

0046

BOX:

57

FOLDER:

645

DESCRIPTION:

Backer, Heinrich

DATE:

01/06/82



645

See page
Mr. Richer
Buckner
Car. Fisher
H. H. H. H. H.

for
H. H. H. H. H.

46
Counsel,
Filed 6 day of
Pleads

1882

THE PEOPLE

vs.

INDICTMENT.
L. A. R. C. H. E. N. Y.

Samuel Backer

DAVID ROLLINS

John M. H. H. H.
District Attorney

A True Bill.

John M. H. H. H.
Foreman.

May 6/82

John M. H. H. H.
District Attorney

May 9/82

0048

FORM 112.

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

Police Court—Third District.

56 years of age *Carl Buschmeister*
of No. *4 St. Marks Place* Street, being duly sworn, deposes
and says that on the *23* day of *December* 188*1*

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, *at night time from the*

Palish Theatre
the following property viz: *One theatrical suit of*

of the value of *forty* Dollars
the property of *deponent*

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

(now here) from the fact that said Becker
acknowledged to deponent in the presence
of witnesses that he did steal said
property and possessed the same
and that he returned said particulars
to deponent representing said property

Sworn to, before me this

day of

December 188*1*

24

Police Justice

C. Buschmeister

0049

Sec. 198-200.

3

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Heinrich Becker 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. Heinrich Becker

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Germany

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

Answer. in Livingston Street, 8 days

Question. What is your business or profession?

Answer. Plumber

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

Answer. I am guilty

Taken before me this 27

day of March

1888

Heinrich Becker

M. J. Down

Police Justice.

0050

FAILED,

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

Sec. 208, 209, 210 & 212.

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carl Repachian
4 1/2 Market Place

1 Heinrich Beck

2 _____

3 _____

4 _____

Offence, Grand Larceny

Dated Dec 27 1881

Lawson Magistrate.

Joseph M. Mackey Officer.
131 Camp St. Clerk.

Witnesses _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

577
Dec 29 1881
1881
1881

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 Heinrich Beck

guilty thereof, I order that he be admitted to bail in the sum of Five Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated Dec 27 1881 W. J. O'Connell 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.

Police Court—3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carl Buckner
4 St. Mark's Place

1 Munich Beck

BAILED.

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated

Dec 27

188

Magistrate.

Paw

Officer.

Sergeant Meade
15th Corp Dist.

Clerk.

Witnesses

No.

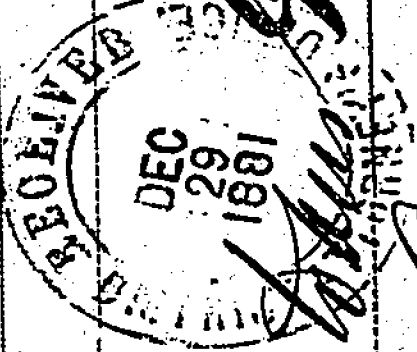
Street,

No.

Street,

No.

Street.



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 *Sturck Beck*

guilty thereof, I order that he be admitted to bail in the sum of *Five Hundred Dollars* and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated *Dec 29* 1881 *W. J. O'Connell* Police Justice.

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

Dated 1881 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 1881 Police Justice.

1500

0052

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

THE PEOPLE OF THE STATE OF
NEW YORK.

Henrich *Bäcker*
The Grand Jury of the City and County of New York by this indictment accuse

Henrich Bäcker

of the crime of

Arson

committed as follows:

The said

Henrich Bäcker

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

*One suit of clothes (of the kind commonly
called a theatrical suit of clothes) of the
value of forty dollars.*

of the goods, chattels, and personal property of one

Carl Buchheister

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

~~DANIEL C. ROLLINS,~~

John M. Keon
~~DANIEL C. ROLLINS,~~ District Attorney.

0053

BOX:

57

FOLDER:

645

DESCRIPTION:

Barmore, Harvey Jr.

DATE:

01/24/82



645

July 21st 1882

I have examined
the file in this
case a memorandum
a copy of the
the boy's name is
John no criminal
history is wanted
during of the
apparently

Day of Trial
Counsel
Filed day of
Rlands
1882

THE PEOPLE

John
13 28
for
Barre

John
District Attorney
not day Dr. 1882
plea guilty
A True Bill.

Sentence suspended
Foreman

Every day July 21st 1882
Witnesses

Handwritten notes and signatures, including "John" and "Barre".

Court of General Sessions

The People
vs
Harvey Barmore

City & County of New York K.S.S.

Charles H. Dreyer
of No 264 West 22nd Street being duly
sworn says: that he is in the livery
stable business at the above address
that he is well acquainted with the
defendant above named having
known him for the past ten years
and had always known him
to be an honest, trustworthy and indust-
rious young man and up to the
present charge against him, had
never heard or known of anything
against his character, but on the
contrary had known it to be good.
Deponent further says that he is
well acquainted with the Father
of the defendant and knows him
to be a strictly honest and straight
forward business man.

Sworn to before me this

30th day of January 1882

Charles H. Dreyer
Notary Public (N.Y.)

Charles H. Dreyer

Quit of General Sessions

The People

vs

Harvey Barnum

City and County of New York S.S.

George J. Obermann
of the City of Brooklyn being duly sworn
says: that he is the New York Agent for
the firm of Horace Partridge & Co of
Boston, Mass. that he knows the
defendant above named for the
period of one year - that he is well
acquainted with the family of the
defendant and has known them
upwards of three years, that during
the time he has known the defendant
he has known him to be an honest
industrious and hardworking
young man and never heard
anything against his Character
that the family of Defendant are
all first class and highly respectable
people.

Given to be sworn me

This 30th day of January 1882

Andrew J. W. Mickle

Notary Public, N.Y. County.

George J. Obermann

Court of General Sessions

The People

vs
Harvey Barnore Jr

City & County of New York ss

Frank C. Moreton

of No. 58 West 13th Street this City, being duly sworn says that he is the Purser of the Atlas Steamship Company. That he knows the defendant aboard named for the last eighteen months, during which time he has seen almost daily and that his character for honesty up to this has been most excellent. That he is acquainted with the father of the defendant who is a Piano Manufacturer, who is a highly respectable citizen. That as defendant is informed and believes the said Barnore has never been arrested before charged with the commission of any offence.

Sworn to before me this

28 day of January 1882

Maurice Meyer

F. C. Moreton

Notary Public

N.Y.C. (113)

Court of General Sessions

The People ?

vs
Harvey Barnore }

City & County of New York, ss

Joseph H. Deane
of No. 247 West 11th Street this city
very duly sworn says that ~~there~~ he is well
acquainted with the defendant above
named, having known him for the
last fifteen years, and has always
known him to be an honest, industrious
and trustworthy young man,
and has never seen arrested or
charged with the commission of any
offence.

Deponent further says that he is acquainted
with the father of the defendant
and knows him to be a highly respectable
citizen.

Sworn to before me this

31 day of January 1882

Marion Meyer

Notary Public (N.Y.)
per J.C.

Joseph H. Deane

State of New Jersey
Hudson County SS

Before Me Francis W. W. Denough
Recorder of the city of Hoboken in the
County and State aforesaid personally
appeared William S. Wilff, William
E. Ward, Richard B. Taft and Arthur
W. Clayton all of the city of Hoboken
in the County and State aforesaid, who
being by Me duly sworn upon their
oath according to law, depose and sa-
ith that they are personally acquainted
with ~~the defendant~~ Harvey Berger
for the defendant in this case and have
been acquainted with him for the past
six years and have always found him
to be a straightforward and honest
gentleman and have never heard or
known of anything derogatory to his
character before this case.

