

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**POOR QUALITY
ORIGINAL**

10

culty in identifying the defendant, at the Police Central Office and in the police court, after the defendant's arrest. He, the complainant, had seen the smaller man, who gave the name of Di Leccio, several times since his money was stolen from him, but it was in the street and Di Leccio managed to escape from him. He, the complainant, earned about eighteen dollars a week in his barber shop in Orange Valley, and was induced to come to New York by the defendant and his friend for ten dollars for his trouble. He did not want to accompany them to New York, and pointed out a boot-black, saying, "You may take him with you." The defendant and his companion said that they preferred to have an elderly man like him, the complainant, with them. They also refused to allow his, the complainant's, wife to accompany them, saying that they did not want to have anything to do with women. When they reached this city, he, the complainant, wanted to walk to the bank but the defendant and his companion called a cab and induced him, the complainant, to ride in the cab to Mulberry street.

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POOR QUALITY
ORIGINAL

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OFFICER CHARLES A. FORMOSA testified that he was a detective officer attached to the Police Central Office. He first heard of the complainant's complaint about the 20th of June, 1891. The complaint had been lodged at the Police Central Office before he, the witness, had heard of it. The complainant made the complaint to Sergeant Perazzo. As a result of the information which he, the witness, received from Sergeant Perazzo, he, the witness, went to see Detective Price of the sixth precinct, and the defendant was arrested on the 27th of March, 1892, and taken to the Police Central Office. He, the witness, was present when the complainant identified the defendant. He, the witness, went into the street and got three Italians and stood them in a line with the defendant at the bar. Meanwhile the complainant was in the ante-room. They took him into the room where the four Italians stood, and the complainant walked up deliberately and picked out the defendant as being one of the two men who had taken part in the "bunco trick," as the complainant termed it. At the time he, the witness, heard of the complainant's complaint he received a description of the two men that had robbed the complainant,

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POOR QUALITY
ORIGINAL

13

and he, the witness, communicated this description to Detective Price.

In cross-examination the witness testified that he had never arrested the defendant, but that he had heard that he was arrested as a suspicious character in July, 1891.

OFFICER FRANK S. PRICE testified that he was a detective officer, attached to the 6th police precinct. When he first heard of the complainant's complaint he received a description of the defendant and his companion. The complainant particularly said that the defendant had a bad eye, meaning an eye which was defected. He, the witness, arrested the defendant on March 27, 1892, and took him to the Police Central Office. He turned him over to Detective Formosa.

In cross-examination the witness stated that he, the witness, had no conversation with the defendant, because the defendant spoke Italian. He, the witness, arrested the defendant on July 4, 1891, as a suspicious character. A complaint was received at the station house to which the witness was attached that an Italian

0555

POOR QUALITY
ORIGINAL

13

had been beaten out of seventy dollars. The Italian gave him, the witness, a description of the defendant, particularly dwelling on the defendant's having a bad eye. He, the witness, arrested the defendant. He had seen him doing no work for some time and standing around the street. The Italian who had been beaten out of the seventy dollars could not identify the defendant. He saw the defendant almost every day in Mulberry street, and he had frequently taken strangers away from the defendant in the street. The defendant did not surrender himself to him, the witness, on the 27th of March. He, the witness, arrested the defendant, whom he had not seen for some time, in a saloon at 89 Mulberry street.

FOR THE DEFENCE, JAMES RUSSO, THE DEFENDANT, testified, through the Official Interpreter, Mr. Cutugno, that he lived at 76 Mulberry street, and that he was a laborer, working out of town. He remember the month of June, 1891. On the 2nd of June he left New York for Booneville, N. Y. He kept a boarding house there for laborers. He was there about a month and returned to the City of New York

0556

POOR QUALITY
ORIGINAL

14

on the 2nd of July, at about half-past ten o'clock in the evening. He reached 89 Mulberry street between ten and half-past ten o'clock. He went to look for some laborers to take them to Booneville to work. He remained in the saloon, 89 Mulberry street, for about three hours and then went to his home, which was then at 128 Hester street. He was arrested on the 4th of July on suspicion, but was discharged. He did not know the complainant; and the first time that he had seen the complainant in his life was at the Police Central Office, after his, the defendant's, arrest. He had not been in Newark for nearly nine years. He did not know where Orange Valley was. He had never worn spectacles. He did not steal one thousand dollars, or any other sum, from the complainant, and had no knowledge of any such theft from the complainant.

In cross-examination the defendant testified that he worked for Joseph Janquetta, in Booneville, and did railroad work. A new road was being constructed. He worked there for three months. He went there on the 2nd of June. He came to New York on July 2nd, to look for more laborers for the road, and returned to Boone-

0557

POOR QUALITY
ORIGINAL

15

ville on the 7th of July and remained there until about the 27th of July, when he came back for more laborers, remaining in New York three or four days. He then returned to Booneville, remaining there until the last of August. He had seen Officer Price frequently in Mulberry street, and Officer Price had taken men away from him, the defendant. He, the defendant, did not understand why Price did this. The men that he, the defendant, was talking with were laborers that he, the defendant, was engaging to take to Booneville.

GUISEPPA JANQUETTA testified that he was a boarding master, and supplied laborers with board and lodging. He kept his boarding house at Booneville, New York. He had known the defendant for about seven years. The defendant had worked for him, the witness, for about three months ---- June, July, and August, 1891. On June 1st the defendant was with him, the witness, at Booneville, New York. On July 2nd he, the witness, sent the defendant to New York to get laborers. He, the witness, had seen the defendant at Booneville throughout the month of June, 1891. The de-

0558

POOR QUALITY
ORIGINAL

10

defendant was at work at Booneville for a contractor named McClew. The defendant did not keep a boarding house at Booneville, but worked for him, the witness, and he, the witness, paid the defendant twenty-five dollars a month. The defendant's general character for honesty was good. The defendant had bought a great deal of supplies for him, the witness, and had taken the money to pay for them and paid the bills properly and had returned the receipts.

