0388

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Gale, Robert

# DATE:
05/01/91

4028

Witnesses;

John Cahill

Agt of Pusin
apocalin
Recommends this
as a porter case
for Reb

Counsel,

Filed 1 day of May 1891

Pleads, Not guilty

THE PEOPLE

vs.

Robert Gale

Grand Larceny, First Degree.
(DWELLING HOUSE.)
[Sections 528, 530, Penal Code].

~~DE LANCEY NICOLL,~~
~~JOHN R. FELLOWS,~~

*District Attorney.*

**A True Bill.**

*Foreman.*

May 6/91

May 8/91

POOR QUALITY ORIGINAL

6860

Police Court 8 District. Affidavit—Larceny.

City and County of New York, } ss:

John Cahill

of No. 50 Jackson Street, aged 23 years,

occupation Clerk being duly sworn,

deposes and says, that on the 26th day of April 1891 at the City of New York,

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

the Night time, the following property, viz:

Three pairs of pantaloons two overcoats. one Cutaway coat and one vest. all of the value of Seventy dollars.

($70,00)

the property of Deponent.

and that this deponent

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

carried away by Robert Gale. (now here) and another boy not yet arrested. from the fact that all about the time of 7 o'clock P.M. on said date. deponent saw this defendant in the act of coming down the stairs of said premises. in the first floor. and the said other boy not yet arrested in the act of coming down the stairs. in the top floor. and as soon as said boy saw deponent he dropped some of said property in the hallway floor. and ran away. deponent then ran after the defendant Gale. and while deponent was chasing him. he the said Gale dropped one of deponents pairs of

Sworn to before me this day of 189

Police Justice.

Pantaloons in the yard of said Francis. Whereupon deponent charges the said defendant and said other boy not yet arrested with being together and acting in concert with each other. and feloniously taking stealing and carrying away said property from a freight line.

Sworn to before me this 28th day of April 1891

John O'Regan
Police Justice

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Robert Gale

*Question.* How old are you?

*Answer.* 17 years old

*Question.* Where were you born?

*Answer.* New York city

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

*Answer.* 669 Water St 8 years

*Question.* What is your business or profession?

*Answer.* Labrer

*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
Robert Gale

*Taken before me this* 29 *day of* August 1886

John Logan

*Police Justice.*

0393

562

**Police Court---** 3 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Lahnis
53 Hester St
Total Sale

2.
3.
4.

Offence Larceny
Felony

Dated April 20 188 71

Agan Magistrate.

Sullivan & Shelley Officer.

14 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

RECEIVED
APR 20 1871
ATTORNEY GENERAL'S OFFICE

No. Street.

$ 1000 to answer

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

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

*Dated* April 20 188 71 John Ryan *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.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Robert Gale

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

Robert Gale

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

The said Robert Gale

late of the Ninth Ward of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of April in the year of our Lord one thousand eight hundred and ~~eighty-nine~~ one in the night time of the same day, at the Ward, City and County aforesaid, with force and arms,

three pair of trousers of the value of six dollars each pair, two overcoats of the value of twenty dollars each, one coat of the value of twelve dollars and one vest of the value of five dollars

of the goods, chattels and personal property of one John Cahill

in the dwelling-house of the said John Cahill

there situate, then and there being found, from 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.

De Lancey Nicoll,
District Attorney

0395

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Garibaldi, Louis

# DATE:
05/29/91

4028

Witnesses;

John Ferrero

310

Counsel,

Filed 29 day of May 1891

Pleads,

THE PEOPLE

vs.

Louis Garibaldi

Grand Larceny, First Degree.

[Sections 528, 531 — Penal Code].

To Bleakley

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

*District Attorney.*

**A True Bill.**

W. S. Robinson

*Foreman.*

June 5/91

Plead G.G. 2 day

S.P. 2/2 yrs

Police Court 2 District.

Affidavit—Larceny.

City and County of New York, } ss:

John Ferrero of No. 182 Bleecker Street, aged 23 years, occupation Peddler, being duly sworn, deposes and says, that on the 25 day of May 189 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, in the night time, the following property, viz:

1. Silver watch of the value of $7. and $19. in good and lawful money of the United States. All of the value of $26.

the property of defendant

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Louis Garitaldi (now here) for the reason that on the above date, defendant was in defendants premises and defendant had the above described property in the pocket of his vest which was hanging in the room. Defendant went to sleep and on awakening missed the said property. Defendant afterwards found the defendant with the said watch and sixteen dollars in his possession and defendant admitted to defendant that he did take, steal and carry away the said property and defendant prays that the said Garitaldi may be held and dealt with as the law directs.

Giovanni Herrera

Sworn to before me, this 26 day of May 189 1

Police Justice.

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Louis Garibaldi 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.* Louis Garibaldi

*Question.* How old are you?

*Answer.* 20 Years.

*Question.* Where were you born?

*Answer.* Italy.

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

*Answer.* 182. Bleecker Street. 2 Weeks.

*Question.* What is your business or profession?

*Answer.* Latner.

*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 his Louis X Garibaldi mark

*Taken before me this* 26 *day of* May 1891

[illegible] *Police Justice.*

0399

715

Police Court 9 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Jensen
187 Bleecker St
Louis Brickhalter
1 Louis Brickhalter
2
3
4

Offence Larceny. 3d

Dated May 26 1891
Magistrate.
O'Hara
Officer.
15
Precinct.

Witnesses

No. Street.
No. Street.
No. Street.
No. Street.
$ 1000 to answer

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

RECEIVED DISTRICT ATTORNEY'S OFFICE MAY 27 1891

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

*Dated* May 26 *18* 91 *Police Justice.*

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

*Dated* *18* *Police Justice.*

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

*Dated* *18* *Police Justice.*

COURT OF GENERAL SESSIONS OF THE PEACE, OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Louis Garibaldi

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

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

The said Louis Garibaldi late of the 15th ward of the City of New York, in the County of New York aforesaid, on the 25th day of May in the year of our Lord one thousand eight hundred and ninety-one, at the ward City and County aforesaid, with force and arms, in the night-time of the same day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of nineteen $19.00 dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of nineteen dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of nineteen dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of nineteen dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of nineteen dollars and one watch of the value of seven dollars

of the goods, chattels and personal property of one John Ferrero, in the dwelling-house of the said John Ferrero, there situate, then and there being found, from 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.

DE LANCEY NICOLL,
~~JOHN R. FELLOWS~~, *District Attorney.*

0401

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Gedney, Edward E.

# DATE:
05/18/91

4028

Frank R. Lawrence
Bowery
James Kay
158 Washington St.

(501)

**Witnesses:**

Samuel T. Hull
Minard R. Jones
J. M. Baker Jr
E. J. Connell
Chas. E. Sands
Chas. Zabriskie

After a careful examination into this case I am of the opinion that the evidence is insufficient to warrant the conviction of the defendant of the crime charged.
Two of the principal witnesses are non residents — one residing at London, England.
The complainant consenting I recommend the dismissal of the indictment —
Dec. 28th 1897.

James W. Osborne
A.D.A.

No. 3

Dorothee Hirschfeld
96 Bowery

Counsel,

Filed 8 day of May 189

Pleads, Not Guilty (with leave &c until May 25th/91)

THE PEOPLE

*vs.*

B

Edward E. Gedney
(2 cases)

Forging
Sec. 96, Penal Code

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

A TRUE BILL.

May 19 91

W. L. Prudmore

*Foreman.*

Ordered to the COURT of
General Sessions
of the COUNTY of NEW YORK
for trial. Inscribed in the Minutes

No. 2

DEC 28 1897

Indictment Dismissed

POOR QUALITY ORIGINAL

2040

Frank R. Lawrence
Bailed by
James May
158 Washington St.

(501)

**Witnesses:**

Samuel J. Hull
Milnard R. Jones
J. M. Baker Jr
E. J. Connell
Chas. E. Sands
Chas. Zabriskie

After a careful examination into this case I am of the opinion that the evidence is insufficient to warrant the conviction of the defendant of the crime charged.

Two of the principal witnesses in the people are non residents one residing at London, England.

The complainant consenting I recommend the dismissal of the indictment.

Dec. 28th 1897.

James W. Osborne
A.D.A.

153

Stenohee
Amrosch
96 Burg

Counsel,

Filed 18 day of May 189

Pleads, Not Guilty (with leave &c until May 20th 91)

THE PEOPLE

vs.

B

Edward E. Gedney
(12 cases)

Burglary
[Sec. 96, Penal Code]

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

A TRUE BILL.

May 19 91

W. S. Pudmore

*Foreman.*

Dec 28/97
Indictment Dismissed

No. 2

POOR QUALITY ORIGINAL

E060

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Twelve. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the twelfth day of November, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated bank duly organized and existing under the laws of this State and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of two hundred and fifty dollars., he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of two hundred and fifty dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of two hundred and fifty dollars in money, lawful money of the United States of America, and of the value of two hundred and fifty dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney; and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of two hundred and fifty dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Twelve. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the twelfth day of November, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated bank duly organized and existing under the laws of this State and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of two hundred and fifty dollars., he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of two hundred and fifty dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of two hundred and fifty dollars in money, lawful money of the United States of America, and of the value of two hundred and fifty dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney; and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of two hundred and fifty dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

(501)

Witnesses:

A. T. Hunt

M. R. Jones

J. M. Baum Jr

E. J. Connell

C. E. Sands

C. Zabriskie

Upon an examination of this case I am of the opinion that under the decision in the People vs. Clements 42 Hun 286, that the evidence is insufficient to warrant the conviction of the Deft. of the crime charged.

I therefore recommend the dismissal of the indictment — Dec 27-1897.

James W. Osborne
A. D. A.

165

Counsel,

Filed 16 day of May 189 1

Pleads, Not Guilty (with leave to until May 20/91)

THE PEOPLE

vs.

NA

Edward E. Gedney
(12 cases)

Forg. 1st Deg.
Forg. 2nd Deg.

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

A TRUE BILL.

W. L. Strahan May 19 91
*Foreman.*

Dec 27/97
Indictment Dismissed

No. 12.



9069

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of The State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Seven. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the twenty-second day of May, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of five hundred dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of five hundred dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of five hundred dollars in money, lawful money of the United States of America, and of the value of five hundred dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney; and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of Five hundred dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided,,and against the peace of the people of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

Indorsed to Dist Atty

(501)

**Witnesses:**

Saml. J. Hunt

M. R. Jones

J. M. Bacon Jr

E. J. Connell

C. E. Sands

C. Zabriskie

Upon an examination into this case I am of the opinion that ~~the evidence~~ under the decision in case of the People vs. Clemmil, 142 Hun 286, that the evidence is insufficient to warrant the conviction of the defendants of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 27-1897.

James W. Osborne
A. D. A.

158

Counsel,

Filed 18 day of May 189

Pleads, Not Guilty (with leave to until May 25/91)

THE PEOPLE

vs.

NA

Edward E. Gedney
(12 cases)

Indictment
Sec. 600 C. C.

DE LANCEY NICOLL,
District Attorney.

Oyer & Terminer
of New York
in the

A TRUE BILL.

Part III May 19 91

W. L. Ohrdmon

Foreman.

Dec 28/97
Indictment Dismissed

No. 7.

56

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Four. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the thirty-first day of January, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of J.M.R.Gedney, the sum of Twenty-five dollars, the same being at the time it was so presented to the said Bank endorsed in writing as follows, to wit: "J.M.R.Gedney, M.D.," he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of twenty-five dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of twenty-five dollars in money, lawful money of the United States of America, and of the value of twenty-five dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank to wit: the said sum of twenty-five dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

Copy furnished to Mr. Dilly

(501)

**Witnesses:**

Saml. T. Hunt

M. R. Jones

J. M. Bacon Jr

E. J. Connor

C. E. Sands

C. Zabriskie

Upon an examination into this case I am of the opinion that under the decision in the People vs. Clements 42 Hun 286, that the evidence is insufficient to warrant the conviction of the defendant of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 22-97

James W. Osborne

A. D. A.

156

Counsel,

Filed 19 day of May 189/

Pleads, Not Guilty (with leave &c until May 25/91)

THE PEOPLE

*vs.*

Edward E. Gedney

(12 cases)

DE LANCEY NICOLL,

*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

W. S. Andrews

*Foreman.*

Dec 28/97

Indictment Dismissed

No. 4.

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Eleven. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the twenty-fifth day of October, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of two hundred dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of two hundred dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of two hundred dollars in money, lawful money of the United States of America, and of the value of two hundred dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of two hundred dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

(501)

**Witnesses:**

Saml. T. Hunt

M. R. Jones

J. M. Bacon Jr

E. J. Connell

C. E. Sands

C. Zabriskie

Upon examination into this case I am of the opinion that under the decision in the People vs. Clements, 42 Hun 286, that the evidence is insufficient to warrant the conviction of the defendant of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 27-1897

James M. Osborne
A. D. A.

162

Counsel,

Filed 18 day of May 189 1

Pleads, Not Guilty (with leave to until May 20/91)

THE PEOPLE

*vs.*

NA

Edward E. Gedney
(12 cases)

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

W. L. Strahmann
*Foreman.*

Dec 28/97
Indictment Dismissed

No. 11

POOR QUALITY ORIGINAL

0912

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Nine. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the fourth day of October, in the year of our Lord one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of one hundred dollars he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of one hundred dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of one hundred dollars in money, lawful money of the United States of America, and of the value of one hundred dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney; and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of one hundred dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

(501)

**Witnesses:**

Sam'l. J. Hume

M. R. Jones

J. M. Bann Jr

E. J. Connell

C. E. Sands

C. Zabriski

Upon examination into this case I am of the opinion that under the decision in the People vs. Clements 42 Hun 286, the evidence is insufficient to warrant the conviction of the Deft. of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 27-1897

James W. Osborne
A. D. A.

160

Counsel,

Filed 11 day of May 189 1

Pleads, Not Guilty (with leave to until May 21st 1891)

THE PEOPLE

*vs.*

NA

Edward E. Gedney
(12 cases)

Indictment
Sec. 660 Code Cr. Pro.

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

W. S. Shadmon
*Foreman.*

May 19 1891

Dec 28/97
Indictment Dismissed

No. 9

3

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Three. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York, aforesaid, on the Twenty-fifth day of January, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of fifty dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of fifty dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney; and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of fifty dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

Copy furnished to Dist. Atty.

(501)

**Witnesses:**

Sam'l. T. Hunt

M. R. Jones

J. M. Baker Jr.

E. J. Connell

C. E. Sands

C. Zabriski

Upon an examination into this case I am of the opinion that under the decision in the People vs. Clements, 42 Hun 286, that the evidence is insufficient to warrant the conviction of the Deft. of the crime charged. I therefore [redacted] the dismissal of the indictment.

James W. Osborne
G.D.A.

164

Counsel,

Filed 18 day of May 189 1

Pleads, Not Guilty (with leave to until May 25/91)

THE PEOPLE

*vs.*

Edward E. Gedney
(12 cases)

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

Part II May 19 1891.

W. E. Robinson

*Foreman.*

Dec 28/97
Indictment Dismissed

No. 3

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Ten. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the ninth day of October, in the year of our Lord one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on Business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of one hundred dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of one hundred dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of one hundred dollars in money, lawful money of the United States of America, and of the value of one hundred dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of one hundred dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

by transfer to Dist. Atty.

(501)

**Witnesses:**

Saml. T. Hunt

M. R. Jones

J. H. Baker Jr

E. J. Connell

C. E. Sands

C. Zabriskie

Upon examination into this case I am of the opinion that, under the decision in the People vs. Clement, 42 Hun 286, that the evidence is insufficient to warrant the conviction of the defendant of the crime charged.

I therefore recommend the dismissal of the indictment.

Dec. 27-1897.

James W. Osborne
A. D. A.

161

Counsel,

Filed day of May 189 1

Pleads, Not Guilty (with leave to until May 20th 1891)

THE PEOPLE

*vs.*

NA

Edward E. Gedney
(12 cases)

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

Part III May 19 9-

W. L. Strahan

*Foreman.*

Dec 28/97
Indictment Dismissed

No. 10.

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Six. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the third day of April, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of fifty dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of fifty dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of fifty dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

(501)

**Witnesses:**

Saml. J. Hunt

M. R. Jones

J. M. Baker Jr

E. J. Connell

C. E. Sands

C. Zabriskie

Upon examination into this case I am of the opinion that under the decision in the People vs. Clements, 42 Hun 286, that the evidence is insufficient to warrant the conviction of the defendant of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 27-1897

James W. Osborne
G. W. G.

157

Counsel,

Filed 18 day of May 189

Pleads, Not Guilty (after bail &c until May 25/97)

THE PEOPLE

*vs.*

NA

Edward E. Gedney

(12 cases)

Grand Larceny

DE LANCEY NICOLL,
*District Attorney.*

Oyer Terminer

**A TRUE BILL.**

Part II May 9 1897

W. L. Ridmore

*Foreman.*

Dec 28/97
Indictment Dismissed
JEP

No. 6



0240

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Five. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR, committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the tenth day of March, in the year of our Lord, one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of two thousand dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of two thousand dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of two thousand dollars in money, lawful money of the United States of America, and of the value of two thousand dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of two thousand dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,
District Attorney.