Sworn and subscribed
before me this 3rd day
of January A.D. 1882

Wm S. Wilff

Wm E. Ward

R. B. Taft

Arthur W. Clayton

F. W. W. Denough
Recorder

0060

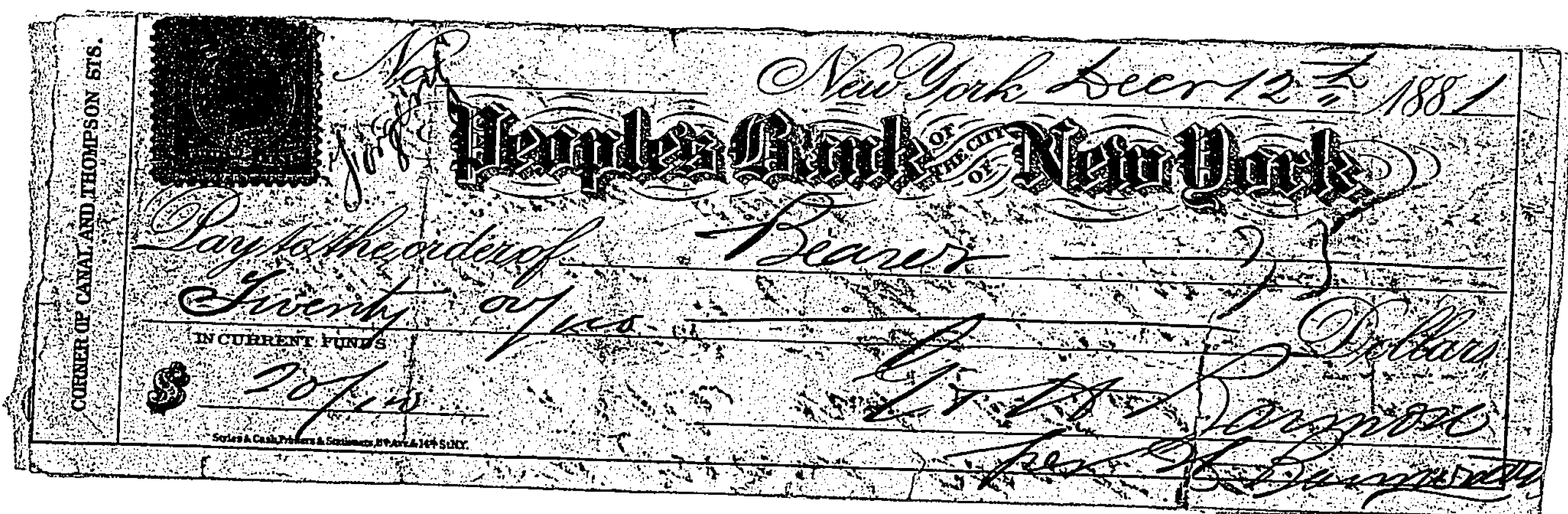
Court of General Sessions

The People

v. J.
Harvey Lowmire

affidavits as to
Character

0061



26/2/1900

Wm. H. Kung

26/2/1900

Wm. H. Kung

0063

POLICE COURT—SECOND DISTRICT.

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

Dealer, *William H. Ronge, Esq.*
 of *No. 626 Eighth Avenue* Street, being duly sworn, deposes
 and says that on the *12th* day of *December* 18*88*
 at the City of New York, in the County of New York,

To:
Harvey Barmore, now here,
 did feloniously, designedly and
 by means of the annexed
 false, forged and fraudulent
 instrument in writing purporting
 to be a check or order for money
 on the "Peoples Bank of the City
 of New York" for the sum of
 Twenty dollars and dated
 December 12th 1888 and signed
 "E. H. Barmore", obtain of
 deponent, and of deponent's
 property, the sum of ten
 dollars good and lawful money
 with the intent to cheat and
 defraud.

That said deponent
 was then indebted to deponent
 in the sum of ten dollars, and
 he did then and there present
 said instrument to deponent
 and said to deponent: "This is
 the old man's check and is
 good, take out what I owe
 you and give me the
 balance." That deponent
 believing said statement and
 relying wholly on the same

0064

them and there gave said
dependant the sum of ten
dollars.

That deponent has since then
ascertained that said check
is worthless and of no value
whatever and is a forgery
and that the statements so
made to deponent by said
dependant as aforaid are
false and untrue.

Sworn to before me this
17th day of January 1882

William H. Ring

J. H. H. H.

Police Justice

POLICE COURT - SECOND DISTRICT,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Offence,

187

Dated

Witnesses,

Committed in default of \$ surety.

Bailed by

No. Street.

0065

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

2 DISTRICT POLICE COURT.

Harvey Dammore Jr. 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.

Harvey Dammore Jr.

Question. How old are you?

Answer.

Twenty-six years of age

Question. Where were you born?

Answer.

New York

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

Answer.

52 West 13th St. 2 years

Question. What is your business or profession?

Answer.

Plum business

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

Answer.

I have nothing to say. I waive further examination here

H. Dammore Jr.

Taken before me, this

day of

188

Police Justice.

9906

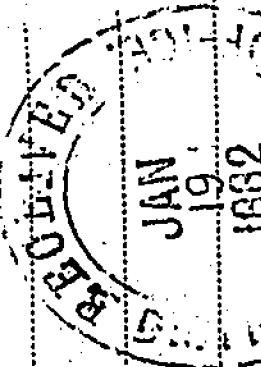
Sec. 203, 209, 210 & 212.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm H. Range
626 S. F. Ave.

Harry Damm



Dated *Jan 17* 189*2*

Magistrate.

Willard

Officer.

Campbell 16

Clerk.

Witnesses

No. Street,

No. Street,

No. Street.

Cond. Am. G.P.

BAILED.

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Police Justice.

Dated *Jan 17* 189*2*

Harry Damm
guilty thereof, I order that he be committed to the Warden or 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 *Harry Damm*

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

Police Justice.

Dated 188

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

Police Justice.

Dated 188

0067

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm H. George
626 E. 8th Ave

Harry Darnall Jr.

RECEIVED
JAN 19 1882

Offence *False Pretence*
and Forgery

Dated *January 17* 188*2*

William H. Smith
Magistrate.

Comptroller 16
McKee
Clerk.

Witnesses _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

Comptroller G. J.

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

guilty thereof, I order that he ~~be held to answer the same and~~ *be held to answer the same and* ~~be committed to the Warden or Keeper of the City Prison~~ *be committed to the Warden or Keeper of the City Prison until legally discharged*

Dated *January 17* 188*2*

J. H. Smith
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.

0068

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

THE PEOPLE OF THE STATE OF
NEW YORK,

Harvey Barnore junior
The Grand Jury of the City and County of New York by this indictment accuse
Harvey Barnore junior

of the crime of *obtaining money by*
false pretences
committed as follows:
The said *Harvey Barnore junior*

late of the First Ward of the City of New York, in the County of New York, aforesaid
on the *twelfth* day of *December* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty one*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one *William H. Runge*
did then and there feloniously, unlawfully, knowingly, and designedly, ~~falsely~~ pretend
and represent to *the said William H. Runge*
that, a certain instrument ~~and~~ writing, to wit, an order for the payment of money, of
the kind known as a *Bank check*, which the said
Harvey Barnore junior then and there presented
and delivered to the said *William H. Runge* and which
said *Bank check* is in the words and figures following, that is to say:—

corner of Broad and Thompson Sts.

New York Dec 12th 1881
Peoples Bank of the City of New York
Pay to the order of Bearer
Twenty ¹⁰⁰/₁₀₀ *Dollars*
In current funds
\$ 20/100
G & H Barnore
per A Barnore

was a good and valid order for the payment of *twenty dollars*
in money, and of the value of

twenty dollars; and that a sum of
twenty dollars in money belonging to the
said *G & H Barnore* was then in the possession

of the *Peoples Bank of the City of New York*, and that said sum of
money was then payable and could be paid by the said *Peoples Bank of*
the City of New York on the credit and account of the said
G & H Barnore whenever an order in writing,

signed by the said *G & H Barnore* authorizing
the said *Peoples Bank of the City of New York* to
make such payment should be presented at the place of business of the said

Bank and that a certain

Bank check purporting to be in the proper handwriting of *the*
said *G & H Barnore* and which said

Bank check was addressed to the said

Bank at the place of business

of the said *Bank*

at *the City of New York* and which said *Bank check*

0069

purported to be an order upon the said *Bank*
to pay to the said *Harvey Barnore junior* and to any
endorsee of the said *Harvey Barnore junior* ^{check} the sum
of *twenty dollars* in money,
was a valuable security, to wit, an order for the payment of *twenty dollars*
in money, and of the value of

twenty dollars

And the said *William H Runge*
then and there believing the said false pretences and representations
so made as aforesaid by the said *Harvey Barnore junior*
and being deceived thereby, was induced, by reason of false pretences and representa-
tions so made as aforesaid, to deliver, and did then and there deliver to the said
Harvey Barnore junior a certain sum
of money to wit the sum of *ten*
dollars in money and of the value
of ten dollars

of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said *William H Runge*
and the said *Harvey Barnore junior* did then
and there designedly receive and obtain the said sum of money to wit the
sum of ten dollars in money
of the said *William H Runge*
of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said *William H Runge* by means
of the false pretences and representations aforesaid, and with intent feloniously to cheat
and defraud the said *William H Runge*
of the same.

Whereas, in truth and in fact, the said *Bank Check*
which the said *Harvey Barnore junior* then and there
presented and delivered to the said *William H Runge*
was not a good and valid order for the payment of *twenty dollars*
in money, nor was the same a good and valid order
for the payment of any sum of money whatever.