In cross-examination the witness testified that the road that was being constructed was the Booneville and New York Railroad. He, the witness, was at Booneville all the summer of 1890 and 1891, and was still at Booneville. He, the witness, did not know Officer Price. He, the witness, was not in Mulberry street throughout the summer of 1891 earning a living as a fruit vendor. He, the witness, had always been a store-keeper. He, the witness, did not have a cart with fruit on it for sale at the corner of Mulberry and Bayard streets, in the summer of 1891. His, the witness's, brother had such a cart at that place. His, the witness's, brother looked very much like him, the

0559

POOR QUALITY
ORIGINAL

17

witness. His, the witness's, brother was not a twin brother, and there was two years difference in their ages. The witness's hair was white, and his, the witness's, brother's hair was gray. His brother also had the same kind of a mustache.

FRANCESCO COLLOCIO testified that he lived at 89 Mulberry street, and he kept a boarding house at that number. In June, 1891, he, the witness, was keeping a boarding house in Booneville. On July 2nd, 1891, the defendant went to New York to secure laborers. He, the witness, kept a boarding house about a mile away from that in which the defendant was employed, and he, the witness, saw the defendant nearly every day. He saw the defendant at work at Booneville on June 19, 1891. He had known the defendant for about nine months before he, the witness, went to Booneville. He had seen the defendant wearing spectacles in Booneville when the sun was strong. He could not say whether the spectacles were blue or green.

In cross-examination the witness testified that he could not tell on what day of the week the 19th of

0560

POOR QUALITY
ORIGINAL

18

19th of June, 1891, fell. He, the witness, left New York to go to Booneville on June 1st, 1891, and saw the defendant in Booneville several days later----- about four or five.

IRENE CAMPANA testified that she lived at 9 Mulberry street, and that she kept a restaurant. She had known the defendant for five or six years, and knew others that knew him. His reputation for honesty was good. In the year 1891 the defendant frequented her restaurant. She could not say whether he had meals there in the month of June, 1891.

IN REBUTTAL, OFFICER PRICE, being recalled, testified that the defendant was in Part I, of the General Sessions on the 4th of June, 1891, when Vincenzo Corressi was sentenced by Recorder Smyth. Somewheres between the 10th and 15th of June, 1891, the witness saw the defendant with a couple of "green-horns" in Mulberry street, and asked him where he was going with them. The defendant replied

0561

POOR QUALITY ORIGINAL

19

that he was going to get them jobs. He, the witness, called an interpreter and asked the men where they were going and they said that the defendant was going to get them a job on the docks for twenty dollars a piece. Then he, the witness, told the two men what kind of a man the defendant was, and they left the defendant. He, the witness, did not learn of the stealing of one thousand dollars from the complainant until August, 1891. Therefore, though he often saw the defendant in Mulberry street, particularly in the restaurant of Mrs. Compano, he did not arrest the defendant. The defendant was in the habit of picking up men at this restaurant. In the months of June and July, 1891, the witness Janquette had a push cart, from which he sold fruit, in Mulberry street.

THE DEFENDANT being recalled by his counsel, in rebuttal, testified that he was not in Part I of the Court of General Sessions on June 4th, 1891. Officer Price did not take two "green-horns" from him in June, 1891.

0562

POOR QUALITY ORIGINAL

(1895)

Police Court—2nd District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Giorgio Jaseni
of No. Orange Valley New Jersey Street, aged 42 years,
occupation Banker being duly sworn,

deposes and says, that on the 19 day of June 1897 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 of the
amount and value of

One thousand dollars
& 100⁰⁰/₁₀₀

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 James Russo working
and this affiant was given written who was acting in concert
for the purpose following to wit:

On the said date the affiant
Russo represented to deponent that
he was desirous of depositing a large
sum of money which he had, with
some funds in this City and asked
the affiant to deposit the said
money for him. The affiant Russo
told deponent that he (Deponent)
would be compelled to leave with
him Russo the sum of one thousand
dollars as a guarantee that he (Deponent)
would deposit the money which he
Russo was about to give him.

Subscribed before me this 1897

Police Justice

0564

POOR QUALITY ORIGINAL

(1285)

Sec. 198-200.

2

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

James Russo 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.

James Russo

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Italy

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

Answer.

76 Murray St. 4 months

Question. What is your business or profession?

Answer.

Contractor

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
Jim Russo*

Taken before me this *28*
day of *May* 189*2*
Police Justice.

0585

POOR QUALITY ORIGINAL

BAILED.

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court

1st District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Knicker
James Knicker

1. _____
2. _____
3. _____
4. _____

Office *James Knicker*

Dated

Mar 28 1892

Magistrate

James Knicker

Com. Officer

James Knicker

Precinct

James Knicker

Witnesses

James Knicker

No. _____

James Knicker

Residence _____

James Knicker

No. _____

James Knicker

Street _____

James Knicker

No. _____

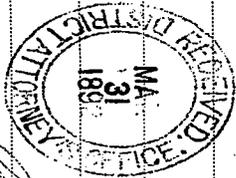
James Knicker

to answer _____

James Knicker

\$ _____

James Knicker



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 _____

James Knicker

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of fifteen Hundred Dollars, \$1500 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 28 1892* _____ Police Justice

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0566

POOR QUALITY ORIGINAL

city and county of New York.