Copy furnished to Gen. Sessions

(501)

**Witnesses:**

Saml. T. Hun

M. R. Jones

J. M. Bacon Jr.

E. J. Connell

C. E. Sands

C. Zabriskie

Upon an examination into this case I am of the opinion that under the decision in the People vs. Clements, 42 Hun 286, that the evidence is insufficient to warrant the conviction of the defendant of the crime charged. I therefore recommend the dismissal of the indictment.

Dec. 27-1897.

James W. Osborne
A. D. A.

156

Counsel,

Filed 18 day of May 189/

Pleads Not Guilty (with leave to until May 25/91)

THE PEOPLE

*vs.*

Edward E. Gedney
(12 cases)

Indictment
Sec. 600 Penal Code

DE LANCEY NICOLL,
*District Attorney.*

Oyer & Terminer

**A TRUE BILL.**

W. E. Strahan
Foreman.

May 19 91

Dec 28/97
Indictment Dismissed

No. 5.

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

THE INFORMATION OF DeLancey Nicoll, District Attorney of the County of New York laid before Randolph B. Martine, Esquire, one of the Judges of the Court of General Sessions of the Peace of the City and County of New York, and a Magistrate and Officer having power to issue a Warrant for the arrest of a person charged with a crime, the first day of May in the year of our Lord One thousand eight hundred and ninety one, who, being duly sworn, deposes, alleges and says, as follows upon information and belief:

Heretofore, to wit, on the first day of October in the year of our Lord One thousand eight hundred and ninety and for many years prior thereto, there was existing a certain Incorporated Bank, organized under the laws of this State doing business in the said City and County of New York and known and designated as the North River Bank in the City of New York; and on the day and in the year aforesaid, and during and for more than three years theretofore one Edward E. Gedney, late of the City of New York- in the County of New York aforesaid, was, and had been, the President of the said Bank;

And prior to the said first day of October in the year aforesaid, the Superintendent of the Banking Department of the State of New York, duly served and caused to be served, upon the said Bank, a notice, in due form of law, requiring the said Bank to make and transmit to him a quarterly report of the condition of the said Bank, on the

morning of Saturday, the twenty-seventh day of September in the year of our Lord One thousand, eight hundred and ninety.

And thereupon it became, and was, the duty of the said bank, on or before the said first day of October, in the year last aforesaid, to make and transmit to the said Superintendent a quarterly report, to be made on the oath of the said Edward E. Gedney, President of the said Bank; and of Frank R. Ingersoll who at all the times herein mentioned was the Cashier of the said Bank, as aforesaid, or in his absence by the said Edward E. Gedney alone; and which report should contain a true statement of the condition of the said Bank, before the transaction of any business on the morning of the said twenty-seventh day of September in the year aforesaid, next preceding the date of the said report, in respect, amongst other things, of its resources before the transaction of any business on the morning of the said last mentioned day, and particularly of the specie belonging to the said Bank, and in its possession at the said last mentioned time.

And afterwards, to wit, on the said first day of October, in the year last aforesaid, the said Edward E. Gedney, in his own proper person, as such President of the said Bank, did go and appear before one, Willard R. Jones, Esquire, who was then and there a Notary Public in and for the said City and County of New York, and did then and there produce and exhibit to the said Willard R. Jones, Esquire, such Notary Public, as aforesaid, a certain paper writing,

purporting to be the quarterly report of the said Bank, as aforesaid, and to be and to contain a true statement of the condition of the said Bank, before the transaction of any business on the morning of the said twenty-seventh day of September, in the year last aforesaid; and particularly in respect, amongst other things, of the specie belonging to the said Bank, and in its possession at the said last mentioned time, said report then and there containing a certain item and entry, under a certain heading, entitled, "Resources," in the words and figures following, to wit, "10 specie --- 124,436," which said item and entry purported to set forth and indicate, and did in substance and effect indicate and declare, that before the transaction of any business on the twenty-seventh day of September, in the year aforesaid, the said Bank was the owner of, and had in its possession, specie to the amount of the value of One hundred and twenty-four thousand, four hundred and thirty-six dollars; and also a certain affidavit in writing then and there signed and subscribed by the said Edward E. Gedney, in his own proper handwriting, to wit, in and by the name of "E. E. Gedney, President," and then and there containing certain allegations and statements of and concerning the truth of the matters contained in the said report.

And the said Edward E. Gedney was then and there to wit, on the said first day of October, in the year of our Lord One thousand, eight hundred and ninety, at the City and County aforesaid, in due form of law, sworn and did take his corporal oath by and before the said Willard R. Jones, Esq.,

such Notary Public as aforesaid, touching and concerning the truth of the matters contained in his said affidavit in writing; he, the said Willard R. Jones, Esquire, as such Notary Public as aforesaid, then and there having full and competent power and authority to administer the said oath to the said Edward E. Gedney in that behalf.

And the said Edward E. Gedney being so sworn, as aforesaid, upon his oath aforesaid, before the said Willard R. Jones, Esquire, such Notary Public as aforesaid, in and by his said affidavit in writing, feloniously, wilfully, knowingly and corruptly did falsely swear, depose and say, amongst other things, in substance and to the effect following, that is to say:

That the said report with the said Schedule accompanying the same, was then and there, in all respects, a true statement of the condition of the said Bank, before the transaction of any business on the said twenty-seventh day of September, in the year last aforesaid, to the best of his knowledge and belief.

Whereas in truth and in fact the said report, with the Schedule accompanying the same, was not then and there in all respects a true statement of the condition of the said Bank before the transaction of any business on the said twenty-seventh day of September in the year aforesaid, to the best of his knowledge and belief, as he, the said Edward E. Gedney then and there well knew, amongst other things in this, to wit, that on the said twenty-seventh day

of September, in the year aforesaid, and before the transaction of any business on the said day, the said Bank did not own, and did not have in its possession specie as set forth and described in the said Schedule to the amount of the value of One hundred and twenty four thousand, four hundred and thirty six dollars, as he, the said Edward E. Gedney then and there well knew.

And the Informant alleges that the said Edward E. Gedney in manner and form aforesaid, feloniously, wilfully, knowingly, corruptly and falsely did commit wilful and corrupt perjury against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York, and their dignity.

WHEREFORE, Informant prays that a Warrant may issue for the arrest of the said Edward E. Gedney and that he be dealt with according to law.

SWORN to before me, this first day of May, in the year of our Lord, One thousand eight hundred and ninety one.

Delancey Nicoll

Randolph B. Martine

Judge General Sessions.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Edward E. Gedney 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? Edward E. Gedney

*Answer.*

*Question.* How old are you?

*Answer.* 42 years

*Question.* Where were you born?

*Answer.* Ringwood N. J.

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

*Answer.* Little Falls, N. J. for 35 years

*Question.* What is your business or profession?

*Answer.* None

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

*Answer.*

I have nothing to say it is a mere [illegible]

E E Gedney

Taken before me this 4th day of May 1891

Charles A. Martinez
Justice of Peace, Dep.

District Attorney's Office.

*City and County of New York.*

THE PEOPLE, &c.,

ON THE COMPLAINT OF

the District Attorney

*vs.*

Edward E. Sydney

(2 cases)

*Offence* Perjury

May 1 1891

Witnesses,

No. Street,

No. Street,

No. Street,

0430

Recd Wm Crowell Esq 591

~~Police Court~~ ..... ~~District~~

THE PEOPLE, &c.,
ON THE COMPLAINT OF
the District Attorney

vs.

1. Edward E. Gedney
2. (2 cases)
3.
4.

Offence Perjury

Dated May 1 1891

Randolph B. Martine Magistrate.

Geo. Mills Officer.

Precinct.

Witnesses.

No. Wm. Wallace Esq Street.

Rutland R. Jones Esq Street.

No. Republic Bldg Street.

No. Street.

$ 15000 to answer General Sessions

Bailed

BAILED,

No. 1, by Stephen McCaughan

Residence 96 Chambers Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

D. D. Pay to the Clerk of the General Sessions

RECEIVED
MAY 1 1891
DISTRICT ATTORNEY'S

*It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named* Edward E. Gedney *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Fifteen thousand ~~Hundred~~ *Dollars,* ——— *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

*Dated* May 4th *189*1 Randolph B. Martine ~~Police Justice.~~ Judge of Gen. Sess.

*I have admitted the above-named* Edward E. Gedney *to bail to answer by the undertaking hereto annexed.*

*Dated* May 4th *189*1 Randolph B. Martine ~~Police Justice.~~ Judge Gen. Sess.

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

*Dated* ..... *18* ..... *Police Justice.*

ADDRESS ALL OFFICIAL COMMUNICATIONS TO THE SUPERINTENDENT.

STATE OF NEW YORK

# Banking Department

Albany April 28th, 1891.

This is to certify that the annexed copy of schedule is a true, exact and complete copy of the schedule filed with the Report of the North River Bank received at the Banking Department of the State of New York, October 3rd, 1890.

Given under my hand and the official seal of the Banking Department of the State of New York this 28th day of April, 1891.

Cyrus Stearns

Deputy Superintendent.

# SCHEDULE.

## RESOURCES.

*1. Loans and Discounts:*

| | |
|---|---|
| Amount deemed good | 2 035 694 86 |
| Amount deemed doubtful | 10 229 78 |
| Amount deemed bad | 1 600 |
| TOTAL | 2 047 524 64 |
| Debts due without prosecution, on which no interest has been paid during the last year | 0 |
| Judgments remaining unsatisfied, on which no interest has been paid during the last year | 0 |
| Aggregate of suspended and overdue debts | 82 952 83 |
| Largest aggregate of loans to any one individual, firm or corporation | 78 500 |
| Aggregate of loans upon paper, made, accepted or indorsed by directors individually or as members of firms | 161 650 |
| *Overdrafts:* Names of individuals, firms or corporations, whose accounts were overdrawn in excess of $500, and the amount of each such overdraft | 1 333 10 |

| | |
|---|---|
| J. E. & J. Garlick | 625 20 |
| E. C. Miller | 707 90 |

*4. Due from Trust Companies, State and National Banks:*

| | |
|---|---|
| Aggregate due from such institutions on account of collections | 291 944 96 |
| Names of Trust Companies, State and National Banks, and the amounts due from each, not on account of collections | 0 |

*5. Due from Private Bankers and Brokers:*

| | |
|---|---|
| 0 | 0 |

*6 and 7. Banking House and Lot and other Real Estate:*

| | Amount of Incumbrances if any. | Estimated Value at Date of this Report. | Cost. |
|---|---|---|---|
| Banking House + Lot | 0 | 150 000 | 75 000 |
| Land in La Porte, Ind | 0 | 15 000 | 5 215 62 |
| Clearing House | 0 | 1 200 | 1 200 |
| House + Lot Nyack N.J. | 0 | 2 000 | 1 400 |
| Do Brooklyn N.Y. | 0 | 11 250 | 11 250 |

*8. Bonds and Mortgages:*

| Location and description of mortgaged premises. | Estimated Value of Mort'd Premises at Date of Report | Amount of Prior Liens. | Principal Unpaid. |
|---|---|---|---|
| House + Lot Brooklyn N.Y. | 1 500 | 0 | 620 |
| Three House + Lots. Do. | 42 000 | 8 000 | 8 500 |

*9. Stocks and Bonds:*

| Name of Stock. | Year of Maturity. | Rate of Int. | Cost. | Par Value. | Market Value. |
|---|---|---|---|---|---|
| U.S. Stock | 1907 | 4% | 1 000 | 1 000 | 1 225 |
| 55 Bonds Coshocton & Southern R.R. Co.. | 1917 | 5% | 46 000 | 55 000 | 52 250 |

*12. Cash Items:*

All items carried as cash, other than bills and checks for the next day's exchanges.

| | | | | |
|---|---|---|---|---|
| Country Checks | 99 | 830 | 07 | |
| Sight Drafts on City | 12 | 217 | 30 | |
| | | | | 112 047 37 |

LIABILITIES.

*5. Due Depositors:*

Aggregate upon which interest was paid, and the rate.

| | | | |
|---|---|---|---|
| | | 0 | |

*6. Due Trust Companies, State and National Banks:*

Names of such institutions, and the amount due to each.

| | | | | |
|---|---|---|---|---|
| South Side Bank Pay Shoe | 35 | 417 | 47 | |
| Bot. Sec " Syracuse | 6 | 494 | 58 | |
| Nat. City " New York | 75 | 000 | | |
| Citizens " Elizabeth N.J. | 12 | 949 | 67 | |
| N.Y. State Nat. " Albany | 10 | 046 | 17 | |
| Merchants Nat. " Newton N.J. | | 400 | 61 | |
| | | | | 140 808 50 |

*7. Due Private Bankers and Brokers:*

Names and amount due each.

| | | | |
|---|---|---|---|
| | | 0 | |

| | |
|---|---|
| | 0 |

*8. Due Individuals and Corporations other than Banks and Depositors:*

Names and amount due each.

| | | | |
|---|---|---|---|
| | | 0 | |

| | |
|---|---|
| | 0 |

*10. Bills Re-discounted:*

Names of corporations and individuals by whom due, and the amounts.

| | | | |
|---|---|---|---|
| | | 0 | |

| | |
|---|---|
| | 0 |

SCHEDULE

ACCOMPANYING REPORT

OF THE

*Artisan Savings Bank*

*Made for the 27th day of September 1890*

*Received October 3rd 1890*

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

THE INFORMATION OF DeLancey Nicoll, District Attorney of the County of New York laid before Randolph B. Martine, Esquire, one of the Judges of the Court of General Sessions of the Peace of the City and County of New York, and a Magistrate and Officer having power to issue a Warrant for the arrest of a person charged with a crime, the first day of May in the year of our Lord One thousand eight hundred and ninety one, who, being duly sworn, deposes, alleges and says, as follows upon information and belief:

Heretofore, to wit, on the ~~first~~ eighteenth day of ~~October~~ June, in the year of our Lord One thousand eight hundred and ninety and for many years prior thereto, there was existing a certain Incorporated Bank, organized under the laws of this State doing business in the said City and County of New York and known and designated as the North River Bank in the City of New York; and on the day and in the year aforesaid, and during and for more than three years theretofore one Edward E. Gedney, late of the City of New York- in the County of New York aforesaid, was, and had been, the President of the said Bank:

And prior to the said ~~first~~ eighteenth day of ~~October~~ June, in the year aforesaid, the Superintendent of the Banking Department of the State of New York, duly served and caused to be served, upon the said Bank, a notice, in due form of law, requiring the said Bank to make and transmit to him a quarterly report of the condition of the said Bank, on the

morning of Saturday, the fourteenth ~~twenty-seventh~~ day of June ~~September~~ in the year of our Lord One thousand, eight hundred and ninety.

And thereupon it became, and was, the duty of the said bank, ~~on or before the said first day of October, in the year last aforesaid,~~ to make and transmit to the said Superintendent a quarterly report, to be made on the oath of the said Edward E. Gedney, President of the said Bank; and of Frank R. Ingersoll who at all the times herein mentioned was the Cashier of the said Bank, as aforesaid, ~~or in his absence by the said Edward E. Gedney alone;~~ and which report should contain a true statement of the condition of the said Bank, before the transaction of any business on the morning of the said ~~twenty seventh~~ fourteenth day of ~~September~~ June, in the year aforesaid, next preceding the date of the said report, in respect, amongst other things, of its resources before the transaction of any business on the morning of the said last mentioned day, and particularly of the specie belonging to the said Bank, and in its possession at the said last mentioned time.

And afterwards, to wit, on the said ~~first~~ eighteenth day of ~~October~~ June, in the year last aforesaid, the said Edward E. Gedney, in his own proper person, as such President of the said Bank, did go and appear before one ~~Willard R. Jones,~~ John M. Baker the younger Esquire, who was then and there a Notary Public in and for ~~the said City and County of New York,~~ the County of Kings in said State, the certificate of whose appointment as such Notary Public was then duly filed in the said County of New York, and did then and there produce and exhibit to the said ~~Willard R. Jones, Esquire, such~~ Notary Public, ~~as aforesaid,~~ a certain paper writing,

purporting to be the quarterly report of the said Bank, as aforesaid, and to be and to contain a true statement of the condition of the said Bank, before the transaction of any business on the morning of the said ~~twenty-seventh~~ fourteenth day of ~~September~~ June, in the year last aforesaid; and particularly in respect, amongst other things, of the specie belonging to the said Bank, and in its possession at the said last mentioned time, said report then and there containing a certain item and entry, under a certain heading, entitled, "Resources," in the words and figures following, to wit, "10 specie --- ~~101,480~~ 150 733 50," which said item and entry purported to set forth and indicate, and did in substance and effect indicate and declare, that before the transaction of any business on the twenty-seventh day of September, in the year aforesaid, the said Bank was the owner of, and had in its possession, specie to the amount of the value of One hundred and ~~twenty-four~~ fifty thousand, ~~four~~ seven hundred and ~~thirty-six~~ thirty three dollars and fifty cents; and also a certain affidavit in writing then and there signed and subscribed by the said Edward E. Gedney, in his own proper handwriting, to wit, in and by the name of "E.E. Gedney, President," and then and there containing certain allegations and statements of and concerning the truth of the matters contained in the said report.