And whereas, in truth and in fact, there was not then and there the sum of
twenty in money belonging to the
said *B. H. Barnore* in the possession
of the said *Peoples Bank of the City of New York*
nor was there then and there any sum of money whatsoever belonging to the said
B. H. Barnore in the possession
of said *Bank*

0070

And Whereas, in fact and in truth, the said sum of money was not then payable and could not be paid by said *Bank* on the credit and account of the said *E. H. Barnore*

whenever an order in writing signed by the said *E. H. Barnore* authorizing such payment to be made should be presented at the place of business of the said *Bank*, nor would the said *Bank* pay any sum of money whatsoever upon such order so signed by the said

E. H. Barnore as aforesaid.

And Whereas, in truth and in fact, the said *Bank check purporting to be* in the proper handwriting of the said *E. H. Barnore* was not an order to pay to the said *Harvey Barnore junior* or any endorsee of the said *Harvey Barnore junior* or of said *Bank check* the sum of *twenty* in money, nor was the same a valuable security, of the value of *twenty dollars* in money, nor was it of any value whatever;

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said *Harvey Barnore junior* to the said *William H. Runge* was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *Harvey Barnore junior* well knew the said pretences and representations so by him made as aforesaid to the said *William H. Runge* to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said *Harvey Barnore junior* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *William H. Runge* a certain sum of money, to wit, the sum of *ten dollars*

in money, and of the value of *ten dollars*

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said *William H. Runge* with intent feloniously to cheat and defraud *him* of the same, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKern
~~BENJ. R. PHELPS~~, District Attorney.

0071

BOX:

57

FOLDER:

645

DESCRIPTION:

Barry, John

DATE:

01/05/82



645

0072

BOX:

57

FOLDER:

645

DESCRIPTION:

Starling, David

DATE:

01/05/82



645

0073

Counsel,
Filed 5th day of Jan'y. 1882
Pleads *Voluntarily*

THE PEOPLE

ROBBERY--First Degree.

*John Barry. 2.
David Darling 2.*

*John Barry 2.
David Darling 2.*

*another indictment filed
apt Barry et al.*

A True Bill. Jan'y 17/82

J. H. Allen Foreman.

*No. 2 - tried Nov. 6
Ch. 2. Jan. 16 1882*

5 P 5 years 1882

0074

Police Department of the City of New York.

Precinct No. _____

New York, _____ 188

1879.

John Barry Jan 21 9⁴⁵ a.m. for
Burglariously entering store No 3
Barclay St by Officer Mulvey
Jan 22^d 2.00. to answer
Smith.
Feb 4th 3 1/2 yrs. Soldiers leave.

Michael Hickey

Daniel Mahoney

Burglary

Nov 21/79

each catch Post

Gildersleeve

Nov 24th

0075

Michael Healy -
was convicted some
two years ago
for larceny at No
83 Greenwich St

Don't know date

~~Michael Healy~~
~~Convicted for larceny~~
~~at 83 Greenwich St~~
~~in 1901~~

Office of the District Attorney
New York City

0076

District Attorney's Office.

THE PEOPLE,
vs.

Bany & Hich

1st Case ~~Wednesday~~

when placed

on Calendar #

2 1 10

0077

N^o 31

South Brooklyn

January 12th 1882

To Col. Fellows

As Plaintiff in
the case of Barry Stealing &
Hickey, I address my self to
you to ~~give~~ your answer to
to I think there was no alternative
for me but to leave without
explaining my position I agree
with you the Prisoner should
have fair play. Remember also
~~the man~~ that was assaulted
on a Publica on the publick
high way should be considered
also the loss of my money and
now Justice is taken more out
of my Pocket, I have lost 3 days
at 3 dollars a day and I ask you
can a poor man with a family of
9 afford it, one hour after you
postponed the trial then commenced

0078

N^o 3

2

I only want justice and I think I should have it, I have no more to say only hoping you will have the trial a nice date which I understand will be

I remain your servant

Michael Leary

96 Summit St

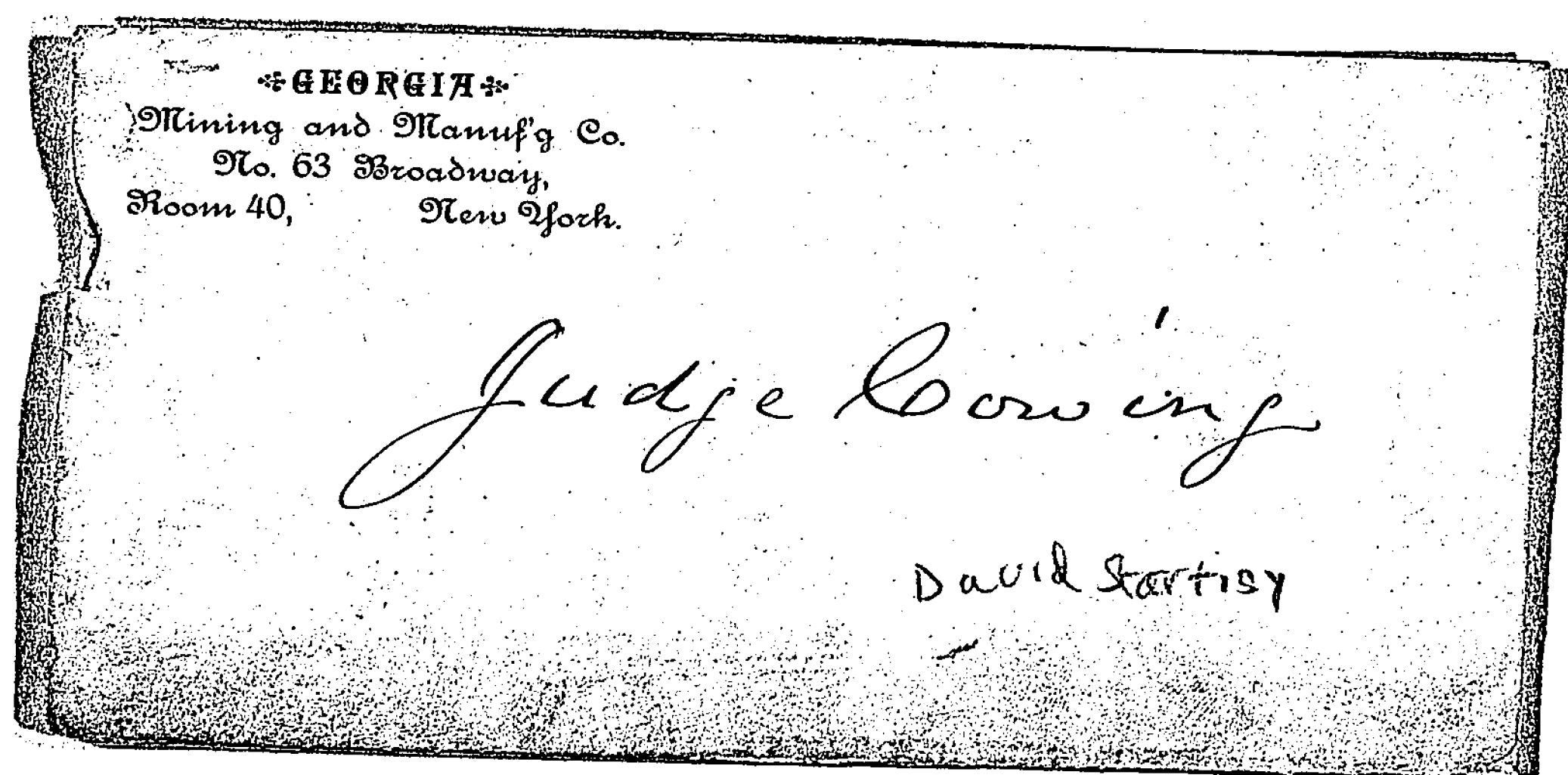
P. S.

