

0009

BOX:

236

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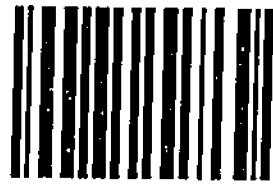
2301

DESCRIPTION:

Shaw, Jerome B.

DATE:

10/27/86



2301

Witnesses:

John Foley

William D. Dwyer

Charles S. S. S.

Bailed on three in-

disturbance by Edmund

Dr. Longhlin, 558

Bedford Avenue

Brooklyn.

No. 231.

Counsel,

Filed 27 day of Oct 1886

Pleads Not Guilty (Dec. 21) with leave to  
replead & amend

Chargely: July 7/87  
THE PEOPLE

vs.

Jerome B. Shaw

July 7/87

Speedy & Acquitted.

PETIT LARCENY.  
[Sections 528, 532, Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

M. J. M. M. M.

July 21/87

Foreman.

Paul D. Discharged

0010



STENOGRAPHER'S MINUTES.

2nd

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

John Foley  
vs.  
J.B. Shaw

BEFORE HON.

P.J. Murphy

POLICE JUSTICE,

Mar 3<sup>rd</sup> / 8 1886

APPEARANCES:

For the People,

John Foley

For the Defence

Jayley & Bull  
10 Pine St

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M.J. Kearney

Official Stenographer.

POOR QUALITY  
ORIGINAL

00 12

DISTRICT POLICE COURT.

THE PEOPLE,

ON COMPLAINT OF

*John Foley*  
*J. B. Shaw*

agst.

Examination had

Before

*March 3, 1886*  
*P. H. Laffey*

188

Police Justice.

I,

*M. J. Greacy*

Stenographer of the

*2*

District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of

the original Stenographer's notes of the testimony of

*John Foley*  
*C. J. G. and all matters therein*

as taken by me on the above examination before said Justice.

Dated

*Mar 3, 1886*

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*M. J. Greacy*  
*P. H. Laffey*

Stenographer.

Police Justice.

New York March 3<sup>rd</sup> 1886  
Second District Police Court  
Heav. P. J. Bluffy, Presiding.

John Foley } False Pretence  
vs. }  
Jerome Shaw }

John Foley being  
duly sworn, deposes and says,  
that he is 45 years of age, a  
Gold Pen Manufacturer by occu-  
pation and lives at No. 20 East  
173<sup>rd</sup> St; that the Defendant  
was in his employ as traveling  
Salesman from April 1882 till  
October 1884, and that said  
Defendant Shaw converted to  
his own use the sum of from  
two to three thousand dollars.

Counsel for Defendant objected  
to the admission of this statement  
on the ground of its immaterial-  
ity and irrelevancy.

Plaintiff continuing said, —  
at the time I discharged him in  
October 1884 I procured from  
him the following "New York Oct. 23<sup>rd</sup> 84  
Hotel



"Please furnish my employer  
"Mr. Faley duplicate bills for  
"Board I paid to you for  
"his apt and while in this  
"employ, during period from  
"April 11<sup>th</sup> 1882 till Oct 30<sup>th</sup>  
"1884.

J. B. Shaw.  
Paper marked Exhibit A.

Counsel He gave me that order on any  
Hotel, and said that it would  
get a duplicate Bill of any  
of the several Hotels, of what  
he had paid. On comparing  
the Bills I found  
Counsel I object to the witness swear-  
ing to conclusions; and insist  
that he produce the Bills  
rendered to the defendant and  
let the Court decide the matter,  
as the witness cannot swear  
to conclusions.

Counsel Witness continuing — I charge  
him with having misused on the  
3<sup>rd</sup> of Nov. 1882 ten dollars.

Counsel I object  
on the same grounds as before.  
Witness continuing — he was then  
at the Windsor Hotel - Colorado

and charged me  $17.50$  when I  
got the duplicate, I found he  
only paid  $7.50$ ; On the 14<sup>th</sup>  
of April 1882 he paid the Cutaw  
House, Baltimore,  $44.50$  and  
charged me ten dollars thereby  
converting to his own use,  
wrongfully  $5.50$  —

Counsel

Those are  
statements as to the contents of  
Bills and can only be proved  
by producing the Bills them-  
selves. —

Witness

continuing — On the 14<sup>th</sup> of  
Feb. 1884 the Defendant was  
at the Cutaw House Bal. and  
paid the Hotel  $7.50$  and  
charged me ten dollars, thereby  
converting wrongfully to his  
own use  $2.50$ . On the 3<sup>rd</sup>

of January 1884 the Defendant  
paid the Troy House, Troy N.Y.  
 $3.25$  and charged me  $3$ . —

Counsel

I object  
to the statement, till the Bills  
are produced.

Cross — Examination.

Ques.

Where were you on the 14<sup>th</sup> day  
of April 1884?

Ans

Very likely in

**MISSING  
PAGE 4**



letter that he was there, I did not see him there, I was not there at the time.

Ques.

had nothing to do with the transaction at that time?

Ans.

furnished the money that paid the Bills, that he overcharged.

Ques.

On the 12<sup>th</sup> of April /82 the Books showed an account rendered to you?

Ans.

Ques.

Yes Sir. Did you tell what was untrue, is that Bill a subsequent date?

Ans.

Ques.

That is Shaw's bill. Those two are not of the same date?

Ans.

Yes Sir. It was the 14<sup>th</sup> and 15<sup>th</sup> for the same item.

Ques.

Ans.

Do you not admit that they are not of the same date?

Yes Sir, I will explain, the Hotel Bill shows and this is a correct transcript of it that he arrived on the 12<sup>th</sup> and left on the 14<sup>th</sup>.

Ques. What knowledge have you personally as to the correctness of the Hotel Bills?

Ans. I saw the Bills, I have no personal knowledge of the correctness of the Bills.

Ques. What were these charges for?

Ans. Board, Hotel Bills.  
Ques. You were liable for his Board?

Ans. I was.  
Ques. Was there any fixed rates of Board?

Ans. No.

Ques. And his expenses varied from time to time?

Ans. (Whatever he actually paid for me I allowed him, but he went to a hotel and paid four, and charged me ten dollars, I regard that as stealing from me.

Ques. As a matter of fact he had the right to charge actual expenses.

Ans. What he honestly paid out.

Ques. How was he provided for?

Ans. I gave him

money to pay his way. When he got to a given point I sent him money, I sent him money every week or ten days. What did it cost him?

Ans. I did not compute it.

Ques. How many years did you travel on the Road?

Ans. Not one.

Ques. How many years have you employed travelers?

Ans. Twenty years.

Ques. How many travelers have you had?

Ans. I had maybe twenty certainly ten.

Ques. You paid their expenses on the road?

Ans. Yes Sir.

Ques. And yet in twenty years of experience in employing them, you do not know what it costs to keep men on the road?

Ans. I supposed they were honest, I had an idea of the cost, it varied according to locality and distance traveled. I cannot tell from one month to



Ques. another what it would cost.  
 you send men to Colorado before  
 you sent the Defendant there?

Ans. I sent men to those places before  
 I sent the Defendant there. He  
 was with me two years, — nine  
 or ten months after this charge.

Ques. much of the time was he on  
 the road?

Ans. About 7 months of  
 the year.

Ques. Will you swear it  
 was only 7 months?

Ans. I will swear  
 it was only 8 months.

Ques. During  
 those 8 months what parts of  
 the country did he travel?

Ans. Sometimes  
 East and West all over the  
 country. All the cities in the  
 Union. He visited Savannah  
 New Orleans, Augusta, Philadelphia,  
 Washington, Oregon, Puget Sound,  
 Canada, Montreal, Toronto, through  
 New York State, the different  
 states and cities, New Hampshire,  
 Maine, Kentucky, Arkansas,  
 8

Ques. (West, East and North. Would he  
go to Florida?

Ans. I would not  
like to say, I do not remember.

Ques. (Where  
in Georgia?

Ans. Atlanta.

Ques. In South and North Carolina?

Ans. Yes Sir.

Ques. In Tennessee, Kentucky, Arkansas.

Ans. Yes  
Sir, and other cities. I have named  
the principal cities.

Ques. (He went to  
Chicago for you?

Ans. Yes Sir.

Ques. How many trips did he make  
in the year?

Ans. (He would be  
out sometime two or three  
months. I cannot tell how  
many trips he made in  
the year. I will refresh my  
memory by the next meeting.

Ques. (Read  
he been to Florida for you?

Ans. I  
do not remember.

Ques. (Will you  
swear you do not remember?

Ans. He went South for me.  
 Ques. You can tell by the drafts he made on you?

Ans. He did not make many drafts. I think he made a draft from Atlanta, two or three, maybe four times.

Ques. How many times did he go to New Orleans?

Ans. Two or three times.  
 Ques. How many times did he go to New Orleans?

Ans. I think he was there twice.

Ques. In regard to these payments, when he started out, every time you gave him money?

Ans. Yes Sir.

Ques. And you forwarded money on the trip?

Ans. Yes Sir. I always kept him supplied with money. He used it for traveling and his living generally.

Ques. What was the arrangement that you had about sending money, or about his sending you statement?



Ques.  
Ans.

(When he) Every two days he had to give me a detailed Bill of these expenses. I have got the Bills.

Ques

(When he had been out on one of these trips, what did you and he do when he came back?

Ans.

He handed in his Bills, he gave a written account of what he did. Every two days he had to make that to me; and he would make up that in the Office for the last few days, I think he would do that.

Ques.

Then the balance was struck, did you ever find that he retained any of the money you furnished him for traveling expenses?

Ans.

I can not say; the Book-Keeper will tell you that.

Ques.

He you swear that you do not know whether there was any balance due you when he came in?

Ans.

I am now satisfied that he had a good deal of  
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Ques. money in his hands. No you swear that you do not remember that there was any money due you when he came in?

Ans. Some time he would hand it in.

Ques. Did he spend all the money that you gave him for traveling expenses, when he came in?

Ans. Generally he did.  
Ques. Was there ever a balance in your favor?

Ans. I think there was.  
Ques. What did you do about that balance?

Ans. I did not charge it against him. I think on one occasion he handed in a little balance.

Ques. On all other occasions he spent the money?

Ans. He claimed to have done so. I did not suspect the man of stealing till I got the Hotel's Bills.

Ques. What did you pay him for traveling expenses?

Ans. I cannot say.

Ques. Was it ten thousand dollars?

Ans. <sup>Say,</sup> Five thousand dollars.

Ques. Was it more or less than 5 thousand dollars?

Ans. I do not know whether it was more or less.

Ques. When you said he had ten thousand dollars, you did not mean it?

Ans. He had ten thousand dollars for salary and expenses.

Ques. As a matter of fact did you not swear in a civil action that the entire amount was the sum of \$4404 dollars and odd cents?

Ans. There was more after that.

Ques. No you swear that, that did not include the entire sum to the moment of his discharge?

Ans. To the best of my recollection; it was some where about 5 thousand dollars, If I have given those figures they are correct.



Ques. If this statement differs from the other, it is untrue?

Ans.

I do not know what it is, my information is such that I do not know when I see the figures I can be correct.

Ques.

(Which of these two statements, as to the amount received for traveling expenses is true?

Ans.

So far as I recollect they are both correct.

Ques.

Would you ever examine the other Salesmen's accounts like the Defendants?

Ans.

Not till after I caught him, I never examined them, I never sent out to get duplicate bills.

Ques.

You will swear that you left that examination to your Book-Keeper and you did not make any scrutiny of the statement?

Ans.

I would look at them. Hee would examine them before I did; sometime I would get this statement in a letter and I would hand them to

- him without any examination.
- Ques. Did you or the Book-Keeper examine the accounts?
- Ans. The Book-Keeper examined them.
- Ques. Before or after you did?
- Ans. Likely it was after.
- Ques. As a general thing (Which was it before or after?)
- Ans. As a general thing the Book-Keeper went over the accounts.
- Ques. What salesman did you trust in that way, who and they?
- Ans. C. E. Jenkins, C. W. Hills, R. E. Bennett, and others whose names I do not remember.
- Ques. Who determined and settled, what amount was due from them for over payments?
- Ans. The Book-Keeper had charge of that, of all the accounts, he would tell me.
- Ques. Did you accept his accounts?
- Ans. In every case I did.
- Ques. When they came in you swore

1  
 Mrs. they settled with the Book-keeper? Under  
 my direction, I generally accepted  
 the Book-keeper's result.

Ques. Who  
 was he?

Mrs. J. A. Cramsey; he was  
 there when those that I have  
 named were there.

Ques. Was Cramsey  
 there while Black was there?

Mrs. He was.

Ques. While Stevens was there? How  
 did you know what was due  
 you from Salesmen?

Mrs. The Book-  
 Keeper told me, and gave me  
 the accounts. I looked over them,  
 or the result of the Book-keeper's  
 work; he gave the checks every  
 time, he never signed any, he or  
 I gave them.

Ques. How did he get  
 the checks?

Mrs. I would give them  
 to him when they were signed,  
 I would hand them to him  
 and he would hand them  
 over.

Ques. With these different sales-  
 men you have named you



obtained some familiarity with the cost of travelling?

Ans.

Ques. No you know about the cost of travelling? I did.

Ans.

I did not look after that sort of thing, it was not at the time & I did not think that fellow was stealing money from me.

Ques.

After your own experience, and having for ten years employed salesmen, do you know what it cost a man?

Ans.

Yes Sir, I had an idea.

Ques.

You had travelling salesmen for twenty years, and never looked into their accounts?

Ans.

Yes Sir, I did not think they were stealing.

Ques.

When did you first begin to look into this?

Ans.

When I caught this man stealing my money in July 1884, that was the first time I suspected them.

Ques.

You had no reason to watch them?

Ans. Not particularly. I did not suppose a man was such a fool as to write himself down a thief. I supposed I was dealing with an honest man.

Ques. Had you have a man by name, Stevens, and did you charge him with having robbed you of money from his traveling expenses?

Ans. I do not recollect that I did.

Ques. Had you threaten him with arrest?

Ans. I think I did.

Ques. Had you extort money from him on the threat?

Ans. No. Sir, he had money belonging to me.

Ques. Was it money left over from his traveling expenses?

Ans. He had 75 or 100 dollars.

Ques. Had he pay it in cash or notes?

Ans. Todd and Co. paid it for him. I will swear it did not exceed 150 dollars.

Ques. What means did he have of getting money except traveling expenses?

Ans. He had no means except for what he had for traveling expenses.

Ques. He had no money but what you gave him for traveling expenses?

Ans. Whatever money he took, he accounted for.

Ques. Was it a Note?

Ans. I do not know it is two or fifteen years ago. If I recollect right he left me and went into another house, and went out and misrepresented me and claimed that I owed him money, then I had my Book-keeper to look up his accounts and we found that he was in our debt. His employer came and paid the money. I do not know that I threatened him with arrest.

Ques. Did you have a Salesman by name of Jenkins, and why did he leave you?

Ans. I was away at the time. He did some crooked work.



Ques.  
Ans.

(What did he do crooked?)

He was under an arrangement for a year, and he came in from a trip that August, and paid some money to Crumsey, and he left and I did not know anything about it. I threatened him with arrest for having converted my money to his own.

Ques.

How did you get any money of him?

Ans.

I never got any money from him.

Ques.

Why did you threaten him with arrest?

Ans.

I forget it.

Ques.  
Ans.

Where did he go after that?

Some New House, Faucher and Co. With some money from him, he owes me two or three thousand dollars. He borrowed the money, I did not charge him with stealing it.

Ques.

How much money did you charge him with embezzling?

Ans.

I got two or three thousand dollars in Notes.

Ques.

How many of these

Ans. new stole money from you? I  
do not know.

Ques.

Ans.

Did Jenkins? I think  
he did. I do not know whether  
I charged him with stealing, I got  
those Notes long before I suspected  
any dishonesty.

Ques.

Either new steal  
from you; did Black steal from  
you?

Examination of Complainant  
suspended till March 4<sup>th</sup> 9.30 A.M.

And suspended again on March 4<sup>th</sup>  
to enable the complainant to call  
Witnesses for the People.

Examination continued March 4<sup>th</sup>  
9.30 A.M.

Charles J. Fox being  
duly sworn, deposes and says that  
he is 37 years of age, a Clerk  
by occupation and resides at  
Hotel Bristol 5<sup>th</sup> Av. and 43<sup>rd</sup> St.  
New York City.

Ques.

Ans.

You were Clerk  
of the Troy House in January 1884?  
Yes Sir.  
Si

Ques. Do you identify that Bill?  
 Ans. I can not identify the Bill, as it is not in my handwriting.

Ques. You remember that there was a man by name of J. B. Shaw there?

Ans. I do not remember.

Ques. Mr. Fry examine the Book and tell us if that is the register of the Troy House?

Ans. Yes Sir.

Ques. Refer to January 1884, and see if the name of J. B. Shaw is on the book (We offer the Book.)

Counsel I object to the admission of the Bill because there is no evidence; no entry that can be proved to be in the handwriting of the Defendant.

Ques. State do you find the name of J. B. Shaw in that Book.

Counsel The Book is the best evidence of the contents; there is no proof offered that there is an entry in the hand-writing of the Defendant.



Count to } You point out the name  
 (Witness) } Shaw?  
 (Witness points out the name,  
 as ordered by the Court.

Ques. How much did the guest  
 Shaw pay?

Ans. I cannot tell by  
 that Bill.

Ques. Take the Ledger  
 and see what he paid you  
 on that occasion, 2.25?

Ans. I have  
 no recollection, I only know that  
 it is in my hand-writing,  
 further than that I cannot  
 tell. I do not remember the  
 man, I only know it from  
 the Books, if you had asked  
 me that question before seeing  
 the Books I could not tell!

Ques. From  
 your examination of the Books  
 you know he paid \$2.25?

Ans. Yes Sir.

Ques. How long were you at the  
 Troy House?

Ans. Three years. I was  
 there January 1884. I identify  
 those Books as the Books of  
 the Troy House.

## Cross-Examination.

Ques.  
Ans.

How long have you known Mr. Foley?  
About three months. I became acquainted with him through his calling on me at the Hotel Bristol.

Ques.

How many conversations have you had on the matter between him and Mr. Shaw?

Ans.

Every time I saw him, probably four times.

Ques.

What did you learn of the relations between him and Mr. Shaw?

Ans.

That Mr. Shaw had been in his employ, and had stolen this money from him; that he had a correspondence with the proprietor of the Hotel and found the entry in my handwriting. He found I was at the Bristol Hotel here, and called on me, and I called on him once. He said he supposed this case would be before the Grand Jury; that was between December 18<sup>th</sup> and January 1<sup>st</sup>. I told him I was going away then, and would be back in

February. He did not say that he was going to have Shaw arrested. I take no interest in the prosecution.

Ques.

Were you Subpoenaed to come here?

Ans.

I came here to oblige him Mr. Foley. I gave him my word I would come.

Ques.

When did you first see him?

Ans.

About the middle of December.

Ques.

When did you receive a Notice to attend here?

Ans.

I got a Note from Mr. Foley that the Defendant was arrested Monday afternoon, saying that the examination would take place. I was not aware that I should come here without a Subpoena.

Ques.

Did you ever take such interest in a 75 cent suit before?

Ans.

No Sir.

Ques.

Did you ever take such or any interest in a prosecution?

Ans.

Once in reference to a Hotel matter.



Ques. Why did you interest yourself in this case?

Ans. By Mr. Foley stating his grievances. I said if it was a fact, it was a shame; if those things were true, the men ought to be brought to justice and if I could assist him I would do so. I did not know the man.

Ques. As a rule do you believe commercial travelers to be honest or dishonest?

Ans. I believe every man is honest till he is proved dishonest.

Ques. What do you believe of commercial travelers? Did you ever take any interest before in prosecuting commercial travelers?

Ans. No Sir.

Ques. You assumed his guilt on Mr. Foley's representation?

Ans. I did not assume his guilt. What Mr. Foley told me, made me believe it. I do not believe what Mr. Foley is now saying because I do not know anything about it. I have no interest whatever in it. I came

Ques. here out of courtesy. Had you  
ever make any mistakes?

Ans.

Yes Sir.

Ques.

How many?

Ans.

I cannot tell how  
many, — a good many to my  
sorrow.

Ques.

How many in a month?

Ans.

I have made three.

Ques.

Have you  
made three in a single month?

Ans.

Perhaps

I might.

Ques.

Tell me what is the  
largest number of mistakes you  
made to the best of your  
recollection?

Ans.

Probably four or  
five mistakes in a month.

Ques.

Is  
it possible that there are  
mistakes in your Book-keeping?

Ans.

is possible.

Ques.

In the course of  
keeping these Books how many  
mistakes did you correct?

Ans.

A good  
many. I can not tell.

Ques.

How can you

27

28

27

swear to the absolute correctness of the entry of \$ 2.25?

Ans.

(The only way is to look at the Book; that he arrived at or on the 29<sup>th</sup> to tea, and left the next morning after breakfast I infer from the Book that this is correct. I can not tell from memory.

Ques.

swear the Book is absolutely correct?

Ans.

I can.

Ques.

The \$ 2.25 is the regular charge?

Ans.

Yes Sir.

Ques.

And with all the mistakes you have made in keeping the Books, you are willing to swear that any one specific entry is correct?

Ans.

cannot swear that on the Register, I find that it is not marked at what meal he arrived, there is no mark here at all.

Ques.

How far do you wish to change your former statement?

Ans.

According to the Register, I cannot swear to anything outside of the Books, I swore to something I did not.



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know. I did not examine this till now. It appears not to be marked at all for eight persons. I cannot tell whether they came to Tea or not. A man might come in the morning and Register in the evening. We would charge for all day.

Ques.

It is possible that he came there in the forenoon?

Ans.

It is possible.

Ques.

Did you accept or receive any favor of Mr. Foley, of any sort?

Ans.

He gave me a Gold Pen, when I was married.

Ques.