And the said Edward E. Gedney was then and there to wit, on the said ~~First~~ eighteenth day of ~~October~~ June in the year of our Lord One thousand, eight hundred and ninety, at the City and County aforesaid, in due form of law, sworn and did take his corporal oath by and before the said ~~Willard R. Jones,~~ John M. Baker the younger Esq.,

such Notary Public as aforesaid, touching and concerning the truth of the matters contained in his said affidavit in writing; he, the said ~~Willard R. Jones,~~ John M. Baker the younger Esquire, as such Notary Public as aforesaid, then and there having full and competent power and authority to administer the said oath to the said Edward E. Gedney in that behalf.

And the said Edward E. Gedney being so sworn, as aforesaid, upon his oath aforesaid, before the said ~~Willard R. Jones,~~ John M. Baker the younger Esquire, such Notary Public as aforesaid, in and by his said affidavit in writing, feloniously, wilfully, knowingly and corruptly did falsely swear, depose and say, amongst other things, in substance and to the effect following, that is to say:

That the said report with the ~~said~~ Schedule accompanying the same, was then and there, in all respects, a true statement of the condition of the said Bank, before the transaction of any business on the said fourteenth ~~twenty-seventh~~ day of June, ~~September~~, in the year last aforesaid, to the best of his knowledge and belief.

Whereas in truth and in fact the said report, with the Schedule accompanying the same, was not then and there in all respects a true statement of the condition of the said Bank before the transaction of any business on the said fourteenth ~~twenty-seventh~~ day of June, ~~September~~ in the year aforesaid, to the best of his knowledge and belief, as he, the said Edward E. Gedney then and there well knew, amongst other things in this, to wit, that on the said fourteenth ~~twenty-seventh~~ day

of June, ~~September~~, in the year aforesaid, and before the transaction of any business on the said day, the said Bank did not own, and did not have in its possession specie as set forth and described in the said Schedule to the amount of the value of One hundred and ~~twenty four~~ sixty thousand, ~~four~~ seven hundred and ~~thirty six~~ sixty dollars and sixty cents, as he, the said Edward E. Gedney then and there well knew.

And the Informant alleges that the said Edward E. Gedney in manner and form aforesaid, feloniously, wilfully, knowingly, corruptly and falsely did commit wilful and corrupt perjury; against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York, and their dignity.

WHEREFORE, Informant prays that a Warrant may issue for the arrest of the said Edward E. Gedney and that he be dealt with according to law.

SWORN to before me, this first day of May, in the year of our Lord, One thousand eight hundred and ninety one.

Delancey Nicoll

Randolph B. Martine

Judge General Sessions.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Edward E. Gedney 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.* Edward E. Gedney

*Question.* How old are you?

*Answer.* 42 years

*Question.* Where were you born?

*Answer.* Ringwood N. J.

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

*Answer.* Little Falls N. J. for 35 years

*Question.* What is your business or profession?

*Answer.* None

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

*Answer.*

I have nothing to say I plead not guilty

Taken before me this 7 day of May 1891

Charles E. McMillan Justice of the Peace

DISTRICT ATTORNEY'S OFFICE.

*City and County of New York.*

THE PEOPLE, &c.,

ON THE COMPLAINT OF

the District Attorney

*vs.*

Edward E. Gedney

(2 cases)

*Offence* Conspiracy

Dated May 1 1871

Witnesses,

No. Street,

No. Street,

No. Street,



2449

0443

BAILED,

No. 1, by John F. Carpenter

Residence 99 Greenwich St.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Police Court ---- 2d District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John F. Carpenter attorney

vs.

1 Edward E. Sydney

2 (2 cases)

3

4

Offence Perjury

Dated May 1 1891

Recommitted, Magistrate.

Leigh O'Reilly Officer.

C.O. Precinct.

Witnesses John M. Parker Jr.

No. 1 Greenwich St.

No. Martin Beiner Bank

No. Street.

$ 15000 to answer General Sessions

Bail Bond

*It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named* Edward E. Sydney *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Fifteen Thousand ~~Hundred~~ *Dollars,* ..... *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

*Dated* May 4th *18*91 Randolph B. Martine ~~Police Justice.~~ Judge General Sessions

*I have admitted the above-named* Edward E. Sydney *to bail to answer by the undertaking hereto annexed.*

*Dated* May 4th *18*91 Randolph B. Martine ~~Police Justice.~~ Judge General Sessions

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

*Dated* ..... *18* ..... *Police Justice.*

0444

C. R. 3603

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To Willard R. Jones

of No. 787 Greenwich Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 27 day of DECEMBER 1897, at 10 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Edgar E. Gedney

Dated at the City of New York, the first Monday of DECEMBER in the year of our Lord 1897

WILLIAM M. K. OLCOTT, *District Attorney.*

C. R. 3603

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To John M. Baker Jr.

of No. 787 Greenwich Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 27th day of DECEMBER 1897, at 10 o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Edgar E. Gedney

Dated at the City of New York, the first Monday of DECEMBER in the year of our Lord 1897

WILLIAM M. K. OLCOTT, *District Attorney.*

# Court of General Sessions.

THE PEOPLE

vs.

Edgar E. Gedney

City and County of New York, ss.:

Philip Reilly being duly sworn, deposes and says: I am a ~~Police Officer~~ Detective Sergeant attached to the Central Office ~~Precinct~~ in the City of New York. On the 27th day of December 1897, I called at 187 Greenwich St. New York City the alleged ~~the complainant~~ a witness address of Willard R. Jones herein, to serve him with the annexed subpœna and was informed by D. F. Penrod, that the said Willard R. Jones now resided in the City of London, England, and that said Jones has resided there for several years. And that your deponent further says that at the same time and place he had a subpoena for Mr. John M. Baker, Jr. a witness herein and that your deponent was informed that said John M. Baker, Jr. does not reside or have a place of business at that place and has not for several years and that your deponent has been unable to ascertain his present place of residence.

Sworn to before me, this 27th day of December 1897.

Philip Reilly

Ernest V. Feathers
Comr. Deeds.
N. Y. City & Co.

filed May 1/91

# Court of General Sessions.

THE PEOPLE, *on the Complaint of*

*vs.*

Edgar E. Gedney

*Offense:*

DE LANCEY NICOLL,
*District Attorney.*

*Affidavit of Police Officer*

Philip Pully

Central Office ~~Precinct~~

## Failure to Find Witness.

ADDRESS ALL OFFICIAL COMMUNICATIONS TO THE SUPERINTENDENT.

STATE OF NEW YORK

# Banking Department

Albany April 28th, 1891.

This is to certify that the annexed copy of schedule is a true, exact and complete copy of the schedule filed with the Report of the North River Bank received at the Banking Department of the State of New York, June 20th, 1890.

Given under my hand and the official seal of the Banking Department of the State of New York this 28th day of April, 1891.

Lyman Stewart

Deputy Superintendent.

# SCHEDULE.

## RESOURCES.

*1. Loans and Discounts:*

| | | | |
|---|---|---|---|
| Amount deemed good | 2 | 087 | 332 80 |
| Amount deemed doubtful | | 18 | 246 10 |
| Amount deemed bad | | | 0 |
| TOTAL | 2 | 105 | 578 90 |
| Debts due without prosecution, on which no interest has been paid during the last year | | | 0 |
| Judgments remaining unsatisfied, on which no interest has been paid during the last year | | | 0 |
| Aggregate of suspended and overdue debts | | 83 | 578 21 |
| Largest aggregate of loans to any one individual, firm or corporation | | 91 | 350 |
| Aggregate of loans upon paper, made, accepted or indorsed by directors individually or as members of firms | | 207 | 966 25 |

*Overdrafts:* Names of individuals, firms or corporations, whose accounts were overdrawn in excess of $500, and the amount of each such overdraft

| | | | |
|---|---|---|---|
| Jno. Barnrick | 1 | 415 | 33 |
| G. R. Blanchard | | 681 | 51 |
| A. B. Miller | | 707 | 90 |
| M. R. Jones | | 724 | 82 |
| | | 3 | 529 56 |

*4. Due from Trust Companies, State and National Banks:*

| | | | |
|---|---|---|---|
| Aggregate due from such institutions on account of collections | 296 | 085 | 24 |
| Names of Trust Companies, State and National Banks, and the amounts due from each, not on account of collections | | | 0 |

*5. Due from Private Bankers and Brokers:*

| | |
|---|---|
| 0 | 0 |

*6 and 7. Banking House and Lot and other Real Estate:*

| | Amount of Incumbrances if any. | Estimated Value at Date of this Report. | Cost. |
|---|---|---|---|
| Banking House & Lot. | 0 | 150 000 | 75 000 |
| Land in La Porte, Ind. | 0 | 15 000 | 5 215 62 |
| Clearing House | 0 | 1 200 | 1 200 |
| House & Lot Nyack, N.Y. | 0 | 2 000 | 1 500 |
| Do. Brooklyn, N.Y. | 0 | 11 250 | 11 250 |

*8. Bonds and Mortgages:*

| Location and description of mortgaged premises. | Estimated Value of Mort'd Premises at Date of Report | Amount of Prior Liens. | Principal Unpaid. |
|---|---|---|---|
| House & Lot Brooklyn N.Y. | 1 500 | 0 | 620 |
| Three Houses & Lots Do. | 42 000 | 8 000 | 8 500 |

*9. Stocks and Bonds:*

| Name of Stock. | Year of Maturity. | Rate of Int. | Cost. | Par Value. | Market Value. |
|---|---|---|---|---|---|
| U. S. Stock | 1907 | 4% | 1 000 | 1 000 | 1 215 |
| 55 Bonds Ashocton & Southern R. R. Co. | 1917 | 5% | 46 000 | 55 000 | 52 250 |

*12. Cash Items:*

All items carried as cash, other than bills and checks for the next day's exchanges.

| | | | | |
|---|---|---|---|---|
| Country Checks | 72 | 838 | 07 | |
| Sight Drafts on City | 60 | 186 | 83 | 133 024 90 |

## LIABILITIES.

*5. Due Depositors:*

Aggregate upon which interest was paid, and the rate.

| | | | |
|---|---|---|---|
| | 15 | 000 | 2½ % |

*6. Due Trust Companies, State and National Banks:*

Names of such institutions, and the amount due to each.

| | | | | |
|---|---|---|---|---|
| South Side Bank, Bay Shore | 21 | 501 | 57 | |
| Robt. Gerr " Syracuse | 6 | 109 | 44 | |
| Nat. City " New York | 100 | 000 | | |
| Citizens " Elizabeth N. J. | 40 | 000 | | |
| N. Y. State Nat. " Albany | 10 | 000 | | |
| Merchants " " Newton N. J. | | 348 | 08 | |
| Nat. Bank of Port Jervis | | 78 | 71 | 178 037 80 |

7. *Due Private Bankers and Brokers:*

Names and amount due each.

| | | | |
|---|---|---|---|
| | | 0 | |

8. *Due Individuals and Corporations other than Banks and Depositors:*

Names and amount due each.

| | | | |
|---|---|---|---|
| | | 0 | |

10. *Bills Re-discounted:*

Names of corporations and individuals by whom due, and the amounts.

| | | | |
|---|---|---|---|
| | | 0 | |

11-(2)

SCHEDULE

ACCOMPANYING REPORT

OF THE

Martha River

Bank

*Made for the* 14th *day of*

June 1890

*Received* June 20th 1890

| | | | |
|---|---|---|---|
| | | 0 | |
| | | 0 | |
| | | 0 | |

| | | | |
|---|---|---|---|
| Gamble v. Edward Gedney | Gerring(?) and Wunderwaier (10) | June 18 – Oct 1 – 1890 | 2 items Results |
| | | Jan 25 | 50. |
| | | " 31 | 25. |
| | | March 10 | 2000. |
| | | Apl 3 | 50. |
| | | May 22 | 500. |
| | | July 25 | 100. |
| | | Oct 9 | 100. |
| | | Oct 4 | 100. |
| | | Oct 25 | 200. |
| | | Nov 12 | 250 |
| | | | 3375. |
| Doane v. Frank R. Ingersoll | Gerring (1) | | |

Witnesses:

Samuel J. Hall – RKN, agent, Bank examiner

~~Charles M. Preston~~ – ~~[illegible]~~ Bank examiner Dept.

Mulford R. Jones – Notary Public

John M. Barnes – "

Edwin J. Connolly – accountant

Charles Zabriskie – Brewer's clerk made our reports of Gedney's institution

C. E. Sander – wrapping teller – knows about report – also as to cashing checks on How about report in Sup. report –

G. Elmore – book keeper – knows about Gedney's as cashier, – transcript go.

D. W. Brooks – Bank employee – knows about "Water cheque" has counted as specimen – Sept.

Peter A. Hendrick – Auditor's tender

No. 8.

410

# GRAND JURY ROOM.

PEOPLE

*vs.*

Edward E. Gedney

Indicted in 1891

Mr Flynn –

Please see that these papers are safely kept & delivered to whoever tries the case

Jno. D. Lindsay

Papers with Mr. Weeks

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

| | |
|---|---|
| The People of the State of New York, -against- EDWARD E. GEDNEY. | Indictment Number Eight. |

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY of a MISDEMEANOR committed as follows:

The said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, on the twenty-fifth day of July, in the year of our Lord one thousand eight hundred and ninety, at the City and County aforesaid, being an officer, to wit: the President of the NORTH RIVER BANK IN THE CITY OF NEW YORK, an incorporated Bank duly organized and existing under the laws of this State, and then lawfully carrying on business in the said City and County of New York, then having an account with the said Bank, unlawfully did knowingly overdraw his said account with the said Bank, by then and there drawing upon and presenting to the said Bank a certain order for the payment of money of the kind called bank cheques, bearing date the day and year aforesaid, wherein and whereby the said Bank was directed to pay to the order of cash the sum of one hundred dollars, he, the said Edward E. Gedney, not having then and there on deposit with, or to his credit in, the said Bank the said sum of one hundred dollars, but being then indebted to the said Bank in a large sum of money, as he the said Edward E. Gedney then and there well knew; which said order and cheque was then and there by the direction and procurement of the said Edward E. Gedney paid by the said Bank, and the amount thereby directed to be paid, to wit: the sum of one hundred dollars in money, lawful money of the United States of America, and of the value of one hundred dollars, of the proper moneys and funds of the said Bank, given and delivered by the said Bank to him, the said Edward E. Gedney: and the said Edward E. Gedney unlawfully did thereby then and there wrongfully obtain the money and funds of the said Bank, to wit: the said sum of one hundred dollars, in money, so as aforesaid given and delivered to him by the said Bank in payment of the said order and cheque; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity:

DE LANCEY NICOLL,
District Attorney.

(501)

**Witnesses:**

Sam. T. Hunt

M. R. Jones

J. M. Baker Jr

E. J. Connell

C. E. Sands

C. Zabriski

Upon examination into this case I am of the opinion that, under the decision in the People vs. Clements, 42 Hun 286, the evidence is insufficient to warrant the conviction of the Defendant of the crime charged.

I therefore recommend the dismissal of the indictment.

Dec. 27th 1897

James W. Osborne
A. D. A.

Counsel,

Filed 18 day of May 1891

Pleads, Not Guilty (with leave to until May 27/91)

THE PEOPLE

vs.

Edward E. Gedney
(12 cases)

Indictment
Sec. 600 Code Crim Proc

DE LANCEY NICOLL,
District Attorney.

Quit Terrorio

A TRUE BILL.

W. L. Rhodes May 19 91
Foreman.

Dec 27/97
Indictment Dismissed

No. 8.

SUBP. DUCES TECUM—148.

H. R. BREWER & CO., Successors to H. ANSTICE & CO., Stationers, 26 Nassau St., N. Y.

# The People of the State of New York,

TO

Clerk Court of General Sessions

GREETING:

**We Command You,** that all business and excuses being laid aside you appear and attend before Hon George L. Ingraham one of the Justices of our Supreme Court at a Circuit Part 3 to be held in and for the City and County of New York

on the 30 day of May 1893 o'clock in the forenoon, to testify and give evidence in a certain action now pending undetermined in the said Court, between New York Breweries Ltd plaintiff and Francis Higgins as Receiver etc

defendant on the part of the plaintiff and that you bring with you, and produce at the time and place aforesaid, ~~a certain~~ ~~All books and papers~~ and any and all indictments against Edward E. Pedney found Nov 12, 1890 together with all depositions or testimony in support thereof

now in your custody, and all other deeds, evidences and writings, which you have in your custody or power, concerning the premises. And for a failure to attend, you will be deemed guilty of a contempt of Court, and liable to pay all loss and damages sustained thereby, to the party aggrieved, and forfeit FIFTY DOLLARS in addition thereto.