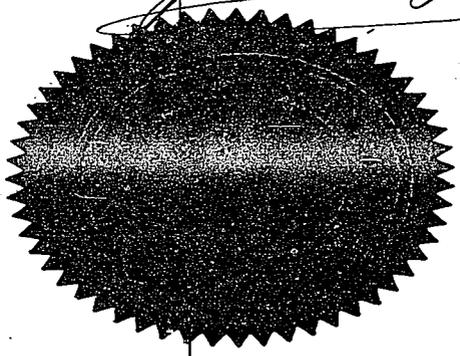
Frederick Gutter, being sworn says:
 that he is dealer in diamonds, watches & jewelry
 and has a store at no. 264 Bowery, knows James
 Russo for eight or nine years, that he had fre-
 quent dealings with him and always found him,
 that his general reputation for honesty is good.

Sworn to before me
 the 18th day of
 April 1892

Fred Gutter

City of New York
 County of New York
 State of New York

James Russo
 Public Notary



0567

POOR QUALITY ORIGINAL

city and county of New York

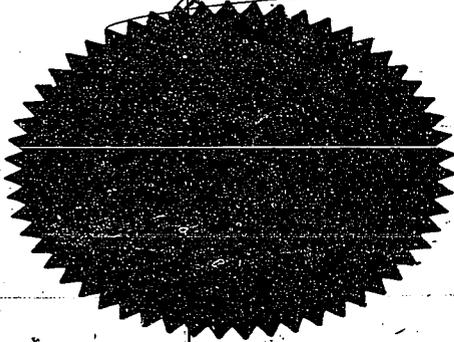
Ferdinando Nunciato being sworn says that he resides 89 Mulberry Street and has a money exchange business, that he knows James Russo for nine years. Knows many who know Russo and that his reputation for honesty is good. That he knows when James Russo left New York between 7th or 8th of June 1891, as much as he remembers, he went to Boonville, into the employ of Gianchetta, ~~to~~ whom deponent furnished provisions. James Russo returned to New York the 2nd or 3rd day of July 1891 to get laborers. To the best of his knowledge James Russo was not in New York during the month of June 1891.

Sworn to before me
the 18th day of April 1892

City of New York
County of New York
State of New York

Ferdinando Nunciato

Giuseppe Grassi Notary Public N.Y.



0568

POOR QUALITY ORIGINAL

City and county of New York

Frank Masello being duly sworn says that he lives in Polandville N.Y. and am a contractor and laborer supplier, that he knows James Russo about 10 years, knows others who know him, that his reputation for honesty is good.

Sworn to before me

the 15th day of April 1892

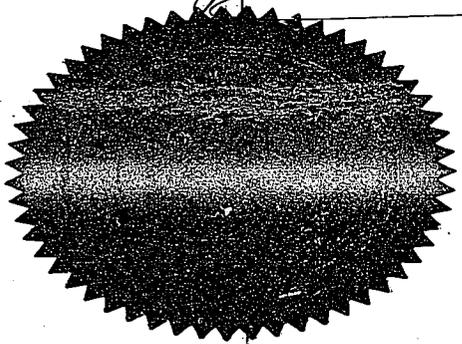
City of New York

County of ...

State of ...

Gaetano Grassi Notary Public

his Frank Masello



0569

POOR QUALITY ORIGINAL

city and county of New York.

John Ross being sworn says: that he lives at 27 Mulberry Str. Last summer, that is in the year 1891 I was near Boonville N.Y. and kept a Boarding house for rail road laborers and a bakery at Rectory near Boonville, right near the woods. that he knows James Russo about 7 or 8 years, knows others, who know him and that his reputation for honesty is good James Russo in going to his work had to pass his place and he remembers distinctly to have seen him at ~~Boonville~~ Rectory on the 9th day of June 1891. James Russo asked deponent for a glass of water and he gave him a glass of beer, this is the reason that he remembers the day.

Sworn to before me

the said Ross

April 19th 1892

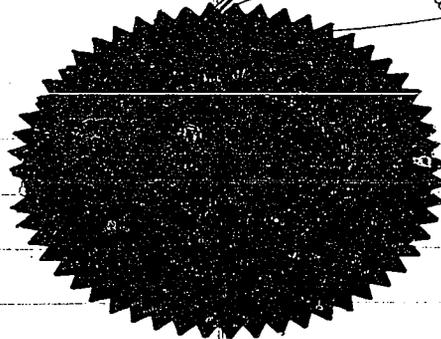
City of New York

County of New York

State of New York

Guetano Grassi Notary Public to N.Y. & N.J.

John ^{his} + Ross
Mark



0570

POOR QUALITY
ORIGINAL

General Session of the
Peace

Part II

The People

and

James H. Wood

Affidavits of good character

7571

POOR QUALITY ORIGINAL

General Session of the
Peace

Part II

The People

and

James Hoover

Affidavits of good character

0572

POOR QUALITY ORIGINAL

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 Russo

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

James Russo

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

The said James Russo,

late of the City of New York in the County of New York aforesaid, on the 19th day of June in the year of our Lord one thousand eight hundred and ninety-one at the City and County aforesaid, with force and arms, in the day - time of said day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of five hundred 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 hundred dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of five hundred dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of five hundred dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five hundred dollars

of the goods, chattels and personal property of one Giorgio Faselli 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.

DE LANCEY NICOLL, District Attorney.