Barry and Sterling has been in States Prison before

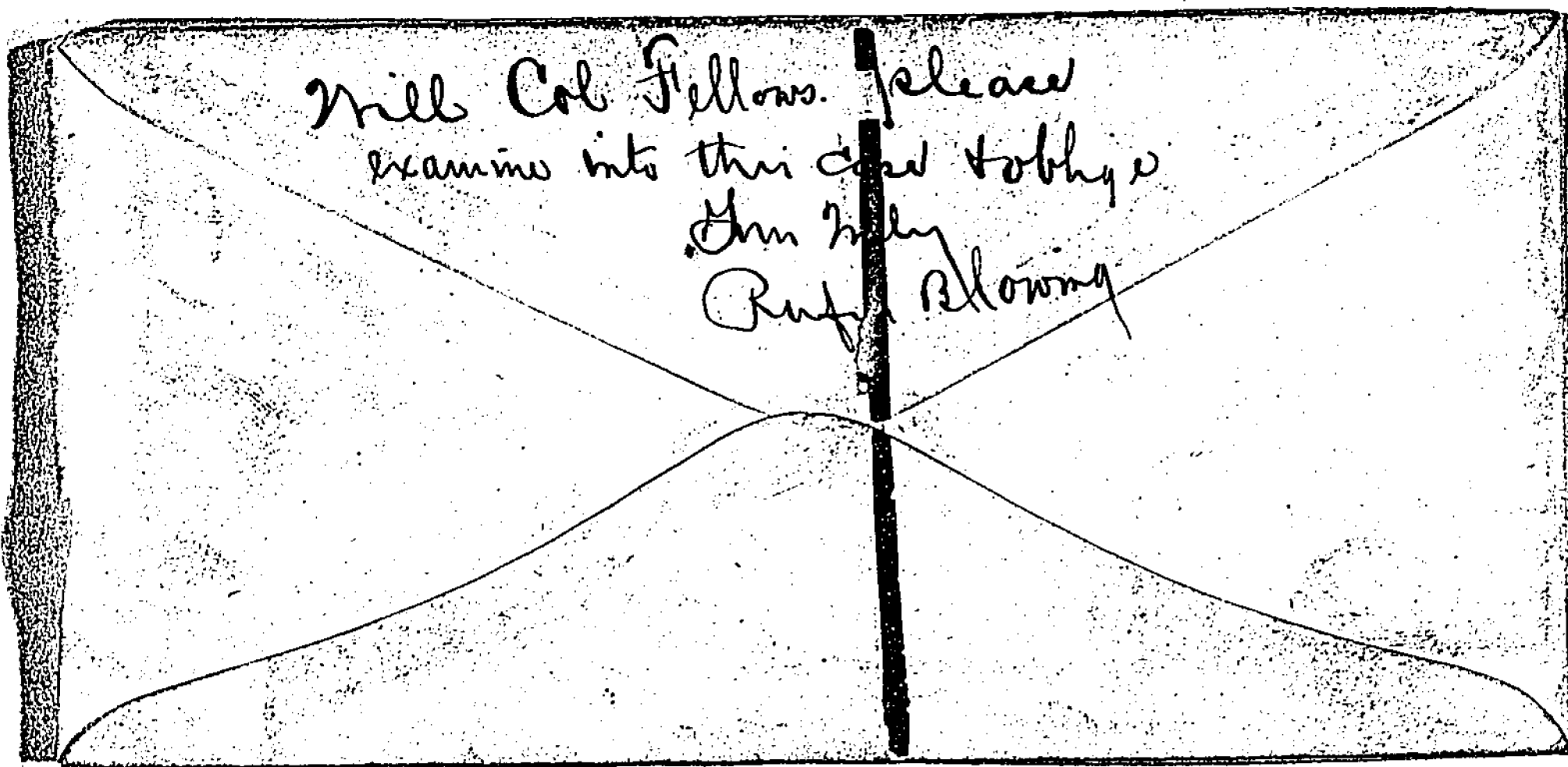
M. S.

Was with these friends in the District Attorney office settling the day the trial would be next Tuesday or I should say settle the case with the me my house is besieged with these friends to settle this case, only last Monday evening a gentleman of the name of Cornell was to my house and wanted me to settle the case. This is the way I am annoyed with these friends, I am not worried any respectable man to let these things pass on account of the trouble these is in the case. I have also reason to doubt the Cornell mother been sick as the friends of Prisoners can boast the can prosper the trial when the wish

0079



0000



Henry S. DeBevoise, Pres

John W. Jones, Sec'y.

Office of the

Georgia Mining and Manufg Co.,

No. 63 Broadway,
Room 40.

New York, Feb 15 1882

Hon. Judge Bowring

Dear Sir:

I am informed that a young man named David Starting has been convicted of some crime, and will soon be brought before your Honor to receive his sentence.

I am also informed that your Honor is likely to deal more harshly with the young man because of his previous record, he having been once sent to State Prison, for larceny, committed upon me.

Whilst I form no opinion of his guilt or innocence in the present instance, and in fact do not know for what he has been tried & convicted, I do desire that the severity of his punishment shall not be increased because of the antecedents to which I have alluded.

I desire that your Honor will give the prisoner the advantage of the of your knowledge, first: that at the time of the trial I positively refused to identify him, and after his conviction

0082

I became, (from circumstantial evidence coming to me) so completely convinced that he was in that instance at least innocent, that I went to the Wink City in person, and made every effort to obtain at least some mitigation of his sentence.

I am sir

Very Respectfully
Stephen Chester

0083

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

John Barry ^{against}
David Starling

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

John Barry and David Starling
of the CRIME OF *Robbery*

committed as follows:

The said

John Barry and David Starling each
late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty third* day of *December* in the year of our Lord
one thousand eight hundred and eighty *one* at the Ward, City and County
aforesaid, with force and arms, in and upon one *Michael Traynor*
in the peace of the said People, then and there being, feloniously did make an assault
and *one* promissory notes for the payment of money, being then and there
due and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of twenty dollars, and of the value of twenty dollars *each: two*
promissory notes for the payment of money, being then and there due and unsatisfied,
(and of the kind known as United States Treasury Notes), of the denomination of ten
dollars, and of the value of ten dollars *each: five* promissory notes for the
payment of money, being then and there due and unsatisfied, (and of the kind known
as United States Treasury Notes, of (the denomination of five dollars, and of the value
of five dollars *each: ten* promissory notes for the payment of money, being
then and there due and unsatisfied, (and of the kind known as United States Treasury
Notes) of the denomination of two dollars and of the value of two dollars *each: twenty*
promissory notes for the payment of money, being then and there due
and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of one dollar, and of the value of one dollar *each: five* coins,
(of the kind known as cents), of the value of one cent *each: ten* coins,
(of the kind known as two cents), of the value of two cents *each: ten* coins,
(of the kind known as five-cent pieces), of the value of five cents *each: ten*
due bills of the United States of America, the same being then and there due
and unsatisfied, (and of the kind known as fractional currency), of the denomination
of fifty cents each and of the marketable value of fifty cents *each: ten*
due bills of the United States of America, the same being then and there due and
unsatisfied, (and of the kind known as fractional currency), of the denomination of
twenty-five cents each, and of the marketable value of twenty-five cents *each: ten*
due bills of the United States of America, the same being then and there
due and unsatisfied, (and of the kind known as fractional currency), of the denomina-
tion of ten cents each, and of the marketable value of ten cents *each:*

of the goods, chattels, and personal property of the said

Michael Traynor

from the person of said *Michael Traynor* and against
the will, and by violence to the person of the said *Michael Traynor*
then and there violently and feloniously did rob, steal, take,
and carry away, against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York, and their dignity.

John McKee
DANIEL G. ROLLINS, District Attorney.

0084

BOX:

57

FOLDER:

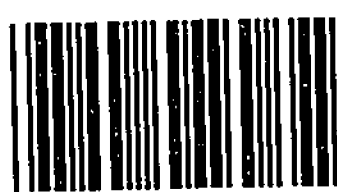
645

DESCRIPTION:

Barry, John

DATE:

01/17/82



645

0085

BOX:

57

FOLDER:

645

DESCRIPTION:

Hickey, Michael

DATE:

01/17/82



645

0086

BOX:

57

FOLDER:

645

DESCRIPTION:

Starling, David

DATE:

01/17/82



645

31 when put on trial
for first offense in
the first trial
Counsel, H. H. H. of No. 1
Filed 107 day of Aug 1882
Pleads *Not Guilty* 19.

THE PEOPLE
vs.
John Barry
James Barry
Michael Barry
Michael Barry
ROBBERY—First Degree.

~~DANIEL C. BOLLING~~
John McLean
District Attorney
July 1 1882
John McLean
John McLean
A True Bill.
23. 7. 82

John McLean
Foreman
No. 2, *John McLean*
No. 3, *John McLean*
No. 4, *John McLean*
No. 5, *John McLean*
No. 6, *John McLean*
No. 7, *John McLean*
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No. 98, *John McLean*
No. 99, *John McLean*
No. 100, *John McLean*

0000

People S Gledersen J
 11 Def 8 1882
 Moore

Proof of loss of pocket book.

I am sure the boys hand was in
 my pocket - he knew the
 I saw the edge of the pocket book in his
 hand.

The lady said he stole my pocket book
 Hamilton Damagh =

Mr Moran 237 West 13th
 8th am.

People

Guilty

James Smith

Mr A Ellis proves that prisoner
 was in his room. =

Saw letter in hand. been drawn
 open.

Saw letter in his hand.

went to hide
 it. -

Miss Hirsch found letter in bed. he had
 a red shirt.

Came in to do

Laura Burke

She unpleasantly noticed the marks
 on the beam dresser.

0089

James Smith:

29 Cannon St -

Volks Garden

Pool Match in Speerens

Remained until 2 o' Am.

7 o'clock

So down next floor.

look at me.

they searched my room - -

The Plamy Store :-

where is the father the mother his playmates

his friends &c.

his duty whereabouts

the Volks Garden

one other man with with a red shirt
a head taller.