Was that subsequent to his talking to you about this case?

Ans.

Yes Sir.

Ques.

Any other favor?

Ans.

No Sir.

Re-direct.

Ques.

Mr. Fort, I think you have already stated that this payment by J. B. Shaw is all right and correct.

Ans.

The Books show that.

Ques.

From the location

29

30,

1

on the Book, when did the Defendant arrive?

Ans.

He came in after tea, but it is not marked on the Book. I can not swear when he came, from personal knowledge, one Book shows one thing, and another Book does not show anything.

Sworn to before me  
this 4<sup>th</sup> day of March 1886

Police Justice

John Foley's cross-Examination  
Continued —

Ques. Have you had any other salesmen since Shaw left you?

Ans. Yes Sir.  
Ques. Had you charge any of them with dishonesty?

Ans. No.  
Ques. Will you swear you did not?

Ans. They might not always do right.  
Ques. Have

you charged the Defendant with dishonesty?

Ans. I charge him with doing what was not right, collecting Bills, and putting the money in his pocket.

Ques. Had you charge any of them with dishonesty?

Ans. Yes Sir.

Ques. Mr. Hills is one?

Ans. Yes Sir.

Ques. Mr. Conklyn is another?

Ans. Yes Sir.

Ques. I did not threaten him. You swear you never threatened him?

Ans. I may have done so.



Ques. Do you know whether or not?

Ans.

not know.

I do

Ques.

Would you write and threaten his father that you would prosecute his boy?

Ans.

I told him he ought to be punished.

Ques.

You said yesterday that you had two or three dishonest Salesmen before the Defendant?

Ans.

I think so.

Ques.

Is six the limit?

Ans.

More or less about six.

Ques.

How many of them were honest?

Ans.

Several.

Ques.

Name any man that has left you as traveling Salesman, that you did not charge with having defrauded you?

Ans.

I can get any number.

Ques.

Tell us one?

Ans.

Flannely.

Ques.

What was he, a traveler?

Ans.

He went to Jersey City, and as far as Washington, I do not remember any

other Salesman who left my employ. (What  
 Ques. message did you send by Flannelly to  
 the Defendant, after the trouble  
 began?

Ans. What kind of message, I  
 do not recollect any. I will not  
 swear I did not send him any.

Ques. Had  
 you tell the Defendant to come  
 and make it up with you, and  
 the Defendant said as Flannelly  
 reported, that he would come?

Ans. No.

Ques. When did you discover the  
 Defendant's theft?

Ans. On January / 84

Ques. How did you discover it?

Ans. I'm sending

Ques. to Hotels for Duplicate Bills. What  
 was the first duplicate Bill you  
 got?

Ans. The Clifton House, Chicago.

Ques. In all your communication to the  
 Clifton House, did you sign "John  
 Foley"?

Ans. I never signed any but my  
 own name except where I had a  
 right, as in the case of that  
 letter to the Defendant.

Ques. Will you swear that the letters  
you sent were copies?

Ans. Virtually copies,  
a word or two may be left out.

Ques. And  
you send copies?

Ans. I have every  
reason to believe they were copies.

Ques. I  
want you to produce the letters  
and the Book you had at the  
reference the other day. When you  
discovered the theft it was in  
January 1884?

Ans. I cannot recollect.  
Ques. Before he returned from his trip  
had you information of this  
theft?

Ans. I got the first knowledge  
in this way. I sent to Chicago.

Ques. When  
the Defendant came back in July  
1884 about what date?

Ans. I think it  
was the 30<sup>th</sup> day of July.

Ques. What  
did you do, did you call him  
thief?

Ans. I think I did.



Ques. When you went out in August did you proceed to write to other Hotels for duplicate bills?

Ans. Very likely I did. I got some in Sept. October, Nov. and December I think.

Ques. When he came back in October, you called him a thief?

Ans. I did.

Ques. What else did you say to him?

Ans. I told him if he would be honest in the future and return what he had stolen, I would allow him to keep his place at the same salary.

Ques. About what day was this?

Ans. (This conversation occurred in July. I said nothing about his keeping his place in October, he came in on the 19<sup>th</sup> or 21<sup>st</sup>. I discharged him because of his dishonesty.

Ques. Tell what you said to him?

Ans. I told him that he was discharged, that he had taken a good deal of my money and raised Hotel Bills, and as he had violated his agreement

I discharged him then and there. (Was that all?

Ans. That was the substance. (What else did you say?

Ans. I do not recollect. I got the Order subsequent to the conversation, he at first refused to sign it. I told him I had a good deal of Bills to show that he was a thief.

Ques. Did you tell any one to serve a summons on him?

Ans. I do not remember.

Ques. How many days after did you see him?

Ans. (The papers will show that, when he came back I gave him notice, that I would proceed against him.

Ques. Did he give you that order after that notice?

Ans. I do not know whether before or after.

Ques. Did you tell him when you charged him with various thefts, how much he had stolen?

Ans. I did not

Ques. Did you tell him in October how much he had stolen?

Ans. I may have told him several hundred dollars.

Ques. When did you discover the amount of money?

Ans. (When I got in the hotel Bills.

Ques. Was it by the 1<sup>st</sup> of January 1885?

Ans. I cannot tell, they were coming in all the time.

Ques. When did you discover that he stole any particular amount over one hundred dollars?

Ans. (Within a month or so of July, 1884.

Ques. When did you discover that he had stole as much as a thousand dollars?

Ans. I cannot fix the date.

Ques. Did you know he stole a thousand dollars when he brought suit?

Ans. I have no doubt, I did.

Ques. When you swore that he stole 15 hundred dollars from you, did you know it?

Ans. I have no doubt



Ques. of it, I am sure of it. Look at that, and say what that paper is?

Ans. An affidavit, an amended complaint — so indorsed.

Ques. Look at the dates and see if you want to correct your statement of yesterday, having examined the paper, do you want to change your statement of yesterday?

Ans. I do not.

Ques. Does not your action for conversion against Shaw cover items under October 1884 to the time of his discharge?

Ans. It may. Does this ~~case~~ cover items to October 1884?

Ans. It may or may not.

Ques. Does it include items to October 1884, I want an answer? Do you know or not?

Ans. You have got one. I cannot say positively, I do not know whether the items are included or not.

Ques. And after refreshing your memory do you say

that?

Ans.

I do not think it has any thing to do with the case at all.

Ques.

Ans.

How did you get these Bills?

By writing to several Hotels in my own name and by an order I had from Shaw, I sent stamped envelopes; they were generally directed <sup>to my name</sup> some were directed to Shaw and one too, I do not think they were directed to him without my name being there also.

Ques.

you open the letters directed to Shaw?

Ans.

I cannot say how many I got of them in my Post Office Box; none of them were directed to the Stone & I do not know how many.

Ques.

Did you find any thing in his letters but the Hotel Bills?

Ans.

Ques.

No Sir.  
When you brought this action for conversion against Shaw did you procure an order of arrest and have him held to Bail in what sum?

Ans. Yes Sir, in one thousand dollars.  
 Ques. When did you first hear of his arrest? I

Ans. cannot tell you.

Ques. Was it on the afternoon it was made?

Ans. I do not know.

Ques. Did not your Attorney go to your store and tell you that Shaw was arrested, in presence of Bramsey?

Ans. Not that I know of.  
 Ques. How was it, that you could insert those notices in the Papers that night?

Ans. I do not recollect sending any Notices. I decline to answer any more of those questions for you.

Ques. Did you or not send a false statement to "the World" to the effect that Shaw had been committed in your suit, without Bail?

Ans. I do not know anything about it.

Ques. Did you send on the following day, a notice to the "Commercial Advertiser", that Shaw had been committed in default



Ans. of Bail?

I decline to answer any of those questions, I do not know that Mr. Henderson came over from the Court House.

Ques. What steps did you take to prevent him from getting bail in a civil suit?

Ans. I never took any steps.

Ques. Have you never urged Mr. Loughlin Bros. Publishers not to give bail for him?

Ans. I made no effort at all; when I found he was a thief, I told them, as they recommended him to me.

Ques. Did you send them a letter, on that subject, before October?

Ans. I did. I am not sure about it. I think

Ques. Did you make any request to your salesmen on the road, to describe Shaw as a thief, at any time?

Ans. I do not think I did.

Ques. Did you tell them to brand him as a thief?

Ans. I do not think I did.

Ques. Recalling that statement as to your conversation in July about a trip from Chicago to New York:

Ans. meant from Waukegan to New York.

Ques. You claim that all the money was spent in ten or fifteen days?

Ans. I do not admit that; the Bills will show you. Shaw came in from that trip and claimed he had spent \$127 dollars from Waukegan, Iowa to New York.

Ques. Do you recollect the arrest of Shaw in February 1885 on a warrant by Judge Huffy?

Ans. I do.

Ques. recollect something about it. You recollect an account published in "The Morning Journal" and having several copies printed?

Ans. I do.

Ques. I want to show that you took that printed slip and sent copies of it to your customers?

Ans. No Sir, I saw the account after it was printed in the Papers, then I had it printed and sent it to my

customers.

Ques. (The statement was a true one?)

Ans. I have no doubt but it was.

Ques. What was the subject of it?

Ans. I will get you a copy.

Ques. When did you send a copy to the "Acme Stationery Co"?

Ans. I cannot say.

Ques. If you got it, I did.

Ques. (Why did you send it? To the Trade?)

Ans. As a caution.

Ques. To whom?

Ans. I decline to answer any thing further.

Ques. (Who else did you send to?)

Ans. It is none of your business at all, I positively decline to answer.

Ques. (What other attempts did you make to injure the Defendant's character?)

Ans. I decline to answer that. I have done nothing but what all good citizens should do in dealing with thieves.

Ques. How much did



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the Defendant's average expenses exceed those of other traveling salesmen? considerably

Ans.

more.

Ques.

How much?

Ans.

All the way from 25 to 50 per cent less than his.

Ques.

Making the same trips and covering the same ground?

Ans.

25 to 50 per cent. I sent men to compare. I sent Mr. Flannelly and Heill.

Ques.

Where?

Ans.

Through New York State.

Ques.

(Why did you not appear last June, the day after the trial at the City Court before Judge Smith at the 54<sup>th</sup> St. Police Court to substantiate your complaint against Shaw?

Ans.

I had no knowledge or Notice of the examination.

Ques.

Will you swear you had no notice?

Ans.

I believe that is it.

Ques.

For how many days were you in communication with the officer who had the warrant?

Ans.

I cannot say.

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I do not remember when I procured the warrant.

Ques.

Did you procure it the same day that a default was procured against you in the city court?

Ans.

I do not know. I asked the officers to hold it, till after the trial.

Ques.

Did you do so because your counsel told you? He would not have anything to do with that case? Did Mr. Hills ever talk with you about the case?

Ans.

I do not know.

Ques.

Why did Mr. Bramsey leave your employ?

Ans.

I do not think that is any of your concern.

Ques.

Did you offer to reinstate or retain Jenkins, Black or Stevens or any other of these men you charged with theft while in your employ, if they would make restitution?

Ans.

I decline to answer.

Ques.

Did you offer to retain them in your employ or not?

Ans.

It has nothing to do

with the case, I decline to answer. Mr. Laramsey was about 15 years in my employ.

Ques.

Did you discharge him or did he leave?

Ans.

I decline to answer.  
(Circular shown) Exhibit C.

(From the New York Morning Journal  
Feb. 13<sup>th</sup> 1885.

" Mr. John  
" Foley, the well known Pon man, yes -  
" terday, caused the arrest of Jerome  
" B. Shaw, who was formerly a  
" traveling salesman for him. Mr. Foley  
" says that an examination of his  
" accounts for 1882 and 1883 show  
" that Shaw was robbing him every  
" day. The specific charge against  
" the prisoner was for Larceny of  
" \$3. on June 11<sup>th</sup> 1883. On that day  
" Shaw was stopping at Binghamton,  
" and in his bill of expenses he charged  
" \$5. for Board at Hotel Bennett. Mr.  
" Foley subsequently ascertained that  
" Shaw's bill at this particular  
" hotel was only \$2. The prisoner was  
" arraigned before Justice Bluffy, at  
" the Jefferson Market Police Court. He  
" smiled when the charge was read  
" to him.



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"It grieves me very much to have  
 "to prosecute this man" said Mr. Foley.  
 "I did everything I could to save him  
 "and to help him along. But when  
 "I was doing so much for him and  
 "paying him a handsome salary of  
 "\$1500. a year, and putting such  
 "confidence in him, he was robbing  
 "me every day. Mr. Foley estimates  
 "the whole amount of Shaw's alleged  
 "stealings at about \$1500. The prisoner  
 "was held for trial."

Ques.

Is this the  
 Circular you referred to, as having  
 sent to your customers? and the  
 stationery trade?

Ans.

I decline to answer.  
 I just found out that I had  
 the circular with me.

(evidence by counsellor Taylor.  
 Ex. b. Circular offered in)

Examination continued.  
 March 5<sup>th</sup> 1886

Ques.

Is that the Circular  
 you produced the other day?

Ans.

I decline  
 to answer, it is proper evidence, it  
 speaks for itself. I claim it has  
 nothing to do with the case and

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Ques. should be stricken out.

Ans. send a copy to the "Acme Stationery  
Co."? <sup>Would you</sup>

Ques. I decline to answer.

Ans.

month or at any other time? (Within a

Ques.

to answer. I object to this. I want all the testimony that does not apply to this case stricken out. I decline

Counsel

to have it stricken out on the ground that the witness has no power to object, being only a witness, and not being empowered by the District Attorney. I decline

Ques.

your attention to that order to Hotel-Keepers, and said by you to have been delivered by Shaw to you, I now ask you, did you send copies to the Hotel-Keepers? Recalling

Ans.

Ques.

Ans.

To all of them? I did.

them.

No, some of

Ques.

Some of the letters you sent to Hotel-Keepers had no reference in form or appearance to that Circular?

Ans.  
Ques.

No.

Did you endeavor to make the Hotel-Keepers believe that J. B. Shaw was writing to them for duplicate bills?

Ans.

The whole business was done in my name. No, I wanted them to understand that I was writing to them.

Ques.

Did you make any such statement to the Lammann House, Wisconsin?

Ans.

Yes, and that Shaw's order called for duplicate Bills.

Ques.

Here is a letter in your hand-writing (Exhibit H.) is it yours?

Ans.

I do not recollect writing that letter. No, doubt I wrote it. In writing that letter, I had a perfect right to do so, under this order to get those Bills.

Ques.

Have you produced those letters directed to J. B. Shaw which came to you through the United States Mail?

Ans.

I have them here.

Ques.

I want you to produce them.



Ans.  
Court

I decline to do so.

Ques.  
Ans.

(You are ordered to produce any letters having bearing on the case.

Ques.

By Counsel) What is this letter? The response to one of those letters.

Ans.  
Ques.

In whose name was that written; whose name did you sign?

Ans.

John Foley. Did you receive an answer directed to the Defendant?

Ques.

That letter was directed to me; it was not directed to the Defendant.

Ans.

(You never saw the Defendant's name till you saw it on the inside?

Court

(Exhibit E.) I did not.

Ques.

Any letters signed by you in the name of J. B. Shaw you will produce. (Who wrote this (Ex. F.) letter?

Ans.

I decline to answer. (Letter produced.)

Ques.

In whose hand-writing is this, how does it come in your possession?

Ans.

I decline to answer.

or give you any further information about it.

Counsel reading,

" Mr. Belane, please "  
 " send me bill of items, Board I  
 " paid you Sept. 17<sup>th</sup> 1882, Aug. 7<sup>th</sup> 1883  
 " March 29<sup>th</sup> 1884. I send stamps for  
 " answer and oblige Yours, J. B. Shaw.  
 " Dated October 21 /84 — On a heading  
 " of J. Foley.

Witness

I ask that, that letter be not admitted, on the ground that it does not appertain to this specific charge.

Ques.

Take the account of January 1884 rendered by J. B. Shaw to yourself Mr. Foley?

Ans.

I do not see what I did with it. The District Attorney has got it. I will get it for you. There is not one of these papers at my place of Business. I brought those from the stone to-day.

Examination continued — Monday  
 March 8<sup>th</sup> 1886

Witness

I produce the account rendered by J. B. Shaw from January 18<sup>th</sup> to January 31<sup>st</sup> 1884, none

is, his detailed Bill of Expenses, for that period of time in his own handwriting.

Ques.

Are there any marks not made by him?

Ans.

Some marks, but no writing. (Exhibit G.)

Ques.

(Will you examine this account and tell me what would have been a reasonable charge for his winter on the 30<sup>th</sup> day of January /84?

Ans.

That has nothing to do with the Bill. I suppose 50¢.

Ques.

(When he was paying 75¢ for Breakfast and Supper. Would not that have been a moderate charge as Mr. Fox testified?

Ans.

Ques.

It would. Does that Bill show in any way or place, what he did pay that day?

Ans.

This is a detailed bill of expenses. If he had paid any more money out, he should have put it down.

Ques.

Is three dollars a reasonable charge for a man's living at a Hotel in Troy N.Y.



for one day? I suppose it would  
 be.  
 Ques. What did it cost you for  
 his living the next day?  
 Ans. I see  
 it on the Bill (\$ 3.)  
 Ques. Wld you find  
 that unreasonable?  
 Ans. I said nothing  
 about it.  
 Ques. Wld you find it unreason-  
 able?  
 Ans. I said nothing about it.  
 Ques. Wld you find it unreasonable?  
 Ans. I think he could have got it for  
 less.  
 Ques. Will you swear it was  
 excessive?  
 Ans. I refuse to say.  
 Ques. Wld you have a customer in  
 Schenectady?  
 Ans. Yes Sir, I have one  
 house there, and one at Troy.  
 Ques. And  
 when he stopped at Troy, was  
 he bound to stop at any par-  
 ticular Hotel?  
 Ans. No Sir.  
 Ques. I want any letters you wrote to

him, to any Hotel in Shaw's name, and any answers in his name you opened?

Ans.

I decline to produce them. I do not believe I have one. { Witness failed to produce any letter, but said they were at his house and promised to produce them at the next examination.

Ques.

Produce the Ledger, and refer to January 30<sup>th</sup> 1884 your account of J. B. Shaw, was this trip in Jan. a short or long trip?

Ans.

A short trip.

Ques.

When did he leave New York, about?

Ans.

He commenced that trip in January and returned in January.

Ques.

Did he not start about the 11<sup>th</sup> of January?

Ans.

Ques.

Yes Sir, that is right. Look here again, you paid him salary on the 3<sup>rd</sup> and 11<sup>th</sup>?

Ans.

It was Mrs Shaw always got the money.

Ques.

Ans.

Ques.

Not when he was in town?

I think so.

Have you no recollection

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Mrs. of this trip apart from the accounts, I  
 know he started in January and  
 got back in the end of January. (What  
 Mrs. did you do?  
 Mrs. I gave him 50 dollars  
 in cash when he started. (When did  
 Mrs. you send him some money?  
 Mrs. On the  
 19<sup>th</sup>.  
 Mrs. How much did you send him?  
 Mrs. \$50 dollars.  
 Mrs. Where did he get this  
 money that is charged in this  
 account?  
 Mrs. He got the money January  
 11<sup>th</sup> in my office. Got it prior  
 Mrs. to Jan. 31<sup>st</sup>.  
 Mrs. Yes Sir; the second \$50.  
 I sent him on the road. (Then he  
 Mrs. had one hundred dollars for that  
 20 day trip?  
 Mrs. Yes Sir.  
 Mrs. About the 19<sup>th</sup> the second instalment  
 was paid?  
 Mrs. Yes Sir.  
 Mrs. How did you do when he came in  
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on the 31<sup>st</sup>?

Ans.

He came in, and evidently had the Bill made up.

Ques.

he have some of your paper with him?

Ans.

He probably had.

Ques.

When you and he settled, how much was he charged with, one hundred dollars.

Ans.

(Yes Sir.

Ques.

Had he pay you any balance?

Ans.

I do not recollect.

Ques.

Had you credit him?

Ans.

I credited him in April.

Ques.

If there was any shortage, you would have charged him on your books?

Ans.

I would not.

Ques.

What would you have done?

Ans.

I do not think there would be anything done about it. If he returned any, he would get credit for it, if I gave him any, I would charge it to him.

Ques.

There was no money given him after he returned from that trip?

Ans.  
Counsel  
Ques.

No Sir.

That is all I want with the Ledger.

Ans.

How many criminal prosecutions have you instituted against this man?

Ques.

5. I think 4 times.

3. 4. 5. say

I complaints made before Justice Wuffy in February 1885, One in June before Justice Murray.

Ans.  
Ques.

I believe so.

Two in Nov. and four more this time?

Ans.  
Ques.

Yes Sir.

Now in regard to these Complaints, was he ever held by any Judge, except Judge Wuffy?

Ans.  
Ques.  
Ans.

I think he was. Will you swear he was?

When he was arrested in June, we got no Notice, and he was discharged. I do not know whether he was discharged or not.

Ques.

Bail?

He did not give

Ans.

I do not know. I do not think he was in prison five minutes yet, if he was arrested four or five times.

Ques. How many times have you been before the Grand Jury?

Ans. I appeared there once.

Ques. In February 1885?

Ans. I think so.

Ques. Were you before a New Grand Jury in March 1885?

Ans. Yes Sir.

Ques. In April 1885?

Ans. No.

Ques. Or any other subsequent months?

Ans. We subpoenaed some, but when we got there, there were no papers.

Ques. Was that after March 1885?

Ans. I think so, About how long? After March?

Ans. I cannot tell.

Ques. Was it in the Summer?

Ans.

I do not remember. It was after March, we went there and the Papers were missing.

Ques. What month was that?

Ans. I cannot tell what month.

Ques.

Was it May?

Ans. I do not think it was.

Ques. Have you no recollection of it?

Ans.