0573

BOX:

477

FOLDER:

4368

DESCRIPTION:

Ryan, Jeremiah

DATE:

04/08/92



4368

0574

POOR QUALITY ORIGINAL

79

Counsel,

Filed

Pleads,

1892
day of April

THE PEOPLE

vs.

Grand Larceny, [Sections 528, 531, Penal Code.]

Jeremiah Ryan's

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. H. Johnson
Foreman.

April 11, 1892

Plendo G. B. J.
Clerk

Witnesses:

Geo. C. Becker

0575

POOR QUALITY ORIGINAL

Police Court

District.

Affidavit—Larceny.

City and County of New York, ss:

George Becker of No. 570 Park Avenue Street, aged 35 years, occupation Milk Business being duly sworn, deposes and says, that on the 14 day of March 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:

Two Lap Blankets and three Coats together of the value of about Fifty dollars

\$ 50.00

the property of Sampson W. Becker and in the care and custody 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 Jeremiah Ryan and Louis Wechsler (both numbers) from the fact that said property was in the premises 583 Park Avenue, and that said date deponent missed the said property. Deponent is informed by Officer John Long of the 25 Precinct that he arrested the said defendant Ryan and that said Ryan admitted and confessed that he did take and carry away said property. Deponent is further informed by said Long that said defendant Ryan had told him 'Long' that said Blankets were in a fur shop 204 East Houston Street and that he Ryan further informed said Long that the Ryan had sold two Coats to said defendant

Sworn to before me, this 18th day of March 1892, Police Justice.

0576

POOR QUALITY ORIGINAL

Louis Wechsler of 560 7th Avenue. Said
 Long informs Depment that he called at
~~the store of said Wechsler and asked~~
^{John Lewis manager for said Wechsler} about said property. Said Wechsler denied
 having any such property. Depment is further
 informed by said Long that he found in the
 premises of said Wechsler two coats which
 Depment has since seen and fully satisfied
 as part of the property that was taken, stolen
 and carried away from Depment's possession.
 Depment is informed by said Long that said Wechsler
 has no license for the purchase and sale of
 second hand clothing, and Depment therefore accuses
 said Wechsler with having feloniously purchased
 said property knowing the same to have
 been stolen.

Sworn to before me this } George C. Becker
 5 day of April 1892 }
 John Ryan
 Police Justice

0577

POOR QUALITY ORIGINAL

CITY AND COUNTY }
OF NEW YORK, } ss.

aged years, occupation John Long
Police Officer of No.
25 Precinct Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Joseph C. Decker
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 5th
day of April 1892 } John Long

John Ryan
Police Justice.

0580

POOR QUALITY ORIGINAL

BALIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, vs:

ON THE COMPLAINT OF

Henry C. Wheeler
John J. Ryan
James Prichard

Offense *Larceny*
and receiving stolen goods

Dated

April 5

1892

Magistrate

John J. Ryan
Magistrate

Precinct

Witnesses

Call Officers

No.

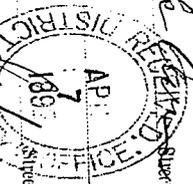
Street

No.

William Brown

No.

573 Park



No.

2000

TO JUSTICE

2000 Exchange
102 Broadway

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 J. Ryan*

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty* Hundred Dollars,

and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated, *April 5* 1892 *John J. Ryan* 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 *Louis Decheler*
guilty of the offense within mentioned, I order he to be discharged.

Dated, *April 6* 1892 *John J. Ryan* Police Justice.

0581

POOR QUALITY ORIGINAL

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jeremiah Ryan

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

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

The said

Jeremiah Ryan

late of the City of New York, in the County of New York aforesaid, on the *14th* day of *March* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms,

two blankets of the value of five dollars each, and three coats of the value of fifteen dollars each

of the goods, chattels and personal property of one

Thompson W. Decker

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.

De Lancy Recoll
District Attorney

0582

BOX:

477

FOLDER:

4368

DESCRIPTION:

Ryan, Sadie

DATE:

04/08/92



4368

0503

POOR QUALITY ORIGINAL

75

Counsel,
Filed *J. J. [Signature]* 1892
Plends, *For [Signature]*

Grand Larceny,
(From the Person,
Penal Code.)
Degree, *3rd*
[Sections 828, 830]

THE PEOPLE

vs. *3*

Sadie Ryan

DE LANCEY NICOLL,
District Attorney.

April 18/92
Submitted & Demised

A TRUE BILL.

[Signature]
Foreman.

April 18th - Part I
W. J. [Signature]

Witnesses:

Frank Farrell
Michael J. Conroy

The proofs herein are lacking in all particulars to justify the open against this case as others had ample opportunity to commit this crime I remain the disinterested of the indictment
Wm. Joseph [Signature]
Apr 18/92

0584

POOR QUALITY ORIGINAL

(1885)

Police Court— District: 2

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 136 Bank Street, aged 38 years,
Frank Farrell
occupation Furniture Salesman

deposes and says, that on the 22 day of March 1892 at the City of New

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

and person of deponent, in the night time, the following property, viz:

An Overcoat of the amount and value of Thirty five dollars. A Gold Watch and plated chain attached. Both of the amount and value of Fifty dollars. And a pair of Cuffs with two gold piece Buttons attached. in all of the amount and value of Ninety dollars (\$ 90 ⁰⁰/₁₀₀)