People

7 Around me

Wickley

Jane Blanche

26 Cannon St :- Hamilton Ferry

7 1/2 o'clock :- 2 door Washington :-
near Morris

The People
vs.
Pro Barry

Guarantee of
Lif 7th 1882
Bungay

Hannigan

Mr. Hays: Sworn I was robbed 23 Dec
Barry held my hands while I was robbed &
7 \$28 =

X Stamand: I was not drinking and
not. I drank about two Whiskey drinks.
Are you a Drinking Man

Drinking two: - sharpens the intellect.
10. 10. 5 2. 1.

Officer Hannigan. 27th Prot
He picked them out of a gang.
He was charged with keeping 27th.
I met him when he was bleeding

That must be starting -

Pro Barry Sworn
I am \$25 Bungay 3.6 mos.
I am where do you live: Bradley, Keck & Malone
Did you interfere to protect them: protected a letter
X chance to work right - 9²⁰ bar tender

where are the officers
another small boy in

I am in

^{Larry}
Mr. Nixon

Pat the
complaint

I remember 23 Dec
 saw him at Castle Garden: no see I did
not I walked

Serious offence

weight of testimony

Reasonable doubt
weak and misapprehending evidence

Hudspeth & Lang

The prisoner says he saw him across
the street — the Soderstrom

not paid that Sat night

No pleasure to convict

The difference between Dutch & Barry that Barry
was there:

The Sister & Mother would be here

0092

Notes of trial
of People vs Barry

0093

1882
New York. Jan^y 19th

To Whome it may Concern

This is to certify that
David Stirling has
Worked with me at the
Building at Fulton
Market from the
5th of Novem^r up till
Dec^r 20th of 1881 during
that time he conducted
himself as a good
Working man

Yours Respect^{ly}
J. Brown
Foreman in Genl

0094

N.Y. Feb 8th 1932

Dear Sir the finding of me guilty is something terrible. It has almost drove me crazy and it will kill my poor old mother. Mr. Franer yesterday perjured himself not intently but because he took me for the man Crowley I being almost identically of the same height and looks. Miss Nixon perjured herself when she said in answer to the question was Barry one of the men you saw around this man. that she did not know when she knows perfectly well each and every one of them. Being at no time further than 25 feet from the man Franer. And Being thoroughly acquainted with Crowley, Malone and Heck the parties that Robed this man. It seems awful that an innocent man must go to prison. when the guilty disport themselves around New York in the very eye of the police. As I have been informed by good authority they are now doing. I have weeks before this acquainted Inspector Burns of the facts and also written to the District Attorney of my being willing to appear as states evidence in case those parties are arrested. Hoping your Honor will delay the sentencing of me untill every hope of arresting the guilty parties has failed. And that you will do me the justice of giving me a new trial to prove my innocence. I remain in the awful presance of your Honors Mercy. John Barry Tomb
City Prison

0095

Henry S. DeBevoise, Pres.

John W. Jones, Sec'y.

Office of the

Georgia Mining and Manufg Co.,

No. 63 Broadway,
Room 40.

New York, Jan. 19th 1882

Mr Wm F. Kintzing
Counsellor at law

Dear Sir:

I am this moment informed that David Starling, is under trial for some alleged offense, and that the fact that he was once before sentenced for larceny from the person, committed upon myself, is likely to be urged as evidence of his depravity, I desire it to be brought to the attention of the court, first: that at the time of his trial for that offense, I positively declined to identify him.

Secondly: after his conviction other facts came to my knowledge that impressed upon me such a strong conviction that he was not the person who committed that crime, that I applied to the then District Attorney, and made other efforts to secure a pardon or some mitigation of his sentence.

I have addressed you in this matter, as I am informed.

0096

(5,000-2-81.)

FORM 5-N. Y.

Subject.....



UNION LINE,



NATIONAL LINE.

THROUGH FREIGHT LINES, OWNED AND OPERATED BY THE

O. J. GEER,
General Agent.

PENNSYLVANIA COMPANY.

M. TOWNSEND,
Foreign Frt. Agent.

FREIGHT DEPOT, PIERS 4 and 5 NORTH RIVER.

New York, Jan 19th 1882

To whom it may concern

This is to certify that David Stading
was employed as a laborer on
these piers during the month of
October 1881 and was laid off
on account of slackness of busi-
ness.

W. D. Saff.
Chief Clerk.

0097

Brooklyn February 8th 1882
Hon Judge Elderslev

My dear Sir

A call was made
at my house late this evening by a
gentleman in behalf of the mother of
John Barry convicted in your Court
yesterday for a felony, his mother
claims to be in possession of some
new evidence which will fully establish
his innocence.

She is frantic about the

0098

unfortunate position of her son, and
she prays Your Honor to suspend
passing sentence for as long a time
consistent with fairness and justice
to the end that she have a better time to
investigate the character of the new
testimony

In the hope that this prayer
will be accorded her I am Sir

Yrs Respy

Michael Gm

Atty & Counsellor at Law

44 Court Street

Boston

0099

Hon Judge Gilderstein
present

46

The People } Court of General Sessions, Part I
 John Barry } Before Judge Gildersleeve Feb. 7. 1882
 Jointly indicted with Micheal Hickey and David
 Starling for robbery in the first degree
 Micheal Chiappa sworn and examined
 I live 96 Summitt St. South Brooklyn. I was
 in New York on the night of the 23^d of December
 last. I know Barry. I lost \$28.50 that evening
 going my way to Hamilton ferry opposite
 Babbitt's soap factory in Washington St. I
 was surrounded by a gang of seven men
 of whom Barry was one. he held my
 hands while the money was taken out
 of my pocket \$28.50. I was assaulted and
 robbed. I was knocked down. I could not
 tell who struck me. I got cut over the
 face and got kicked in the ribs, and
 while I was taken up my arms was held
 out that way (showing) and \$28.50 was
 taken out of my pocket. Barry was the
 one who held my arms. I never got
 my money back. Cross Examined. I am
 an engineer and machinist. I work at
 present for the Hydraulic works in Brooklyn.
 I left my work at 12 o'clock and went home
 and left home at 2 o'clock and went to
 Hareguener and Eder's sugar refinery
 in Williamsburgh to see Mr. Timman

I left there about 20 minutes past 3 o'clock. I
 then went across the ferry to the Chamber St.
 bank. I drew thirty dollars there, and then
 I went to Becker's flour establishment to
 see Mr. Johnson the engineer. From the
 time I left my house till I got to the bank
 in Chamber St. I did not drink anything.
 I did not remain at Becker's more than
 20 minutes, I had nothing to drink there.
 I went from Becker's to Havemeyers corner
 of South and Hall Sts. I remained there until
 half past five; then I went into Gallagher's
 liquor store corner of South and Hall Sts.
 and remained half a three quarters of an
 hour, I had two drinks while I was there,
 two whiskey punches. I am positive I did
 not drink more than that there, then I
 went to Washington market to look at the
 fowls. I did not buy any. I did not drink
 there. I went to the ~~Drug~~ Works corner of
 Washington and Cherry Sts. to see a
 man named Thompson. I cannot tell how
 long I talked with him. I drank only two
 whiskey punches that afternoon. I am
 not a drinking man. I was perfectly sober.
 I guess the assault and robbery did
 not take more than five minutes, I was

excited and I could not tell you how long it took. I cannot exactly say how long I looked at the prisoner, it might be two or three seconds. Any man that will ever hold me I would know again. The officer did not say anything to me, but when the prisoner came in I said there was one of them (pointing to Barry) I did not speak to a woman in Washington St. that night. I saw a lady up stairs on the stand giving evidence in the case of Starling or Cook. Michael Flannigan sworn. I belong to the 27th precinct. I arrested Barry on the night of the 23^d of December in a liquor store corner of Recta and Washington Sts. the complainant pointed him out to me. Barry did not say anything at the time when the complainant accused him of highway robbery, the prisoner did not deny it; he pointed the prisoner out after a fifteen Cross Examined. They were all young men of his own age. I first met the complainant on the corner of Morris and Greenwich Sts. he was bleeding at the time I met him. I did not hear Mr. Goldsmith testify in the Starling case that the officer said it was Starling and Barry did it. That conversation occurred after Barry was locked up. Trainor said

that he would know the other man who robbed him; the man who took the money from him was a dark complexioned man and Officer McDermot said, "that must be Starling, for he associates with those." That was after he was locked up that word was mentioned. According to the description Traina gave we immediately went to look for Starling. John Barry, sworn and examined in his own defence testified: I am going on 25 years old. I was arrested once before for burglary and was sent to State prison for three years and six months. After I came out my foot was sore and I could not work, but when it got better I worked for White and Swift laborers, I worked with a pick and shovel in the swamp. Barry, did you assault and rob this man on the night of the 23^d of December? No sir. Will you tell where you were that night? Yes sir. I was on my way down home between half past seven and eight o'clock. I noticed two or three around a woman and two or three around the man. Those who were around the man were Jewley, Heck and Mallan, I could not see who the woman was but afterwards found