**Witness,** Hon Charles H. Van Brunt, Presiding Justice

Attorney. Guggenheimer & Untermyer

Clerk. Henry D. Purroy Clk

N

Edward E. Gilmy

Supreme Court

Pt III

Indictment with

Mr. Weeks

A Epr

0458

No. _____ New York, January 31 1890

**North River Bank**
187 GREENWICH ST.

Pay to the order of J. M. R. Geddes

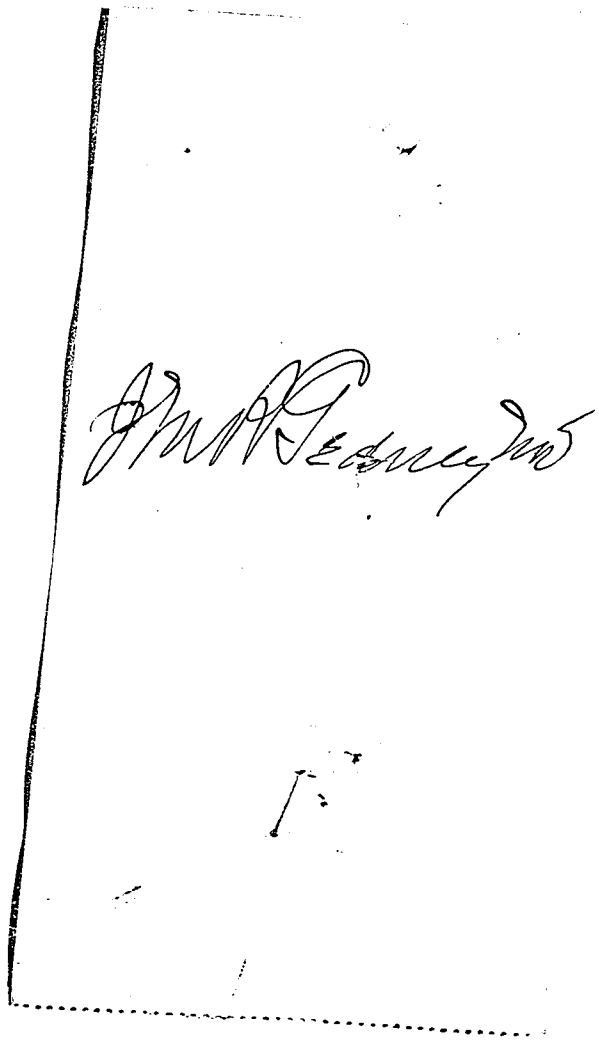
Twenty five ——— Dollars

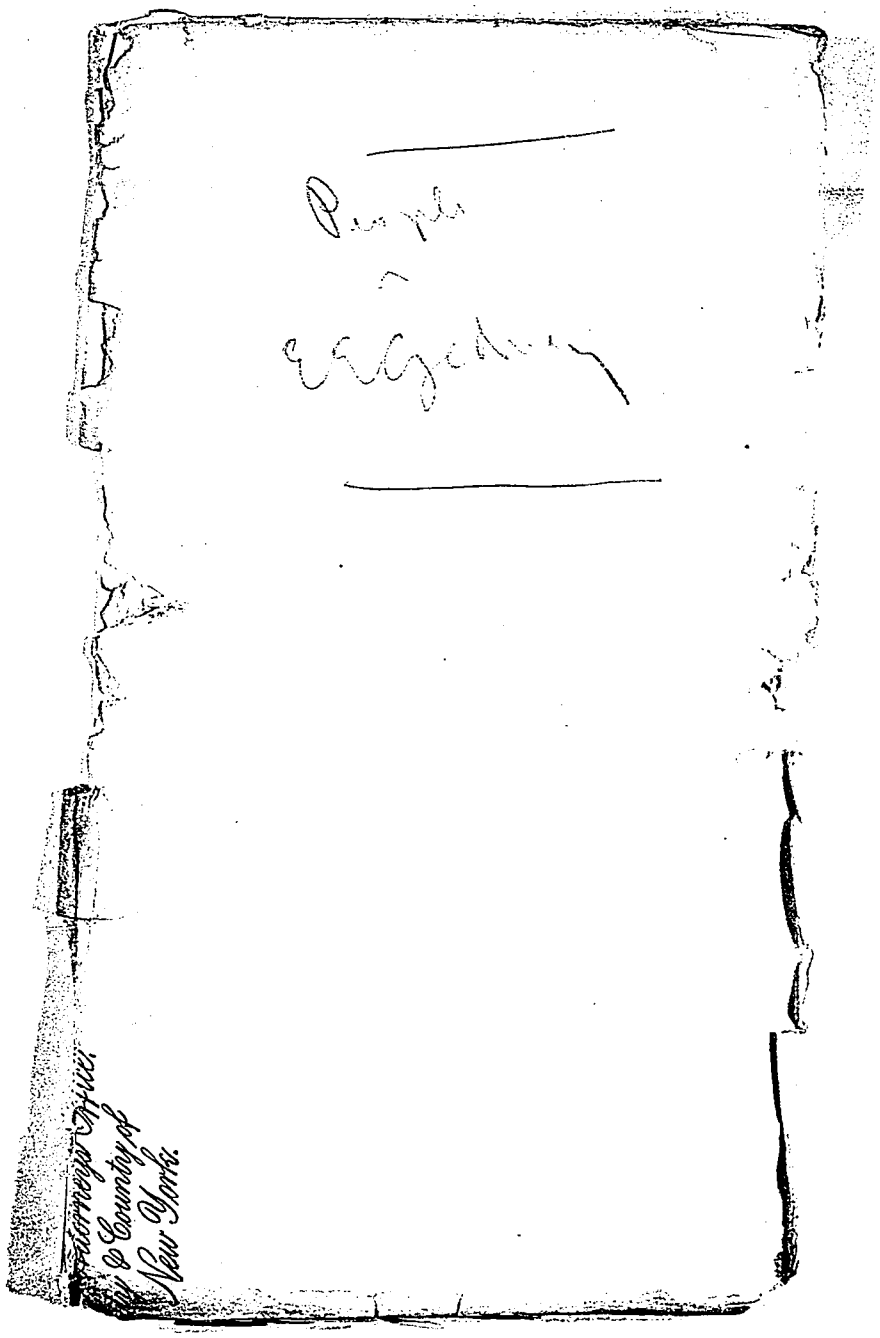
$25 #

J. Geddes

SAFE DEPOSIT VAULTS
BOXES
$8.00 UPWARDS.

JOHN C. RANKIN JR. 34 CORTLANDT ST. N.Y.





0461

Jany 25/90 1st letter 50 00
Cash

Gen Account $185.06

No 3.

No. New York, Jany 25th 1890

**North River Bank**
187 GREENWICH ST.

Pay to the order of Cash

Fifty Dollars

$50 00

S. S. Sidney

SAFE DEPOSIT VAULTS BOXES $8.00 UPWARDS.

JOHN C. RANKIN JR. 34 CORTLANDT ST. N.Y.

0462

July 31/90

1st letter 25-00

[illegible] $ 952.66

no. 4,

0463

No. _____ New York, Jany 31st 1870

**North River Bank**

187 GREENWICH ST.

Pay to the order of J. M. R. Gedney

Twenty five — — — Dollars

$25 #

J. M. R. Gedney

SAFE DEPOSIT VAULTS BOXES $8.00 UPWARDS.

JOHN C. RANKIN JR. 34 CORTLANDT ST. N.Y.

0465

Mch 11/90 1st letter
" " Cash. 2000 00

Overdrawn $3774.[illegible]

No. 5.

187 Greenwich Street.

No. _____ New York, Mch 10th 1890

The North River Bank,

Pay to the order of Cash

Two thousand ___ Dollars.

$2000 00 [illegible]

JOHN C. RANKIN, JR., 88 PORTLANDT ST., N.Y.

0466

Mch 11/90 1st teller Cash 2000 00

No. 5.

187 Greenwich Street.

No. ..... New York, Mch 10th 1890

The North River Bank,

Pay to the order of Cash

Two thousand ..... Dollars.

$2000 00 ..... O. O. Fatney

JOHN C. RANKIN, JR., 39 CORTLANDT ST., N. Y.

0467

C/U 4/90.

50
50
100

Hondrum $330.83

no. 6

0468

Hoffman House, Madison Square
New York Apl 3rd 1890

The North River Bank

Pay to the order of C. H. READ & CO.
Fifty Dollars.

$50 #

John F. Baldwin, New York

D. J. Feeney

mlE

0470

187 GREENWICH STREET.

No. ..... NEW YORK, Apl 3 1890

NORTH RIVER BANK.

PAY TO THE ORDER OF Cash

Fifty DOLLARS.

$50.00

JOHN C. RANKIN, JR., 84 CORTLANDT ST., N. Y.

0471

May 22/90.

5
8.99
500

513.99

overdrawn

No. 7

No. _____ New York May 22 1890

**North River Bank**

187 GREENWICH

Pay to the order of Cash

Five hundred Dollars

$500 00

[illegible]

SPEED & CO. 8 & 10 JOHN ST. N.Y.

0472

No. _____ New York, May 20 1890

**North River Bank**

187 GREENWICH ST.

67

Pay to the order of Mr. Merrall Fowler

Eight 99/100 Dollars

$8 99

C. C. Sedney

SAFE DEPOSIT VAULTS BOXES $5.00 UPWARDS

JOHN C. RANKIN, JR 34 CORTLANDT ST. N.Y.

0473

FOR DEPOSIT
TO THE CREDIT OF
ACKER, MERRALL & CONDIT

0474

No. _____ New York, May 20th 1890.

**North River Bank**

187 GREENWICH ST.

Pay to the order of Dr L. Potter Bangs Treas

Five Dollars

$5.00

SAFE DEPOSIT VAULTS BOXES $5.00 UPWARDS

JOHN C. RANKIN, JR 34 CORTLANDT ST. N.Y.

0475

FOR DEPOSIT,
L. BOLTON BANGS, Treas.

MAY 6

0476

July 25.

100

overdrawn $41.23

no. 8.

187 GREENWICH STREET.

No. ..... NEW YORK, July 25 1870

NORTH RIVER BANK.

PAY TO THE ORDER OF Cash

One hundred DOLLARS.

$100 #

JOHN C. RANKIN, JR., 84 CORTLANDT ST., N. Y.

0477

Augt 4/90

Greenbaum 4199.05 100 00

No. 9,

No. _____ New York, Aug 4 1890.

**North River Bank**

187 GREENWICH ST.

Pay to the order of Cash

One hundred Dollars

$100 #

SAFE DEPOSIT VAULTS BOXES $5.00 UPWARDS

JOHN C. RANKIN, JR 34 CORTLANDT ST., N.Y.

O. E. Tedney

Oct 9/90

20.00
20.00
100.
140.00

one draw 135.65

No. 10

187 GREENWICH STREET.

No. .....

NEW YORK, Oct 9 1890

NORTH RIVER BANK.

PAY TO THE ORDER OF Cash

One hundred DOLLARS.

$100 #

JOHN C. RANKIN, JR., 84 CORTLANDT ST., N. Y.

0479

E. C. Sidney.

No. 970

New York, Oct 3 1890

North River Bank

Pay to the order of Mrs F. Wolcomb

Twenty Dollars

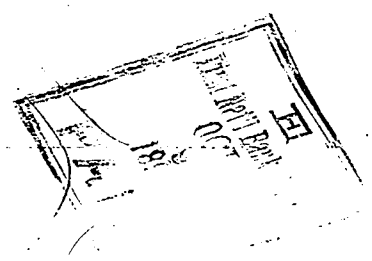
$20.00

E. C. Sidney

John C. Rankin Jr. 34 Cortlandt St N.Y.

0480

Mrs F. W. Van Ness



0481

E. E. Gedney.

No. 969

New York, Oct 3 1870

North River Bank

Pay to the order of Mrs S. P. Gedney

Twenty Dollars

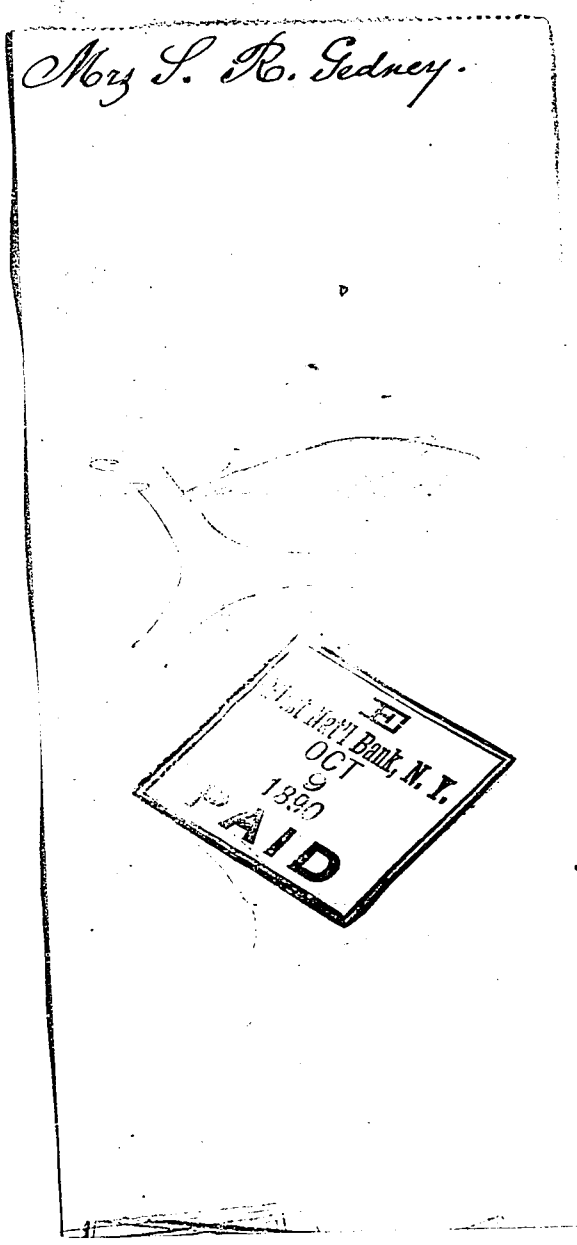
$20 00

John C. Rankin Jr. 34 Cortlandt St. N.Y.

E. E. Gedney

0482

Mrs S. R. Gedney.



0483

Oct 25/90

Pendrawn 4801.22

250.00
200.00
150.00
400.00

no. 11

187 GREENWICH STREET.

No. ..... New York, Oct 25 1890.

NORTH RIVER BANK.

Pay to the order of A. Rush

Two hundred Dollars.

$200 #

E. J. Gilbey

JOHN C. RANKIN, JR., 84 CORTLANDT ST., N. Y.

0484

E. C. Sidney.

No. 985

New York, Oct 24 1890

North River Bank

Pay to the order of Nebel & Sidney

Fifty Dollars

$50 00

E. C. Sidney

John C. Rankin Jr. 34 Cortlandt St N.Y.

Herbert Sedney
J H McVoy

0486

E. C. Gedney.

No. 986

New York, Oct 25 1890

North River Bank

Pay to the order of J. D. B. James c/c Hume

One hundred & fifty Dollars

$150 00

E. C. Gedney

John C. Rankin, 34 Cortlandt St N.Y.

H. D. B. Lewis

0488

No. 3.

**GRAND JURY ROOM.**

410

PEOPLE

vs.

Nov 12/90 $ 250.

Indictment No. 12

187 GREENWICH STREET.

No.

NEW YORK, Nov 12 1890.

NORTH RIVER BANK.

PAY TO THE ORDER OF Cash

Two hundred & fifty DOLLARS.

$250#

D. G. Sidney

JOHN C. RANKIN, JR., 84 CORTLANDT ST., N. Y.

# Court of General Sessions of the Peace,

HELD IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE ON THE COMPLAINT OF The District Attorney

*vs.*

Edward E. Gedney

PART.....

OFFENCE,

Perjury (usual)

This demeanor Sub rosa and by (General indictment)

CITY AND COUNTY OF NEW YORK, ss.:

Henry A. B. Stapler being duly sworn, deposes and says:

That he is a ~~Police Officer attached to the Precinct~~ Assistant District Attorney of the City and County of New York That Frank R. Ingersoll is a material and necessary witness on behalf of the People herein. That deponent is informed and verily believes that the said Ingersoll will not appear to testify when required, from the fact that he is a non-resident of this State - residing in the State of New Jersey and can not be served with process of this Court in said State

Wherefore deponent prays that the said Frank R. Ingersoll be required to give sufficient security to assure his attendance when required as a witness, or upon a refusal to furnish such security that he be committed to the House for the Detention of Witnesses, until he be legally discharged.

Sworn to before me, this 10th day of November 1891

Henry A. B. Stapler

James Fitzpatrick J.G.S.

It appearing by the within affidavit that there is reasonable cause to believe that Frank R. Ingersoll will not appear to testify, or cannot be served with the process of this Court when required,

I hereby ORDER that the said Frank R. Ingersoll enter into Recognizance with security in the sum of Five Thousand Dollars for his appearance as a witness against the said defendant, and it is further ORDERED, if the said Frank R. Ingersoll fail to furnish such security for his appearance, that he be committed to the house for the Detention of Witnesses until he give such security or be legally discharged.

Dated New York, December 10th 1891

James T. Fitzgerald
J.G.S.

Court of General Sessions of the Peace.

PART

THE PEOPLE, ETC., ON THE COMPLAINT OF

The Grand Jury

vs.

Edward E. Sheehan

OFFENCE Bribery and Misconduct

Affidavit and Order to Commit to the House for the Detention of Witnesses.

JOHN R. FELLOWS,
*District Attorney,*
NEW YORK COUNTY.

COURT OF GENERAL SESSIONS OF THE PEACE

Of the City and County of New York.