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 Sadie Ryan (now here) and Nettie Fitzgerald (not yet arrested), and while acting in concert with each other, from the following facts to wit: That about the hour of 11 o'clock P.M. of the aforesaid date deponent met Sadie and Nettie in the vicinity of Macdougall and Third Street, and that deponent in company with said Sadie and said Nettie went to a Liquor Store at the corner of 4th Street and 6th Avenue and that shortly after deponent went into said liquor store with the defendant Sadie and said Nettie, said defendant Sadie left said Liquor Store, and deponent in company with said Nettie then went with and accompanied her to the house No 90 Macdougall Street, and there again

Subscribed and sworn to before me this 22nd day of March 1892

Police Justice

0585

POOR QUALITY ORIGINAL

met the defendant Sadie - and that shortly after entering said House said defendant Sadie went out for the purpose of buying some beer, and that she shortly returned with said beer, and that defendant then took and drank a glass of said beer, with said defendant Sadie and Nettie, and that defendant then became unconscious, and that about the hour of six o'clock A. M. defendant woke up, and found himself lying on the bed, and the aforesaid property taken stolen and carried away. Defendant further says that at the time he entered said house, and at the time he was in said room with said defendant Sadie, and said Nettie not yet arrested he had the aforesaid property on his person and in his possession, defendant further says that at the time he woke up and discovered the aforesaid property stolen said defendant Sadie, and said Nettie were missing - defendant therefore charges the defendant Sadie in company with said Nettie in having committed a Larceny and asks that they may be held and dealt with as the Law may direct -

Shewn to before me } of } J. Farrell
 this 26 day of March 1892 } Grand

J. H. Brady
 Police Justice

0586

POOR QUALITY ORIGINAL

(1385)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Sadie Ryan

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

Question. What is your name?

Answer. *Sadie Ryan*

Question. How old are you?

Answer. *30 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *No 6 Marten Street - 3 days -*

Question. What is your business or profession?

Answer. *Housewife*

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 - Sadie Ryan

Taken before me this *26* day of *March* 189*9*

Police Justice.

0587

POOR QUALITY ORIGINAL

The presiding magistrate is authorized to hear and determine this case in my absence, and to accept bail *Edith Brady* Police Justice.

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

Police Court... District. 2 378

THE PEOPLE, etc., ON THE COMPLAINT OF

Frank Farrell
136 Grand St
John Ryan

Officer *Larney*

Dated *March 26 92*

Magistrate
Officer
15
Precinct.



Witnesses:
No. _____ Street.
No. _____ Street.
No. _____ Street.
to answer of *Edith*

\$1000 each 3/1/92 - 1992

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 *ten* Hundred Dollars, *1000* 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 26 92* *BB* - Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0588

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Sadie Ryan

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

Sadie Ryan

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

The said Sadie Ryan,

late of the City of New York, in the County of New York aforesaid, on the 22nd day of March in the year of our Lord one thousand eight hundred and ninety-two, in the nighttime of the said day, at the City and County aforesaid, with force and arms,

one overcoat of the value of thirty-five dollars, one watch of the value of forty dollars, one chain of the value of ten dollars, two cuffs of the value of ten cents each, and two sleeve buttons of the value of two dollars and fifty cents each,

of the goods, chattels and personal property of one Frank Farrell on the person of the said Frank Farrell then and there being found, from the person of the said Frank Farrell 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 Laurey Mcoll
District Attorney

0589

BOX:

477

FOLDER:

4368

DESCRIPTION:

Rytburg, August

DATE:

04/14/92



4368

0590

POOR QUALITY ORIGINAL

Gen. F. Gibbons 195.

Gen. W. Pittman

Counsel,

Filed

14th day of April 1892

Pleads,

July 20

THE PEOPLE

31

to 35
310
Shaw

78.

August 1892

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

DE LANCEY NICOLL,

District Attorney.

28 April 92
today given to the
"I think" was written
ought to be personally served -
A TRUE BILL. V.M.D.

John H. Johnson
Foreman.

Part 2 - May 10, 1892
trial and convicted of
Assault in the First Degree
Pen one yr.

Witnesses:

August May
John H. Johnson

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POOR QUALITY
ORIGINAL

7-2-92

The People
vs.
August Rydberg

Court of General Sessions. Part I
 Before Judge Cowing, May 10, 1922
 Indictment for assault in the first degree.
 August May, sworn and examined, testified
 I am in the truck business at the present
 time and work now for John Rechan. I
 was previously working for a man named
 Joseph Kingley; he stables now in Fifty
 Fourth street and Eleventh Avenue. How long
 have you been in that business? I have
 been about four years and a half. On
 the 15th of last February I was walking on
 East Thirty Fifth st. in this city. I was with
 a man named Carlson, who is in
 Court. I was in a saloon where I saw
 the prisoner, corner of Thirty Fifth street and
 Second Avenue. I don't know the man's
 name who keeps it; it was the first
 time I had ever been in it. My friend
 asked me to take a walk over, I was
 not working; that was on Monday, he
 wanted to see if there were any Swedish
 letters there for him. I went over; he
 had one letter mailed there, and he
 recieved it. Of course he knew the friends,
 he was talking to them. I did not
 understand their language because
 I cannot speak Swedish. I guess we
 remained in that saloon about

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POOR QUALITY
ORIGINAL

was hour and a half; it was about half past five o'clock when we left the place. I told my friend Carlson that four horses to take care of, the prisoner was standing at the bar. I never saw him in my life before. I did not know him. There was no trouble in the bar room. Did you and Carlson live together? Yes. When did you next see the prisoner? On the corner of Thirty Fifth and Thirty Sixth Sts. and Second Avenue in this city. He did not speak at all, he came right behind and turned around and stabbed me in the eye. I did not know what it was for at all. Had you any difficulty, any words or conversation in the saloon? No sir, not a word. There was no row whatsoever in the saloon. You and Carlson left and when you got near Thirty Sixth street you say that he followed you and without any justification stabbed you near the eye? Yes, there is the scar right there (pointing) Are you sure this is the man? Yes, that is the man. Was Carlson your friend with you when you were stabbed? Yes sir, we were going home. What sort of a knife was it? I could not say, I could only see

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POOR QUALITY
ORIGINAL

the blade of it. He traced him going up in the house No. 300 East Thirty Fifth Street where he lived; he turned on the top of the stairs with the knife again. What did he do after he stabbed you? He ran across the street to go home. I followed him to keep track of him to have him arrested. You had him arrested? Yes.