I do not



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Ques. think it was May. What is your  
best recollection as to the month?  
Ans. Some  
time after March, I think.  
Ques. After  
the warm weather had set in?  
Ans. I  
think it was.  
Ques. How late in the  
year?

Ans. I cannot say.  
Ques. Will you swear you do not remem-  
ber?

Ans. Yes, Sir.  
Ques. In the Fall of '85, did you  
go before the Grand Jury?

Ans. No.  
Ques. How many times did you visit  
the District Attorney's Office  
with the view of having Shaw  
indicted 15 or 20?

Ans. Maybe it was  
15 times.

Ques. Might it not have been  
20 times?

Ans. All I have done in this  
matter was under the advice  
of the District Attorney. I may  
have called there 20 times on  
this business.

Ques. When Shaw left you, you had a pretty angry conversation with him?

Ans. I discharged him.

Ques. You called each other names?

Ans. He did not call me any names. I said he was dishonest.

Ques. You called him thief, and so forth?

Ans. I charged him with dishonesty and defrauding me.

Ques. Did you tell him you would give him "a black eye" with the trade?

Ans. I did not say that.

Ques. Did you say you would ruin him for life?

Ans. I did not say it.

Ques. If you did not say that, or use that threat, do you know a better way to accomplish it, than your subsequent conduct towards him.

Ans. I have only taken the proper course. I made no such threat.

Ques. Do you know a better way to ruin a man than that pursued by you?

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Ms. I only took the proper course to  
deal with dishonesty.

Ques. No you know  
a better way to ruin a man?

Ans. I did  
not want to ruin anybody. In all  
my dealing with the Defendant I  
acted under advice of the District  
Attorney.

Counsel I object to the last  
half of that answer, as it is  
immaterial and Opinion evidence;  
hearsay as to what was stated, as  
a matter of Legal opinion by the  
District Attorney, and not responsive  
to questions asked.

Ques. No you know of  
a better way to ruin a man, I want  
an answer.

Ans. I cannot give you one.  
I have already answered you.

Ques. Have  
you been advised by your Counsel  
in several matters, that a conviction  
for Larceny or any other offence,  
involving the appropriation of your  
money by Shaw, would constitute  
a defence to the Libel suit which  
has been brought against you by  
the Defendant, in this action?

Ms. I decline to answer



for the reason that it is outside of this proceeding.

Ques. (When did you first discover that Shaw had taken 15 hundred dollars of your money?)

Ans. I examined his accounts. He was discharged. (When)

Ques. How long after?

Ans. Some little time.

Ques. How long?

Ans. I cannot say, for the reason that I did not arrive at a conclusion as to the amount of it, till after I got several of these Bills.

Ques. (What time after, a few months?)

Ans. He was discharged. I found he had taken some money.

Ques. Within how many months?

Ans. I cannot say.

Ques. Within 2 months?

Ans. It was some little time.

Ques. Was it a month?

Ans. I cannot tell.

Ques. Was it more or less than a month?

Ans. Somewhere

about there. I cannot tell exactly. When I got in several Bills, I saw he had. I do not know when I came to that conclusion first.

Ques.

Ans.

will you produce those letters? (When

do not think I have another question to answer.

Ques.

Ques.

declined to answer? But those you

you say you had to prosecute Shaw? How much did

Ans.

Ques.

Ans.

Not a cent. Had you state you had a hundred thousand dollars to spend on him? I

Ques.

was faking.

Had you say you had a hundred dollars to spend? or spent?

Ques.

Ans.

Yes. Were there any Fees to private Counsel?

Ques.

That has nothing to do with this case. I spent that for the benefit of the people. What was the aggregate amount you spent for the people?

Ms.  
Ines.

Maybe one hundred dollars. (Was it  
over two hundred?)

Ms.

Ines.

I do not think  
it is any of your concern.

Has  
it not taken a month of your  
time?

Ms.

I decline to answer.

Sworn to before me  
this 8<sup>th</sup> day of March 1886 }

Police Justice

Adjourned to March 10<sup>th</sup> 9.30 o'clock A.M.



District Police Court.

*John J. Gray*  
*vs.*  
*J. B. Shaw*

STENOGRAPHER'S TRANSCRIPT.

*Mar 3/10* 188*9*

BEFORE HON

*O. G. Dwyer*  
*Justice.*

*M. J. Greaney*  
Official Stenographer.

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## STENOGRAPHER'S MINUTES.

Second District Police Court.

THE PEOPLE, &amp;c., IN COMPLAINT OF

BEFORE HON.

vs.

POLICE JUSTICE,

1886

APPEARANCES:

{ For the People, \_\_\_\_\_

{ For the Defence, \_\_\_\_\_

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Official Stenographer.

March 10<sup>th</sup> 1886

Ques

Mr. Fay recalled  
You have produced three  
Books; are all these Books  
belonging to the "Troy House" or  
Hotel?"

Ans  
Ques

Yes Sir.  
They are all the Books  
used in the Public business  
of your Hotel January 1884  
particularly on the day you  
have testified he was registered  
there - the Defendant registered  
there -?

Ans  
Ques

Yes Sir.  
At the time you were a  
clerk?

Ans  
Ques

Yes Sir.  
You are familiar with the  
hand writing in those  
Books, that your attention  
has been called to the  
matter of Chan?

Ans

Yes Sir, I got  
the money from him, and  
there is an entry in the  
Book of that amount.

Ques

~~Did you~~ Did  
he give you any more money  
or is there any other charge on  
the same day made to him  
for anything in that Hotel?



2

Ques

No Sir.  
Cross Examination.

Q

Have you any recollection whatever, as to what sums of money was paid?

Ans

No Sir.

Ques

How can you then say that he paid you no other money?

Ans

I go by the Books, he was there three quarters ( $\frac{3}{4}$ ) of a day.

Ques

Do you make any allowance for possible error?

Ans

If he found or found in excessive, he would speak of it himself.

Ques

How do you know you did not charge him any more.

Ans.

By the Books

2

3,

John M. Reamer, being only  
 seven depositions and says, that  
 he is 39 years of age, and  
 a Hotel clerk by occupation

Ques

On April 1887 were you  
 employed at the Custom House,  
 Baltimore,

Ans

I cannot say I was  
 employed there.

Ques

Those are the  
 Books that were used there?

Ans

They were.

Ques

Was there a sign by the  
 name of J. B. Shaw stopped  
 there?

Ans

Yes, Sir.

Ques

What Books are there?

Ans

Transfer, Ledger and  
 Cash Book.

Ques

th A

Is there a Register  
 there? Here it is, see if the

Ans

arrival appears on April 14<sup>th</sup>  
 and read what you find there?  
 J. B. Shaw arrived on the  
 12<sup>th</sup> for loading from Atlanta  
 Ga. and left on the 14<sup>th</sup> of April  
 after dinner, charged for  
 14 days board and loading.

Ques

Does the third Book  
 give any indication of his  
 appearance on that date?

3,

H

Ans The Cash Book does,  
it is stated in that Book  
that he paid \$1.50 and 1.50  
for a bill Feb 20<sup>th</sup> 1882.

Ques Is there  
anything else that indicates a  
payment of any money by  
the defendant on April 14<sup>th</sup> 1882  
in my Book?

Ans

Ques

In whose hand writing are  
those different signatures?

Ans

The  
supposition is that it is in  
his hand writing, I cannot  
swear that.

Ques

Give me the next  
Book; in whose hand writing  
is this?

Ans

L. O. Duffy, the Bill  
was paid to Mr. Lear, that  
gentleman sitting there (Witness  
pointed to Mr. Lear) the amount  
is in Mr. Lear's hand writing;  
the figures.

Ques

(Cross Examination)  
Did you make any of  
those entries?

Ans

Ques

No Sir.  
Have you any knowledge  
or recollection of them?

H



5

Ans  
Ques

I believe them to be correct.  
Have you any personal  
knowledge?

Ans

But I believe the  
Books to be correct, though I  
have no personal knowledge.

Ans

Have you ever found an  
error?

Ans

Sometime.

Ques

How-frequently?

Ans

I cannot state.

Ques

As often as once a month?

Ans

I cannot say.

Ques

You have no  
personal recollection of Mr. Shaw  
being there at that time?

Ans

I  
recollect Mr. Shaw stopping  
at the House on different  
occasions.

Ques

What time was this  
he was there?

Ans

April 12<sup>th</sup> to 14<sup>th</sup>  
1882

Ques

What are the popular  
rates per day?

Ans

2.<sup>50</sup>/<sub>100</sub> to 3.<sup>50</sup>/<sub>100</sub> \$

Ques

a day If a man stopped  
three days at your House,  
and been charged Nine  
Dollars, would that be an

(C)

Ques ~~an unreasonable charge?~~  
Ans No Sir.

Ques Would an extra dinner be worth one dollar?

Ans Yes Sir.

Ques Do you know personally that he did not pay ten dollars as he charges in his expense account?

Ans I have no personal knowledge that he did not pay that sum. My acquaintance with Mr. Foley is very limited.

Ques Has he given you a present?

Ans He offered me a gold pen, I declined it.

Ques What is there on your books that shows he stopped but 14 days at your house?

Ans There is a record showing that he came on the 12th to the 14th.

Ques Does that make it possible that he was at dinner on that day?

Ans Yes. He was. Might not that be an error marking?

(C)

Ques Was he leaving on the 14<sup>th</sup>?  
 Ans To the best of my knowledge that is the time he stayed there.

Ques Who made the entry?

Ans Mr. Lear, he received the money.

Ques You infer that?  
 Ans I know by the books that he did. I did not receive the money.

Ques Where did Shaw spend the time between the 14<sup>th</sup> to 15<sup>th</sup>?

Ans I do not know.  
Re-direct.

Ques What room did he occupy?

Ans No 65.  
 Ques What is that a day?

Ans \$2.50.  
 Ques The last payment he made was for a dinner?

Ans Yes Sir, there are two dinners. The last day before he left he took his dinner. He had no friends then.

Ques Was he there also on the 14<sup>th</sup>?



J

Ans

Yes Sir, he come and was there on the 14<sup>th</sup>, the entry says he arrived on the 11<sup>th</sup> to dinner and left on the 14<sup>th</sup> after breakfast self and his wife

Ques

Write the Book and let me know what room he occupied? (Register produced Exhibit D)

Ans

Ques  
Ans

What charge was made? <sup>14.80</sup>  
and board, \$15. for that, and extra charges, express, laundry, fire and baggage.

Ques

How many ~~times~~ Days? Three Days

Ans

Ques

Is there any other Book that has reference to that matter?

Ans

The Crash Book reads J. B. Shaw \$14.80 (Ex. E)  
(Re-Cross)

Ques

What is the number of that room, you say Shaw occupied with his wife?

Ans

Ques

Now what was the charge for this room for one person? (S)

9

Ans  
Ques

Sometimes it was \$2.<sup>50</sup>/<sub>100</sub>, for  
one person 3.

Ans  
Ques

If the defendant  
had occupied it alone, what  
would the charge be? \$9.

Ans

Have you any actual  
knowledge whether this money  
was charged to Shaw or not?  
I was not there.  
the last time.

Ques

During both  
these times you were not  
Clerk?

Ans

I was there on 1/82  
I was there in April where  
the item appears to be \$4.<sup>50</sup>/<sub>100</sub>  
Where the item is \$4.<sup>80</sup>/<sub>100</sub> I was  
not a Clerk.

Ques

Do you know  
whether the ~~amounts~~ <sup>amounts</sup> were  
changed? I do not.

Ans  
Ques

Do you know all the men  
employed there?

Ans  
Ques

Yes Sir.  
Do you know they were  
absolutely correct?

Ans

I do not  
think my man is absolutely  
correct.

9



10

Ques

How many days did he stop in February 1884?

Ans

Three

Ques

days. Is that charge excessive for three days living?

Ans

I do not think it is an excessive charge.

Re-direct.

Ques

You say it is not excessive?

Ans

No Sir.

Ques

If you should charge 15¢ for two people, you would consider it excessive to charge 9¢ for one person?

Ans

I do not know whether it would be or not excessive. If a man has only paid fifteen dollars and pays half at 9¢, nine dollars as half of 15¢.

Ques

Do you remember the woman that was there? Her appearance was not there.

Ans

There.

Re-cross.

Ques

If he charged his wife 10



N

= lawyer 9 dollars, did he increase his employers expenses a cent by the Comp-  
= any of his wife?

Ans

Ques

say. Did he increase the expenses?

Ans

Comm

I cannot say.

I offer now in evidence a Bill charged against J.B. Shaw on purporting to be such from Cutler House Nov 14<sup>th</sup> 1884

Ques

Is that Bill receipted?

Ans

Ques

Yes Sir.  
Do you see in that bill a charge Feb 14<sup>th</sup> 1884 of \$15. for board of J.B. Shaw and wife?

Ans

Ques

I do.  
Do you see an extra charge there - laundry 18<sup>¢</sup> fire 75<sup>¢</sup> baggage 50<sup>¢</sup> - and so on -

Ans

Ques

I find it there.  
Do you also see a charge April 1884 - to 1<sup>3</sup>/<sub>4</sub> day board \$4.50<sup>¢</sup>?

Ans

Ques

Yes Sir.  
Do you see here a receipt for \$79.<sup>30</sup>/<sub>100</sub> as a total paid

12

Ans in full, and signed? I think it should  
 Ques be \$22<sup>30</sup>/<sub>100</sub>

Ans Is this evidently a  
 copy of a bill against J.B.  
 Shaw?

Ans I have been in New  
 York since then, - I do not  
 know.

Sworn to before me  
 this 10<sup>th</sup> day of March 1886

}  
 Police Justice.

12

(13)

Alfred Lear, being duly sworn deposes and says: How

Ques old are you?

Ans 56 years of age,  
I live in Baltimore and

Ques am a Clerk by occupation,  
Is that in your hand

Ans writing? Yes Sir.

Ques You were Clerk there in  
April 1884 and made that

Ans entry? Yes Sir.

Ques Did you receive those  
two amounts of the Defendant  
Shaw On April 14<sup>th</sup> and  
Feb 20<sup>th</sup>, On that date April  
14<sup>th</sup> you received of the Defendant  
Shaw \$4.00 and \$1.50 and they  
are in your hand writing?

Ans Yes Sir.  
Ques Is this credit of 4.00 Apr 1882  
in your hand writing, and  
in February?

Ans Yes Sir.  
Ques And the entry of \$1.50 Opposite  
the name of J. B. Shaw in your  
hand writing too? (Yh F)  
Ans The figures are in  
my hand writing.

13



14  
Cross Examination

Ques Do you remember anything about those entries?

Ans They are in my hand writing, I see what the Books call for, I have not personal knowledge.

Ques Why did you come from Baltimore to testify in this matter?

Ans Because Mr. Hood requested me; my expenses are paid by both Mr. Foley and Hood.

Counsellor ~~Shaw~~ (Interjections)

Q. I offer this paper in evidence, in the hand writing of J. B. Shaw

Mr. Foley That came into my possession while he was on his trip, - he was obliged to furnish it; it is from Col. Ohio from the 11<sup>th</sup> to the 23<sup>rd</sup> / 87.

Ques Witness continuing - Do you find under date of April 15<sup>th</sup> due your Hotel party charge; what did you charge?

15

Ans  
Ques

Ten dollars.  
Give me the paper that  
he furnished you for Feb 7<sup>th</sup> 84  
I now show you a paper  
(G. H.) and ask you in whose  
hand writing it is? The  
Defendants.

Ques

Ans

Ques

Ans

Ques

Ans

Ques

Ans

Ques

Ans

What is its date  
"Washington D.C." Dec 17<sup>th</sup> 1884 (G. H.)  
What is that paper?  
The usual bill of expenses  
for ten days - Feb 5<sup>th</sup> to 15<sup>th</sup>  
1884

Do you find any  
charge to you for Hotel  
expenses at Baltimore?

Yes Sir.  
How much does he charge  
you?

Ten dollars. I know  
it to be in his handwriting  
(The Witness Lear, seems to have  
been overlooked and Mr Foley  
irregularly proceeded)

How did he get this money?

In cash and checks. On  
these two trips he got the money  
before he left New York very  
likely.

15



Ques You told him to go  
on and make the trip  
and paid his expenses in  
advance?

Ans Yes Sir. Have you  
any knowledge as to how  
long he stayed at  
Baltimore?

Ans No Sir. I was not  
there to see him.

Ques How long  
before you concocted this  
charge?

Ans I think it was  
in July 1844.

Ques You had this  
first charge in the bill for  
two years?

Ans Yes Sir, but I never  
examined it.

Ques Did you go  
over the accounts?

Ans No Sir.  
I handed those papers,  
and the Book Keeper exam-  
ined them.

Ques You received  
them & every ten days, his  
expense account and looked  
them over?



(117)

Ans I took them and gave them to the Book-Keeper.

Ques When he came in, he had to make a full account?

Ans Not that I know of particularly.

Ques Were not all the bills brought out for the last trip?

Ans I never saw any bills till I came to the examination.

Ques In view of the fact that you refused to sign ten day bills covering the whole of his trip, you now swear that you did not examine his accounts in ever respect?

Ans I do. And only I began to suspect him.

Ques Did you believe the other salesmen were honest?

Ans Yes Sir.

Ques How many did you find dishonest?

Ans For over thirty years, perhaps five or six.

Ques How many honest salesmen did you have in that time?

Ans I cannot tell.  
More than one?

117

18

Ques

Several.

Ans

How many have  
given a pecuniary consideration  
for a release from persecution  
or prosecution?

Ans

I do not know  
that any one paid me  
anything. I recollect, one  
man paid or returned  
some money.

Ques

Ans

Under Threats?

I do not know  
Sworn & before me  
this 10<sup>th</sup> day of Mar 1886

Police Justice

S

19

March 11<sup>th</sup> 1886 Examination continued.

Austin R. Dickerson being duly sworn deposes and says;

Ques

Ans

Ques

How old are you?  
 Thirty five years of age.  
~~Between the 25<sup>th</sup> and 30<sup>th</sup> day of January/84~~  
 Between the 25<sup>th</sup> and 30<sup>th</sup> day of January/84  
 What Position did you occupy in the "Globe Hotel" at Grace? Clerk.

Ans

Ques

Ans

Ques

What Books do you see before you?  
 Register and Transfer Books.

Ans

Ques

Ans

Ques

Do they contain a record of the admission to that Hotel between the 26<sup>th</sup> and 28<sup>th</sup> of January 1884 of a man by name of Shaw? On the 26<sup>th</sup> he arrived.

Are those the regular Books kept on that day at that Hotel?

Yes Sir. His room was 112.

So that entry in the



20

hand writing of any of  
your clerks?

Ans No Sir.  
Ques When did Mr Shaw arrive  
and leave according to your  
Books?

Ans He arrived on the  
night of January 26<sup>th</sup> / 84 and  
paid half a day \$1.50<sup>+</sup>

Ques Do you know in whose  
hand writing the entry is?

Ans Mine.

Ques This is the Transfer Book  
in whose hand writing is  
just what you mentioned?

Ans In mine.  
Ques Do you see anything else  
charged to him at that  
time?

Ans I do not.

Ques What would have been the  
price for a day?

Ans \$2.50  
Ques I offer these two Books for  
identification - Expense Books  
marked 4th A and B.

Ques ~~(Answer)~~ Have you  
any personal recollection of  
the Defendant?

Ans I have not.

20

(21)

Ques You know nothing about these entries except what you found recorded?

Ans Yes Sir.  
Ques You believe they were kept correctly?

Ans I believe so.  
Ques You believe the ~~amount~~<sup>sum</sup> of money in the Books, as the full sum you received?

Ans I cannot say that.

(Cross Examination)  
Ques Will you look at your affidavit, — part of this Complaint and say whether these two exhibits were attached when you signed — look at this Exhibit and see if there is any charge against the defendant on the 28<sup>th</sup> of January 1884? (Ex. 6)

Ans He was there on the 26<sup>th</sup> and 27<sup>th</sup>.

Ques Then if Shaw was on the road till the 28<sup>th</sup> of Jan, can you say from your experience as a Hotel Clerk, that the additional sum of \$3. would be an excessive, — an unreasonable charge? (71)



22

Ans It would not be an unreasonable charge.

Ques In regard to those Books can you tell what he had besides a room under that half day?

Ans The Transfer Book shows nothing but the board.

Ques How much longer would he have to stay to make up \$4.<sup>30</sup>/<sub>100</sub>

Ans A day and a quarter

Ques If he left after dinner, of the 28<sup>th</sup>, \$4.<sup>30</sup>/<sub>100</sub> would have been an reasonable sum

Ans Yes Sir.  
Ques If he stopped at the Vanderbilt Hotel - a bill of three dollars would not have been unreasonable?

Ans Not unreasonable.  
Ques Do you ~~wish~~ wish to make any statement? What ground have you to verify the charge of theft?

Ans I have none at all. I did not come here to make a complaint, I was subpoenaed, I am here at Mr. Hey's expense.



Ques Is there anything unreasonable in a charge of \$4.50 from the night of the 26<sup>th</sup> till the night of the 28<sup>th</sup>?

Ans Nothing unreasonable.

Ques Is there anything in it from which dishonesty or fraud could be charged or inferred?

Ans I do not see any, it is not apparent to me.

Ques What difference do you make between Commercial Travelers and others?

Ans 50 cents a day; fractional parts of a day we charge at the rate of 25¢ a day.

Ques Did you know the Defendant was a Commercial Traveler?

Ans I do not know that I did.

Counsel agreed that when this Witness' testimony is written out, his Signature might be omitted; so he lives out of town, and the Stenographer's Certificate of authentication be accepted therefore as to accuracy of transcript.

24  
 Mr. Foley—continued

Ques

Did you examine the Register that has just been offered by Mr. Dickerson, and do you find an entry in the name of the Defendant on January '76?

Ans

Yes Sir.

Ques

You know the Defendant's signature?

Ans

Yes Sir.

Ques

Was that his signature?