The People of the State of New York,

-against-

EDWARD E. GEDNEY.

Indictment Number Two.

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this Indictment accuse EDWARD E. GEDNEY, of the Crime of PERJURY, committed as follows:

HERETOFORE, to wit: on the first day of October, in the year of our Lord one thousand eight hundred and ninety, and at all the times herein mentioned, the NORTH RIVER BANK IN THE CITY OF NEW YORK, was an incorporated bank, duly organized and existing under the laws of this State, and lawfully carrying on business in the said City and County of New York.

AND on the said first day of October, in the year aforesaid, and at all the times aforesaid, the said Edward E. Gedney, late of the City of New York, in the County of New York aforesaid, was the President of the said bank, duly chosen and qualified; and one Frank R. Ingersoll, was the Cashier of the said bank, duly chosen and

qualified.

A N D on the twenty-ninth day of September, in the year aforesaid, the Superintendent of the Banking Department of the State of New York, in pursuance of the Statute in such case made and provided, duly fixed upon and designated Saturday, the twenty-seventh day of September, in the year aforesaid, as the day in respect to which all incorporated banks, banking associations and individual bankers in this State should make and transmit to him a quarterly report on the oath of the President and Cashier, of the condition of the bank, banking association or individual banker making such report, before the transaction of any business on the morning of the day so fixed upon and determined as aforesaid next preceding the date of such report, which report was by the Statute in such case made and provided required to contain a true statement of the condition of the bank, banking association or individual banker making such report, at the time last aforesaid, in respect to the following items and particulars, namely: Loans and discounts, overdrafts due from banks, due from the directors of the bank or banking association making the report, due from brokers, real estate, specie, cash items, stock and promissory notes, bills of solvent banks, bills of suspended banks, loss and expense account, capital, circulation (distinguishing that received from the Superintendent from the old outstanding bills), forfeits, amount due to banks, amount due to individuals and

corporations other than banks, amount due to the treasury of the State, amount due to Commissioners of Canal fund, amount due to depositors on demand, amount due not included under either of the above heads.

A N D afterwards, to wit: on the twenty-ninth day of September, in the year aforesaid, the said Superintendent of the Banking Department aforesaid, did duly serve a copy of the said notice upon the said North River Bank in the City of New York, and thereby the said bank, and the said Edward E. Gedney as the President thereof, had notice and were notified, then and there, of the fixing and designation of the said day, and of the duty thereupon and thereby by law imposed upon the said bank to make and transmit such report in the manner and form required by law.

A N D afterwards, to wit: on the said first day of October, in the year aforesaid, at the City and County aforesaid, the said Edward E. Gedney, well knowing the premises, and that the said notice had been duly served upon the said bank, and the duty, so by law imposed upon the said bank, in his own proper person as such President of the said bank, did go and appear before one, Millard R. Jones, Esquire, who was then and there a Notary Public for the said City and County of New York, duly appointed and qualified as such, and then and there duly authorized to exercise all the functions of the said office in the said City and County of New York, and did then and there pro-

duce and exhibit to the said Millard R. Jones, Esquire, such Notary Public as aforesaid, the quarterly report in writing of the said North River Bank, bearing date the said first day of October in the year aforesaid, and then and there purporting to be the report so required by law, and to contain a true statement of the condition of the said bank before the transaction of any business on the morning of the said twenty-seventh day of September, in the year aforesaid, the same being the day so as aforesaid specified in the said notice of the said Superintendent of the Banking Department aforesaid, next preceding the date of the said report, in respect to the items and particulars hereinabove mentioned, and which said report was then and there duly signed by the said Edward E. Gedney, in his own proper handwriting, to wit: in and by the name of "Edward E. Gedney, President," (the said Frank R. Ingersoll, such Cashier as aforesaid being then absent and unable to join in the said report), and which said report then and there contained, among other things, under a certain heading therein entitled, "Resources," a certain item and entry in the words and figures following, to wit:

"10 Specie.....124,436."

which said item and entry then and there purported to set forth and signify and did in substance and effect then and there indicate and declare, that before the transaction of any business on the morning of the said twenty-seventh day

of September, in the year aforesaid, the said bank was the owner of, and had in its possession, specie to the amount and of the value of one hundred and twenty-four thousand, four hundred and thirty-six dollars; together with a certain schedule then and there purporting to contain a particular and itemized statement of and concerning certain of the items and particulars (other than the item and entry hereinabove referred to and set forth) in respect to which the said report was made.

A N D the said Edward E. Gedney did then and there also produce and exhibit to the said Millard R. Jones, Esquire, such Notary Public as aforesaid, a certain oath and affidavit in writing of him, the said Edward E. Gedney, the same being then and there signed and subscribed by him in his own proper handwriting, to wit: in and by the name of "E. E. Gedney, President," and then and there annexed and attached to and forming a part of the said report, containing certain allegations and statements of and concerning the truth of the matters contained in the said report and schedule, and also containing an allegation to the effect that the said Frank R. Ingersoll, Cashier of the said bank was absent at the time of the making of the said report and could not join in the same.

A N D the said Edward E. Gedney was then and there, to wit: on the said first day of October, in the year aforesaid, at the City and County aforesaid, in due form of law sworn, and did take his corporal oath by and

before the said Millard R. Jones, Esquire, such Notary Public as aforesaid, touching and concerning the truth of the matters contained in his said oath and affidavit in writing, he, the said Millard R. Jones, Esquire, as such Notary Public as aforesaid, then and there having full and competent power and authority to administer the said oath to the said Edward E. Gedney in that behalf.

A N D the said Edward E. Gedney being so sworn as aforesaid, upon his oath aforesaid, before the said Millard R. Jones, Esquire, such Notary Public as aforesaid, in and by his said oath and affidavit in writing, then and there feloniously, wilfully, knowingly and corruptly did falsely swear, depose and say in respect to the said report, among other things, in substance and effect following, that is to say, that the said report with the schedule accompanying the same (meaning the said schedule so as aforesaid then and there purporting to contain a particular and itemized statement of and concerning certain of the items and particulars other than the item and entry hereinabove referred to and set forth in respect to which the said report was made, was then and there in all respects a true statement of the condition of the said North River Bank before the transaction of any business on the morning of the said twenty-seventh day of September, in the year aforesaid, to the best of his knowledge and belief.

WHEREAS IN TRUTH AND IN FACT, the said report with the schedule accompanying the same, was not then

and there in all respects a true statement of the condition of the said bank before the transaction of any business on the morning of the said twenty-seventh day of September, in the year aforesaid, to the best of his knowledge and belief, as he, the said Edward E. Gedney, then and there well knew, among other things, in this, to wit: that on the said twenty-seventh day of September, in the year aforesaid, and before the transaction of any business on that day, the said bank was not the owner of, and did not have in its possession, specie to the amount and of the value of one hundred and twenty-four thousand, four hundred and thirty-six dollars, as he, the said Edward E. Gedney, then and there well knew; and the said item and entry so contained therein as aforesaid, and so as aforesaid then and there purporting to set forth and signify, and in substance and effect indicating and declaring that before the transaction of any business on the morning of the said twenty-seventh day of September in the year aforesaid, the said bank was the owner of and had in its possession specie to the amount and of the value of one hundred and twenty-four thousand, four hundred and thirty-six dollars, was then and there wholly false and untrue, as he, the said Edward E. Gedney, then and there well knew.

A N D afterwards, to wit: on the said first day of October, in the year aforesaid, the said report was duly transmitted by the said North River Bank to the said Superintendent of the Banking Department, as the report so required by law as aforesaid.

AND SO THE GRAND JURY AFORESAID DO SAY, that the said Edward E. Gedney, in manner and form aforesaid, wilfully, feloniously, knowingly and corruptly did commit wilful and corrupt perjury; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL,

District Attorney.

0499

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Gerdie, Marie

# DATE:
05/15/91

4028

141.

Counsel,

Filed 15 day of May 189 1

Pleads, Not guilty 18

THE PEOPLE

vs.

Marie Gerdie

Grand Larceny Second Degree.

[Sections 528, 532 — Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Indictment Dismissed

**A True Bill.**

W. L. Skidmore

Foreman.

June 1st 1891

McDiggin

**Witnesses:**

Auguste Plainvere

Off John Kennivie

9. Prect.

Having examined into all the facts in the within case I am of opinion that no conviction can be obtained. The deft lived as mistress for the complainant and the property has been recovered. The Society of Prevention of Cruelty to Children have investigated the facts herein and indorse the recommendation herein. I therefore recommend that the indictment be dismissed.

June 16/91 Theodore Lyons Deputy Asst District Atty

POOR QUALITY ORIGINAL

0050

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss:

August Plainer

of No. 303. East 76th Street, aged 44 years, occupation Carriage Printer being duly sworn, deposes and says, that on the 29 day of February 189 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, in the day time, the following property, viz:

Two gold watches, One gold chain and a quantity of linen ware all of the value of $240.-

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 Mary Girard (now here) for the reason that on the above date, defendant was employed in deponents premises as a domestic. ~~Defendant left~~ Defendant left deponents house and employ on the above date and ~~defendant~~ missed the said property from his premises. Defendant has admitted to deponent that she did take, steal and carry away one of the above described watches and also the chain and that she pawned the same.

A. Plainer

Sworn to before me this 5 day of March 1891

Police Justice.

No. 1. 408

District Attorney's Office.

Part One

PEOPLE

vs.

Marie Gardie

Witness subpoenaed by Pff. June 12 for June 14/91

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Mary Girard

*Question.* How old are you?

*Answer.* 25 years.

*Question.* Where were you born?

*Answer.* France.

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

*Answer.* 144 1st Avenue. 1 Week.

*Question.* What is your business or profession?

*Answer.* Servant

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

*Answer.* I was given the watch and chain for labor performed and as a present to sleep with him. And because I would not go on the street and ~~[illegible]~~ go with men for money to give him, he discharged me.

Marie Gerdie

Taken before me this 8 day of May 1889

Police Justice.

0504

616

**Police Court** 2 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August Plainer
303 [illegible]
Mary Ward

2.
3.
4.

Offence Larceny Felony

Dated May 7 1891

John E Kelly Magistrate.

Kimmins Officer.

9 Precinct.

Witnesses Thos Johnson
No. 100 East 23 St Street.

No. Street.

No. Street.

$ 1000 to answer.

RECEIVED MAY 1 1891 DISTRICT ATTORNEY'S OFFICE.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

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

*Dated* May 7 *18*91 John E Kelly *Police Justice.*

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

*Dated* ..... *18* ..... *Police Justice.*

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

*Dated* ..... *18* ..... *Police Justice.*

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Marie Gerdie

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

of the CRIME OF GRAND LARCENY in the second degree committed as follows: The said Marie Gerdie

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

two watches of the value of fifteen dollars each, one chain of the value of five dollars, and a quantity of linen, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of five dollars

of the goods, chattels and personal property of one August Plainver

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

De Lancey Nicoll,
District Attorney.

0506

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Gillispie, Joseph

# DATE:
05/01/91

4028

0507

BOX:
437
FOLDER:
4028
DESCRIPTION:
Tucker, Louis A.
DATE:
05/01/91

4028

Witnesses;

Bertha Eggers
Offin Brady
34th Precl

#450

Counsel,

Filed day of May 189

Pleads Not guilty

THE PEOPLE

vs.

Joseph Gillespie
~~William Griffith~~
~~Wm St Hill~~
Louis A. Tucker

Burglary in the third degree,
Grand larceny in the second degree
Receiving stolen goods
[Section 497, 506, 528, 530, 550.]

~~JOHN R. FELLOWS,~~
Lewis Nicoll,
District Attorney.

Pars 2nd June 22, 1891.
Res. 2nd Tried and convicted of Receiving Stolen Goods

A True Bill.

Edward P. Griffin
May 7/91
Foreman.

Nol.
Peale Burgess
Nol. Pros. Gillespie
2-4 yrs & mos S.P.
June 22

Police Court— 6th 11 District.

City and County of New York, } ss.:

Bertha Geggus

of No. Brambridge Ave & Rockfield Street, aged 17 years, occupation Housekeeper being duly sworn deposes and says, that the premises ~~No~~ on Brambridge Avenue near Rockfield St Street, in the City and County aforesaid, the said being a Dwelling House and Saloon

and which was occupied by deponent as a Dwelling House

and in which there was at the time a human being, by name Bertha Geggus and three others

were BURGLARIOUSLY entered by means of forcibly by breaking a pane of glass in the front window and removing the catch and then entering the opened window

on the 8th day of April 188 in the night time, and the following property feloniously taken, stolen, and carried away, viz: 3 gallons of whiskey ~~[illegible]~~, an accordian, half doz towels, six bladed pen knife, 3 boxes of segars, 1 box smoking tobacco, 1 box of cigarettes and three dollars in good and lawful money of the United States and other articles in all of the value of Fifty Dollars

the property of Theresa Geggus

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 Louis A Drucker

for the reasons following, to wit: on the morning of April 8th which was also the morning of the said Burglary said Drucker with Joseph Folk alias Gillespie came into the house Valentine Ave & 181st St having in their possession eggs, segars, whiskey the accordion and the pen knife mentioned above. Said knife ~~was a common~~ house since been identified by deponent

as ~~their~~ her property. One of the said towels were also found in the wash of said Dudzer by Officer Donahue of the 34th Precinct

Bertha Geggus

Sworn to before me
this 20th day of April
Police Justice

Police Court ..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

Dated ..... 188 |

..... Magistrate.

..... Officer.

..... Clerk.

Witnesses:

Committed in default of $ ..... Bail.

Bailed by .....

No. ..... Street.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

6th District Police Court.

Louis A. Tucker 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.* Twenty-eight.

*Question.* Where were you born?

*Answer.* United States.

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

*Answer.* 150 W. 47th St. 3 years.

*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.* Am not guilty

Louis A. Tucker
mark

Taken before me this 29 day of Aug 1899

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Robert Jackson

aged 22 years, occupation Laborer of No. 179th St & Webster Ave Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Bertha Geggus and that the facts stated therein on information of deponent are true of deponents' own knowledge.

*Sworn to before me, this* 29th *day of* April 188 } Robert his mark Jackson

*Police Justice.*

Filed on Issue
Examined Discharged
POLICE COURT ..... DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Benita Legand
Manhattan Hotel
Forty Eight St
Frank Gilmer

2. ..... and detained with
3. Joseph Gillespie
4. Wm. Ruffield

Offence Burglary

Dated April 29th 1891
Magistrate.
Officer.
Precinct.
Witnesses Officer Donahue
No. 3 Precinct Street.
Robert Faceron
No. 1194 Atlantic Ave Street.
Entered Empire
No. Emma A Stratton Street.
Joseph Davis 2176 Flatbush Av
No. Street.
Commd Day 3
Det Pr

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

Dated Apr 29th 1891 ..... Police Justice.

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

Dated ..... 18 ..... Police Justice.

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

Dated ..... 18 ..... Police Justice.

BAILED,

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

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 6th DISTRICT.

Michael Brady

of No. 34th Precinct Police Street, ~~aged~~ ~~years~~,

occupation Ward Detective being duly sworn deposes and says

that on the 8th day of March 188[illegible]

at the City of New York, in the County of New York in the night time

between 1 & 6 o'clock A.M. Deponent

is informed that a Burglary was

committed on the premises of

Theresa Geggus Bambridge Avenue

and Rockfield St. and about

$50 (Fifty Dollars) worth of property

was feloniously taken and carried

away. Said property consisting of

towels, segars, whisky and wine

eggs and Three Dollars in lawful

currency of the United States. Also

Sworn to before me, this 9th day of March 188[illegible]

Police Justice.

one small penknife which has been identified and an accordian

Wherefore deponent prays that Louis Stephenson Lucker who deponent is informed and believes to have committed said Burglary of said premises on said date

Michael Brady

Police Court 6th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Brady

vs.

Louis S. Lucker

AFFIDAVIT.

Dated April 27th 1889

Michael Brady Magistrate.

Officer.

Witness,

April 27th 1889

Disposition,

Police Court— 6th District. **Affidavit—Larceny.**

City and County of New York, } ss.

William F. Ruffield

of No. 181 1st St & Valentine Avenue ~~Bronx~~, aged 49 years, occupation Laborer being duly sworn deposes and says, that on the 14th day of March 188 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz: One Pair of Pants of the value of One dollar and twenty five cents, three Knives and three forks of the value of One dollar, a watch of the value of Two dollars and Twenty five cents

the property of this 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 Joseph Gillespie (now here) under the following circumstances: At or about between the hours of ten and one on the aforesaid mentioned day, deponent who was at work at 179th St & Valentine Av. went to work in the morning and the above said property was in his room. Deponent and Gillespie lived together in the same shanty and had access to his rooms. Deponent was informed by Theodore Yance who lives in the same house that the said Gillespie had taken the property. Deponent found the above articles in the possession of the said Gillespie.

his
William F. Ruffield
mark

Sworn to before me this day of

Police Justice.

Sec. 198–200.

6th District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

Joseph Gillespie 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.* 23.

*Question.* Where were you born?

*Answer.* U. S.

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

*Answer.* 1[illegible] Valentine Av; 8 years
Town to Paraph: Committee

*Question.* What is your business or profession?