her out. I am sure I saw the complainant
 there. I passed right on when I seen what
 they were up to I went down home. My sister
 was writing a letter, I went in the house with
 an umbrella; she asked me would I post
 a letter for her? I told her, 'yes' I took the
 letter and went and got a stamp and
 put it on it and went on my way up
 Greenwich street as far as Morris St.
 On my way up Greenwich St. They were
 tearing down an old building that has
 stood there, to see if I could get a good
 chance to work, I could get no chance, it
 was cold, and I went down West St., as
 far as Carlisle, I went down to this bar
 room 20 minutes after 9. There were five
 or six small boys there and two bar
 tenders; one of the bar tenders had hair
 on his face; I was the tallest boy there.
 The complainant came in; we were
 sitting around the stove; the man did
 not say anything; he looked around;
 there were five or six officers came in;
 they turned around and said, "Come out."
 We were sitting behind a partition. The
 officers said "Come in out here and
 stand up here." So the minute we went
 out we all stood up. He said, I was

one of the men, and he was going to
 take another small boy; the boy commenced
 to say something and he took me and
 left him behind. I went to the station house.
 Since I was arrested I have through my
 friend wrote two letters to Inspector Byrnes
 stating that Carley was the man who at-
 tacked the complainant. Cross examined.
 After I came out of prison I reformed. I came
 out last October, I had a sore foot about
 five or six weeks. I went over in November
 to Fulton Market to get a job from White
 and Swift. I dug in the swamp for a
 dollar and a half a day. They were tearing
 down the old market to build it up. Mr.
 Swift lives in Brooklyn. I have made no
 effort to subpoena them here. I worked for
 them about four weeks and then they com-
 menced knocking the men off. I was idle;
 I tried to find a job tearing down the Wash-
 ington hotel. I was not working on the 23rd
 of Dec.; I was in the house part of the time
 and I was walking around during the
 day to see if I could get a job laboring
 work tearing down any old building. I
 did not get any job. I live at 10 Washington
 St. My house is a block and a half from

where the man was assaulted, I was on
 the other side and there was a crowd
 around him, there was plenty looking on,
 I seen these parties while this man was
 getting robbed, he was on the left hand
 side as you go down and I was on the
 right hand side of Washington St. I did not
 see him being assaulted at all. I saw the
 three men pulling him around. I did
 not interfere. There was a light in the grocery
 store which enabled me to see. I know
 Starling, he is not a comrade of mine.
 I do not associate with any of them. When
 I seen what the men was up to I went
 right on about my business down home.
 I did not want to be around where anything
 happened like that. I left the umbrella in
 the house and I got a pair of gloves off
 my siter because it was cold. I bought a
 three cent stamp in a cigar store; they
 were tearing down an old building bet
 ween Fortland and Dey St. I was not
 charged with committing the robbery in
 the bar room by the complainant. he came
 into the bar room and said nothing.
 Five or six officers came in and told
 me to stand up and come from
 behind the partition. I went into this bar

room to warm myself; the complainant said I was the man because he 'seen' I was ahead over any one there; he said, "I think there is one, (pointing to a little boy, a sickly and small boy sitting down at the stove. Then I was charged with highway robbery and assaulting this man I told the man to make sure. I told him he was taking the wrong party; it was after ten o'clock when the complainant came in there. On my way down Portland St. I happened to look at the clock; it was 20 minutes past 9; There was a detective standing at the corner named Hoar and he was talking to the officer.

Barry Dixon sworn. On the night of the 13th of Dec. I saw the complainant down at Castle Garden, he was by himself when I first met him. I walked with him from the Battery and was present when he was assaulted. I do not think Barry was there, I would not swear that he was Cross Examined. I know Barry by sight. I would not swear that he was not there. I never told Mr. Barry that I saw her son with these people who assaulted this man that night and robbed him.

Michael Traynor recalled. I never saw the woman ~~until~~ I seen her up stairs in

0108

part two on the trial of Starling, who was convicted. I was not on the Battery that night.

The jury rendered a verdict of guilty of robbery in the first degree.

0109

Testimony in the
case of
John Barry
filed Jan 1912

Court of General Sessions

People

John Barry

John McKernan

John McKernan

John McKernan

You will please take notice that the undersigned will move the Court at the opening thereof, at the Court House, 32 Chambers St. in the City of New York, on the 23rd day of Feb 1882 at 11 o'clock A.M. on the affidavits of John Barry and Ann McKernan for a writ of Habeas Corpus in the case of John Barry, who was convicted on an alleged charge of High Larceny in the mail at New York.

Yours

Wm. C. Cullen
of Counsel & says
6 City Hall Place

01111

Court of General Sessions.

The People,
- vs. -
John Barry.

City and County of New York, ss.
Katie Reardon, being duly sworn,
says: that she resides at no. 135 Washington
street, in said City; that she is acquainted
with said John Barry, above named;
that on the Evening of December 23, 1881,
she saw John Barry standing at the prem-
ises no. 38 Washington street, in said City, a
little after 8 o'clock, about a portion of the
time mentioned by Annie M. Caffery; that
at the time she went into the premises
no. 38 Washington street to see a friend and
while in the premises she heard the
rap of a policeman's club for assistance;
then she immediately came down stairs
to see what trouble there was, and she
then saw the said John Barry standing
in the same position as before, and at
a considerable distance from the
locality where the robbery was
committed; that in her opinion
she thinks the said John Barry
could not be guilty of the charge

0112

alleged and charged against him
From & before me this
28th day of February, 1882. J. B. Bate, Recorder
High Court
J. B. Bate
W. C. (2nd)

Count of General Sessions.

The People,
vs.
John Barry.

City and County of New York, ss:-
Annie M. Caffery, being duly sworn,
says: that she is 20 years of age, and that
she resides at No. 38 Washington Street, in said
City; that she is acquainted with John Barry,
above named, who was, as she is informed and
believes, convicted of Robbery by force and violence
on one Michael Trainor on the evening of
the 23rd December, 1881, as she afterwards
learned about 1/4 past 8^o clock; this deponent
swears emphatically and positively, that she
knows of her own knowledge, that the said
John Barry, did not participate in the said
robbery, for the reason, that at the time of its
occurrence, John Barry had been standing
on the sidewalk opposite the premises No.
38 Washington Street, where this deponent
lives; at the time of the said robbery, said rob-
bery having been committed at or about the premises
51 or 53 Washington Street, as she was afterwards
informed, and which is the opposite side from
where she had been standing at the time of the
said robbery; that the reason why she knows

thereof, that the said John Barry did not partici-
 pate in the said robbery, is, that she saw the
 said John Barry coming down the street
 toward where this defendant had been standing
 about 15 minutes before eight o'clock; that
 she never lost sight of him from that
 time until about 30 minutes, which was
 after the robbery had been committed; that
 while the said John Barry had been stand-
 ing on the sidewalk aforesaid, and on the op-
 posite side of the street from where said
 robbery had been committed, she saw
 three men run past her, they having
 come from the opposite side of the street
 from the direction in which the said robbery
 was committed, and rapidly disappeared, and that
 at that moment ^{she heard} a policeman's rap for
 assistance; she then knew that something
 wrong had been committed, but she was unable
 to see what it had been, in consequence of
 the large number of carts and wagons that
 stood in the street between her and the locality
 where the robbery had been committed, and in
 the direct line of her vision, and it was only
 the following evening that she learned on in-
 formation, that a robbery had been perpetrated
 on the said Michael Trainor in the locality
 and about the time mentioned aforesaid. This

Dependent was not aware that the said John Barry was tried for the said robbery until several days afterwards; and this Dependent further swears, that she honestly believes from all she knows, has seen and heard of the case, ^{and} the surrounding circumstances and facts, that the said John Barry is entirely free and clear of any complicity in the robbery of the said Michael Trainor.

Sworn to before me this }
21 day of February, 1882 }

Hugh Coleman Neither did she (meaning Dependent) communicate with ~~any person~~ the facts and circumstances of this case to any one until after the conviction of the said John Barry.

Annie M. C. Capprey

Court of General Sessions.

The People,
- vs. -
John Barry.