Cross Examined. I have been a truckman four years and a half. I am of German descent and was born in New York. I never had an altercation with the defendant and only know him today by sight. Is it not true that you had a gang in that saloon? No, there was only my friend, no gang whatsoever, only Mr. Carlson. I am a stranger in that neighborhood and was never in that saloon before that night. I had no conversation in the saloon with the prisoner. Is it not true that you and Carlson took hold of the prisoner in the saloon and attempted to beat him? No sir. You did not raise your hand to him? No. Did you see your friend Carlson raise his hand to him in the saloon? No. You never saw him in your life and never had any conversation with him? No sir. And when he went out in the street you say

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POOR QUALITY
ORIGINAL

he struck you with a knife? Yes. You are sure it was a knife? I am positive. I seen the knife the second time. What kind of a looking knife was it? I could not say exactly, I merely saw the blade of it; he had it in his hand up stairs. Do you know if there was a handle to it? I could not swear, I seen the blade. I could not say how long it was; it was a small penknife. Is it not a fact that you and Carlson and a gang of your friends chased this man up to his door? No. Was it not in front of his house that this altercation took place? No sir. Was he not going to his house where this altercation took place? No sir, he was not; he passed his house.

Frederick Carlson, sworn and examined. I moved on the first of May, but I lived that time at 109 West Sixty Fourth St. in this city. I am a janitor at that place and have been about five months. I am a janitor now at Willis Avenue and 138th street - off your houses there. I remember being in the city on the 15th of February last. It was with the complainant and I went into a saloon with him between Thirty Fourth and Thirty Fifth streets on the

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POOR QUALITY
ORIGINAL

west side of Second Avenue. How many persons were in there when you got in? I cannot tell you how many were in there; there was several. The prisoner was standing alongside of the bar. I had no conversation with him; when I was going out he commenced to insult me. I cannot tell exactly what he said to me. He said I was no good or something like that and I went right out. Neither I nor the complainant said anything to him to lead him to say I was no good; he came voluntarily up to us and said that; before that there had been no quarrel and no conversation. My friend and I went to the corner of Thirty Fifth St.; and then he (my friend) turned his head and saw this man coming after me with a knife. I did not see the knife, but he told me he had a knife and he cut him in the face. I did not see him cut my friend in the face but I saw the blood coming out. It was dark and he came behind us. After stabbing him he ran across down Thirty Fifth St. I ran after him to see what became of him to have him arrested, and when I came down stairs he came after me and stabbed

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POOR QUALITY
ORIGINAL

me in the neck with a knife. Did you make a complaint against him? Yes sir. Was he arrested? He was. Did you go before the Grand Jury? Yes. What had you done to him to make him stab you? I done nothing to him, he stabbed me in the stairway coming down. There was other people standing outside. Did you go home? No, I went up stairs to see what became of him. He ran after me; he was up there, and he stabbed me. Did the blade go right through? Yes, I was in the Bellvue hospital and had it dressed. Had it dressed three times.

By the Court Was the defendant drunk? No. I cannot say that he was drunk.

Cross Examined. My name is Frederick Carlson. Are you known by any other name? Yes; some of my particular friends know me by my Swedish name Wackerfelt; my name is known here as Carlson, since I came to this country. Is there any ^{other} reason why you changed your name? Yes sir; it is easier to say Carlson than Wackerfelt. Were you ever convicted of crime? No sir.

By the Court Were you ever sent to prison for doing anything wrong? No sir, never in my life.

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POOR QUALITY
ORIGINAL

By [unclear]

You were in this saloon where the prisoner was? Yes sir. You had no conversation with him? No - You did not speak to him? No. No he did not speak to you? No. Neither did your friend? He called me "no good"; he spoke to me at the bar. Did you ever see him before that time? I cannot remember I seen that man before. At the time that May was struck with the knife, as he states, you did not see the prisoner hit him with the knife? I did not see you did not see the knife in his hand? No. Was it a dark night? Yes, it was about six o'clock February. You were looking straight ahead where your friend was struck? Yes sir.

David Hoar sworn and examined. I am an officer and belong to the 21st Precinct I arrested the prisoner. This alleged assault is said to have been committed on the 15th of February when did you arrest him? About a quarter after six just after coming out of the station house I found the two complainants in front of No. 300 where they said the man who had assaulted the complainant had gone into. What was the condition of the two complainants when you saw them? May had a cut over the left eye and

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POOR QUALITY
ORIGINAL

Carlson had a cut in the back of the head. I went up into the house. Carlson was cut on the right side of the head and was bleeding. What did these two men or either of them say in the presence and hearing of the prisoner? They said that he had cut them. What did he (the prisoner) say? He did not deny it. I cannot tell you what his words were. He was asked at the station house why he had cut them and he said they had assaulted him. That is all I know about it.