*Answer.* Saloon

*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. and if held after examination I desire trial at General Sessions

Joseph Gillespie

*Taken before me this* [illegible] *day of* [illegible] 188[illegible]

[illegible]

*Police Justice.*

0518

Police Court ..... District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Offence

Dated 18

Witnesses

No. Street.

No. Street.

No. Street.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence 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*

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

*Dated 18 Police Justice.*

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

*Dated 18 Police Justice.*

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

*Dated 18 Police Justice.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Joseph Gillespie

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

Joseph Gillespie

of the CRIME OF PETIT LARCENY committed as follows:

The said Joseph Gillespie

late of the City of New York, in the County of New York aforesaid, on the Fourteenth day of March in the year of our Lord one thousand eight hundred and ~~eighty~~ ninety one at the City and County aforesaid, with force and arms,

one pair of trousers of the value of one dollar and twenty-five cents, three knives of the value of twenty cents each and three forks of the value of twenty cents each

of the goods, chattels and personal property of one William Ruffield

then and there being found, then and there unlawfully 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.

SECOND COUNT---

And the Grand Jury aforesaid, by this indictment, further accuse the said Joseph Gillespie of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

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

one pair of trousers of the value of one dollar and twenty-five cents three knives of the value of twenty cents each and three forks of the value of twenty cents each

of the goods, chattels and personal property of one William Ruffield

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

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

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

JOHN R. FELLOWS,
District Attorney.

*Witnesses;*

Officer Brady
34th Precinct
Wm Ruffield

#449

Counsel,

Filed 5 day of May 1897

Pleads, Not guilty

THE PEOPLE

*vs.*

Joseph Gillispie

(2 cases)

PETIT LARCENY.

[Sections 528, 532 Penal Code].

~~DE LANCEY NICOLL,~~
~~JOHN R. FELLOWS,~~

*District Attorney.*

**A True Bill.**

Edward P. Giffen

*Foreman.*

Sentenced on another indictment, June 2nd 1897 to 6 mos S.P.
May 17/96 FG

Police Court 6th District.

City and County of New York, } ss.:

Bertha Geygus

of ~~No.~~ Bambridge Av; Bedford Park ~~Street,~~ aged 17 years,

occupation Nurse Maid

being duly sworn deposes and says, that the premises ~~No.~~ Bambridge Av near Kelsey St, Bedford Park ~~Street,~~

in the City and County aforesaid, the said being a dwelling house restaurant and saloon dwelling

and which was occupied by deponent as a saloon

and in which there was at the time a human being, by name Theresa defendant and her people

were BURGLARIOUSLY entered by means of forcibly breaking a pane of glass in the front window

on the Eighth day of April 188 in the night time, and the following property feloniously taken, stolen, and carried away, viz: One Pair of Gold Spectacles marked Alaska of the value of Eight Dollars, another Pair of gold spectacles of the value of Seven Dollars, and Five Tokens of the value of One dollar, one Knife found on his person and a thimble which was found in his trunk and a lot of other goods of the value of Fifty-one Dollars

the property of this defendant and his Mother Theresa.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed, and the aforesaid property taken, stolen, and carried away by Joseph Gillespie alias York, William Suffield and William Jones not yet arrested

for the reasons following, to wit: That on or about the Eighth day of April last between the hours of One and Three A.M. ~~defendant was sleeping at the~~ her downstairs apartments which are used as a saloon were forcibly opened by means of taking out a pane of glass in the sash window which is directly on the street and that the following above mentioned articles were stolen. Defendant has been informed by Officer Michael Brady of the 34th Precinct that he has found some of

the articles on the person of Gillespie and from information received from the said ~~Gillespie Ruffield that they had committed the burglary~~ ~~Gillespie and Jones~~ an Ruffield also informed him that Jones and Gillespie had committed the burglary and also gave him some of the whiskey that had been taken from the aforesaid premises.
After ~~arresting~~ Gillespie's arrest he informed Officer Brady that he had committed the burglary and William Ruffield and Jones assisted him.

Sworn to before me
this 26th day of April, 1891

Police Justice

Police Court ——— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

Dated ——— 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ ——— Bail.

Bailed by

No. ——— Street.

Sec. 198—200.

6th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Gillespie alias Yorke 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.* 23 years old.

*Question.* Where were you born?

*Answer.* New York.

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

*Answer.* 187 Allen Valentine St, Eighteen 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 guilty.

Joseph Gillispie

*Taken before me this* 16 *day of* October 188[illegible]

[illegible]

*Police Justice.*

Sec. 198—200.

6th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

William Ruffield 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.* 50 years old.

*Question.* Where were you born?

*Answer.* Virginia

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

*Answer.* Valentine Av and 181 St; Two years.

*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

his mark
William T Ruffield

*Taken before me this* 8th *day of* October 188 9

Police Justice.

0526

573

**Police Court** 6th **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Peter Lemon
Saunders Pier Bedford Cor
Joseph Gillespie
alias York
William Ruffield
2 William Ruffield
and John a Duffer
all arrested and held

Offence Burglary

Dated Nov 26 1899

Magistrate.

DISMISSED

Officer.

Precinct.

Witnesses

No. Special

Street.

No. Street.

Witnesses Street.

No. Street.

$ Witness 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* James Gillespie alias York, William Ruffield *guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of* Ten *Hundred Dollars,* each *and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.*

*Dated* Nov 26 *18* 99 *Police Justice.*

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

*Dated* *18* *Police Justice.*

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

*Dated* *18* *Police Justice.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Joseph Fiddimore, ~~William Redfield~~ and Louis A. Tudner

**The Grand Jury of the City and County of New York,** by this indictment, accuse Joseph Fiddimore, ~~William Redfield~~ and Louis A. Tudner of the CRIME OF BURGLARY IN THE first DEGREE, committed as follows:

The said Joseph Fiddimore, ~~William Redfield~~ and Louis A. Tudner, all — late of the Twenty-fourth Ward of the City of New York, in the County of New York aforesaid, on the — Eighth — day of — August —, in the year of our Lord one thousand eight hundred and ~~eighty~~ — one, with force and arms, about the hour of twelve o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Theresa Figgers, —

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit: one Martha Figgers and others,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods chattels and personal property of the said Theresa Figgers, —

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away; the said Joseph Fiddimore, ~~William Redfield~~ and Louis A. Tudner, and each of them, having them and there aiding by a confederate actually present, to wit: each by the others, and also the said other persons whose names are to the Grand Jury aforesaid as yet unknown:

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said Joseph Gillespie, ~~William Redfield~~ and James A. Tucker of the CRIME OF Petit LARCENY in the first degree, committed as follows:

The said Joseph Gillespie, ~~William Redfield~~ and James A. Tucker, all —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night time of the said day, with force and arms, two pairs of spectacles of the value of Eight dollars each pair, six knives of the value of twenty cents each, one bridge of the value of two dollars, one thimble of the value of one dollar, three pillows of ticking of the value of five dollars each pillow, one accordion of the value of one dollar, three boxes of sugars of the value of five dollars each box, one box of tobacco of the value of one dollar, one box of cigarettes of the value of one dollar, and the sum of three dollars in money, lawful money of the United States of America, and of the value of three dollars, —

of the goods, chattels and personal property of one Theresa Riggins,

in the dwelling house of the said Theresa Riggins, —

there situate, then and there being found, from 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.

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Joseph Figlipie, ~~William Suffield~~ and Louis A. Tudner ——

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Joseph Figlipie, William Suffield and Louis A. Tudner, all ——

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, [illegible]ce and arms;

the same goods, chattels and personal property described in the second count of this indictment,

of the goods, chattels and personal property of one Theresa Figgins. ——

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

unlawfully and unjustly, did feloniously receive and have; the said Joseph Figlipie, ~~William Suffield~~ and Louis A. Tudner

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

~~JOHN R. PELLOWS,~~

**District Attorney.**

0530

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Gilvey, John

# DATE:
05/29/91

4028

*Witnesses:*

Margaret Murphy
Charles H. Woods

303

Counsel,

Filed 29 day of May 1891

Pleads,

THE PEOPLE

*vs.*

John Gilvey

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

JOHN R. FELLOWS,
*District Attorney.*

**A True Bill.**

W. L. Shidmon
*Foreman.*

May 29/91

Feloniously Assault & Beat
4 Yrs 6 Mos S.P.

June 3.

Police Court— 4th District.

City and County of New York, } ss.:

Margaret Murphy of No. 156 East 44th Street, aged 45 years, occupation Dress maker being duly sworn deposes and says, that on the 22 day of May 189[illegible] at the City of New York, in the County of New York, he was violently and feloniously ASSAULTED and BEATEN by John Tilney (now here) who cut and stabbed Affiant three times with a pair of shears once on her breast once on her leg and once on her arm

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

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

Sworn to before me, this 25th day of May 189[illegible]

Margaret her mark Murphy

[illegible] Police Justice.

Sec. 198—200.

X District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* John Gilsey

*Question.* How old are you?

*Answer.* 35 years

*Question.* Where were you born?

*Answer.* NY

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

*Answer.* 156 East 44th St

*Question.* What is your business or profession?

*Answer.* Foundry

*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

John Gilsey

*Taken before me this* 30 *day of* May 1890

[illegible] *Police Justice.*

0534

May 22 711

Police Court ... Division.

THE PEOPLE, &c.,
vs.
ON THE COMPLAINT OF

Naughton Murphy
Patrick Gilmore
John Gilmore

2
3
4

Offence Assault

Dated May 21 1891

Magistrate

Officer.

Witnesses Patrick Farrier 23 Precinct.
No. 156 Orchard Street.
Charles H. Woods
No. 156 Orchard Street.

No. Street.

No. Street.

RECEIVED
MAY 22 1891
DISTRICT ATTORNEY'S OFFICE

Answer

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

Dated May 5 1891 A. J. White Police Justice.

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

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

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

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

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

Wm F. Duggan

of No. 7th Precinct Street, ~~aged~~ years,

occupation Police Officer being duly sworn deposes and says

that on the 21 day of May 1887

at the City of New York, in the County of New York, he arrested

John Gilney (now here) on the complaint of Margaret Murphy of 156 E 4th who is opposite defendant identified and charged said Gilney with hacking out and stabbed her with a pair of shears held in the hands of said Gilney

Wm F. Duggan

Sworn to before me, this 21st day of May 1887

Police Justice.

Police Court, 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

John Glacy

AFFIDAVIT.

Carroll

Dated May 33 1891

W Hale Magistrate.

L Duggan Officer.

Witness,

Ex. May 24, 93

Disposition, Held to await result of injuries

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

John Gilvey

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

The said John Gilvey

late of the City of New York, in the County of New York aforesaid, on the Twenty-second day of May, in the year of our Lord one thousand eight hundred and ~~eighty-nine~~ one, with force and arms, at the City and County aforesaid, in and upon the body of one Margaret Murphy in the peace of the said People then and there being, feloniously did make an assault and ~~to, at and against~~ her the said Margaret Murphy with a certain shears ~~pistol then and there loaded and charged with gunpowder and one leaden bullet,~~ which the said John Gilvey in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there ~~shoot off and discharge,~~ strike, stab, cut and wound with intent her the said Margaret Murphy thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said John Gilvey of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Gilvey

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Margaret Murphy in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ~~to, at and against~~ her the said Margaret Murphy with a certain shears ~~a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,~~ which the said John Gilvey in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, stab, cut and wound ~~shoot off and discharge,~~ against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL

JOHN R. FELLOWS,

**District Attorney.**

0538

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Ginsberg, Aaron D.

# DATE:
05/13/91

4028

115

C J Schandlauer
W B Brady

Counsel,

Filed 13 day of May 1891

Pleads, Not guilty 14.

THE PEOPLE

*vs.*

Aaron D. Ginsberg

Grand Larceny Second Degree.

[Sections 528, 531. — Penal Code.]

DE LANCEY NICOLL,

*District Attorney.*

May 13/92 Instructed Dismissed

**A True Bill.**

W. L. Skidmore

*Foreman.*

Witnesses:

Mencens Englander

Aff. Stralvey

12 Prect

By Consent of Dist Atty Cal May 22 91

From an examination of the complainant in this case I am satisfied that no conviction can be obtained and therefore recommend the dismissal of the indictment

May 13 92 Barton Adda

POOR QUALITY ORIGINAL

659

New York General Sessions.

PEOPLE ON MY COMPLAINT,

*VERSUS*

Sam D. Gunsberg

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

Marcus Englander

# District Attorney's Office.

PEOPLE

*vs.*

Aaron S. Ginsberg

There was sent out by Chas S. Schaufler Deputy Atty in the Case of Indictment where goods were sold on memorandum.

Stevenger

Sec. 192. B

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Clinton W. Meade Esq. a Police Justice of the City of New York, charging Aaron D. Ginsberg Defendant with the offence of Larceny

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

We, Aaron D. Ginsberg Defendant of No. 60 4 Ludlow Street; by occupation a Jeweller and Julius Weinstock of No. 88 First Street, by occupation a dealer in Shoes Surety, hereby jointly and severally undertake that the above named Aaron D. Ginsberg Defendant shall personally appear before the said Justice, at the 3 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Five Hundred Dollars,

*Taken and acknowledged before me, this* 2 *day of* May 1889

Aaron D. Ginsberg
Julius Weinstock

C. W. Meade Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Julius Weinstock

the within named Bail and Surety being duly sworn, says, that he is a resident and free holder within the said County and State, and is worth Zero Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of home and lot of land no 528 East 11th street, and $15,000 mortgaged for $9,000

Julius Weinstock

Sworn to before me, this 2 day of May 1889

[illegible]

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 188

Justice.

Police Court B District.

Affidavit—Larceny.

City and County of New York, } ss:

Marcus Englander

of No. 80 Nassau Street, aged 65 years, occupation dealer in diamonds being duly sworn, deposes and says, that on the 16th day of April 189 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, in the day time, the following property, viz:

One diamond of the value of One hundred and fifty 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 Alan D. Finsberg from the fact that the defendant represented to deponent that he had a customer for said stone. said requested deponent to let him have said stone. and he would return said stone or the money in payment thereof to deponent on the following day which he failed to do. and has not returned said stone to deponent or the money in payment thereof yet.

Therefore deponent charges the said defendant with feloniously taking stealing and carrying away said property and prays he may be apprehended. and dealt with according to law.

Marcus Englander

Sworn to before me, this 1 day of May 189 1

Police Justice.

3

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name.

*Answer.* Aaron D. Ginsberg

*Question.* How old are you?

*Answer.* 24 years

*Question.* Where were you born?

*Answer.* Russia

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

*Answer.* 604 Grand St one year

*Question.* What is your business or profession?

*Answer.* Jeweller

*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

Aaron D. Ginsberg

*Taken before me this* 1 *day of* May 1896

Police Justice.

Sec. 151.

Police Court 3 District.

CITY AND COUNTY OF NEW YORK, } ss. *In the name of the People of the State of New York: To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:*

**Whereas,** Complaint in writing, and upon oath, has been made before the undersigned one of the *Police Justices* for the City of New York, by Marcus Ungleider of No. 90 Nassau Street, that on the 16 day of April 1887 at the City of New York, in the County of New York, the following article to wit:

One diamond

of the value of Hundred and Fifty Dollars, the property of Complainant

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Aaron Lindberg

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

**These are Therefore,** in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and every one of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 3 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

*Dated at the City of New York, this* 1 day of May 1887

[illegible] POLICE JUSTICE

Police Court ..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

.....

*vs.*

.....

.....

Warrant—Larceny.

*Dated* ..... 188

..... *Magistrate*

..... *Officer.*

The Defendant.....
taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

..... *Officer.*

*Dated* ..... 188

This Warrant may be executed on Sunday or at night.

*Police Justice.*

The within named

.....

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

*Dated* ..... 188

*Police Justice.*

0548

W + 3 34/613

Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Marcus Goldstein 39 Pitt St

Hannah Goldstein, Same

1 2 3 4

Offence Larceny Felony

Dated May 1 1891

Magistrate.

Officer

12 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

BAILED,

No. 1, by Mary Lefferger

Residence 144 Bleecker Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

RECEIVED MAY 1 1891 DISTRICT ATTORNEY'S OFFICE

No. 1000 to answer

$

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

*Dated* May 8 *18* 91 *Police Justice.*

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

*Dated* May 8 *18* 91 *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* ..... *18* ..... *Police Justice.*

# From the District Attorney.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

vs.

ASSIGNED TO

Mr.