City and County of New York,
John Barry, being duly sworn, says:
that he is the defendant above named; that he
has been convicted on an alleged charge
of Robbery on one Michael Trainor, on the
Evening of December 23rd, 1881, at 8 1/4 o'clock,
as it is alleged, in Washington Street, in said
City; that he is innocent of said charge
and had nothing whatever to do with the said
robbery; that since he has been convicted
of said robbery he has discovered new ev-
idence which is material to his defense, and would,
as he believes, secure an acquittal in case
a new trial was granted to him; that the
nature of the evidence is stated in the
affidavit of Annie Mc Caffery; that he
was not aware that the said Annie Mc Caffery
was cognizant of the fact of the said rob-
bery, and its circumstances and relative
positions to the locality and occurrence
until after his conviction; or, if he had he
would have subpoenaed her at his trial
therefore, the failure to produce the

said Amine W. Caffery, as a witness in his behalf at his trial, was no fault or want of diligence on his part; that he feels confident that if a new trial would be granted him, he would be honorably and fully acquitted of the charge for which he stands convicted.

Therefore, he prays the Court to set aside the verdict against him, and grant him a new trial, for the reasons set forth in the premises herein.

Sworn to before me this } John Barry
21st day of February, 1882. }

High Court

Notary Public

M. C. Carr

0118

County of Queens Court

The People

Plaintiff
against

John Barry

Defendant

Applicant and
Petitioner for writ of
Habeas Corpus

HUGH COLEMAN,

Attorney for Plaintiff
~~John Barry~~

New York

To John Barry
Attorney for Defendant

Subscribed and sworn to before me this _____ day of _____ 19____

Notary Public

0119

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

Police Court--First District.

Michael Raymond
of No. 96 Summitt. South Brooklyn
Street, being duly sworn, deposesand says, that on the night of the 23 day of December 1887
at the 1st Ward of the City of New York, in the

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

Good and lawful Money, in
bills of various denominations
to the amount andof the value of Twenty eight Dollars,
the property of deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by force and violence as aforesaid, byJohn Barry & David Sterling &
Michael Hickey and others not
arrested. That deponent was
passing along Washington Street
at about 8 O'clock on the aforesaid
night when he was suddenly assailed
and assaulted by the defendants who,
or some of whom struck deponent &
knocked him down. That when deponent
got up he was firmly held around the
arms & body by said Barry & Hickey &
said others while Sterling put his hand
into a pocket of deponent's pantaloons
and took therefrom said property. When
they all ran away - Michael Raymond

Sworn to, before me, this

of

1887

day

J. M. H. Police Justice.

0120

Sec. 198-206.

CITY AND COUNTY
OF NEW YORK, ss.

J. West DISTRICT POLICE COURT.

John Barry 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the
charge*

Taken before me, this

day of

188

Dec 24
John Barry
J. West Police Justice.

0121

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

David Sterling

Question. How old are you?

Answer.

20 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

19 Morris Street & about 3 Months

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

*I am not guilty of the
charge*

Taken before me, this

day of

*Dec 24*188*8**David Sterling**J. W. Smith* Police Justice.

0122

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

J. V. M. DISTRICT POLICE COURT.

Michael Hickey 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.

Michael Hickey

Question. How old are you?

Answer.

16 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

43 Washington Street

Question. What is your business or profession?

Answer.

Plumber

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

Answer.

I am not guilty of the charge

Taken before me, this

day of

Dec 24
1888

Michael Hickey

R. W. M.

Police Justice.

0123

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court, 1st District.

THE PEOPLE, &c.,

OF THE COMPLAINING OF

Michael Henry

John Barry

David Sterling

Michael Hickey

Dated

Dec 24

188

Offence,

Magistrate.

Officer.

Clerk.

Witnesses

No.

Street.

No.

Street.

No.

Street.

Unsubstantiated

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 admitted to bail in the sum of One Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated

188

Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0124

Sec. 206, 209, 210 & 212

Police Court, 1st District.

THE PEOPLE, &c.,
OF THE COMPLAIN OF

*Michael & Raymond
96 Summit St.
South Boston, Mass.*
John P. Ryan
David Coleman
Richard Hickey

Offence,

BAILED.

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

Dated *Deer 24* 188

Magistrate.

Hilbreth
J. L. Hickey

Officer.

Clerk.

Witnesses

Joseph P. Ryan

Street.

No.

Street.

No.

Street.

No.

Guaranteed

It appearing to me by the within depositions and statements that the crime herein mentioned has been committed,
and that there is sufficient cause to believe the within named
James P. Ryan and Michael Hickey
guilty thereof, I order that he be admitted to bail in the sum of
Hundred Dollars and be com-
mitted to the Warden or Keeper of the City Prison until he give such bail.

Dated *Deer 24* 188
J. L. Hickey 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.

0125

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

John Barry ^{against}
David Starling and
Michael Hickey

The Grand Jury of the City and County of New York, by this indictment, accuse
John Barry, David Starling and Michael Hickey
of the CRIME OF Robbery

committed as follows:

The said John Barry, David Starling and Michael Hickey

each late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty third* day of *December* in the year of our Lord
one thousand eight hundred and eighty *one* at the Ward, City and County
aforesaid, with force and arms, in and upon one *Michael Traynor*
in the peace of the said People, then and there being, feloniously did make an assault
and *one* promissory notes for the payment of money, being then and there
due and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of twenty dollars, and of the value of twenty dollars *and*: *two*
promissory notes for the payment of money, being then and there due and unsatisfied,
(and of the kind known as United States Treasury Notes), of the denomination of ten
dollars, and of the value of ten dollars each: *five* promissory notes for the
payment of money, being then and there due and unsatisfied, (and of the kind known
as United States Treasury Notes, of (the denomination of five dollars, and of the value
of five dollars each: *ten* promissory notes for the payment of money, being
then and there due and unsatisfied, (and of the kind known as United States Treasury
Notes) of the denomination of two dollars and of the value of two dollars each:
twenty promissory notes for the payment of money, being then and there due
and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of one dollar, and of the value of one dollar each: *five* coins,
(of the kind known as cents), of the value of one cent each: *ten* coins,
(of the kind known as two cents), of the value of two cents each: *ten* coins,
(of the kind known as five-cent pieces), of the value of five cents each:
ten due bills of the United States of America, the same being then and there due
and unsatisfied, (and of the kind known as fractional currency), of the denomination
of fifty cents each and of the marketable value of fifty cents each: *ten*
due bills of the United States of America, the same being then and there due and
unsatisfied, (and of the kind known as fractional currency), of the denomination of
twenty-five cents each, and of the marketable value of twenty-five cents each:
ten due bills of the United States of America, the same being then and there
due and unsatisfied, (and of the kind known as fractional currency), of the denomina-
tion of ten cents each, and of the marketable value of ten cents each:

of the goods, chattels, and personal property of the said

Michael Traynor

from the person of said *Michael Traynor* and against
the will, and by violence to the person of the said *Michael Traynor*
then and there violently and feloniously did rob, steal, take,
and carry away, against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York, and their dignity.

John McKee
DANIEL G. ROLLINS, District Attorney.

0126

BOX:

57

FOLDER:

645

DESCRIPTION:

Behrns, John

DATE:

01/27/82



645

0127

224

Counsel,

Filed 27 day of Jan'y 1892

Pleads

THE PEOPLE

28.

John Behrens

DANIEL G. COLLINS,

District Attorney.

A True Bill.

Foreman.

Jan'y 27. 1892

Flenns, G. L.

L. P. 24667

Jan'y 27. 1892

[Handwritten notes and signatures in the left margin, including names like "John Behrens" and "Daniel G. Collins"]

[Handwritten notes and signatures in the right margin, including names like "John Behrens" and "Daniel G. Collins"]

0128

POLICE COURT First DISTRICT.

City and County
of New York, } ss:

Joseph Miller
of No. 24 Greenwich 30 years old. Bartender
Street, being duly sworn,

deposes and says, that the premises are aforesaid
Street First Ward, in the City and County aforesaid, the said being a Hotel

George E. Apple
and which was occupied by deponent as a Hotel for the
Accommodation of Emigrants were **BURGLARIOUSLY**
entered by means of forcing open the
Scuttle leading from the Roof
into said premises

on the Night of the 24 day of July 1882
and the following property feloniously taken, stolen, and carried away, viz:

One gold watch & chain. Two pairs
of pantaloons a pocket book
Containing lawful Money to the amount
of eighteen dollars & seventy five cents
One pair of shoes one vest and
Money in bills gold and silver
to the amount of eight dollars with
sundry other articles all being
of the value of one hundred
and twenty five dollars or more

Joint
the property of deponent & Frederick Drexler who
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 John Bayoulsen now

present
for the reasons following, to wit: That deponent and
said Drexler retired about 12 O'clock P.
on said night & in the morning following
deponent found the scuttle open and
the property which was in the bed room
stolen and carried away. That a portion
of the property which deponent & Drexler
identifies as theirs was subsequently found
in the defendants possession by Officer Keenan
as deponent is informed & verily believes Joseph Miller

sworn to before me
at the City of New York
on the 24th day of July 1882
at New York
Notary Public

0129

City and County
of New York ss

Frederick Drexler of No 24 Greenwich
Street being sworn says that he
identifies as his property the gold
watch & chain found in the possession
of the defendant and part of the
property stolen from his bedroom on the
night in question

Frederick Drexler

Sworn to before me this }
26th day of July 1882 }
W. J. Gann Police Justice }

City and County
of New York ss

Patrick H. Kerwin of
the 27th Precinct being duly sworn
says that he arrested the defendant
at about 5³⁰ P.M. Jan^y. 25th last
in premises 13 Washington Street
and at the time of such arrest he
had in his possession the property
here shown which is identified by
Miller and Drexler as part of
the property stolen from their bedroom
on the night of the 24th instant

Patrick H. Kerwin

Sworn to before me this }
26th day of July 1882 }
W. J. Gann Police Justice }

0130

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

First DISTRICT POLICE COURT.