Ans

Yes Sir.

Ques

Look at the paper I now hold and see what that is?

Ans

The regular detailed ten day expense account from January 18 to 31—1884—in the hand writing of the Defendant, it came into my possession by his delivering it to me.

Ques

Please state what you find there charged for his Hotel expenses & expense

Ans

\$4.00 the amount paid by him at the Globe Hotel as expense. It appears on the Register.

Cross Examination.

24



20

Ques How Shaw's living while he was on the road from the 26<sup>th</sup> to the 28<sup>th</sup> day of January 1884 was how much?

Ans By this bill he —  
Councillor Townsend.

I object to that on the ground that the Bill itself shows it, and is therefore the best evidence.

Ques What was the specific expense he incurred from the 27<sup>th</sup> to the 28<sup>th</sup> of January 1884?  
Councillor Townsend

Ans I object on the same ground — the paper shows it.  
I said all expenses, as shown by this Bill.

Ques Was \$3.00 an unreasonable charge for his living from the 27<sup>th</sup> to the 28<sup>th</sup>?  
Ans Yes Sir, because the rate was \$2.00 a day.

Ques What would have been a proper expense from after breakfast on the 27<sup>th</sup> till after dinner on the 28<sup>th</sup>?

Ans The paper shows that.  
Ques Did you travel on the road?

25



26

Ans I did. How long, and  
 Ques what was the different  
 expenses at the different  
 Hotels?

Ans Through the State  
 Ques \$7. and 2<sup>50</sup>/<sub>100</sub> a day

How much have <sup>would</sup> been a reasonable  
 charge for stopping at a  
 Hotel from after breakfast  
 on the 27<sup>th</sup> till after dinner on  
 the 28<sup>th</sup>?

Ans He was not there.  
 Ques How many years have you  
 had experience on the Road?

Ans 25 years and upwards  
 Ques Did they travel through  
 New York State?

Ans Yes Sir.  
 Ques What Hotels did they  
 stop at?

Ans I always directed  
 them to stop at good Hotels.

Ques What was the ordinary  
 charge at good Hotels?

Ans \$2.50 a day  
 Ques What then would have been  
 a reasonable expense for  
 stopping at the expense from  
 after breakfast, — for three  
 meals and a lodging?  
 26

Q 14

Ans

Three Dollars.

Ques

How long did he stop at  
your house on that trip?

Ans

I do  
not know.

Ques

If he stopped  
from the 26<sup>th</sup> to the 28<sup>th</sup> of  
January was \$4.50 excessive  
for that day?

Ans

I do not  
believe he was there for that  
time; I do not know.

Ques

Did you  
paid him \$3.00 for his  
expenses?

Ans

Yes Sir, for those  
two days.

Ques

Having examined  
the Book and finding that  
charge included, do you not  
find that part of the  
expense occurred on the 26<sup>th</sup> 27<sup>th</sup>  
and 28<sup>th</sup>, in that Bill?

Ans

Yes Sir, \$4.50 for  
the 26<sup>th</sup> 27<sup>th</sup> and 28<sup>th</sup> according to  
his Bill.

Ques

And was the expense  
of \$4.50 unreasonable for three  
days — 26<sup>th</sup> — 27<sup>th</sup> — and 28<sup>th</sup>?

Ans

It  
would not be — the fact of  
the matter is — he made a



28

a mistake.

Re-direct.

Ques Did you after, discovering, or thinking you had discovered irregularities or discrepancies in the papers that were given to you by Mr Shaw have any conversation with him?

Ans

Ques

Ans

When was the first, and what was it?

It was after he returned from the West. He handed me his bill for the end of his trip, and calling for 177 dollars for his expenses, from Danversport to New York. I looked over the bill and saw it was an overcharge. I was satisfied the bill was wrong and I called his attention to it. I looked at it again, and I said, "You have been stealing my money." I asked him if he got 30\$ at Danversport and 50\$ at Chicago. He then said, "Is it possible that you have spent all that?" And he said, "Yes and twenty seven dollars of my own money too."

28



29

I said if you spent all that money for me, you will get it back, but I do not believe you did. I will examine that account myself and if that twenty seven dollars is one one I'll pay you, I think my investigation will answer very badly for you. He denied that he had made any misappropriations and demanded the 27 dollars. I told him to go home and rest and to come back and I would examine the accounts. He came back three or four days after, in the meantime I had secured some duplicate bills from the hotels and other information, I got information from another traveling man in my employ, I said those duplicate bills convinced me of his dishonesty, he demanded one proof, I went to the bank and took out some of the Hotel bills, and showed him the Bill of the Chilton House, Chicago, he then admitted, he began to cry and said that was satisfactory proof that he had taken

30

my money and misapplied  
it and begged me to for-  
give him and so on.  
Ques Anyone there at the  
time he was crying?  
Ans My son  
passed at the time. When  
Ques was this?

Ans The end of May  
1884. I advised him to  
consider what was best to  
be done, and said if he  
would be honest in future,  
and return what he had  
stolen, I would give him a  
chance, if not I would  
discharge him and give  
him three or four days  
notice if he wanted to get  
away. I said I would  
treat him kindly. He came  
back in a few days, thank-  
ed me and promised to be  
honest in the future, and  
make up what he had  
taken.

Ques Was there a paper  
drawn at that time?  
Ans Yes. I told him he might take  
his moral two weeks vacation.



31

and went off and stayed away four weeks. When he returned, at the end of August I sent him on a new trip. He went as far as New Orleans on that trip, and came back and wanted to back out of the arrangement. That occurred at my office at the Astor House. I discharged him then and there, I resigned the charge about his dishonesty, I discharged him at the same time I said again, that paper (Whitir!) the letter reads as follows, "Hotel. Please furnish my employer, Mr. Foley, duplicate Bills for board & paid to you for his account and while in his employ during the period from April 11<sup>th</sup> 1882 to October 1884 J.B. Shaw." He left that letter with me,

Ques

On the strength of that you sent for duplicate Bills?

Ans

Ques

I did. It was on the strength of that communication that you based this fiction.

Ans

Yes Sir



(32)

Ques

He left your employ and went with another?

Ans

McLaughlin, where he came from, and they recommended and came with him.

Re-cross

Ques

Recalling your attention, on his return from his July trip when you say he confessed his wrong doing, do you recollect testifying about that interview?

Ans

Yes Sir, once or twice, and in a civil way.

Ques

Do you recollect who else you said was at that interview, in July?

Ans

On first I did not know, my son saw that.

Ques

Do you know who else was there?

Ans

Ques

I do not. Did you say your Book-keeper was present?

Ans

I may have, he may have been there at his desk, I really do not remember whether I testified to that.

33

Ques When did that interview take place?

Ans In my Office, in the rear of my store.

Ques How far was Cramsey's desk from your table?

Ans About 12 or 15 feet.

Ques You will swear that is the distance?

Ans I think so.  
Ques Do you recollect that Mr Cramsey testified that he was present?

Ans He did.  
Ques Do you recollect that he gave a different version entirely from yourself?

Ans Yes Sir.  
Ques Are you positive that your son was present during any portion of that interview?

Ans Yes Sir.  
Ques How long?

Ans In for a moment, & only discovered that since. What was he doing?

Ans Attending the store.

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(34)

Ques As I understand, his business was in front?

Ans Not particularly.  
Ques Was the conversation in an ordinary tone of voice?

Ans Yes Sir, rather so.

Ques It became excited?

Ans Yes Sir, he was crying.

Ques Did you have any conversation about Mexico?

Ans I do not remember.  
Ques Did you produce an account of his New Mexico trip?

Ans I might have done so.  
Ques Did you then charge him with charging you twice for one item?

Ans I cannot say; there were a good many things he had done wrong.

Ques Do you recollect that he explained the mistake in the Mexico trip, in that interview; do you swear that the letters you sent out to the Hotel were copies of that order?

(34)



(35)

Q. Some of them were shortened  
 A. Did any of the  
 members come directed to  
 J.B. Shaw on the envelopes?  
 A. Some two or three,  
 maybe four, they came back  
 on my envelopes.

Q. Will you  
 swear your name was written  
 with a pen?

A. It was printed,  
 all of them, they had my  
 name and Postage Stamps,  
 I knew all they contained.

Q. Some of them were  
 directed to Shaw?

A. Yes Sir,  
 and you opened them?

A. Yes Sir,  
 and retained the letters?

A. Yes Sir.  
 Was Mr. Miles and Fannelly  
 present at this alleged  
 confession in May 1884,  
 when you say Jay Shaw came  
 directly home from New Orleans.

Q. Why did he go out on  
 that trip through Cincinnati  
 or Chicago or the Miss?

35

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Ques

He went due West to  
the Miss<sup>es</sup>, then to Texas, to  
New Orleans, and home  
through Georgia, South Carolina  
Tennessee to New York?

Ans

From  
New Orleans to Montgomery  
so on to New York.

Ques

He left  
our Florida on that trip?

Ans

Ques

yes Sir.  
Did God not have a  
quarrel about his not  
stopping at Florida?

Ans

Ques

He  
did not obey my directions.

Ans

Sir, you find fault  
with him for not doing that.

Ques

I found fault  
for his coming home. I  
expected he would have gone  
there when in that vicinity.

Ans

Ques

Did you know he  
had no money to go there,  
did he write you that  
he had none?

Ans

No Sir.  
Did you have considerable  
conversation about his  
failure to go to Florida?  
He had some  
talk about it.

36



37

Ques Did you find fault with him for having failed to go there after drawing on you at Atlanta?

Ans I do not know.

Ques Did you urge him to go, and <sup>make</sup> another trip South?

Ans No Sir. I discharged him.

Ques As a matter of fact did not the conversation occur on the 19<sup>th</sup> when he came in?

Ans I think it was on the 20<sup>th</sup> he was discharged.

Ques How long before you discharged him, did you have this conversation about his failure to go South?

Ans A day or two afterwards.

Ques What did he say? He claimed to be sick.

Ans What was said by him as a reason?

Ans That was the only reason, he did not complain that he was out of funds. I sent



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him all the money he wanted, if he did not have money, he could draw on me, he drew on me at Atlanta.

Ques

Have you any reason to change any of your testimony?

Ans

Ques

I have not

Re-direct. The letters that you sent out, and that were returned to you or Shaw were the letters that came from the places that you had written to, under authority of Shaw?

Ans

Ques

They came back on your paper? Yes Sir.

Ans

Ques

That paper had your address and business on the your side? Yes Sir.

Ans

Ques

When you opened the letters you found they were in answer to your business letters? Yes Sir.

Ans

I sworn to before me this 11<sup>th</sup> day of March 1846

(38)

Police Justice

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John Foley Jr, being duly sworn, deposes and says  
 Ques How old are you?  
 Ans

18 years of age  
 I am the son of Mr John  
 Ques Foley, the last witness.  
 Ans

Did you hear your father's testimony in relation to an interview between him and Mr Shaw?  
 Ans

Yes Sir.  
 Ques Mr Shaw was in tears?  
 Ans

I remember seeing him in tears. It was on his return from New Orleans, about the last part of July, when he came back from the Western trip.

Ques Who was present at the time?  
 Ans

There was no one in direct hearing, the clerks may have been about, it occurred in the back part of the Office.

Ques Did you hear any conversation that occurred?  
 Ans

I heard the general buzz, & knew what the subject was.

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(H.C.)

Ques

Did you have any conversation after on that subject?

Ans

I had some as to the conversation between him and Mr Shaw.

### Cross Examination

Ques

This was within a day or two after the defendant returned from his only trip in 1884?

Ans

Yes Sir.

Ques

What were you doing there?

Ans

Clerk, salesman and my other necessary thing.

Ques

Who else was employed there, at that time?

Ans

Mr Flannelly and Ramsey.

Ques

How far is Mr Ramsey's desk from where they were at the table?

Ans

10 or 15 feet.

Ques

About 50 feet wide is it?

Ans

I cannot say.

Ques

Would 50 feet be an over side width of the store.

Ans

It might be.

Ques.

The table they sat at runs lengthwise and is about 6 x 4 feet. They sat



(H1)

- Q opposite?  
 A Yes Sir.  
 Q Where was Ramsey's Desk in the Office?  
 A Nearly the centre of the store, inside the dividing railing.  
 Q How deep is the Office - in length - to the door of the Safe is it over 20 feet?  
 A I guess it is about 17 feet deep.  
 Q From the rail to the rear wall?  
 A Or 3 feet, I will swear to the best of my knowledge it is that.  
 Q How wide was the desk that Ramsey was at?  
 A About 4 feet.  
 Q When Ramsey sat at the desk he had his back to them?  
 A He would have his back and right hand to them.  
 Q Have you any recollection about his being present in that place  
 H1

42

Ans I think he was not present.  
 Ques Do you recollect that he was not present?  
 Ans I recollect that he was not.  
 Ques Do you recollect that he took his vacation in the first of August that year?  
 Ans Yes Sir. It was about the 16 or 18<sup>th</sup> of May.  
 Ques From what fact do you know that?  
 Ans Because I went, a week before he returned.  
 Ques When did I leave go, before or after you did?  
 Ans I think the same time.  
 Ques Before or after?  
 Ans I cannot tell.  
 Ques His vacation was along with yours?  
 Ans Or did for most of the time.  
 Ques Which of you returned first?  
 Ans To the best of my recollection, I returned on the 13 August and

43

- Ques Shows left about the same  
time & did. How long was  
Comnsey Absent?  
Ans Two weeks.  
Ques Who was left in the store  
during the fore part of August  
to run the store?  
Ans Hamelly and the Boy, &  
Ques Your Father or the Sea  
Side?  
Ans I was away in  
the Mountains at the  
Adirondacks.  
Ques Did you receive  
any Communication?  
Ques Did you know from  
his letters where he was  
whether at the store or  
Sea Side?  
Ans I received one  
from the store.  
Ques Did you  
know he was at the  
Sea side during the  
fore part of August?

43



(44)

Ques  
Ans

Not before the 9<sup>th</sup>. How  
do you happen to know  
when Ramsey left? I know

Ans

he was gone a week when  
I left.

Ques

How is it that you  
do not know positively he  
was not present at that  
interview?

Ans

I do not know  
positively. Why?

Ques  
Ans

Because  
Shaw returned, if I rem-  
ember rightly this took  
place on the 26<sup>th</sup> of May,  
that was on a Saturday  
and Ramsey's vacation  
commenced.

Ques

Then Ramsey  
might have been there?

Ans

He might have.

Ques

What is your feeling  
toward the Defendant?

Ans

I have no  
personal feeling.

Ques

Did you  
have an interview with  
him a week ago last  
Monday?

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Ans I went to identify him.  
 Ques Did you have some  
 bad language?

Ans I did not  
 speak to him, I asked  
 the officer if I was required  
 any longer, and I saw and  
 something.

Ques Have you any  
 knowledge of the defalcation  
 except what you heard  
 from your father?

Ans I do not  
 interest myself in the matter?

Ques Has it been your  
 father's custom to charge  
 his salesman with habitual  
 dishonesty?

Ans It has not been.  
 Ques Did he ever talk about  
 them?

Ans I have heard him  
 give his opinion, he  
 has spoken about travel-  
 ing salesman as being  
 dishonest; he thought so of  
 his own too. He never  
 referred to Black, Stevens or  
 others. I think he said  
 Jenkins was a very good  
 salesman but not thoroughly  
 honest, in his opinion.



(46)

Ques

The men he has had since Shaw left, has he given the same opinion of them?

Ans

He said he thought they were honest.

Ques

How many?

Ans

Two.

Ques

Did he ever tell you of getting pecuniary settlements from them?

Ans

Never.

Sworn to before me  
this day of March 1886

Police Justice

Adjourned to the 15<sup>th</sup> of March 1886  
" " " 16 " "  
" " " 24<sup>th</sup> at 11<sup>th</sup> Street New York

Counselor Townsend for Complainant  
Taylor and Bull and C. T. Jackson. Defendants

(46)



POOR QUALITY  
ORIGINAL

0125

Second District Police Court.

*John Brown*  
vs.  
*B. Shaw*

STENOGRAPHER'S TRANSCRIPT.

188.

BEFORE HON.

*J. A. Coffey*

*M. J. Coffey*

Official Stenographer.

POOR QUALITY  
ORIGINAL

0126

2 DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF

John Foley  
agst. J B Shaw

Examination had

March 27 188 6

Before

Patrick G. Doffy Police Justice.

I,

W. L. Ormsby

Stenographer of the

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District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy

the original Stenographer's notes of the testimony of

James A. Crampton

as taken by me on the above examination before said Justice.

Dated

March 27 188 6

Patrick G. Doffy  
Police Justice

W. L. Ormsby  
Stenographer

**POOR QUALITY  
ORIGINAL**

0127

*The People vs*

*Wiley*

*v*

*Shaw.*

*Examination Before Justice Duffy*  
*Continued March 27 1866*

S. C. & S. H. ORMSBY,  
Law Stenographers,  
52 William St., N. Y.  
Telephone, 797 Law.

*W. L. Ormsby Jr.*  
*Stenographer*



Second District

Police Court.

The People vs.

John Foley.

vs.

J. B. Shaw.

Examination before Justice Duffy.

Continued March 27, 1886.

James A. Gramsey, a witness for the defendant, being duly sworn, deposes and says:--My name is James A. Gramsey. I reside at 244 East 20th Street. MY place of business is at 7 Platt street. I am a druggist. I know the complainant and the defendant. I have known the complainant 15 or 16 years. I have known the defendant about 4 or 5 years. I was book-keeper for MR. Foley 13 or 14 years. I left him of my own accord to take another situation. I was book-keeper and general clerk. The defendant was travelling salesman

Q. Will you explain how the defendant received his travelling expenses while on the road?

A. He generally received them through MR. Foley's check. Sometimes he made drafts on MR. Foley through customers

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Sometimes he received money in the office when he was there at home

Q. That was on starting out I suppose, and when he returned sometimes

A. When they would give it to him on his return.

Q. Now what was the nature of the examination made by MR. Foley of defendants accounts of expenses?

A. I do not understand what, you mean by nature.

Q. State what happened when MR. Shaw returned?

A. They generally went over MR. Shaws accounts together

Q. What kind of accounts were they?

A. Generally written on note heads or letter paper from Hotels in the country.

Q. Did he bring in these accounts with him, or did he send them in?

A. He sent them in generally about every ten days

Q. Did MR. Foley retain those that were sent in until Shaw came home

A. Yes, sir, then he would return bringing the last two days statement with him.

Q. What was done with those <sup>sent</sup> in during the time they were retained by Foley, until Shaw came home?

A. Some of them were retained by Foley and some of them by me. MR. Foley used to hand them to me

Q. What was done with the whole list of account?

A. When Shaw came in they were all placed on the table while MR. Foley and MR. Shaw settled the amount.

Q. Do you know anything of the way they settled the amount of the expenses?

A. No, sir, nothing at all.

Q. For how long a period did that course of business continue?

A. Always during the whole time while I was with MR. Foley, either with Shaw or <sup>any</sup> other travellers while I was there

Q. What other travellers?

A. Their name is legion.

Q. Name a few.

A. MR. Jenkins, MR. Walker, MR. Smith, MR. Stevens, MR. Black, I could call 30 or 40.

Q. Were the accounts gone over item by item?

A. That I could not say, MR. Foley used to look over the accounts and find objections here and there about MR. Shaw's moving; he might have stayed too many days in one place; or point out other irregularities and then the account would be finally settled.



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- Q. How <sup>long</sup> did that course of business continue in Shaw's case?
- A. During the time Shaw was with MR. Foley I never saw it otherwise.
- Q. Do you recognize that paper Exhibit F?
- A. I recognize it as one of MR. Shaw's usual expense accounts-- in MR. Shaw's handwriting.
- Q. I call your attention there to an item of nine dollars three days April 15, 1882, Hotel Baltimore, three days nine dollars one extra dinner I dollar. Do you recollect any discussion or disturbance over that extra dinner?
- A. I have no recollection at all about it.
- Q. Was there any talk?
- A. There might have been; I do not remember.
- Q. From what you remember, of their acquaintance and intercourse was there not commonly discussion over such items?
- A. I could not say anything about that particular item. There was discussion over a lot of items frequently, but whether there was over this one or not I do not know.
- Q. You do not recollect?
- A. No, sir, there may have been, but I do not remember it. It is two or three years ago. It would be pretty hard for me to recollect that one particular item.

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Q. Can you recall any particular item over which there was discussion?

A. No, sir, no more than that I heard MR. Foley object to certain items in the account, and ask explanations from travelling men from MR. Shaw.

Q. Please look at this account February 17, 1884, Plaintiff's Ex. G

Exhibit G.

New York, 1884.

Expenses Jan. 1 to Jan. 31.

21-- Hotel at Rochester	\$8.00
Fire over Sunday	.50
Washing	.60
Bus to Depot	.25
Fare to Buffalo	\$1.50
Supper on road	.50
Bus to hotel	.50
23-- Hotel Buffalo	4.50
Fare Toronto	4.20
Bus Hotel	.25
25-- Hotel Toronto	6.75
Bus to depot	.25

(1.38)

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	Fare to Buffalo	4.20
	Supper on raad	.75
26--	Hotel Buffalo	2.25
	Fare to Lockport	.52
	over	
	Bus Hotel	.25
	Supper hotel Lockport	.50
	Bus to Depot	.25
	Fare to Syracuse	2.94
	Bus hotel	.25
27--	Postage	.20
28--	Hotel Syracuse	4.50
	Fare	.52
	Fare ti Rome	.28
	Hotel Rome	1.30
	Fare Utic a	.30
29--	Hotel Utica	2.50
	Fare Amsterdam	1.24
	Hotel do	.75
	Fare Schanectedy	.32
	Fare Troy	.38
	Bus hotel	.25



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30-- Hotel Troy	3.00
Bus depot	.25
Fare Albany	.15
31-- Hotel Albany	3.00
Fare New York	3.10
Supper on road	.40
Horse car and ferry	.22

J. B. Shaw.

Q. (Continued) I call your attention to this account

A. I recognize it as one of the usual expense accounts

Q. Go back to Ex. F. for a moment. Do you remember a discussion between MR. Shaw and MR. Foley with reference to MR. Shaw having his wife with him at Baltimore in Feb. 1884? Was there a discussion with reference to that item?