Date 189

REMARKS:

General Sessions
of the Peace

The People of
the State of New York
vs
Asa D. Winship

City and County of New York ss:
Charles V. Chambrin being
duly sworn deposes and says
that he is the attorney for the
defendant above named; that
the charge against the defendant
is for obtaining money under
false pretences; that the
[illegible] 140 [illegible]
[illegible] time [illegible] 04
[illegible] the City of New
York and that the defendant's
claim was that it was an
absolute sale and produced
a bill for the goods which is
attached to the papers. That
defendant called upon the
District Attorney on May 21st
1891 at about 11 1/2 A.M.

and so leaving the case to him
that party desired the
[illegible] in case would
be required to use of the
assistance with which the
[illegible] would be required
in [illegible] Assistant, desired
attorney [illegible] defendant had
[illegible] the case would
not be called for trial until
the prisoner should [illegible]
upon the [illegible]
[illegible] to defendants
advise on this day May 22nd
1891 at about 10 1/2 o'clock
[illegible] was [illegible]
in the [illegible]
[illegible] time to his
argument [illegible] case
is [illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

Benjamin Patterson
Notary Public

My c

Cor of Revisal
Sessions

[illegible]

[illegible]

Agnes S. Lusted

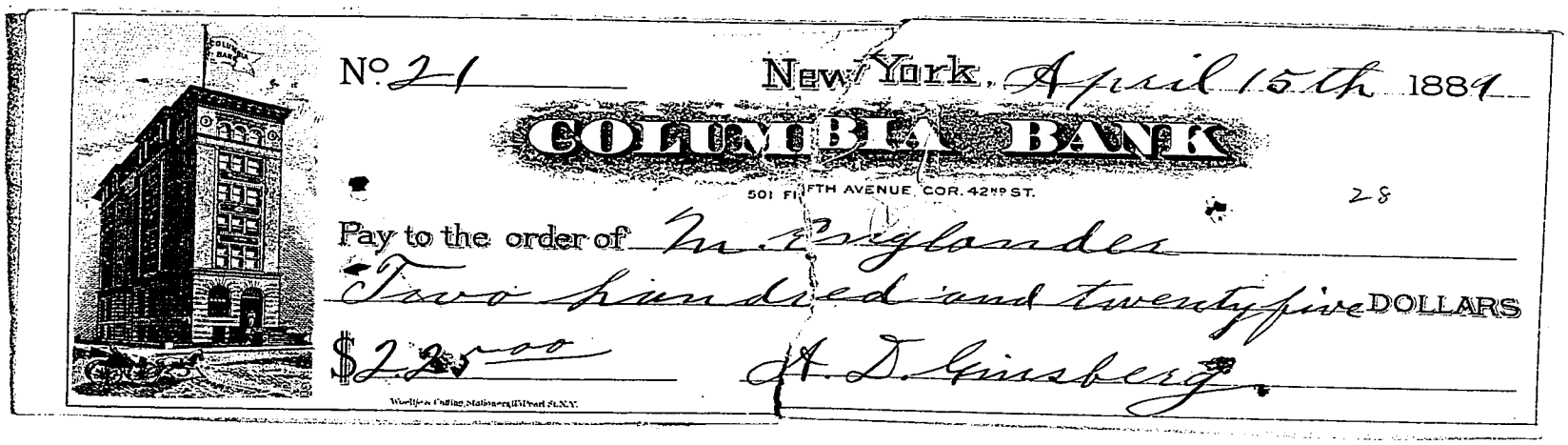
[illegible]

Charles [illegible]

[illegible]

May 2 1891

0554



No. 21 New York, April 15th 1889

COLUMBIA BANK

501 FIFTH AVENUE COR. 42ND ST.

28

Pay to the order of M. Ensylander

Two hundred and twenty five DOLLARS

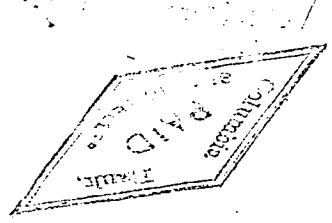
$225.00 A. D. Ginsberg

Worlfin Calling Stationers 151 Pearl St. N.Y.

0555

M. Engländer

M. Lederer



NEW YORK, April 15th 1889

Mr A. L. Ginsberg

BOUGHT OF M. ENGLANDER,

DEALER IN DIAMOND AND FINE JEWELRY,

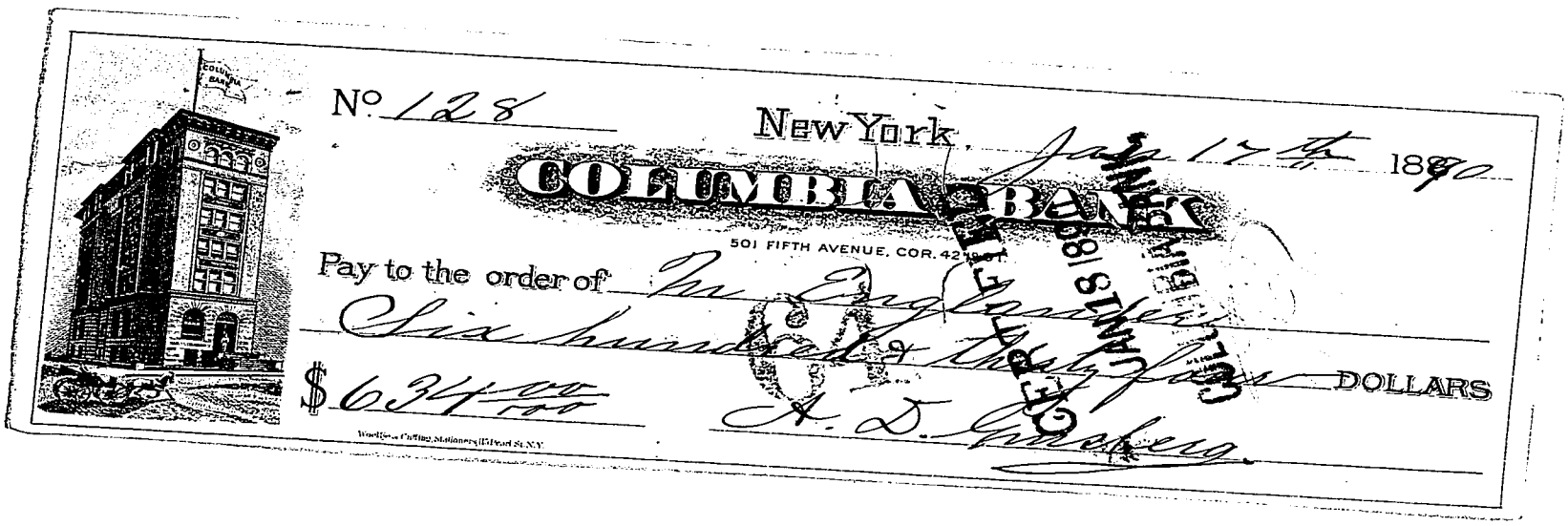
Terms Cash:

80 Nassau ~~15 JOHN~~ STREET.

| | | |
|---|---|---|
| 1 Lot mele' 12 1/2 1/5 | @ 18 cts | 225 00 |

Recd. Payment by Check
M Englander
per J.E.

0557



No. 128

New York, Jan 17th 1890

COLUMBIA BANK

501 FIFTH AVENUE, COR. 42nd ST.

Pay to the order of The Engineers

Six hundred & thirty four DOLLARS

$ 634 00/100

A. D. Andrews

Woolfe & Cutting, Stationers, 113 Pearl St. N.Y.

JAN 18 1890

0558

127

M. Englander
for Deposit
Mary & Lou

0559

New York, Jan. 17 1890

Mr. H. D. Ginsberg

Bought of M. ENGLANDER,

BROKER AND DEALER IN DIAMONDS,

TERMS, NET CASH. 80 NASSAU STREET.

| | | | | | |
|---|---|---|---|---|---|
| 1 | lot Melange | 17½ a 27 | 472 50 | | |
| 1 | " Mele | 7½ " 23 | 161 72 | 634 | 22 |
| | Recd. Payment by check on Nat | | | | |
| | M. Englander | | | | |

New York, April 27th 1891.

SIR:

You are hereby notified to attend a meeting of the Creditors of AARON D. GINSBERG, on APRIL 28th 1891, at 3 O'clock in the afternoon at the office of CHARLES I. SCHAMPAIN, 258 & 259 Broadway in the City of New York, to adopt some means of Compromising with his Creditors.

YOURS &c.

CHARLES I. SCHAMPAIN,

*Attorney for Ginsberg.*

Charles H. Schangnain,

Attorney · and · Counselor · at · Law,

258 & 259 BROADWAY.

COR. WARREN STREET.

ROOM 30.
(Over Rogers, Peet & Co's Store.)

New York, ..... 189

(2)

subject, and I advised to call a meeting of the defendants creditors at my office, I sent out notices calling a meeting of defendants creditors of which within is a copy, and as soon as said Englander heard that the defendants had failed in business, immediately retained an attorney; had him write a letter which I have in my possession in which he threatened criminal proceedings against defendant, unless $1444.37 was paid. I called upon the attorney and explained matters to him and also saw Englander but they insisted upon receiving the full amount of their claim, stating that Englander would not participate at the meeting of defendants creditors but would prosecute the defendant criminally; stating at the time that he would claim that Smith received the clothes on memorandum, notwithstanding the fact, that a bill had been rendered by Englander for said stone; two further letters were written to me, requesting the payment of Englanders bill, with threats; which I have in my possession.

after the Creditors had held a meeting at my office and it was agreed that defendant should make an assignment, to one of his creditors of all his Estate for the benefit of his creditors. I refused to entertain any proposition from Mr Englander to pay him in full in preference to the other creditors, the result was that on May. 1st 1891, Englander went before Justice Meade, sitting at Essex Market Police Court, although Englander resides in (108th Street; and had defendant arrested upon an affidavit for Larceny. I had an Examination and although Englander pretended that he had not sold the stone to defendant he did admit upon cross examination that he had agreed to wait for his money until April 4. 1891. which without the other facts in the case would be a credit. I think this is one of those cases, which should be referred to one of your Assistants for Examination, before the County is put to the expense and trouble of a trial, and compelling the defendant who is actually an ordinary Debtor to appear in a criminal Court, and defend himself of a charge for Larceny; Would you kindly refer this case, to one of your assistants, to examine into the facts as I have stated, and as the papers in your possession show, say Mr Mc Intyre who is a good civil Lawyer and who will be able to quickly determine what there is in this case. I have even seen Mr. Lindsay who drew up the indictment, and even he expressed himself as having little faith in the case, although the Grand Jury indicted the defendant,

Charles H. Schampain,
Attorney · and · Counselor · at · Law,
258 & 259 BROADWAY.
COR. WARREN STREET.
ROOM 30.
(Over Rogers, Peet & Co's Store.)

The People &c
vs
Aaron D. Gunsberg

New York, May 14 1891.

Hon. Delancey Nicoll

Dear Sir:

I hope that you will pardon me for addressing these few lines to you, regarding the above case which is now in your hands, for prosecution; but I deep it my duty, both as Counsel for the defendant as well as a member of the Bar, that I should call your attention, to an injustice which I think has been perpetated by a vicious and unscrupolous Creditor in the above case ~~against~~ the defendant who has been indicted and called up to plead this day May. 14th 1891. charged with Larceny in the second degree.

The prosecution is really an attempt to collect a debt by criminal prosecution as the following facts will plainly show; Mr. Aaron D. Gunsberg has been a retail Jeweler and Lapidary keeping a store and place of business at No. 604 Grand Street in the City of New York. for the past two years, and up to April 29th 1891 he has In that space of time purchased diamonds, and other stones from different wholesale

dealers, in the City of New York amounting to between ten and twelve thousand dollars, for which I have receipted bills in my possession, on the 15th day of April 1891, defendant had an application or a customer who disired to buy a certain diamond, and defendant applied to Englander the Complainant from whom defendant has made several purchases as the two receipted bills and checks attached to your papers will show; and there chose and purchased a diamond stone, weighing 1 3/8 karat, at the rate of One hundred and two 50/100 Dollars per karat which amounted to $144.00 and for which he received a Bill from the Complainant in which the complainant marked the sum of $200.00 and the karat at the rate of $115. as the bill attached to your papers will show which is marked sold to ~~&c~~ and six per cent off. This stone was to be paid for on a credit of about 9 or 10 days; and the bill which you have, dated April 15th 1891, marked $200.00 is the bill for the stone upon which defendant has been arrested. After the defendant has purchased the stone, 2 or 3 days transpired before his customer again came to his store, and after a price has been agreed between defendant and his customer, the stone was then ordered to be mounted or set in a gold stud, and in the meantime, and before defendant could deliver this stud to his customer, he was robbed of a quantity of Jewerly including this particular stone; The most valuable articles which defendant possessed were taken from him; and he had neither sufficient goods, to properly carry on business, nor pay his debts, the defendant consulted me upon the

Charles H. Schanzenbach,
Attorney · and · Counselor · at · Law,
258 & 259 BROADWAY.
COR. WARREN STREET.
ROOM 30.
(Over Rogers, Peet & Co's Store.)

New York, ..... 189

(3)

My client is willing at any time to appear at your Office, and make a full statement of his case. I think that if the defendant had not failed in business I am almost certain that Englander never would have taken the step he did.

The amount is small and but only $140.00 which the defendant could raise among his friends but I advised him as his Counsel not to submit to any extortion but to have the truth appear as it occured.

Hoping that you will give this matter your earliest attention

I Remain
Yours Respectfully
Charles H. Schanzenbach
Per D.T.

0566

New York, April 15 1891

Mr. A. D. Ginsberg

Bought of M. ENGLANDER,

BROKER AND DEALER IN DIAMONDS,

80 NASSAU STREET.

TERMS, NET CASH.

| | | | |
|---|---|---|---|
| 1 | Brill. 1 3/8 | @ $115.00 | $200.75 |
| | | Less, 6 % | |

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

Aaron D. Ginsberg

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Aaron D. Ginsberg

of the CRIME OF GRAND LARCENY in the second degree committed as follows: The said Aaron D. Ginsberg

late of the City of New York, in the County of New York aforesaid, on the sixteenth day of April in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

one diamond of the value of one hundred and fifty dollars

of the goods, chattels and personal property of one Marcus Englander

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

De Lancey Nicoll,
District Attorney

0568

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Goff, William

# DATE:
05/26/91

4028

253

A. F. Rosey

Counsel,

Filed 26 day of May 1891

Pleads, Not guilty

14 Bail, 2356 yr lost

THE PEOPLE

William Goff

P

[Section 498, Code of Criminal Procedure.]

Burglary in the fourth degree.
Grand Larceny.

~~DE LANCEY NICOLL,~~

~~JOHN R. FELLOWS,~~

*District Attorney.*

**A True Bill.**

W. L. Oldmow

*Foreman.*

Plea 2 June 1891
Plead att Burg. 5th Deg
Indp Susp'd. F.C.
June 5

Witnesses;

Michael Donolly
Offr John Long
25 Prect.

Send for
Officer & family
of Defendant.

Court of General Sessions
The People
vs
William Goff.

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

New York, May 25th 1891

CASE NO. 56792 OFFICER King.
DATE OF ARREST May 21st 1891.
CHARGE Burglary
AGE OF CHILD Fourteen years
RELIGION Catholic
FATHER Thomas
MOTHER Mary
RESIDENCE 235 E. 73rd Street
AN INVESTIGATION BY THE SOCIETY SHOWS THAT boy lives with respectable parents and not in the lodging house as given in his form of examination. He bears a good reputation in the house in which he lives. Society records show nothing against him.

All which is respectfully submitted,
Gallows Lenfers
Supt

To Dist. Attorney

Court of

General Session

The People

vs

William Goff.

Burglary

PENAL CODE, §

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

ELBRIDGE T. GERRY,
*President, &c.,*
100 East 23d Street,
NEW YORK CITY.

Police Court— 4th District.

City and County of New York, } ss.:

of No. 438 East 66th Street, aged 53 years, Michael Donnelly

occupation Engineer being duly sworn,

deposes and says, that the premises No. 438 & 66th Street, 19th Ward

in the City and County aforesaid the said being a dwelling house

and which was occupied by deponent as a dwelling, and a portion

~~and in which there was at the time a human being, by name~~

thereof being occupied by deponent as a wood house

were BURGLARIOUSLY attempted to be entered by means of forcibly breaking

the fastenings securing the door

of said wood house

on the 21st day of May 188~~7~~ in the day time, and the following property feloniously taken, stolen, and carried away, viz:

Bottles jars and cooking utensils

of the value of Five dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

William Goff

for the reasons following, to wit: that deponent caught said Goff in the act of breaking the fastenings securing the door of said wood house

his
Michael x Donnelly
mark

Sec. 198—200.

X District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

*Question.* What is your name?

*Answer.* William Goff

*Question.* How old are you?

*Answer.* 14 years

*Question.* Where were you born?

*Answer.* US

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

*Answer.* Tammany Avenue Ex The Bain

*Question.* What is your business or profession?

*Answer.* Junk cart hand.

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

*Answer.* I was looking for bottles

William Goff

*Taken before me this* 24 *day of* July 1891

Police Justice.

0574

Police Court— 3 District.

694

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Dougherty
143 & 8 East 106
Manhattan, N.Y.

2.
3.
4.

Offence Assault & Battery

Dated May 27 1891

Magistrate

Officer.

Precinct.

Witnesses

No. 100 & 23rd Street.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

No. Street.

No. Street.

to answer

$

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

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

*Dated* May 27 188 91 *Police Justice.*

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

*Dated* 188 *Police Justice.*

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

*Dated* 188 *Police Justice.*

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

To See Recorder Smyth

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

TO Mrs G. Stanwix House

of No. 64 & 66 Wd 3rd ave Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 5 day of June 1899, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

William G. Ff

Dated at the City of New York, the first Monday of June in the year of our Lord 1899.