John Henry Bypersen 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me, this

day of

188

W. J. Quinn Police Justice.

0131

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court, 1st District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Joseph Muller
James B. Byrnes

Offence, Burglary & Larceny

Dated Jan 26 1882

James B. Byrnes Magistrate.

William Clerk.

Witnesses: James B. Byrnes

No. 1, by _____ Street, _____

No. 2, by _____ Street, _____

No. 3, by _____ Street, _____



(Com)

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 B. Byrnes

guilty thereof, I order that he be committed to bail in the sum of _____ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail

Dated Jan 26 1882 W. P. Brown 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.

James B. Byrnes

2210

Dated 1888 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 1888 Police Justice.

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

Dated 1888 Police Justice.

guilty thereof, I order that he be committed to the Warden or Keeper of the City Prison until he give such bail as may be required by the Warden or 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

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Heller

vs.
James B. Symmes

Office,
1888

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

(Com)

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence



0133

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Behns

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

John Behns
of the CRIME OF *Burglary*

committed as follows:

The said *John Behns*

late of the *first*

Ward of the City of New York, in the County of

New York, aforesaid,

on the *twenty fourth* day of *January*

in the year of our Lord

one thousand eight hundred and eighty *two*

with force and arms,

about the hour of *two* o'clock in the *night*

time of the same day, at the

Ward, City and County aforesaid, the dwelling house of

George E. Apple
there situate, feloniously and burglariously did break into and enter, by means of *forcible*

breaking open an outer door of said dwelling house

whilst there was then and there some human being, to wit, one

Joseph Miller within the said dwelling-house, he, the said

John Behns
then and there intending to commit some crime therein, to wit: the goods, chattels and personal property of *Joseph Miller*

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.

of the goods, chattels, and personal property of *Joseph Miller*

George E. Apple

in the said dwelling house of one

then and there being found

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.

0134

And the Grand Jury aforesaid, by this indictment, further accuse the said *John Behns* of the CRIME OF *Larceny*

committed as follows:

The said *John Behns*

late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *two* o'clock in the *night* time of said day, ~~the said~~

\$26 30/100
 three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each.

One watch of the value of fifty dollars - One chair of the value of twenty dollars - One pair of pantaloons of the value of ten dollars - One pocket book of the value of one dollar. One vest of the value of five dollars - Two shoes of the value of three dollars each

of the goods, chattels, and personal property of *Joseph Miller*

George E. Apple

in the said dwelling house of one *then and there being found*

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

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

John Behrens

of the CRIME OF RECEIVING STOLEN GOODS committed as follows:

The said

John Behrens

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

three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: four promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually known as dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

One watch of the value of fifty dollars
One chain of the value of twenty dollars
One pair of pantaloons of the value of ten dollars
One pocket-book of the value of one dollar
One vest of the value of five dollars
Two shoes of the value of three dollars each

of the goods, chattels and personal property of the said.

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

unlawfully, unjustly, and feloniously receive and have (the said *Joseph Miller*

John Behrens

then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen, taken and carried away) against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity

John McKean
DANIEL C. COLLINS, District Attorney.

0136

BOX:

57

FOLDER:

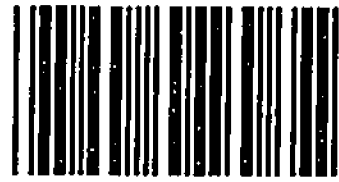
645

DESCRIPTION:

Bein, Anton

DATE:

01/26/82



645

0137

222
Counsel,
Filed 26 day of May 1882
Pleads

THE PEOPLE
vs.
INDICTMENT
LARGENT
John M. McLean,
District Attorney.

A True Bill.

Wm. J. Ryan Foreman.
Jury 26/82
J. R. P. 7/82
30

0138

Inst

District Police Court.

Affidavit-Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 243 7 Sixth Avenue Street 36 years old. Builder
being duly sworn, deposes and says, that on the 9th day of January 1882
at the _____ City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, from said premises in the night time
the following property, viz:

Silverware And Jewelry the
Consisting of forks and spoons
& the latter of gold breast pins and
earrings. Shirt studs & sleeve buttons
One overcoat, Scarfs, Neckties,
and silk pocket handkerchiefs
Collectively of the value of
one hundred dollars or more

the property of

deponent & his wife
Charlotte Ward

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 Anton Ben Now here

because at the time the property
was stolen the defendant
who was boarding with deponent
had access to the rooms which
contained the same & deponent
found in his possession the coat
in question & some of the handkerchiefs
which he identifies, & further the defendant
now acknowledges that he did & take
steal & carry away said property

Joseph J. Ward

Sworn before me this

11th

1882

Police Justice.

0139

Sec. 198-200.

CITY AND COUNTY)
OF NEW YORK,) ss.

First DISTRICT POLICE COURT.

Anton Besie 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me, this

day of

1884

Anton Besie

Salomon Smith
Police Justice.

0140

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Wink
as 4376 1/2 Ave
Milton Benn
Larceny
Grand

Offence,

Dated *Jan 21* 188 *2*

Magistrate.

Paul Officer.

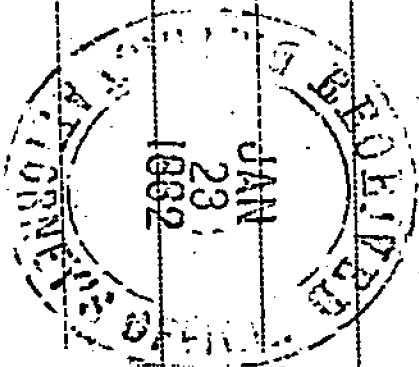
Q.C. Clerk.

Witnesses _____
Street, _____

No. _____
Street, _____

No. _____
Street, _____

No. _____
Street, _____



(Dm)

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 *Milton Benn*

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

Dated *Jan 21* 188 *2* *Robert B. Smith* 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.

1410

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Ward
437 6th Ave
Anton Lewis

BAILED.

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

Dated _____ 188

Magistrate.

Officer.

Clerk.

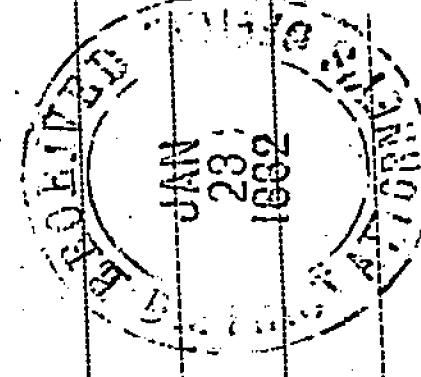
January 21
Stambly
Hart
26th

Witnesses

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____



(Signature)

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

Joseph J. Ward be admitted to bail in the sum of _____ Hundred Dollars and be com-

mitted to the Warden or Keeper of the City Prison until he give such bail.

I have admitted the above named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188
Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order he to be discharged.
Dated _____ 188
Police Justice.

0142

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

THE PEOPLE OF THE STATE OF
NEW YORK,

Anton Bein ^{against}

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

Anton Bein

of the crime of

committed as follows:

The said

Larceny
Anton Bein

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

Twenty-four forks of the value of fifty cents each
Twenty-four spoons of the value of fifty Cents each
Twenty-four breast-pins of the value of fifty Cents each
Twenty-four earrings of the value of fifty Cents each
Twenty-four shirt ~~studs~~ studs of the value of fifty cents each
Twenty-four sleeve buttons of the value of fifty Cents each
One overcoat of the value of ~~eight~~ ^{ten} dollars
Twelve scarfs of the value of fifty cents each.
Twelve neckties of the value of fifty Cents each.
Twelve pocket-handkerchiefs of the value of fifty Cents each.

of the goods, chattels, and personal property of one

Joseph F. J. Ward

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

~~DANIEL G. ROLLINS~~

~~BENJAMIN PIERCE~~

John M. Keon
District Attorney.