A. I don't remember any discussion until just about the time MR. Shaw was leaving MR. Foley.

Q. Do you recollect a discussion on that subject?

A. I recollect no discussion until just about the time MR. Shaw was leaving MR. Foley and MR. Foley referred to the fact of MR. Shaw's wife being at Baltimore or Washington with him. That was a considerable time after this though. That was about Oct. 1884. This was in Feb. I think.

Q. It was within MR. Foley 's knowlædge that MRS. Shaw was with MR. Shaw at Baltimore.?

A. It was within his knowledge at that time I speak of because I heard him speak to Shaw about it

Q. That was in Oct. 1884?

A. That was about the time he left or was discharged I do not know whether he left or not.

Q. Was there any discussion about the amount of the bill at that time?

A. I could not say what the discussion was about , but it was in relation to the fact of his having his wife with him at Baltimore.

Q. What was said by MR. Foley on the subject?

A. I do not remember the particularr converzation at all. I did not pay any particular attention to it . I remember that there was discussion in relation to that matter because MR. Foley spoke to me afterwards

Q. What did he say to you afterwards?

A. He spoke to me about Shaw having his swife with him on the the road.

(Objected to)

Q. What did he say about it ?

A. I do not remember the particular words used any more than

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that he objected generally to Shaw's having his wife with him at the time

Q. When was that conversation with Shaw with relation to Shaw's wife?

A. I could not say positively when. It was about the time Shaw left.

Q. In Oct. 1884?

A. About Oct. That is the best of my recollection. That was one of the charges MR. Foley made against Shaw at the time having his wife on the road. That thing was all discussed at the time.

Q. Do you recollect Shaw's return from a trip in July 1884?

A. Yes.

Q. Do you recollect a difference that occurred between him and Foley at that time, a difference of opinion, disturbance or trouble?

A. Yes, sir. I remember a discussion over it.

Q. Do you recollect hearing Foley testify several times to that interview?

QA. Yes, sir.

Q. I call your attention to MR. Foley's testimony here on pages 28, 29, and 30 of John Foley's testimony, and the



10.

testimony of John Foley Jr. pages 39 to 46. Is the interview described in their testimony the same one that you heard MR. Foley testify to before ?

A. Yes, sir, it appears to be.

Q. Was you present at that interview?

A. I was .

Q. <sup>Where were</sup> Where the three of you, Shaw, Foley, and yourself at that time?

A. In the back part of MR. Foley's store. what is called the office

Q. Where did Shaw and Foley sit?

A. They sat at MR. Foley's desk.

Q. Where did you sit?

A. At my desk part of the time.

Q. How far off?

A. Probably six or seven feet maybe eight feet

Q. Not very far?

A. Right close by I could not say exactly how many feet.

Q. You heard the conversation between them?

A. Yes, sir, I heard it .

Q. State what took place between them as you recollect

A. Well, the only conversation was with reference to these

II.

accounts that MR. Shaw had sent in. MR. Foley charged MR. Shaw with having overcharged him for hotel bills and other expenses

Q. What did Shaw say?

A. Shaw denied it.

Q. Did he confess his wrong doing?

A. No, sir.

Q. Or any wrong doing ?

A. No, sir.

Q. Do you recollect any discussion about a bill at the ~~Clifton~~ Clifton house , Chicago?

A. Yes, sir, I do.

Q. Did Shaw admit or say anything showing wrong doing or dishonesty on his part?

A. No, he denied it. Denied that he had done wrong to MR. Foley . He claimed that his expense accounts were true and correct.

Q. Did he say that bill at the Clifton House was satisfactory proof that he had taken Foley's money?

A. No, sir.

Q. Did Shaw say that that was satisfactory proof that he had misapplied Foley's money?

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ORIGINAL

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12.

A. No, sir.

Q. Did Shaw beg Foley to forgive him?

A. No, sir.

Q. Did Shaw admit or confess dishonesty in any way or shape?

A. No, sir.

Q. If not what did he do?

A. He contradicted MR. Foley by saying that he had never wronged him ; that the whole of his travelling expenses were correctly charged ; that every charge in his expense account had been spent in MR. Foley's interest, attending to MR. Foley's business . He claimed that he had even spent more than that , that he had even spent money out of his own pocket that was not charged.

Q. Was any body else present at that interview?

A. No, sir, nobody was present except MR. Foley , MR. Shaw and myself.

Q. Do you recollect whether young MR. Foley was there?

A. I do.

Q. If he had been in the office you would have seen him would you not?

A. I think I would. I remember MR. Flanly being in the store at the retail counter .



13.

Q. What is exhibit G.?

A. It is one of MR. Shaw's expense accounts.

Q. Is it in the usual form?

A. Yes, sir.

Q. Did Shaw ever in his accounts, speaking about the common practice -- ever put down expenses as having been incurred at any particular hotel?

A. I never saw that he did.

Q. You saw his accounts the whole time that he was there?

A. I have seen at times the whole of his accounts

Q. What was his invariable custom in respect to charging hotel bills?

A. He charged without mentioning the name of any hotel.

Q. Look at that item of Jan. 28 "Hotel Syracuse, ~~\$4.00~~ \$4.50"

Do you find anything in that possibly to indicate what hotel he stopped at?

A. No, sir.

Q. Do you recollect if he wrote to MR. Foley what hotel he stopped at there?

A. With this account, no, sir.

Q. Any oral report?

A. None that I know of, it was not his custom.

Q. That item "Hotel Troy, \$3.00" do you recollect his making

I4.

any statement to MR. Foley as to what hotel he stopped at?

A. No, sir.

Q Then in his charge of "hotel Syracuse, \$4.50" "Hotel Troy, \$3.00" on the 28th and 30th respectively, he followed his invafiable custom of simply charging what place?

A. The custom with all such expenses was to charge Hotel at such a place without mentioning the name of the hotel to my knowledge.

Q. Was it MR. Foley's custom to require the name of the hotel to be mentioned? or to make remarks about how long they stopped at any place?

A. In looking over the accounts he would frequently say that a man had been too long in a place if a man had been there a day or two or over that time.

Q. Was there any friction about those two items in the bill?

A. Not that I know of; I never heard of any.

Q. I call your attention to pages I4 and 2I and 3I and 32 of MR. Foley's testimony.

A. I have read the greater part of this testimony and have have heard MR. Foley testify to some of it.

Q. Have you read his testimony where he describes himself as

15.

never having suspected a salesman prior to July 1884?

A. Yes.

Q. What are the facts in regard to his suspecting his travelling salesmen?

(Objected to())

A. MR. Foley was generally suspicious of travelling salesmen he used to charge them all with being thieves-- they were all thieves - a lot of thieves- that was his general expression

Q. Well how far back can you recall it?

A. My memory dont go back so far .

Q. How about Shaw, when did he begin to talk about Shaw?

A. He ge nerally said it took a thief to sell goods, an honest man never could sell goods.

Q. When did he begin to talk about Shaw?- Shaw began employment about Jan.1st 1882?

A. April 1882.

Q. When did he begin to talk about Shaw?

A. I dont know as he referred to Shaw especially during that time he spoke of salesmen in general , that was the way he spoke of travelling salesmen, that he could never get an honest man to sell goods - they were all a lot of th thieves



POOR QUALITY  
ORIGINAL

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16.

Q. Did he refer to Shaw?

A. He put him in the lot- bundled him in the lot.

Q. He charged salesmen prior to Shaw with being thieves?

A. Some of them. Some of them especially by name- generally in a lump- put them all in

Q. You had an opportunity to review all the expense accounts

A. No, I did not review them at all.

Q. You looked them over ?

A. I credited such ones as MR. Foley told me to . Those that were settled.

Q. From that you had an accurate knowledge of the expenses?  
- the average expenses that Shaw had?

A. I know what the average expense was . I kept the books of course Shaw had money on the books .

Q. You know what he drew for expenses?

A. Yes, sir, I know what he drew.

Q. Have you been in the habit of overlooking the expenses of travelling salesmen?

A. No, not any more than keeping their accounts on the books

Q. Have you obtained any knowledge as to average travelling expenses on the road?

A. Some I have - I do not call myself an expert - I am not a travelling man .

17.

Q. Do you know some thing of what it cost Foley to send his men out on the road ?

A. Yes, I know something of it.

Q. Were Shaw's expenses excessive?

(Objected to)

A. Not that I know of. I Dont call myself an expert I can tell you about what his averag e expenses were for the time he was there.

Q. Do you know about how long he was out on the road while he was with MR. Foley?

A. Yes, sir. I gave that account to MR. FOLEY.

Q. About what time did you do that ?

A. It was in Oct. or Nov. when these proceedings were first begun

Q. What did you find was the number of days that Shaw had bn had been on the road while he was in Foley's employ?

A. He wa s with MR. Foley 942 days and of that time he was 774 days out on the road. I believe he was 168 days home

Q. Do you know what his expenses were for thattime?

(Objected to)

A. His expenses averaged for the whole time about \$6.29 or \$6. 30 a day, I think the average is.

Q. For trips that he made , and the distance he covered, was

18.

that an excessive or moderate expense?

(Object ed to on the ground that witness has said that  
he is not an expert)

Q. Do you know Shaw's character and reputation?

A. I know nothing about him generally except that I met him  
when he was in MR. Foley's employment. I have never seen  
him until he came there. I have no acquaintance with him  
outside.

Q. Did you ever hear of his personal character ?

A. Yes. I should take him to be an upright honorable sort of  
a man . I always found him so in my dealings with him.

Q. A man of good character?

A. So far as I have heard. I never heard any body speak  
a word against him except MR. Foley.

Q. Have you heard other people talk about him?

A. Yes.

Q. Customers and so forth

A. Yes, sir-- heard them speak of him in the highest terms.

Q. His character then , so far as you know , is it good or bad?

A. Good , I should say.

Q. Honest or dishonest?

A. Honest and upright so far as I know .



19.

Cross-examined by MR. Townsend.

Q. You speak of an interview that occurred between MR. Foley, MR. Shaw, and your self in the office. Now at that interview, young MR. Foley was not present to the best of your belief?

A. I do not say that he was not present; I do not think he was there. He was not present at the back of the store. He may have been in the store.

Q. You testified that you did not believe he was present

A. I do not think he was. He might possibly have been there.

Q. Could you not have been away when young MR. Foley was present?

(Objected to)

A. I am referring to a particular interview at which MR. Foley testifies that I was present.

Q. You did not mean to say that there was no occasion when MR. Foley and MR. Shaw and young MR. Foley were present or that what they have stated was not true?

A. I do not know anything about what occurred when I was not present.

Q. At any time when you were present no such thing as an admission of guilt has occurred, that's all you say?

A. Yes, sir.

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ORIGINAL

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20.

Q. This paper Ex. G. is one of a series of papers sent in by travelling salesmen in the employ of MR. Foley.?

A. Yes, sir.

Q. Do <sup>you</sup> remember that ~~that~~ they were intended, so far as MR Shaw sent them, to be a correct statement of all the moneys belonging to MR. Foley<sup>o</sup> used by MR. Shaw while he was on the road?

A. That was the intention I suppose, in sending in the ~~accen~~ count.

Q. You have not ever used a different one to find a final statement?

(Objected to)

Q. It is not a total statement?

A. It is one of the papers referred to.

Q. Have you not ~~statement~~ stated that MR. Foley used these as as a basis for settling the accounts?

A. Yes, sir.

Q. Do you mean to say that you had nothing to do with looking them over and seeing whether they footed up right?

A. Yes, I footed them up.

Q. you must have examined them when you footed them up?

A. Only footed them when MR. Foley handed them to me and asked me to foot them up.

~~Q. You must have examined them~~

21.

Q. You must have looked at them when the accounts thus went through your hands?

A. I see them when I entered them on the book.

Q. And this you did during the whole time that MR. Shaw was in the employ of MR. Foley on the road?

A. Yes.

Q. When these accounts came to MR. Foley they came in letters

A. Yes.

Q. Were they turned over them to you?

A. No, sir, not in the lot ters

Q. Was that not the rule?

A. No, sir.

Q. How long after would you sum it up ?

A. Sometimes when Shaw returned from the road MR. Foley would hand them to me and say "James foot that up"

After footing I laid the letters on his desk.

Q. Could MR. Foley have arrived at any correct conclusion as to whether MR. Shaw paid the amounts he had charged in the respective places named in his accounts until he had made some examination ?

A. I do not know.

Q. Do you know any way that he could have done it?

A. Only by questioning MR. Shaw about it.



22.

Q. Any way of tracing?

A. I do not know any other way.

Q. Were you present at a time when MR. Shaw gave MR. Foley permission to send to two or three hotels for the purpose of testing the account?

A. I was present I think when MR. Foley told MR. Shaw that he was writing to hotels to get duplicate copies of bills and MR. Shaw told him he might write to any hotel on the road.

Q. Didn't MR. Shaw give him a paper to that effect?

A. I do not know I have heard MR. Shaw tell him he could write to all the hotels he didn't care what he wrote.

Q. You know yourself that MR. Foley before he discharged Shaw wrote to different hotels for information?

A. I have mentioned before MR. Shaw said he could write.

Q. Look at Ex. I.

Exhibit I.

New York, Oct. 22, 1884

Hotel:

Please furnish my employer, MR. Foley, duplicate bills for board I <sup>have</sup> paid to you for his account while in his employ, during period from April 11, 1882 till Oct. 20, 1884.

J. B. Shaw.

23.

Q. Look at that and see in whose handwriting it is.

A. That is MR. Foleys handwriting.

Q. Whose id the signature?

A. MR. Shaw's.

Q. This seems dated Oct. 22, 1884. When was Shaw discharged?

A. That was the date about the time - it was in the latter part of October.

Q. It was some time before this that MR. Foley commenced to write to the different hotels?

A. Way back in July.

Q. So that from July up to the time of the discharge MR. FOLEY was in doubt as regarded the correctness of his suspicions?

A. In doubt previous to July.

Q. He sent for answers from July so that from that time to the time he discharged him he was in doubt as to whether these returns were correct?

A. (Objected to)

A. I do not know I could not answer as to MR. Foley's doubts

Q. Do you mean to say you dont know if He sent out to different hotels where Shaw reported he had stopped - that you dont know whether he was in doubt as to the correctness of Shaw's reports?

POOR QUALITY  
ORIGINAL

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24.

(Objected to)  
was

- Q. What ~~is~~ he writing for?
- A. I do not know.
- Q. When did he tell you what he had written for?
- A. Different times afterwards.
- Q. For what did he say he wrote for?
- A. To find out whether MR. Shaw had handed <sup>in</sup> correct accounts.
- Q. What particularly did he tell you?
- A. The first I heard of it was in July he wrote to the Clifton house.
- Q. During all those times you know that MR. Foley was making applications at different places to find out whether those statements were correct?
- A. From JULY down he was continually writing to different hotels respecting bills.
- Q. Did you give this conversation when you were present ~~with~~ with MR. Foley and MR. Shaw, with reference to these ~~things~~ things on your direct examination?
- A. I may have.
- Q. Is not that the first occasion when you were present with MR. Foley and MR. Shaw?
- A. I do not remember.
- Q. Would it have been a strange thing if MR. Shaw should have



25.

have had a conversation with MR. Foley and MR. Foley's  
sonas they have described?

A. They might have had fifty conversations . I only testified  
in regard to that particular one when MR. Foley testified  
I was present. . . .

Q. You do not remember anything of MR. Foley conversing with  
MR. Shaw and giving him directions as to what he wanted  
him to do about making his returns, you never heard tha  
that?

A. Of travelling accounts?

Q. Yes.

A. I heard him ask him to send his travelling account every  
ten days.

Q. Didnt he say he wanted a full detail statement?

A. Expense account.

Q. What do you understand by expense account?

A. How much money he expended .

Q. Such as how many hotels he took extra dinners at, that  
would be a full statement , would it not?

A. Well, I do not know, I could not tell about the items  
especially.

Q. You think there was some doubt as to whether he would  
allow him to expend extras for dinner ?

~~A. I do not know what he allowed him any more that~~

26.

A. I do not know what he allowed him any more than expenses as they appeared

Q. You credited them for you kept an account of these different bills

A. I kept that account the same as I kept any

Q. You don't know what it was intended for?

A. No, I could not tell what it was intended for? MR. Foley had tended to all that himself.

Q. You are a book-keeper?

A. Yes, sir.

Q. Was that not part of your duty?

A. Not to know what this account was intended for.

Q. You had to keep accounts of the bills after they were brought to you.

A. I credited it or charged it just as MR. Foley told me

Q. Has MR. Foley ever found fault?

A. Yes, sir, he has found fault a great many times.

Q. He did with you?

A. Yes.

Q. You were speaking about a conversation that took place with reference to MR. Shaw's wife, do you know who it was was at the hotel with MR. Shaw?

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27.

A. No, sir.

Q. You know it was claimed to be his wife?

A. Yes.

Q. Do you know there was a question made as to whether or not it was his wife?

A. Yes.

Q. You know that was one trouble?

A. Yes.

Q. Do you know that MRS. Shaw has stated to MR. Foley that she was not there?

A. No.

Q. How much of MR. Shaw did you see during the time that he was in the employ of MR. Foley?

A. Every time he returned.

Q. How often?

A. He was one hundred and sixty eight days home out of nine hundred and forty-two.

Q. You saw him about 940 times a year?

A. He was in and out of the store while he was at home.

Q. That would be about 30 or 40 times a year?

A. Yes, it may be 40 or 50 times.

Q. Did he have business in the office all the time he was home?



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ORIGINAL**

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28.

A. He was generally running in there every day in and out.

Q. He didnt have business inthe store?

A. No,sir.

Q. When he was home he hadhis own business.

A. No,sir , he had to drum around th e city near by.

Q. You didnt see a great deal of him during that time?

A. A good deal of him while he was at home. If he was solic-  
iting orders he would be in the store in the morning

Q. During 40 days in the year you saw him in the store?

A. Yes,sir.

Q. And have you heard opinions in regard to his good char-  
acter?

A. Yes, from persons prosecuting business.

Q. Prosecuting what business?

A. In the store with relation to orders he had received  
talking with me

Q. In that way you formed an opinion that he was particularly  
honest?

A. Yes, from what I heard about him.

Q. Would you think a man particularly honest if he had  
charged \$4.50 for a hotel bill for which he had ac-  
tually paid only \$2.25 or \$3.00?

(Objected to) on the ground that is a merely a

POOR QUALITY  
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29.

hypothetical question)

A. If he overcharged , I should not call him an honest man  
Unless he spent the money I would not call him honest

Q. Give me the names of persons whom you have heard , prior  
to the discharge of MR. Shaw say that he was an honest man

A. I could not mention any particular names. Two or three  
men spoke to me . I can tell you one man , MR. Bowen.

Q. What is his first name?

A. I don't know his first name

Q. Do you know his place of business ?

A. He was with R. H. Macy & Co.

Q. How long do you know MR. Bowen?

A. For a year and a half.

Q. Since you left ?

A. Previous to the time these charges were made.

Q. What is his business?

A. He has charge of the stationary department for R. H. Macy  
& Co.

Q. How did you come to speak with him about it?

A. He used to speak about Shaw and he considered him a first  
class salesman

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Q. Where did that conversation occur?

A. In Foley's store before Shaw left.

Q. How did he come to have that conversation?

A. He asked about Shaw, where he was.

Q. Was the question of honesty brought up?

A. No more than his being a first class man and a good square man

Q. Why, were you questioning his honesty?

A. No, sir, talking about it.

Q. Talking about honesty?

A. No, talking about him- speaking about him generally as being a good square honest fellow

Q. Did he tell you how long he had known him?

A. No.

Q. Who was any other gentleman with whom you talked?

A. I cant call to mind any particular people-MR. Mc Laughlin

Q. He the person who introduced <sup>Foley</sup> you to Shaw?

A. Yes, sir.

Q. Who else did you hear speak of him?

A. I cant call to mind particularly any other names-general-ly persons that I heard speak of him

Q. You could name only those two men?

A. Only those two.

~~Q. Now, then, since MR. Shaw was discharged or since he left~~



31.

Q. Now, then since MR. Shaw was discharged or since he left, whom have you heard speak of Shaw's good character?

A. Several travelling salesmen spoke to me. They knew him. They spoke about his troubles with MR. Foley.

Q. How did it come to be known?

A. From seeing it in the news-papers.

Q. How did they come to say a word about it?

A. They were men that came in the store.

Q. They said he was a good fellow?

A. Yes, first rate. That was his general reputation with every body that I heard speak of him.

Q. Those that you have heard speak you have given?

A. Yes.

Q. You are in the drug business?

A. Yes.

Q. You staid with MR. Foley 14 or 15 years?

A. I couldnt say exactly how many years? Maybe 13 or 14 years

Q. You didnt find him a vefy hard man to deal with, did you

A. I dont want to say. I found him a pretty tough man to deal with some times. A man who stays with him 13 or 14 years is in purgatory.

Q. Were you paid regularly?

A. Yes, sir.

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A.. Yes, sir, he paid every cent he agreed to and as little as possible.

Q.. He made an agreement and he lived up to it, did he not

A.. Yes.

Q.. You had a right to leave, had you not?

A.. Certainly.

Q.. When did he begin to complain?

A.. He was complaining all the time I was there.

Q.. His foreman was there 29 years, was he not?

Q.. He was there all the time I was there.

Q.. MR. Foley didnt let up on the men when they were thieves did he?

A.. Well, he has let up on some.

Q.. When did he?

A.. He has not followed them up the same way he has followed MR. Shaw.