Cross Examined. What is the character of that house on Thirty Fifth street? It is an apartment house - good as far as I know - a good class of people there, apparently. I mean this particular saloon? I don't know anything about the saloon; the party who kept the saloon moved away from there. I don't know anything at all about it. Do you know anything about the prisoner? Nothing about him whatever. I never had any occasion to because I never happened to be on that post. You never heard anything in your precinct against him? No sir. I was not on that post that night. I was going over to my own post that was simply the route from the

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POOR QUALITY
ORIGINAL

station house. That is the way by which you came to arrest him.

By Counsel Do you know the complainant in this case August May? No, I don't know either of those two men. I don't know the parties.

By a Juror Where did you find the prisoner? In his house. He did not deny it? No sir.

By the Court Was the prisoner hurt at all as far as you could see? I could not see any hurt on him, I could not see any mark on him at all.

By Counsel Do you know the difference between a cut and a bruise? I think I would. Did you examine the head of Carlson? I saw the blood there on the head. Did you get close up to him? Yes. I did not separate the hair, I could see the cut without separating it. Did you make the same examination of the complainant? No sir. I did not; he claimed to have been cut over the eye.

By Counsel But you relied on the officer's statement made by the complainant that he had been cut, is not that true? No sir. I saw the cuts. I took him down to the hospital and had the cuts stitched up there. Did you see any knife on the prisoner? No I did not find it; it was some time after it

0500

POOR QUALITY ORIGINAL

August Rytburg, sworn and examined in his own defence testified. How long have you been in this country? Eight years. What is your business? Shoemaker. How long have you been a shoemaker? Six years. Did you cut the complainant? No sir. Did you see these two men [the complainant and Carlson stood up] in a saloon on Thirty Fifth street? Yes sir. Did you have any conversation with these men in that saloon? No, only that Swedish man called me for a drink. (pointing to the complainant) Did you have a talk with this man? (pointing to Carlson) Yes. Did you have a talk with this man May? No sir. Did they do anything to you in the saloon? Yes they attacked me and fered me through the door. Did they do anything else to you? They only said, "we are going to fix you when you get outside. Did they go outside? Yes. How long after they went out did you go out? About four or five minutes, I cannot tell sure. How far is your house from the saloon? Only in Thirty Fifth street, I crossed the Avenue going right home. Right across from the saloon is your house? Yes. When you went to go across the street

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POOR QUALITY
ORIGINAL

did they follow you? Yes sir. Did they assault you, did they hit you? I thought they wanted to hit me. By the Court. Did they put their hands on you? Yes, they stopped me and took hold of my coat. I said to leave me alone. Who took hold of your coat? The young one Clarkson. I struck him and he fell down on the street. I wanted to get rid of him. I says, "Get me go home." I only put my hand out to him to put him away. Did not you have a knife in your hand? No. Did not cut him at all? No. Did not cut either one of them? No. Did not have anything in your hand at all? No. How did these cuts come under his eye? I do not know. You did not do it? No. Were you not drunk? I was a little drunk. They followed me up to my door. I could not open the door quick enough. This man May says he was walking in the street, he did not touch you, did not say a word to you, you came up with a knife in your hand, he saw the blade, and you cut him under the eye - that is his story, is that true? I do not think so. By the Court. Is it or is it not true - the other one shows his hat where the blade

0602

POOR QUALITY
ORIGINAL

has gone through and he is cut in the neck?
I did not cut him. How do you know you
did not cut him if you were drunk?
I know sure. You do not know what you
do where you are. tight! I only got a
couple of glasses.

By *Examiner* They spoke to you in the street both of
them? Yes. And they spoke to you in the
saloon both of them? Yes sir. You did not
use a knife on either of those men did
you? No sir. You were never arrested
before were you August? No sir. You have
been living with your family for the
past six years in this city? Yes sir.
And you have been working continuously?
Yes. Is that the first time you went in
that saloon? I have been in one or two
times before. That saloon was kept by
a Swede was it not? Yes sir.

Examiner Both Carlson and May said they
were in that saloon and neither of them
spoke to you and neither of them drank with
you, but as they were going out you
said to Carlson he was no good, is that
true or not? No. They went out of the
saloon first. I was going home. They said
that they just walked up to about thirty
fifth street when you came up behind

0603

POOR QUALITY
ORIGINAL

and stabbed May in the face is that true?
No. Who did stab him? I do not know
No. Did ^{you see anybody} stab him? No. The officer
immediately arrested you and they both said
that you had stabbed one in the face
and Carlson says that he went up stairs
to find you, you ran away, and he
met you on the stairs, you took a knife
and put it right through the back of his
hat and it went into his head, is that
true or not? No. The officer says that they
charged you with doing it - that Carlson
and May were bleeding - that you did
not show any signs of being hurt,
who caused them to bleed on the face and
the head if you did not do it? I do not
know who did the stabbing.

Hermann Chellford sworn and examined.
I live in 310 East Thirty Fifth street. I have
been a shoe maker for the last eighteen
or nineteen years. I know the prisoner
for the last five years. I remember this
occurrence of the 15th of February. I was sitting
in my room working and I heard trouble
in the hall. I went out to look at it and
I saw two men after him (the complain-
ant) up to his own door. Are those the
two men that you saw (pointing to
May and Carlson)? Those are the

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POOR QUALITY
ORIGINAL

two men that I saw; he went after them down stairs again and I was with him too. I saw them standing outside the door a whole crowd of them. Did they have a crowd with them? Yes, there was a whole crowd outside the door. I did not see any knife in the prisoner's hands. May and Clarkson were after him; he ^{was} running as fast as he could. I was not with them when they were fighting. Did you see any blood on the prisoner's face? No. This was about half past five o'clock in the evening. I saw that Clarkson and May were cut; their heads were tied up in the hall. I never saw August May before that night. I know the prisoner and know other people who know him. I know that he is a good and quiet man. Peter Mereson sworn and examined. I live at 230 East Twenty Eighth Street. I sell a Swedish paper. I remember being in a saloon on Second Avenue near Thirty Fifth Street. I saw the complainant and the other man there. I saw Carlson take the prisoner by the coat and throw him down. I did not see any of the difficulty outside. I did not see a knife in the

0605

POOR QUALITY
ORIGINAL

hand of the prisoner. Did you see those two men go out of the saloon? Yes sir. I heard them say to the prisoner inside, "I will fix you." The prisoner drank a glass of beer, and he was going home. I know the prisoner six years and know a lot of people who know him; he is a fine good man.