DE LANCEY NICOLL
JOHN R. FELLOWS, *District Attorney.*

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Do see Recorder Smyth

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To Mr Goff Stanwix Hotel

of No. 6 & 8 N 2nd 3rd ave Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 5 day of June 1899, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against William Goff

Dated at the City of New York, the first Monday of June in the year of our Lord 1899.

DE LANCEY NICOLL, District Attorney.

Spit line
there. He's
a 15c lodging
house for everybody

Should the case not be called on for trial, and no reason assigned in Court please inquire at the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

Frank Goff

Respectfully yours
Frank Osborn
Assistant District Attorney

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
*against*
William Goff

**The Grand Jury of the City and County of New York,** by this indictment, accuse William Goff of the Crime of Attempting to commit the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said William Goff

late of the Nineteenth Ward of the City of New York, in the County of New York aforesaid, on the Twenty first day of May in the year of our Lord one thousand eight hundred and ninety one, with force and arms, in the day time of the same day, at the Ward, City and County aforesaid, ~~the dwelling house of one~~ a certain building to wit: the building of one Michael Donnelly there situate, feloniously and burglariously attempt to did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said Michael Donnelly in the said building ~~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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said William Goff of the CRIME OF attempting to commit the crime Petit LARCENY, committed as follows:

The said William Goff

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

sixty bottles of the value of five cents each, ten glass jars of the value of five cents each, and a quantity of cooking utensils, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of two dollars

of the goods, chattels and personal property of one Michael Donnelly

in the ~~dwelling house~~ building of the said Michael Donnelly

there situate, then and there being found, ~~from the dwelling house~~ in the building aforesaid, then and there feloniously did attempt to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll
District Attorney

0580

# BOX:
437

# FOLDER:
4028

# DESCRIPTION:
Greco, Nicola

# DATE:
05/11/91

4028

88 De Barbieri
Casey

Counsel,

Filed day of May 1891

Pleads, Not guilty

THE PEOPLE

vs.

Nicola Greco

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

~~DE LANCEY NICOLL,~~
~~JOHN R. FELLOWS,~~

*District Attorney.*

3 yrs 10 Mos S.P.
June 5/91

**A True Bill.**

W. S. Ridmon
May 29/91 *Foreman.*

Special Committed of
Assault 2deg

June 5

Witnesses:

J J Burke
Det Pratt

Friday

Notify officers
have complainant
in court without
fail.

Where as the
Complaint and Testimony
members that there
is no doubt as to
allegation that he
wanted $50. to settle
the case.

POOR QUALITY ORIGINAL

0581

0582

Police Court— 1 — District.

City and County of New York, } ss.:

Joseph Lavazoli

of No. 179 Park Row ~~Street~~, aged 25 years, occupation Bartender being duly sworn deposes and says, that on 4 day of May 1891 at the City of New York, in the County of New York, he was violently and feloniously ASSAULTED ~~and BEATEN~~ by Nicola Greco who willfully and maliciously pointed aimed and discharged a pistol loaded with powder and ball at deponent

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

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

Sworn to before me, this 5th day of May 1891. } Joseph Lavazoli

Police Justice.

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

*Question.* What is your name?

*Answer.* Nicola Greco

*Question.* How old are you?

*Answer.* 22 years

*Question.* Where were you born?

*Answer.* Italy

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

*Answer.* 1126 Third avenue Three years

*Question.* What is your business or profession?

*Answer.* Baker

*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

Nicolas ~~Greco~~
Nicolas Greco

*Taken before me this* 5 *day of* May *1899*

*Police Justice.*

0584

By May 5 8 P.M.

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

**Police Court** 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Joseph Lawson
No. 170 Chrystie St
Michael Greco
1. 2. 3. 4.

Offence Assault

Dated May 5 1891

Edward Kegan Magistrate.

J. J. Burke Office.

Witnesses Joe Cohen No. 14 Precinct.

S. Beyfith No. 8 Street.

No. ..... Street.

No. ..... Street.

MAY 1891

No. ..... Street.

$ 1000 to answer

607

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

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

*Dated* May 5 *18*91 ..... *Police Justice.*

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

*Dated* May *18* ..... *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* ..... *18* ..... *Police Justice.*

The People vs. Nicola Grecco

Court of General Sessions Part I.
Before Recorder Smyth May 22. 1891
Indictment for assault in the first degree
Joseph Levazoli, sworn and examined, testified: I am a bar keeper and am engaged at present on Chatham Square. Where do you live? No. 27 Park Row. How old are you? I am 22 years of age. Where were you on the night of the 4th of May last? No. 34 Baxter street. There is a saloon and a clothing store in one building; there is a hallway between the two. I was in the saloon. What were you doing there that night? I was floor manager taking charge of a dance for the boss. Where was the dance, in the saloon? No sir in the back hall there. Is there a hall back of the saloon, where dances are held? Yes sir. Did you see the prisoner there that night? Yes sir What was he doing there? Sitting down looking on. Were there many persons there? Yes sir, the place was crowded. What was being done there? Dancing. There was music was there? Yes sir there were men and women there is that right? Yes sir Tell the jury what if anything you observed the defendant doing there that night? I was dancing with a young lady; the music struck up, and while I was dancing with

the lady, she stumbled. I asked what was the matter? She said somebody had tripped her up. I asked her did she know the man who tripped her up? She said, no. Three or four dances afterwards another young man was dancing with the lady. She was tripped by six or seven men. I went over and told them they had better stop: "gentlemen, you will have to stop this or get out, you cant afford to insult ladies in here. He (the defendant) got up and swore at me. I said, "you will have to go out, you cant use profane language." He made a blow at me. I put my hand down like that. He went to grab hold of me. The boss came down and put me aside; he said he did not want no trouble in his place.

After you got outside did you see the defendant again that evening? Yes sir. What was he doing? He went outside and I was standing talking to two ladies and a gentleman about 10 or 15 minutes. He came along and somebody pointed me out to him. He had a pistol in his hand. He said, "Now I have got you," with a curse. I looked at him and got excited and did not know what to do. One

of the young ladies said, "Run away". I ran down the street, I could not run very much, I looked around, I saw him with a pistol in his hand. I turned around to run in the store to save myself and he fired. He ran after you? Yes sir. How far did you go? No 8 Baxter street. No 24 Baxter street is a couple of doors from the corner of Worth street. You ran from No. 24 Baxter st. to No 8 is that right? Yes sir. It was when you were opposite No 8 that he fired? Yes sir. Where was he when he fired the pistol at you? Out in the street, out in the gutter. Did he fire at you? Yes, I suppose so. I turned around and I seen the shot go off; he pointed the pistol at me and I seen the shot go off. Did you see anything struck near you? No sir. You saw the flash of the pistol did you? Yes sir. He was out on the street and you were on the pavement is that right? Yes sir. You saw him point the pistol at you and saw the flash? Yes sir. You heard the repot? Yes sir. What did you do then? I ran up stairs ~~head of a person~~ outside in the yard. I ran down stairs and came through the side door through the hallway. I seen two policemen have him, and I went over. They were

looking for him and I went out and told them that was the man they were looking for. What distance, how many feet about was he away from you when he fired? I should judge about fifteen feet, I might be wrong on account of the excitement. What did you do after you went in the street and found the policeman and this man in his charge? I told him he was the man I was looking for and made the complaint. After that what did you do? I went up to the station house. What did you do at the station house? I made a charge against him. You made the complaint against the prisoner at the bar? Yes sir.

Cross Examined. Had you any row with the defendant before on that same evening? Yes sir, before the shooting. In consequence of that row was it that the boss put you out? He pulled me out; he says, "go in home, Joe, there will be some trouble here if you dont. How many were in that row? I do not know; they pulled me out right away. Did you pull out any weapons at all? No sir. Are you the man that knocked out his front tooth? No sir. You dont know anything about that, do you? No sir.

Mr. Michael [illegible]
Mr. Nagle [illegible]

After the Moss put me out I went in front of 20 Baxter street. I stopped talking to two young ladies whom somebody insulted about ten or fifteen minutes. After that the defendant came up and pointed a revolver at me. Did you not say, if I understood the evidence correctly that you saw him subsequently talk with two ladies, that he had a revolver in his hand and then he pointed and fired at you? No sir I did not make such a statement. I saw him advance toward me with a revolver in his hand and he fired it. I was standing talking with the two young ladies when he said, "Now, I have got you." She said "run, Joe." He did not fire the shot if while you were talking with the ladies? No. I ran down the street. How many shots did you here fired if that night? One shot. Do you know how it is that his front tooth is out? No. I know nothing about that. The two ladies are not here that I speak of.

Sol. Epter sworn and examined. I am a salesman in the clothing business and am employed at No. 8 Baxter st. I live at 266 William street. I was in the store on the evening of the 4th of May. No. 8 Baxter st. I was in the front of the store about ten o'clock in the evening. I saw the prisoner. I was

putting some pants away at the time. I was in the store and was talking to some gentlemen in the store. I heard some noise outside, and a party said, "Look out." I saw a gentleman let a pistol go off and the shot passed my nose; it was not a minute's time. Previous to that time I was standing putting the pants away, and the ball struck in the wall where I was standing. The complainant ran into the store and he ran up stairs. I ran outside after the defendant. I saw the pistol in the hands of the defendant; it was pointed in the direction of the store; he let it go anyway he could fire; it was pointed in the direction of the complainant. The officer caught him on the corner with the pistol in his hand. I ran after him, and there was about a hundred people running after him. That was the same pistol that he had presented and fired at this other man? Yes sir.

Cross Examined. This happened between nine and ten o'clock in the evening. I had not been outside the store soliciting people to come in and buy some clothes. I have been there three thousand a half and I am manager of the place. There was no crowd of people

around the store before the shooting, but there was afterwards. The family of the owner of the store was in it. After the defendant fired he ran down Park Row. I did not see him get his teeth knocked out. I heard of that for the first time today.

John J. Burke, sworn and examined. I am an officer of the Sixth precinct. I was standing on the north east corner of Park Row and Baxter St. between nine and ten o'clock on May 4th. I heard a shot and looked up towards where I heard the shot. I saw this prisoner running down with a revolver in his hand. I ran across the street and knocked him down; the two of us had a tussle for the revolver; he tried to shove it down in his pants pocket and when he could not do that he tried to throw it in the street. The revolver was in his hand; it was a 32 caliber, double action, it had five chambers; there were in it at the time four cartridges and one was exploded. He was running when I saw him first; the shot or the sound of it came from Baxter street; he ran down the middle of the street. I ran right across the street and caught him. You held him, did you. See the last witness on the stand, was he pursuing him? Yes sir. Who did you see follow him? I saw two

young fellows, but I could not say who they were. I wanted to get him. I did not want to let him go. Have you seen anybody in Court today, do you recognize or identify anybody? When I saw the pistol one shell was exploded and all the rest were loaded with cartridges. What did you do with the prisoner after you arrested him? I brought him back to see if he shot any one. I met this witness while patroling. I asked him who he shot? He said he did not shoot, that the ball did not strike anybody; but he fired the shot. The complainant said "I will bring him to you," and I stayed there until he came. He says he ran away, he was excited, he was afraid. What did the complainant say about this man He says that he was the one that fired the shot at him. Where did you take the prisoner? To the station house. Did he make a charge against him? Yes sir. When you arested him do you remember to have hit him at all with a revolver? No. How many men did it take to stop him? I stopped him; two of us clinched; we fell; there was another officer running around the corner, he heard the shot too.

Nicola Grecco, sworn and examined in his own defence, testified: What is your business? Barber. How long have you been in business? Seventeen years. Were you at the ball this night? Yes. I met a friend that night. I was working on Monday morning from seven to half past two o'clock. Where? At 26 Third Avenue. On that Monday afternoon I was off on my vacation. I was the head foreman in the barber shop. I got off every Monday afternoon. I have been working in that place three years. Before I went there my brother keeps a shop at 138 Warren street New Jersey. You are a hard working man? Yes. You went to a ball that night? Yes. I met a friend corner of Bowery and Chatham Square. He said there was a ball at 24 Baxter street. He wanted me to go with him. I told him I would not go. I was going to the theatre and I would not go there. He said, "there is no objection; we will go together; if you will wait for me till I dance with a young lady, we will go out together to the theatre." I said, I have no objection to that.

By the Court. Come right down to the ball; what you said to your friend is not evidence; you got to the ball? Yes. Tell what occurred between you and this man? When I went in this saloon I was sitting on a chair; that

young man was the floor manager. He came to me and said, "Young fellow, you want to stop insulting these young ladies." I said, "No sir, I am not insulting no ladies, I am minding my own business. I am with a friend of mine." I was knocked down and abused by four or five fellows and lying on the floor ten minutes. My eyes and nose were bleeding and my teeth was knocked out of my mouth. When I went outside of the saloon there were about a dozen of young fellows. I suppose it was a gang waiting to strike me again. When I tried to defend myself they knocked me down and abused and kicked me.

By the Court. Was the complainant amongst them? Yes he was the first one that struck. He was among the four that knocked you down? Yes, he was the first one.

By Counsel. Go ahead, what else happened? Then I was knocked down and was so abused by these fellows I thought I was being killed and I pulled out a revolver and shot in the air to frighten these people away. As soon as I fired the pistol in the air these people ran away and I ran too and go to get away from them.

By the Court. The officer took you in charge? Yes sir.

he took me to the station house. He took the revolver away from you? Yes sir. I did not do nothing, I gave the revolver to him. I told him these people were abusing and killing me, the gang was against me. I had to get away from them. You are a barber? Yes.

Cross Examined by Mr. Stapler. Where were you knocked down, in the ball room? First in the ball room, and going outside again they were laying for me. You thought they were laying for you? Yes sir. Where did you first draw the revolver? Right outside when they struck me again outside. When I was knocked down I got up again and I fired the shot in the air. You fired a shot in the air? Yes sir, just to frighten these people. How soon after that did the officer arrest you? Right afterwards; as soon as I fired the shot I wanted to get away from these fellows. I was afraid I would get killed by them. After you fired the shot you ran? Yes sir, I was running away on my way home. The officer arrested you at Baxter street? He arrested me corner of Baxter and Park streets. At the time you had the revolver in your hand, is that right and the officer took the revolver away from you? Yes sir. Then he took you to the station house? Yes sir. Where was the

place where the ball was? At No. 22 Baxter St.
You had run from there to where the officer
arrested you? Yes I had run after I fired
the shot in the air to frighten these people
away. Was there many people that night
at the ball? Yes, there was many people there.
The complainant said he was the floor
manager. That loaded revolver is not
one of the tools of a barber. My boss had a
revolver in the shop which was out of order.
What he keeps it for I could not tell you.
My boss asked me if I knew anybody could
fix it? I told him certainly. He gave me
the revolver. I fetched it down to a friend
of mine and had it fixed. That day
I had it in my pocket. There was a bullet
in it. I did not take it out. He gave it to
me. I did not look at it. I put it in my
pocket. Was the revolver one you had
to cock? Yes sir. It was not a self cocker.
No sir. This man who keeps a clothing
store did not do anything to you; he was
behind his counter and that ball came near
going through his head and went into the
wall in front of him; if you fired it in the
air how could it ever have got down
there? I fired it that way. I did not mean
to hurt anybody. The jury rendered a ver-
dict of guilty of assault in the second degree.

Testimony in the
case of
Nicola Grecco
filed May 1890
30 Cs

Court of General Sessions

The People

-v-

Nicola Greco

City & County of Newburgh:

John Russo being duly sworn deposes & says that he is 34 years of age, resides at 1136 3-9 Avenue, married man & lives with his wife & child. Deponent has known defendant for about a year, & he has been in the employ of defendant for a year, that he has always been industrious at his work, and is hard working sober fellow, that not only the defendant but his customers were thoroughly satisfied with defendant, & that he was defendant's best workman, that he was and is a person of quiet & peaceful character.

John Russo

Sworn to before me this 28th day of May 1911

George W Deas Jr
Notary Public
N.Y. Co

No 1 Court of General Sessions

The People
-vs-
Nicola Greco

City and County of Newyork:

James Greco being duly sworn deposes and says that he is 20 years of age, resides at 138 Leonard Street Newark, and by occupation is a barber. That he is a brother of the defendant above named.

That the complainant in this action after the alleged assault requested the payment of one hundred dollars from defendants, or he would make some trouble for him.

That defendant refused to pay him one hundred dollars, but two or three days afterwards, defendant wishing to avoid trouble with the complainant & defendant's brother and not knowing what charge had been made against his brother, caused fifty dollars to be paid to said complainant who received the same. The complainant

said that it would alright and he would not make any trouble, and deponent did not think the matter amounted to any thing beyond that the complainant threatened to make trouble for some reason unless he received fifty dollars, and deponent told him that money under such threat.

Jacob Lohrman
this 28 May 1891

James L Reed
James L Reed

George W Dease
Notary Public
N.Y.Co

General Sessions

The People

v

Nicola Greco

Affidavits

Charles de Barbéra
Atty for Deft
Pulitzer Building
N.Y. City

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
*against*
Nicola Greco

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

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

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Nicola Greco of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Nicola Greco, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Joseph Lavagoli in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said Joseph Lavagoli a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said Nicola Greco in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DE LANCEY NICOLL.
JOHN R. FELLOWS,
**District Attorney.**