Q.. Dont you know that Shaw has followed him up with civil suits for damages?

A.. Yes, I know MR. Shaw has a suit against him.

Q.. In reference to that matter referred to a little while ago did MR. Foley send you or ask you to go to MR. Shaw's home house in Brooklyn and see MRS. Shaw as to whether or not

53.

she was with him in Baltimore?

A. I could not say that. I could tell you what he did send me over there for.

Q. Did you go, there for that purpose?

A. I wont say for that particular purpose. I will tell you what I did go for. He sent me there to see whether MRS. Shaw was ever in the habit of going on the road with MR. Shaw.

Q. Did you converse with her?

A. I did.

Q. Did she tell you that she was not there at that time

A. No, sir, she did not tell me that. I will tell you what she did tell me.

Q. Your feeling toward MR. Foley is not of the most friendly character is it?

A. I have not the slightest ill-feeling towards MR. Foley. MR. Foley seems to be under the impression that I have ill-feeling towards him, but, I am here very reluctantly against my own wish. I have nothing to do with the case at all.



**POOR QUALITY  
ORIGINAL**

0 16 1

34.

It is admitted that MR. Edmund Mc Loughlin would testify if he was here that he introduced MR. Shaw to MR. Foley; that he told MR. Foley that MR. Shaw was an honest man; that he believes now that MR. Shaw is an honest man that MR. Shaw was formerly in his employ; that if these charges now made against MR. Shaw were proved, so great is his confidence in MR. Shaw, that he would take him into his employment again.

MR. Mc Loughlin resides in Brooklyn and does business in New York.

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Court of General Sessions  
New York County

The People &c

vs.

Jerome B. Shaw

*Three indictments*

To  
Randolph B. Martino  
District Attorney &c  
33 Chambers St.  
N.Y.

SIR

Please take notice that a trial term of the Court of  
General Sessions <sup>Part I</sup> to be held in and for the City and County  
of New York on the 6<sup>th</sup> day of January 1887 at 11 o'clock  
A.M. of that day, we shall move upon the three indictments  
found against Jerome B. Shaw and upon two affidavits and a  
letter of which copies are hereto annexed, for an order or  
orders of this Court setting aside and dismissing the said  
three indictments found against said Jerome B. Shaw and upon  
which he gave bail at the last term of said Court, and for  
such other and further relief as to the Court shall seem  
just and proper.

Dated N.Y. Dec. 22nd 1886.

Yours &c.

*Gay for & Bully*

Attys for defendant

120 Broadway

New York.

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ORIGINAL

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INDEX OF JUDICIAL DECISIONS

Vol. 1

Court of General Sessions

New York County

The People vs.

vs.

Jerome B. Shaw

City and County of New York, S.S.

Jerome B. Shaw above named being duly sworn, says:

When I left John Foley's employment in October, 1934, he withheld three hundred dollars of my salary which had accrued. I have since recovered judgments against him for that amount with interest and with costs. He took an appeal to the General Term of the City Court of New York and the judgment was affirmed. He further appealed to the General Term of the Court of Common Pleas with the same result.

I have obtained against him in all, for salary and for costs of appeal, four judgments; of which only one for \$1,19-100 <sup>has been paid</sup> leaving three which with interest amount to over \$500. unpaid.

John Foley has sued me in the Supreme Court for \$1500. of the money given by him to me for my travelling expenses including the sums for which I have been indicted. I have pressed the suit for trial and the evidence is now before the referee, but no judgment has been rendered.

He has also sued me in the Supreme Court to compel me to account for the money given by him to me for my travelling expenses.

He has caused my arrest many times on charges relating to these sums of money for which he is suing me in the civil courts.



POOR QUALITY  
ORIGINAL

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NEW YORK POLICE

401  
POLICE OF NEW YORK

I have been brought at his instance before Police Jus-  
tices Smith, Murray and Duffy upon at least ten criminal  
complaints relating to these travelling expenses.

4 Twice I have been compelled by Police Justice Duffy to  
give bail to await the action of the Grand jury, on complaints  
which include the very items upon which I have now been  
indicted; and I am informed and believe that these complaints  
were thrown out by the grand ~~Juries~~ Juries previous to the  
Grand Jury which found these indictments.

In the prosecutions on which I appeared before Justices  
Murray and Smith the complaints were dismissed.

I am informed and believe that every Grand Jury which  
Foley has approached in a regular manner, has thrown out  
his charges against me. ~~That~~ I am innocent of any offence  
against the law and ~~that~~ this persecution is in fulfillment  
of Foley's threats made to me, that he would give me a  
black eye with the trade and would ruin me for life.

Sworn to before me this

31<sup>st</sup> day of December 1886.

Jerome B. Shaw

J. Edgar Bury  
Notary Public  
N.Y. Co. N.Y.

POOR QUALITY  
ORIGINAL

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401/

Court of General Sessions

County of New York

The People of the State  
of New York

vs.

Jerome B. Shaw

3 Cases

City and County of New York. C.S.

Samuel W. Taylor being duly sworn says that  
on the 20th day of November 1930, he called on William A.  
Wheelock Esq., foreman of the Grand Jury in this County in  
the month of October 1930, and then and there the said Wil-  
liam A. Wheelock stated and said that in the month of Octo-  
ber, 1930, he was called upon by John Foley, the complain-  
ant in these cases, of the Central National Bank at Pearl  
Street and Broadway, New York City.; That John Foley said  
he desired to bring before the then Grand jury certain char-  
ges against Jerome B. Shaw, a former employee; that said  
Shaw had defrauded him, said Foley, out of a large amount of  
money by fictitious charges of travelling expenses; that he  
Foley had been before other Grand Juries in this County but  
had not been able to get justice and that his papers were in  
the hands of the District Attorney; that said Wheelock was  
informed during the month of October by several members of  
the Grand Jury, whose names he could not recall, that said  
Foley had visited them with a view to procuring the indict-  
ment of said Shaw and had made similar statements to them;  
that about two weeks after the interview between said Wheel-  
lock and said Foley, the said John Foley was allowed fifteen

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THE PEOPLE OF THE STATE

COUNCIL OF HOA ADJ

COUNCIL OF COUNCILY DEPTONE

minutes of the Grand Jury in which to present his charges and thereupon after Foley's statement and presentation of his papers the Grand Jury found three indictments against said Shaw.

That the foregoing statement of fact was written out by this deponent immediately on his return to his office from his said interview with said Wheelock and thereafter on November 24th 1886, a copy thereof was sent to said Wheelock with a written request from deponent that ~~if~~ said Wheelock would note in the margin anything he considered ~~an overstatement~~ an overstatement. That the copy was not returned and no marginal alterations communicated, but on the 27th of Novem-

ber 1886, deponent received the annexed letter <sup>That deponent is informed and believes that the</sup>  
*matters & charges upon which the three indictments were obtained have been submitted to one or more previous Grand Jurors in this county and dismissed by them*  
That the reason why this statement was so ob-

tained, was because no process is provided by the laws of this State, within deponents knowledge, for obtaining in criminal actions the affidavit of a person having within his knowledge material facts. <sup>and also deponent is informed and believes that no order was made by any Court herein in conformity with Section 270 of the Code of Criminal Procedure</sup>

Sworn to before me  
this 22<sup>d</sup> day of December 1886.

Samuel R. Taylor

Joseph B. Braman  
Notary Public City  
and County of New York



POOR QUALITY  
ORIGINAL

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My Dear Sir: I have the honor to acknowledge the receipt of your letter of the 20th inst. in relation to the Central National Bank of the City of New York.

New York November 26th 1886.

Mr. Samuel R. Taylor

Dear Sir.

You have not stated the substance of your interview with me in a manner satisfactory to me and I therefore give my own statement as follows. On the 20th inst. you called upon me and stated that you had been informed that while I was Foreman of the Grand jury, Mr. Foley had called upon me at the Bank, in reference to a case which he wished to bring before the Grand Jury, namely a case which he had against one Jerome R. Shaw, a former clerk, whom he charged with rendering false accounts, and thus defrauding him. I stated to him that Mr. Foley had called upon me, as above, and that I told him, that any such case must or ought to come to us through the District Attorney's office, to which he replied that Mr. Martine had all the papers, the same having been before previous Grand Juries who had failed to indict. I promised to speak to Mr. Martine and did so the following day. He explained the case to me, handed me the papers, and said he would like to have me look over them. I stated to Mr. Martine that Mr. Foley was very anxious to have the Grand Jury give him fifteen minutes some day during the session in which to present his case. Mr. Martine said "certainly do so" Mr. Foley subsequently called and I gave the result of my interview with the District Attorney, in accordance with which, he appeared before the Grand Jury, upto which time I had no conversation with any of the Jury. At or just before Mr. Foley presented himself I inferred from some remark of one or two members, that they had seen him, or at any rate were familiar with the case.

If you use any portion of the above it is proper that you should use the whole, or it would not be satisfactory to me

Yours Truly

Wm. A. Wheelock

Court of General Sessions  
New York County

The People vs

vs

Jerome B. Shaw

Copy Affidavits & Letter  
Notice of Motion

TAYLOR & BULL,

Defendants' Attorneys,

4 Pine Street, New York City.

170 Broadway  
N.Y. City

Due and timely service of within

is hereby admitted this

day of

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Randolph B. Martiney

Dist Atty

*Daily Register*  
*March 3/86*

Barrett, J.

Foley v Shaw. - In view of the feeling which seems to exist between the parties to this litigation, and of the fact that in the original action for \$1,500, alleged to have been embezzled by the defendant, I felt it to be my duty, in the absence of proofs, to reduce the bail to a ~~normal~~ <sup>nominal</sup> sum. I have given these papers unusually patient and attentive consideration. But after going over them twice in extenso, I am unable to see any reason for restraining the collection of the judgments which, after a full and fair inquiry, the defendant has secured against the plaintiff. The plaintiff seems to be no nearer to proof of his grave charges against this defendant to-day than he was in 1884, when the bail in the embezzlement action was reduced. After nearly two years, during which he might have looked up and obtained (if they really existed) proof of the defendant's criminality, he has, on his own showing, but one commission returned, the effect of which is, as he claims to indicate a discrepancy in the defendant's accounts of \$31.65. Even this trifling discrepancy is denied both in fact and as a just conclusion from the evidence. Yet upon such a case, and notwithstanding the issue of at least partial embezzlement raised in the City Court suit, and the evidence pro and con there given before the jury, it is sought to invoke the doctrine of equitable set-off and to stay the collection of the judgments of the City Court and Common Pleas either



**POOR QUALITY  
ORIGINAL**

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until the old embezzlement suit of 1884 can be brought to a termination or until the same issues can be raised and tried here. A fair statement of these facts suffices to show that this application is really without merit, and that it would be an abuse of discretion to stay the collection of the judgments in question.

For these reasons the motion to continue the injunction should be denied and the temporary injunction should be dissolved with \$10. costs.

POOR QUALITY  
ORIGINAL

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Op. H. Supreme Court

Greer

v.

Chaw,

Opinion,  
Barrett J.

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Ms. C. Shaw

TO C. S. WOOD, DR.

1884

Feb 14 To 3 days Board	15 00
Wife	50
" En passage	1 00
" Laundry	75
" Tips	50
" Baggage	

17.80

1882

Apr 14 To 1<sup>st</sup> day Grand 450

*L. S.*

1882

June 22 To 2 <sup>nd</sup> Day Board	2.00
--------------------------------------	------

~~20~~

# 2930

STATE OF MARYLAND—BALTIMORE CITY, SS.

ted and Sold by James Young, 112 West Baltimore Street.

On the Seventeenth day of November eighteen hundred and eighty four before the subscriber, a Justice of the Peace, in and for said State and city, personally appears W. M. Reamer, Post-Keeper for C. D. Wood, Manager of the Canton News and makes oath on the Holy Evangelry of Almighty God that the annexed account, as stated, is just and true; and that, to the best of his knowledge and belief, ~~no part~~ ~~or parcel of the same has ever been, either directly or indirectly, paid, satisfied or secured.~~

*Sworn before*

SEAL.



POOR QUALITY  
ORIGINAL

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NEIL HOUSE

1887

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Apr to June 15

COLUMBUS, O. April 23<sup>rd</sup> 1887

Expense ac from April 11 <sup>th</sup> to 23 <sup>rd</sup>	
Horse Car & Feeding & Breakfast	57
Fare to Phila	✓ 250
Horse Car at Phila	30
New Books Expense & order	80
Apr 12 <sup>th</sup> Postage Stamps	24
Horse Car	18
Hotel at Phila	450
Fare to Balt	✓ 300
Bus to Hotel	25
Apr 15 <sup>th</sup> Hotel at Balt 3 Days + 9 am	
one extra Dinner	100
Horse Curs	40
Fare to Washington	✓ 120
Apr 17 <sup>th</sup> Horse Car	30
Leggers with Customs	25
Apr 18 <sup>th</sup> Party Stamps	24
	<u>24 73</u>

I wrote out to many of the Hotels for duplicate bills - where he had been stopping & carefully examined the bills & yes he had rendered to me & to my astonishment I found over one hundred instances where he had positively over charged and stolen from 50¢ to \$20 - on each bill, I have absolute proof that he was robbing me systematically from the very first day of his employment.

On the third day Apr 14/82, He was at the Eutaw House Baltimore, He paid the Hotel \$4.50, He charged it as \$9, and an extra dinner of \$1 - in all \$10 - Stealing the difference of \$5.50.  
(See his bill & the Hotel bill No 1 & 2)

1882

Apr 23	Do. Neil House Columbus O.	
	Over Charge & Stolen	2.50
" 20	Do Hotel Richmond Va "	2.50
May 1	Do " Chicago "	2.70
4	Do " St Paul Minn "	1.50
9	Do " Saverport Iowa "	1.50
23	Do " Springfield Ills, did not pay at all	1.50

(4)

1882			
May			
" 29	Do, Kalamazoo Mich,	Stolen.	1, 25
July 13	Do Lynchburg Va	"	2, 00
" 14	Do Knoxville Tenn	"	1, 75
Aug 19	Do, Sherman Texas	"	2, 25
28	Do- Louisville Ky	"	3, 75
Sep 30	Do, Geneva N Y	"	1, 00
" 22	Do, Oswego "	"	1, 00
"	Do, Binghamton	"	2, 50
26	Do, — — —	"	8, 25
Oct 2	Do, — — —	"	3, 00
13	Do, Hotel Buffalo	"	5, 00
18	Do, St Louis Mo	"	2, 75
18	Do, Kansas City "	"	1, 50
Nov 5	Do, Denver, Colo	" +	8, 00
20	Do, Quincy Ills	"	2, 25
30	Do Chicago	"	2, 50
Jan'y 27	Do RR fare to N. O,	"	3, 85
" 30	Do New Orleans	"	20, 00
July 14	Do, Hotel San Antonio Tex	"	1, 25
+ See Shows + the Hotel Bills +			
	annexed to 3 & 4 -		
	Do Hotel at Davenport Iowa Stolen		7, 75
May 22	Do " Evansville Ind	"	- 75
Aug	Do " Nashville Tenn	"	6, 00
Sep 7	Do " Wheeling W Va	"	4, 50
" 18/84	Do " Bradford Pa	"	5, 00
Aug 10/83	Do " Cumberland Md	"	1, 25
Sep 1/84	Do " Dayton Ohio	"	1, 00



POOR QUALITY  
ORIGINAL

0176

BROWN'S HOTEL,  
MACON, GEORGIA.

Expense Account

(5)

Stamps	90.77
Buss to hotel August 19	25-
Hotel at August 19	3.75-
Buss to Depot	25-
Fare to Charleston	✓ 5.50
Breakfast on Road	50
Buss to hotel Charleston	✓ 50
Horre Carr	10
Hotel at Charleston (a Savinille)	4.00
Buss to Depot	✓ 50
Fare to Savannah	✓ 5.00
Buss to hotel	50
Hotel at Savannah	✓ 4.50
Buss to Depot	50
Fare to Macon	✓ 5.75-
Sleep	✗ 2.00
Porter	10
	124.72

**POOR QUALITY  
ORIGINAL**

0177

Sept 17  
April 3, 1886

POOR QUALITY  
ORIGINAL

0178

CHARLESTON HOTEL,  
E. H. JACKSON,  
PROPRIETOR

Charleston, S.C., Sept 26 1884

John Foley Esq

New York City

Dear Sir,

Yours of 24<sup>th</sup> inst. to hand.  
Mr. J. B. Shaw arrived here on the ~~mor~~ 20<sup>th</sup> of July 1884  
before dinner and left here on the evening of July 21<sup>st</sup>.  
The amount of his Bill was \$3.00. Omnibus  
charges to and from Depot are 50¢ each way, which  
includes one trunk. I am, dr Sir

Very truly Yours  
E. H. Jackson  
prop

Shaw, charged same day & place in his trunk  
Bus fare \$1.00 & other expenses  
See items on his bill annexed



J. L. WOODCOCK.

M. A. LORING

# CLIFTON HOUSE



WABASH AVENUE AND MONROE STREET

paid by 18  
April 3. 1886

Chicago, Nov 22d 1883

Expenses account from Nov 11th to 22d		
Nov 12th Hotel at Eau Claire +		6.00
Fare		7.50
Nov 13th Fare to Depot -		2.50
Fare to Wabasha		2.00
Nov 14th Fare to Hotel		2.50
Hotel at Wabasha +		1.00
Nov 15th Fare to Depot -		2.50
Fare to Red Wing		1.20
Nov 16th Fare to Hotel		2.50
13th Hotel at Red Wing +		2.25
Nov 17th Fare to Depot -		2.50
Fare to St Paul		1.65
Nov 18th Fare to Hotel		2.50
15th Hotel at St Paul + *		6.00
Fare	++	5.00
Washg	++	9.00
over		23.75

	No 7-	23.7.5
Nov 15- Rurs to Depot-		25-
Fare to Minneapolis		30-
Rurs to Hotel		25-
Hotel at Minneapolis +		150-
Rurs to Depot-		25-
Fare to Winona		460-
Sleeper		200-
16 <sup>th</sup> Porter	0	25-
Rurs to Hotel		25-
Hotel at Winona +		200-
Fare to La Crosse		132-
Rurs to Hotel		25-
17 <sup>th</sup> Hotel at La Crosse +		375-
Rurs to Depot-		25-
Fare to Milwaukee		800-
Sleeper		200-
18 <sup>th</sup> Porter	0	25-
Rurs to Hotel		25-
19 <sup>th</sup> Hotel at Milwaukee +		375-
Rurs to Depot-		25-
Fare to Racine		120-
Rurs to Depot-		25-
Nov 20 <sup>th</sup> Hotel at Racine +		200-
Porter		20-
Rurs to Depot-		25-
Fare to Chicago		280-
Rurs to Hotel		50-
21 <sup>st</sup> Hotel at Chicago -		200-
	SPEN	6287

about  
when so many hours were <sup>only</sup>  
necessary - This was done to  
enable him to steal more  
during which time no RR  
fare was incurred - Stopping  
at some cheap Hotel on private  
at home, while he pretended  
to have stopped at the best  
Hotels & used their paper  
& envelopes & charged in his  
bills for the highest price  
Hotels & then raised the  
amounts,

Early in his  
employment on July 20/82  
He stopped at the Charleston  
Hotel, N. C. He charged in his  
bill as follows -

Hotel at Charleston (a Swindle) \$4.00

Please see letter herewith  
showing he paid only \$3. No  
I also annex his bill. 5.46  
for same \$4 -

This impudent thief  
has been at the Dist attys  
office and Mr Davis, holds -  
a letter show received  
from the Cameron House



POOR QUALITY  
ORIGINAL

0182

J. P. Mann, Stationer and Printer, 84 Nassau St., N. Y.  
Rooms 11 and 13.

STENOGRAPHER'S MINUTES.

*M. General Sessions*

*The People*

*vs*

*Jerome P. Shaw*

BEFORE

*The Grand Jury*

*Oct 22 1886*

WITNESSES.

Direct. Cross. Re-Direct. Re-Cross.

*John Doley*  
*William Grinnell*  
*Charles Weil*

*1*  
*13*  
*74*

*Henry M. Vogel*  
*Sten to Grand Jury*  
*32 Chambers St.*

POOR QUALITY  
ORIGINAL

0183

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

against

Jerome B. Shaw  
-----

New York, October 22nd 1886.

JOHN FOLEY, being first duly sworn by the Foreman,  
testified as follows :-

By the Foreman:-

- Q The Grand Jury have decided to give you just fifteen minutes, if it is necessary in order to state your case; I would like to have you tell it as briefly as possible.
- A I am very much obliged to you for giving me this hearing, and I shall certainly get through within the fifteen minutes you have allowed me.

I want to say in this matter of Jerome B. Shaw, there has been a great deal of trouble about it; he was in my employ for a little more than two years; he had \$8,600 from me for traveling expenses and his salary, and at the end of two years service, I discovered by mere accident, that he was misapplying the money, putting in all this

POOR QUALITY  
ORIGINAL

0184

time bills for expenses that he hadn't paid out at all, and in that way he kept some \$3,000. out of the \$8,000. of my money; I charged him with it, and he demanded some proof, and I showed him the proof, and he admitted and he confessed that he had taken it. Well, under advice of the District Attorney I had him arrested and soon after I discovered his wrong-doing, he was brought before the police magistrate at the Jefferson Market, and carefully examined. We brought from Binghampton, in this state, the hotel proprietor and his books, and I have the books here in the outer room. On June 11th 1883, of course, these are all small items, although the items are small, the aggregate is about \$3,000. The way he done it was this: if he paid the hotel a dollar, he charged two; if he paid them five dollars, he would make it ten in his bill, and so on; he added to his bills from one dollar to nineteen or twenty dollars, running over a series of a couple of years; you see, the man increased them largely; some places he would go to, he would sleep two or three weeks in a town, and pretend he had gone to other places and charged railroad fares or hotel bills to other places.