Cross Examined. The prisoner was not so very drunk. I am a friend of his and told him to go home; he was not full of fight but he was full of beer. I never heard of his being in a fight before; he is a good man. Helman Jansera sworn. I am in the shoe business at 28th Sixth Avenue. I have been in the business twenty six years. I know the prisoner for the last two years, he works for me at the present time. He is a very steady man. I have got no better workman. I have always found him sober, honest and industrious. I never saw him drunk.

Henry Pfeifer sworn. I keep a shoe store at No. 412 Fourth Avenue. I have been in business in New York for thirty four years. I have known the prisoner about two years. I know other people who know him; his reputation for truth, honesty and peacefulness is good. He worked

for me six months about two years ago. I never heard of him being in any fight. Rich Jansere, sworn and examined. I am a shoe maker at 339 East Twenty-fifth St. and work for a boss. I have been in New York ten years and know the prisoner five years. I know other people who know him. I know him to be a true and honest man. I never heard of him being in any fight; he is always quiet.

Counsel I have four or five other people to speak of this man's character.

The Court I think two or three witnesses are enough on that question.

Attorney Officer Hoar was recalled by District. What was the condition of the prisoner when you arrested him? He was a little bit under the influence of liquor. There were no marks on him at all; he seemed to be very much excited.

By a juror You do not think that he was very drunk? He was not very drunk; he was under the influence of it, but not very drunk; he was able to make his way and to take care of himself. I went into the house to arrest him; the halls were a little dark.

The jury rendered a verdict of guilty of assault in the third degree.

0607

POOR QUALITY
ORIGINAL

Testimony in the
case of
August Rydberg
filed

April

1892

40 Cr

0608

POOR QUALITY ORIGINAL

Police Court 4th District.

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

of No. 225 West 61st Street, aged 38 years,
occupation Truckman being duly sworn

deposes and says, that on the 5th day of February 1892 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by August May

August Mayburg (number)
From the fact that deponent was walking on East 35th Street this City, that defendant did cut and stab deponent on the face with a knife

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

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

Sworn to before me, this 16th day of February 1892 } August May

[Signature] Police Justice.

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POOR QUALITY ORIGINAL

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

August Ryberg 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. *August Ryberg*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Sweden*

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

Answer. *310 E 35th Street 2 years*

Question. What is your business or profession?

Answer. *Shoemaker*

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*
August Ryberg

Taken before me this
day of *March* 189*4*

Police Justice.

[Signature]

0610

POOR QUALITY ORIGINAL

BAILED

No. 1, by Stamm & Lawton
 Residence 484 Coxsack St.

No. 2, by _____
 Residence _____
 Street _____

No. 3, by _____
 Residence _____
 Street _____

No. 4, by _____
 Residence _____
 Street _____

Police Court... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Miller
169 St. John St.
Wm. Miller

Offense fel. assault

Dated Feb 16 189 7

Magistrate Starr

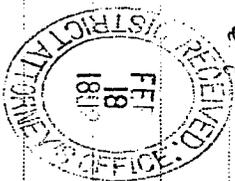
Officer Starr

Practical Starr

Witnesses

No. 169 W 6 St.
 Street Frederick E. Rand

No. _____ Street _____



No. 1000 Street W. S.
 \$ 1000 to answer

Ballew

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 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, February 16 189 7 W. S. Hoffmann Police Justice.

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

Dated, February 17 189 7 W. S. Hoffmann 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.

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POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

August Rytburg

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

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

The said August Rytburg
late of the City of New York, in the County of New York aforesaid, on the ^{fifteenth}
day of ~~February~~ ^{February} in the year of our Lord one thousand eight hundred and
ninety-~~two~~ ^{two}, with force and arms, at the City and County aforesaid, in and upon
the body of one August May in the peace of the said People
then and there being, feloniously did make an assault and ~~him~~ ^{him} the said
August May with a certain ~~knife~~ ^{knife}.

which the said August Rytburg
in ~~his~~ ^{his} right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent ~~him~~ ^{him} the said August May
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
August Rytburg
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said August Rytburg
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
August May in the peace of the said
People then and there being, feloniously ~~did~~ wilfully and wrongfully make another assault,
and ~~him~~ ^{him} the said August May
with a certain ~~knife~~ ^{knife},

which the said August Rytburg
in ~~his~~ ^{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 strike, beat, cut, stab and wound, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their
dignity.

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POOR QUALITY ORIGINAL

THIRD COUNT—

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

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

The said

August Rytburg
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 said *August*
May in the peace of the said People then and there being, feloniously
did wilfully and wrongfully make another assault and *hurl* the said
with a certain *knife* *August May*

which *he* the said *August Rytburg*
in *his* right hand then and there had and held, in and upon the
face of *him* the said *August May*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said

August May
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.