I examined him~~self~~ myself about them, and he denied he had ever been in such a place; I wanted him to go to



**POOR QUALITY  
ORIGINAL**

0185

one place Pittston, and he said he never heard of such a place, and here is a bill for board there.

The first arrest was June 11th 1883; he was at the hotel in Binghamton, this State and paid the hotel two dollars, and I have his bill here showing that he charged me five dollars; in that way, he took three dollars that didn't belong to him.

You may naturally ask how we prove that; we sent up there, and we got the proprietor of the hotel to come here and bring his books, and he came here and went before the police magistrate, and he left his books here with me; you can see the original book and the original charges on that day, and that agrees with the date and all of the bill except the amount, so that shows he took three dollars on that occasion.

On June 14th 1884, he was at the same hotel, and he paid the hotel two dollars, and he charged on that occasion only three dollars, an increase of one dollar.

Q Now, without going so much into detail, Mr. Foley, I would ask you in how many cases have you obtained what purport to be correct bills from the hotels, that is, verified and sworn to?

A I will answer that correctly, I got an order from Shaw

upon any hotel when I discovered this wrongdoing for the purpose of ascertaining what he did take that didn't belong to him; he gave me an order upon any hotel for the duplicate bills; upon that order, I sent out to some three hundred hotels, and they sent in some two hundred bills; every one of them was raised, except one or two; every one of the items was raised.

Q When he made these reports to you, did he make a detailed statement in which he incorporated everything, omnibus fare and everything in detail, so there could be no way whereby there could have been a mistake?

A Yes sir, he was required every ten days to give me a detailed bill of expense, and there is one of the detailed bills, and that is one of a good many. The railroad fare is charged, the hotel bill is charged, the postage stamps is charged, the street horse car is charged, everything- the sleeping car is charged, the porter is charged- everything is that he could have been paid upon on these several days. It is impossible to have any mistake about it. The man done this wrong undoubtedly, and he admitted it himself, and there is unlimited proof; now, for example, take this case at Ithica in this State where his people live.

Q. We don't want any repetition--how long was that man in your employ ?

A. A little over two years.

Q. What salary was he getting ?

A. He came to me very highly recommended, and the salary that he asked was twelve hundred dollars-- I employed him at that-- he was with me only a few months, he done pretty well, and done a good business; I thought he was a good business man, and he said he would like to have fifteen hundred dollars; I said Shaw, I think you ought, and I gave him Fifteen hundred dollars and after six months he wanted eighteen hundred dollars. I said "Shaw, if you keep down your travelling expenses, and make it up, I will give it to you," which I did.

Q. What arrangement did you make with regard to his salary and expenses?

A. I paid his travelling expenses.

Q. In addition to his salary ?

A. Yes sir.

Q. What is he doing now ?

A. The last I heard of him, he was travelling for Hasbrouck, in Pearl Street, paper-house I understand; recently he left there in some other paper house.



**POOR QUALITY  
ORIGINAL**

0188

By a Grand Juror--

Q Did you keep him in your employ after you found out about these overcharges of his ?

A When he explained this to me, when I suspected him, he remained in my employ about a month after that.

Q You condoned these charges you made against him, didn't you ?

A Some of them, I didn't yes sir, not knowing at the time; I simply thought it was a matter of fifty or a hundred dollars .

Q But you kept him in your employ after you discovered these overcharges ?

A I did, yes sir.

Q Didn't he go with some other gold pen house when he left you ?

A Yes sir.

Q Didn't you wish to retain him in your employment ?

A He promised to be honest for the future and make good what he had taken that didn't belong to him, and the man cried so and everything, and I supposed--

Q You condoned the offense didn't you ?

A Did I condone it ?

Q Yes.

A Well, I told him I would say nothing about it if he be-

**POOR QUALITY  
ORIGINAL**

0189

haved himself and would be honest for the future.

Q After he left you, you commenced a civil suit against him to recover this amount ?

A Yes sir.

Q How long has that civil suit been commenced ?

A It was a year and a half.

Q Have you recovered any judgment against him, or is the suit still on the calendar ?

A They went into Court, and they got a reference to examine all these accounts, and the matter is before the referee.

Q And what has been the result of that civil suit ?

A I suppose we will have a verdict, we have proved all these things against him-- the verdict isn't good for anything..

Q If you recovered a judgment against him and able to get your money, do you propose to prosecute him ?

A I don't propose to recover any money from him because he hasn't any.

Q Now, one moment-- when you commenced that civil suit, did you know you couldn't recover that money ?

A Certainly.

Q You knew it ?

A Why certainly.

Q And yet you commenced a civil suit ?

- A Yes sir, my counsel advised me..
- Q And that you did about two years ago ?
- A About eighteen months-- more than eighteen months.
- Q What did you counsel tell you-- counsel advised him-
- A We had to arrest him in a hurry, and there was no other way to reach him-- he is out on bail.
- Q Did he leave your employ voluntarily, or did you discharge him ?
- A No sir, when he refused to be honest and behave himself I discharged him. I said, " I give you three days notice if you want to run away," I said " Shaw, you are a bad fellow and a thief, and if I catch you here three or four days ater this, I will have you arrested."
- Q" You had condoned it ?
- A I did conditional upon the fact that the man would be honest for the future, and I sent him out on another trip to New Orleans, and he changed his mind altogether.
- Q Did you tell him that he was a thief, he had beeter clear out, and gave him three days to do it in ?
- A I did, sir.
- Q Did you pay him up to the time he left ?
- A He had more than his pay.
- Q You didn't pay it up ? You took it out of these accounts ?
- A No sir, he had overdrawn.



**POOR QUALITY  
ORIGINAL**

0191

Q I ask you, on your oath, if you had collected this money, from this man, would you ever go before this Grand Jury and have him indicted ?

A Certainly I would, I am not that kind of a man at all. They offered to settle with me several times since this case was pending; I am very sorry for the man because he behaved very badly, almost over fifty years of age, and I was sorry for him, and he cried like a child and promised to be honest for the future.

Q I want to ask you this question again; you just stated now you told him " You are a thief, and I give you three days notice to run ~~away~~ or clear out ?"

A Yes sir.

Q How can you, on your conscience do that to a man, and ~~afterwards~~ afterwards think of prosecuting him ?

A While we were arranging this matter he was crying and all that sort of thing, and I asked him to go home and advise with his wife as to the best course he should pursue, and I said " Shaw, I won't treat you badly, I will give you a chance, go away if you want to--

Q Then you told him to go away, and then you turned around to prosecute.

A He didn't go way, and he behaved badly; he went to New Orleans on this last trip, and he came back all the way,

**POOR QUALITY  
ORIGINAL**

0192

to tell me he wanted to back out of his arrangement. I want to explain here about this charge; he has a home and his relations live at Ithaca in New York state, and he charges \$25.25 for a hotel bill in the place, and he never stopped at any place and never paid any charges, and I have positive proof of that from Justice Spencer who is a magistrate here, and he came down here and testified that Shaw told him personally he never stopped at any hotel while he was there but with his relations, and I have Shaw's own letter in his handwriting.

Q I want to know when you told him to get out, were you cognizant of his having robbed you in this matter? When you said to him "You're a thief, I give you three days to get away," were you cognizant of his having robbed you?

A Not so much as this. It took me six months to discover all these things; I supposed it was fifty or a hundred dollars.

Q When he stopped with his relations, Mr. Foley, did you expect to profit by that?

A I did not, sir; he had no business there at all at Ithaca there where he was in this State.

Q Wasn't that on his road to travel?

A No sir, I found out--

**POOR QUALITY  
ORIGINAL**

0193

Q Don't you do business in Ithaca ?

A Yes sir, I have done a little business in Ithaca, but he went there and deceived me; he would go home to his friends, he would take a train from here to Ithaca and make me pay all the expenses.

Q Mr. Foley, you have no witnesses, have you ?

A Yes sir, I have.

Q In reference to what ?

A One witness has compared these bills in Chicago and Buffalo and Wheeling, W.Va., with the original bills of Shaw's and he finds that he has overcharged sixty dollars and upwards-- that is a positive witness. Mr. Charles Weil, he is a railroadman ticket man, has been in that business for a good many years, went over these bills and found he has overcharged on several; on one ticket he overcharged ten dollars more than the regular fare on that particular day. You see, gentlemen, I ought to have said, in the first place he was arrested on different charges at this hotel in Ringhampton, and he was taken before the police magistrate who found the proof against the prisoner and he held him in bail, and he refused to make any explanation or state what he had done with this money, and the papers were sent here and dismissed. Then the District



**POOR QUALITY  
ORIGINAL**

0194

Attorney advised me " Well, Foley, you arrest the man again," and we arrested him on second charges that were made against him, and the hotel books and the proprietor of the Syracuse Hotel brought here and a long investigation followed and the magistrate decided the proof was overwhelming against the prisoner and held him in bail again, and the papers sent here, and the prisoner refused to explain when or what he did and demanded trial by jury. That thing was done three or four times; he asks you to give him a trial-- there is no hardship in that if the man is honest.

There is one little point, my time is not up, I would like to call your attention to-- I have a couple of minutes; he went South for me on a trip, he stopped at the Charleston Hotel-- his statement is here, his bill and items is here, his bill showing that he paid the hotel four dollars, he marks it a swindle in his own handwriting, that they overcharged him, so I sent to the hotel to get a duplicate of that particular item, and they sent me the bill back showing he paid them three dollars.

I ought to say still further, I am very much obliged your excellent foreman has given this matter the attention that no one else has since this matter was before the

Grand Jury, consequently he understands it better than any one else.

WILLIAM DONNELLY, being first duly sworn by the Foreman testified as follows :-

By the Foreman--

Q What is your business ?

A I am with Mr. John Foley as accountant and book-keeper.

Q How long have you been with him ?

A Since January of this year.

Q Is this your affidavit (Handing witness paper) ?

A Yes sir. I examined the bills that Mr. Shaw furnished Mr. Foley.

Q To what extent did you examine them ?

A I examined them for the figures that were reported by him as being given in Buffalo and Albany.

Q Those and other bills (Indicating)

A I compared the figures with the dates given, and there are overcharges on those bills of over \$60. The dates agree with each other, but the figures are different.

Q The charges are different ?

A Yes sir.

Q And you examined those as strictly as though your own interests were concerned in the matter ?

A Yes sir.

By various Grand Jurors--

Q Do you know of any arrangements that were made between Mr. Foley and this traveller in regard to his expenses ?

A I do not-- none whatever.

Q Who is this witness that is outside ?

A Mr. Weil.

Q What does he know ?

A He is a railroad man.

Q Do you know whether Mr. Foley now pays his travellers so much a year as salary or so much a day as expenses ?

A At present, I believe there is only one man on the road and he gets so much per day and his expenses paid as he furnishes the bill.

CHARLES WEILL being first duly sworn by the Foreman, testified as follows :-

By the Foreman--

Q What is your business ?



**POOR QUALITY  
ORIGINAL**

0197

A Ticket agent.

Q How long have you been a ticket agent ?

A For seven years.

Q And you sell tickets to any particular point, or to all points ?

A All points.

Q What do you know in reference to the fare from St. Louis to San Francisco in the year 1884 ?

A In May, it was one hundred dollars.

Q Did you ever sell a ticket for any more than that ?

A No sir.

Q For how long a time had it been a hundred dollars ?

A For upwards of six months before.

Q For how long afterwards ?

A A year and six months afterwards.

Grand Juror--

Q Isn't it possible that a ticket could have been sold for over a hundred dollars ?

A No sir.

By the Foreman--

Q Do you know anything in reference to any other matter connected with this charge ?

**POOR QUALITY  
ORIGINAL**

0198

A Nothing except the railroad fare.

Q What does your affidavit allude to ?

A To one charge.

Q What was the other discrepancy you found ?

A Several?

Q At different points ?

A Yes sir.

Q Amounting to how much ?

A About thirty dollars.

Q For how long a time.

A It is set forth in this affidavit.

Q And the other charges are correct ?

A Yes sir, except about twenty dollars.

Grand Juror--

Q The charge you say here is \$110. In buying a ticket, would you sell a sleeping car or parlor car part of the way ?

A That is charged extra.

Q Are there any other tickets agents besides yourself selling tickets to San Francisco ?

A Yes sir.

Q Did you sell this particular man what is charged in the ticket ?

**POOR QUALITY  
ORIGINAL**

0199

A No sir, I didn't; I did not sell him any ticket.

Q You say it is impossible for any of the other ticket agents to charge sum given here ?

A I don't say it is impossible-- that is what the regular fare was.

Q I understood you to say it was impossible ?

A No sir.

Q You didn't sell the man the ticket ?

A No sir.



POOR QUALITY  
ORIGINAL

0200

Before the Grand Jury  
The People v  
v

*[Faint handwritten signature]*

Stenographer's Transcript.

*Cat n 1886*



*Henry Winger*  
*Sten to Grand Jury*

1882  
Nov 1 to 30/82

**The Commercial Hotel,**  
J. S. KELLER, PROPRIETOR.

No 4.

McPherson, Kansas, ..... 188

5th Express from Nov 1st to Nov 12th 62 25  
Hotel at Denver 17.50 Train to Cheyenne 11.60  
Pass to Depot 50 Hotel at D - - 100  
Postage 25 - Bureau 25 -  
Train to Col Springs 375 - Train to Winfield 200  
Pass to Hotel 25 - Pass to Hotel 25 -  
6th Hotel at Col Springs 300 10th Hotel at Winfield 300  
Pass to Depot 25 - Pass to Depot 25 -  
Train to Pueblo 290 Train to Newton 360  
Dinner on Road 100 Supper at Newton 75 -  
Horse Car & Truck to Pueblo 30 Train to Teller 150  
7th Hotel at Pueblo 450 11th Hotel at Teller 160  
Pass to Depot & back 75 - Train to Eldorado 135 -  
Train to Dodge City 1315 - Hotel at Eldorado 100  
Supper on Road 75 - Train back to Teller 135 -  
Sleepers 200 Supper at Teller 75 -  
8th Breakfast at Dodge City 100 Train to McPherson 190  
Train to Hutchinson 530 Pass to Hotel 25 -  
Hotel at Hutchinson 75 Amount of Sales 840 530 2  
Train to Newton 135 - Nov 1st to 12th  
9th Hotel at Newton 300  
62 25

J. S. Keller

POOR QUALITY  
ORIGINAL

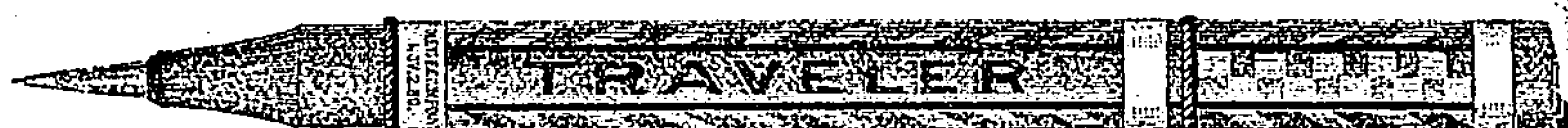
0202

JOHN FOLEY

MANUFACTURER OF FINE

Gold Pens and Pencils and Stylographic Pens,

No. 2 Astor House, Broadway,



Post Office Box 15

New York, July 1 188

Hon R B Martine

Dist atty

My dear Sir

Do kindly

give me 5 minutes

with this jury & let

us the troublesome

matter today only Yrs,

John Foley

It seems Mr Sparks  
had papers all the time



POOR QUALITY  
ORIGINAL

0203

JOHN FOLEY

MANUFACTURER OF FINE

= Gold \* Pens \* and \* Pencils, =

Fountain Pens.

No. 2 Astor House, Broadway,

Post Office Box 15.

New York, *X<sup>6</sup>* 188

Copy

*J.B. Shaw,*

*To Globe Hotel Dr*  
*1884 Jan'y 28. B<sup>d</sup> \$1.50*

*O<sup>d</sup> Globe Hotel*

POOR QUALITY  
ORIGINAL

0204

JOHN FOLEY

MANUFACTURER OF FINE

= Gold \* Pens \* and \* Pencils, =

Fountain Pens.

No. 2 Astor House, Broadway,

Post Office Box 15.

New York, 188

Copy

1884 Expense ac.

Jan'y 28.

Hotel at Syracuse \$ 4.50

J. B. Shaw

Lickson

POOR QUALITY  
ORIGINAL

0205

District Attorney's Office.

PEOPLE

vs.

*Jerome B. Kaur*

Put this with  
Judge Bedford's  
calendar Jan,  
8/87

*ADP*

*Mr. J. B. Kaur*

*Plaintiff*



POOR QUALITY  
ORIGINAL

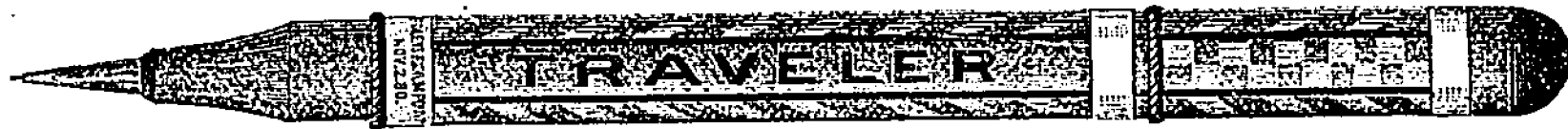
0206

JOHN FOLEY,

MANUFACTURER OF FINE

Gold Pens and Pencils and Stylographic Pens,

No. 2 Astor House, Broadway,



Post Office Box 15

New York, June 30<sup>th</sup> 1885.

To Clerk Police Court

E 57<sup>th</sup> St.

You forgot to send  
papers in Shaw matter  
Yesterday to Dist Atty.  
Will you kindly hand  
to bearer & he will deliver  
above so as to go  
before 4 o'clock in the morn'g  
Am sorry you forgot  
it, Truly  
John Foley

POOR QUALITY  
ORIGINAL

0207

Apply to Clerk  
"Sparks" Court  
General Sessions  
~~(Over)~~

McMurtre, oh seems  
the Rapids did reach  
black Sparks.

Very Yrs  
John Foley

POOR QUALITY  
ORIGINAL

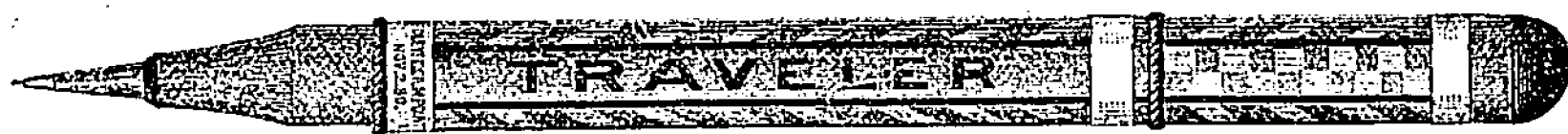
0208

JOHN FOLEY

MANUFACTURER OF FINE

Gold Pens and Pencils and Stylographic Pens,

No. 2 Astor House, Broadway,



Post Office Box 15

New York, June 30<sup>th</sup> 1885.

Hon R. B. Martine, Dist atty -

My dear Sir:

I will be ready  
& witnesses also to go  
before the Grand Jury to  
morrow - with your  
permission, when I hope  
Justice may at last be  
done, you promised to examine  
New Complaint today -  
the Orona was let go  
because of my absence



but that ought not to  
interfere - as He wd  
not go to trial after  
his former success  
with Lambert.

I must go away on  
Friday - now I am  
anxious to end matter  
now, Won't you do it?  
My word for it. You will  
not regret it, I am as you  
know, a good citizen and  
a good tax payer. ~~of your~~  
~~the department manager the~~  
~~department manager the~~  
~~the department manager the~~  
I have not been  
I have not been  
I have not been

POOR QUALITY  
ORIGINAL

0210

Mr. Foley was  
notified to bring  
whichever witnesses  
he desired to have  
examined for  
Wednesday Mar. 25/85  
VMS

*See Wednesday*  
*Laurel*  
*March 26, 85*  
*March 23, 85*

POOR QUALITY  
ORIGINAL

0211

District Attorney's Office.

PEOPLE

vs.

Jerome B. Shaw

P. L.

Sam'l R. Taylor  
of Taylor & Bull  
Co 120 Broadway  
defts. Counsel. Says  
def't is out of town.  
That he will return  
shortly and will  
appear and give  
trial. R.B.M.  
Nov. 4. 1886



POOR QUALITY  
ORIGINAL

0212

Police Court—2 District.

Affidavit—Larceny.

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

of No. 20 East 18<sup>th</sup> Street, aged 50 years,  
occupation Manufacturer & dealer in gold pens & pencils being duly sworn  
deposes and says, that on the 27<sup>th</sup> day of January 1884 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:

Gold and lawful money of the United States  
to the amount and of the value of  
Five 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 James J. Shaw (assumed) for the reason,  
that the defendant who was employed by deponent  
as a traveling agent for the sale of gold pens, pencils &c  
presented deponent with a bill of his expenses at the  
Hotel Hotel Supreme New York incurred on or about  
the above date amounting to the sum of Four dollars  
and fifty cents, a copy of which bill is hereto attached;  
that deponent is informed by Stephen E. Dickinson  
one of the proprietors of the above mentioned hotel, that  
on or about the above date he was a clerk in the above  
mentioned hotel at the time the above mentioned bill  
was incurred, that he has examined the books of the  
hotel and finds on entry therein showing that the  
defendant paid the sum of Four dollars & fifty cents,  
and that he finds no other charge against him on that date

Sworn to before me, this 188 day

Police Justice.

POOR QUALITY  
ORIGINAL

0213

Whereby defendant charges the said James B. Chan  
with defrauding him of the difference between the bill  
presented by the defendant and paid by defendant; and  
the bill actually paid by the defendant to the said hotel

Sum before me this  
10 day of March 188

John Stacey

John Stacey

Dated 188 Police Justice

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

Dated 188 Police Justice

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

Dated 188 Police Justice

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

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

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

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

1  
2  
3  
4

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. street, \$

No. Street,

No. Street,

\$ to answer Sessions.

POOR QUALITY  
ORIGINAL

0214

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 25 years, occupation Hotel Keeper of No. 106  
Hotel Victoria N.Y. Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Foley  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me this 10  
day of March 1886

Austin R. Dickinson  
[Signature]  
Police Justice.



POOR QUALITY  
ORIGINAL

0215

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK }

Jerome B. Shan being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question What is your name?

Answer Jerome B. Shan

Question. How old are you?

Answer Fifty years

Question. Where were you born?

Answer. Wheat Ridge

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

Answer. 181 Rodney Street Brooklyn since May 1947

Question What is your business or profession?

Answer Freight Collector

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 demand  
a trial by jury

J B Shan

Taken before me this

day of

May 1948

Police Justice

POOR QUALITY  
ORIGINAL

0216

*William  
Adams Foley*

BAILED,  
No. 1, by *Francis A. Macaulay*  
Residence *289 Jay Street*  
No. 2, by *Franklyn*  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_

No. 920 *James* 438  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Foley*  
*248 1/2 3rd St.*  
1 *James Foley*  
2  
3  
4  
Offence *Solo Drunken*

Dated *March 19* 188 *6*

*W. H. Laffan* Magistrate.  
*Charles Evans* Officer.

Witnesses  
*Augusta P. Dickinson* Precinct.

No. *John A. Steele*  
Residence \_\_\_\_\_

No. *James*  
Residence \_\_\_\_\_

No. *300*  
Residence \_\_\_\_\_

*James*  
Residence \_\_\_\_\_

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

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

Dated *March 31* 188 *6* *P. J. Deeffy* Police Justice.

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

Dated *March 31* 188 *6* *P. J. Deeffy* 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.

POOR QUALITY  
ORIGINAL

0217

No 3

Deming Colo., Nov. 5<sup>th</sup> 1882.  
Mr. J. B. Shaw

to Windsor Hotel, Dr.,

ALL BILLS PAYABLE  
WEEKLY

Bush, Fabor & Co., Proprietors.

ROOM.

345

To Board.

2 1/2 Days @ \$ 3.00 \$ 7.50

Bush, Fabor & Co.

Wm. F. Fabor



POOR QUALITY  
ORIGINAL

02 18

JOHN FOLEY  
MANUFACTURER OF FINE  
GOLD PENS AND PENCILS,

No. 2 Astor House, Broadway,

Post Office Box 15.

New York,

1888

Copy

Windsor Hotel,

1888

Denver, Colo.

A. B. Shaw Dr

Nov 3.

3 Days.

\$7.50-

Rec<sup>d</sup> Payment

Windsor Hotel

POOR QUALITY  
ORIGINAL

02 19

JOHN FOLEY,

MANUFACTURER OF FINE

= Gold \* Pens \* and \* Pencils, =

Fountain Pens.

No. 2 Astor House, Broadway,

POST OFFICE BOX 15.

New York,

188

Expenses from Nov 3 to 14<sup>th</sup>  
1882.

Nov 3. Hotel at Denver \$ 17. 50

" Bus to Depo . 50

" Postage. 25

x x x x x x

Rec<sup>d</sup> Payment

A. B. Shaw

copy

POOR QUALITY  
ORIGINAL

0220

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 20 East 78th Street, aged 45 years,  
occupation Manufacturer & Dealer in Gold & Silver Jewelry being duly sworn  
deposes and says, that on the 8th day of November 1882 at the City of New  
York, in the County of New York, was feloniously <sup>& fraudulently</sup> taken, stolen and carried away from the possession  
of deponent, in the daytime the following property viz:

Gold and lawful money of the United States  
to the amount and of the value of ten dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously <sup>& fraudulently</sup> taken, stolen,  
and carried away by George D. Shaw for the reasons that on  
or about the above date the defendant who was  
employed by deponent as a traveling agent for the sale  
of gold & silver jewelry, presented deponent with a bill  
of his expenses at the Windsor Hotel, Denver, Colorado,  
amounting to ten dollars & fifty cents; a copy of  
which bill is hereto attached; that deponent thereupon  
paid the defendant the amount of said bill in full.  
Deponent further says, that he has been furnished by the  
proprietors of the Windsor Hotel, Denver, Colorado with a  
copy of the bill paid by the defendant at the time above  
mentioned which bill is paid by the defendant amounting  
to ten dollars & fifty cents and of which a copy is  
hereto attached.  
Wherefore deponent charges the defendant with defrauding

Sworn to before me, this 1882 day

Police Justice.



POOR QUALITY  
ORIGINAL

02221

sum of the difference between the bill presented by the defendant  
and paid by defendant, and the bill actually paid by the  
defendant to the said hotel to wit the sum of ten dollars  
by the representation and pretenses

Verma before me this

28 day of February 1886

*John Foley*  
*Charles Noble*

*John Foley*

Dated 1886 Police Justice

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

There being no sufficient cause to believe the within named

Dated 1886 Police Justice

I have admitted the above named

to bail to answer by the undertaking hereo annexed.

Dated 1886 Police Justice

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

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

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

Police Court, 2 District.

THE PEOPLE, &c.,

for the complaint of

*John Foley*  
*James V. Bohan*

1  
2  
3  
4

Date

*February 28th*

1886

Magistrate.

*Charles Noble*

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer

Sessions.

POOR QUALITY  
ORIGINAL

0222

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

Taken before me this

day of

188

Police Justice.

*Jerome B. Shaw*

POOR QUALITY  
ORIGINAL

0223

*William  
John Foley*

BAILED,  
No. 1, by *James McManis*  
Residence *789 Ave. of the Americas*  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 6, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 7, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 8, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 9, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 10, by \_\_\_\_\_  
Residence \_\_\_\_\_

No. 217 *James* 1134  
Police Court 2 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*John Foley*

*James McManis*

10

Offence *False Pretence*

Dated *March 1* 1886

*James McManis* Magistrate

*James McManis* Officer

*James McManis* Precinct

Witnesses

No. *1* *James McManis* Street

No. *2* *James McManis* Street

No. *3* *James McManis* Street

No. *4* *James McManis* Street

No. *5* *James McManis* Street

No. *6* *James McManis* Street

No. *7* *James McManis* Street

No. *8* *James McManis* 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 \_\_\_\_\_

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

Dated *March 1* 1886 *James McManis* Police Justice.

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

Dated *March 31* 1886 *James McManis* 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 \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

0224

JOHN FOLEY

MANUFACTURER OF FINE

— Gold \* Pens \* and \* Pencils, —

Fountain Pens.

No. 2 Astor House, Broadway,

Post Office Box 15.

New York,

188

1884.

Expenses -

January 30.

Hotel at Troy.

\$3.

Re<sup>d</sup> payment

Copy

J. B. Shaw.

409

POOR QUALITY  
ORIGINAL

0225

JOHN FOLEY,

MANUFACTURER OF FINE

 Gold \* Pens \* and \* Pencils, =

Fountain Pens.

No. 2 Astor House, Broadway,

Post Office Box 15.

New York, ..... 188

Troy, N. Y. 1884.

J. B. Shaw.

1884 To J. B. Shaw & Co. Dr  
Daily 30. Room & B<sup>d</sup> 3/4 Day \$2.25

Paid.

Troy House.

C. J. Fox

Copy

POOR QUALITY  
ORIGINAL

0226

Police Court

Police Court—

District.

Affidavit—Larceny.

City and County } ss.  
New York

of No. 11 East 78th Street, aged 45 years,  
occupation Manufacturer & Dealer in Gold & Silver Goods, being duly sworn  
deposes and says, that on the 8th day of January 1884 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:

Some and valuable money of the Charles Martin

to the amount of the value

Seven hundred and fifty

I have attached the above

to the property of deponent

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 some person, for the reason that on

or about the above date the defendant, who was

employed by deponent as a traveling agent for the sale

of gold pens & pencils, presenting deponent with a bill

of his expenses at the City of New York, New York,

amounting to the sum of two dollars, a copy of which

bill is hereto attached. That deponent thereupon paid

the same in full. That deponent has been informed

by Charles J. Fox, who was clerk at the City of New York,

that the above bill was incorrect, in that the defendant paid him

for the travel furnished at the time the above bill was

presented, the sum of two dollars &

therefore deponent charges the said person with

with defrauding him out of the difference between the

Sworn to before me, this 188

Police Justice.



POOR QUALITY  
ORIGINAL

0227

arrangements charged by the defendant and paid for by him by  
deposits and the actual amount of money paid to be  
noted by the defendant by security fine units

Sum to be paid me this  
28 day of February 1886

*Wm. F. Foley*  
Police Justice

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

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

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

Police Court, 2 District.

THE PEOPLE, &c.,

of the complaint of

Offence—LARCENY.

vs.

Dated February 28 1886

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

No. Sessions.

to answer

POOR QUALITY  
ORIGINAL

0228

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 57 years, occupation Hotel- Clerk of No. Hotel Bristol 5<sup>th</sup> Ave & 12<sup>th</sup> Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Foley  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 28  
day of February, 1886

Chas. J. Fox  
Police Justice.

POOR QUALITY  
ORIGINAL

0229

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

Taken before me this

day of

*James B. Shaw*  
188  
*James B. Shaw*  
Police Justice.

*James B. Shaw*



POOR QUALITY  
ORIGINAL

0230

Sec. 151.

2 District Police Court.

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 on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by John Foley  
Manufacturer & Dealer in Gold pens & pencils  
of No. 20 East 18th Street, that on the 28 day of January  
1886 at the City of New York, in the County of New York, the following article to wit :

Gold and lawful money of the United States to the  
amount and sum of Seventy five cents  
of the value of \_\_\_\_\_ 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 James B. Shaw

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 of you, to apprehend the body of the said Defendant and forthwith  
bring him before me, at the 2 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 28 day of February 1886  
John Foley POLICE JUSTICE.

POLICE COURT 2 DISTRICT.

THE PEOPLE, &c.,  
OF THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated February 28 1886

Charles H. Miller Magistrate

James B. Shaw Officer

The Defendant James B. Shaw

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

James B. Shaw Officer.

Dated \_\_\_\_\_ 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, Feb 28 1886

Native of Irish

Age, 52

Sex \_\_\_\_\_

Complexion, \_\_\_\_\_

Color White

Profession, Officer

Married Yes

Single, \_\_\_\_\_

Read, Yes

Write, Yes

530 6 Shaw St

POOR QUALITY  
ORIGINAL

0231

William  
John Foley

BAILED  
No. 1, by James D. Macaulay  
Residence 289 Jay Street  
No. 2, by Brook W. W. W.  
Residence \_\_\_\_\_ Street  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street

No. 218  
Police Court 1  
District

THE PEOPLE & c.,

ON THE COMPLAINT OF

John Foley

pro. B. W. W.

James D. Macaulay

75 St.

188

Offence  petit larceny

Dated March 1 188

James D. Macaulay Magistrate

James D. Macaulay Officer

James D. Macaulay Precinct

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay Street

James D. Macaulay 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 \_\_\_\_\_

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

Dated March 1 188 James D. Macaulay Police Justice.

I have admitted the above-named \_\_\_\_\_

to bail to answer by the undertaking hereto annexed.

Dated March 1 - 6 188 James D. Macaulay 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.

5

1883

Aug 4	Do.	Hotel at Marietta O.	Stolen	1.50
May 11	Do.	"	Harrisburg	1.50
Nov 27	Do	"	at Lafayette Ind	1.75
Sep 13/84	Do	"	Bath N.Y.	.50
" 1/83	do	"	Omega N.Y.	2.00
Apr 4/84	do	"	Wmport Pa	1.00
	do	"	Detroit Mich	2.50
Jan 25/84	do	"	Toronto Can	1.75
"	do	"	Dallas Tex	6.00
March 29/84	do	"	Pittsburg Pa	4.90
Apr 19/82	do	"	Richmond Va	2.25
Jun 20	do	"	"	.50
	do	"	Washington D.C.	10.00
	"	"	Cleveland O.	1.25
1883	do	Hotel at Wilmington Del	"	10.00
July 19	do	"	at Tucson Ariz	2.50
26	do	"	San Francisco	5.00
March 22	do	"	San Jose Cal	2.00
Apr 12	do	"	at Omaha Neb	2.30
June 8	do	"	Ottawa Pa	1.50
12	do	"	"	3.00
18	do	"	Cincinnati	6.75
21	do	"	Memphis	1.25
July 27	do	"	Nashville Ten	2.00
Sep 11	do	"	Howard Pa	1.25
Oct 12	do	"	"	3.45
" 15	do	"	"	2.50
" 18	do	"	"	1.50



1883  
Dec 4  
1884  
Jan 28

do Hotel at Chicago Stolen 10.00  
do " Nashville Tenn " 2.70  
do " Syracuse N.Y. " 3.50

There & many other like crimes were continued down to Oct 1884 when he was discharged.

Stealing upwards of \$1500, out of the \$5,000. He had for such traveling expenses from me.

There are many of these speculations done in the State of New York, as above and following.

1883  
Sept 26 Hotel at Buffalo N.Y. Stolen 1.50  
Jan'y 14/84 " Bus at Brighton " 1.00  
" 23 " " " 1.00  
" 30 " " " 3.00  
July 22 " " " 1.00  
Sep 23/83 " Hotel at Oswego " 1.20  
Aug 12/83 " at " " 2.00  
13/83 " " " 2.00  
Sep 18, 19/83 " " " 1.00

From Apr 11/82 to July 1884 I entrusted to the said Shaw in this city & State \$980. for traveling expenses, out of which sum, he stole \$20, 15 upwards.

After a Careful Examination of his bills and the reports and information given me, I am fully satisfied, that He has charged Rail Road fares & Hotel bills to & from places that He did not stop at all, at the dates given by him - for instance I asked him if He ever called upon my customer at Ennis Texas, He replied that He never heard of Ennis a place. Yet, He charged R.R fare & Hotel bill for Ennis,

At first He denied being a thief & demanded my proof. I then showed him a bill from Chicago Hotel (duplicate). He then admitted his dishonesty and burst into tears;

He was 2 1/2 years in my employ. I now find He was at his home & absent from business nearly Eight months, most of that time without my permission or knowledge. He often remained five, ten & at times over fifteen days in a city

La Crosse Wis. in ans to one  
I sent for a duplicate bill  
The letter tells show that,  
He paid them about Nov 17/83  
\$2.50 while He charged it in his  
bill (No 7 herein) as paying  
\$3.75. Stealing \$1.25

Mr Davis; asst Dist atty-  
Has the letter from the Hotel;

Sworn to this  
day of March  
1885 before me

Chas Foley



**POOR QUALITY  
ORIGINAL**

0236

J.B. Shaw

After a Careful Examination of his bills and the reports and information given me, I am fully satisfied, that He has charged Rail Road fares & Hotel bills to & from places that He did not stop at all, at the dates given by him - for instance I asked him if He ever called upon my customer at Ennis Texas, He replied that He never heard of such a place yet, He charged R.R fare & Hotel bills for Ennis,

At first He denied being a thief & demanded my proof I then showed him a bill from Chicago Hotel (duplicate) He then admitted his dishonesty and burst into tears;

He was 2 1/2 years in my employ I now find He was at his home & absent from business nearly Eight months, most of that time without my permission or knowledge - He often remained five, ten & at times over fifteen days in a city

**POOR QUALITY  
ORIGINAL**

0238

THE NATIONAL PARK BANK

of New York.

George H. Potts,  
President.

New York, Dec. 10, 1886.

E. K. Wright,  
Cashier.

C. I. De Baun,  
Assistant Cashier.

SURROGATE'S COURT,

Hon. Daniel G. Rollins, Surrogate,

Dear Sir:

It gives us pleasure to state that we have known Mr. John Foley for several years, He is one of our most esteemed dealers -- His drafts and checks upon this Institution have never been dishonored.

Our confidence in his honesty and upright reputation is such, that we conferred power of attorney upon him several years since which He managed both with success and profit to our Bank; besides his individual account, he has an account as Exexutor with us.

We certify that his balance on such account was on  
May 23, 1886, \$27,100.00

that said balance has not been less  
than Twenty thousand dollars at any

time and that the balance this morn-

ing was

20,550.56

C. W. Hubbell,  
Genl. Bkr. Nat. Park Bank

The National Park Bank  
of New York

by C. I. De Baun,  
Assistant Cashier.



POOR QUALITY  
ORIGINAL

0239

*The People*  
*vs*  
*Jerome B. Shaw*

Letter to Surrogate Rollins.

December 10, 1886.

City & County of New York  
Ss. Henry C. Taylor  
being duly sworn deposes  
and says - That he resides in  
Wilmington, Del., and has  
been employed for the past  
four years as Cashier and  
Bookkeeper by the  
James & Webb Printing and  
Stationery Company of that  
City. That he examined care-  
fully ~~all~~ the Registers of the  
~~Edgerton House~~ that being  
the leading Hotel in the  
said City - where most, if not  
all traveling men stop at,  
the clerk of said Hotel assured  
me, that the said Register  
was the only book of record  
and contained all the names  
of guests stopping and boarding  
at said House and after a  
thorough investigation I  
find that the ~~Frederic~~ J. B. Shaw  
did not register or stop  
at said House - from  
June 25, 1882, till July 25

1882, I made a like examination of said Register for the month of February 1884 and could not find the name of J. B. Shaw, therein, and looked specially at all the names registered on Feby 8, 9, 10 & 11<sup>th</sup> 1884 but the name of said J. B. Shaw either with or without his Wife was not registered. As he was in Philadelphia on Feby 6, 7, & 8<sup>th</sup> with his Wife and as both he and his Wife were in Baltimore on the 11<sup>th</sup> of February 1884. He and his wife no doubt passed through Wilmington without stopping and the charge in his bill to his employer of <sup>and 3<sup>rd</sup> City</sup> four dollars <sup>and 75<sup>cts</sup></sup> paid to Hotel in Wilmington. 2 Days Sunday & Monday Feby 10 & 11 1884 is clearly a fraud as no such payment or expense was paid or incurred at any Hotel in said City

(#4, 50)



BROWN'S HOTEL,  
MACON, GEORGIA

~~Expense account~~

1882

~~Jan. July 5th to 24th~~

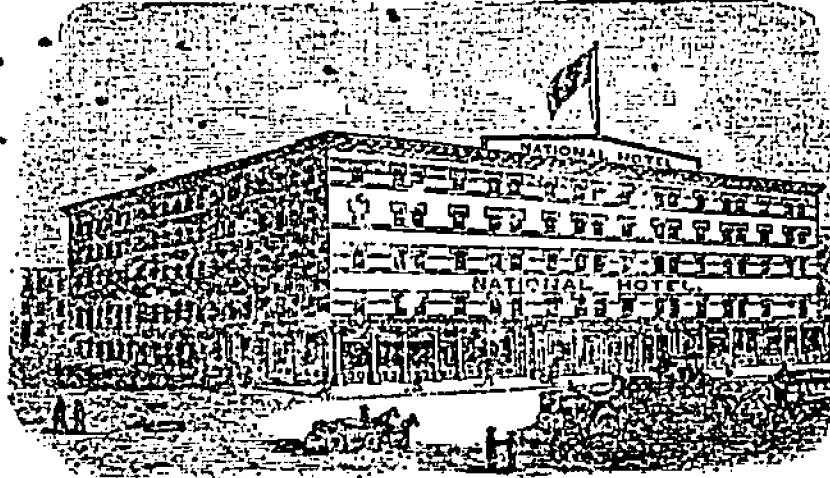
~~A~~

Ref. 21  
April 3, 1886

Fare to New Brunswick	✓	94
5 Hotel at - - - - -		150
Fare to Trenton	✓	77
Dinner at D - - - - -		75-
House Car for Depot & Back		10
Fare to Phile	✓	80
6.7 Hotel W - - - - -	+	600
Stamps		725-
House Car Phile		50
Fare to Wilmington Del	✓	60
8 Hotel - - - - -		2 Days. 5, 10, 15
House Car		10
Fare to Washington	✓	360
10 Hotel W - - - - -	+	425-
Fare to Lynchburg	✓	610
Sleeper	✗	200
Porter	0	25-
		33.57

		33.57
12 Hotel at Lynchburg - X		4.50
Stamps		25-
Bus Both ways -		50
Car fare		20
Fare to Knoxville	✓	11.85-
Supper on River		75-
Sleeper	✓	2.50
Porter	0	25-
Breakfast on River		75-
Hotel at Knoxville 4		2.50
Fare to Chattanooga	✓	4.85-
15 Hotel at - - 2 3/4 Days -	+	8.25-
Washing	0	70
Fare to Dalton	✓	1.60
Fare - Rome	✓	1.70
17 Hotel - -		2.00
Fare to Atlanta	✓	3.20
Bus at Rome Both ways -		50
18 Hotel at Atlanta	+	3.00
Fare to Augusta	✓	5.60
Sleeper		1.50
Porter	0	25-
		90.77

National Hotel,



F. TENNEY & Co., Proprietors.

Washington, D. C. Feb 14<sup>th</sup> 1884

Expense Account Jan Feb 5 <sup>th</sup> to 18 <sup>th</sup>	18 <sup>th</sup>
Feb 5 <sup>th</sup> Fare To Phila	250
Dinner on Road	50
Room To Hotel	25-
6 <sup>th</sup> Horse Car	18
7 <sup>th</sup> - - - -	12
8 <sup>th</sup> Hotel at Phila + X	825-
Room To Depot +	25-
Fare To Westchester	65-
Hotel at D - - -	75-
Room To Hotel Westchester	25-
Fare to Phila	65-
Horse Car to Hotel	09
9 <sup>th</sup> Hotel Phila + X	225-
Fare To Westchester	100
over	1769



Bus to Hotel Washington	17.69
Hotel Washington	25-
Bus to Depot	100-
Fare to Washington	25-
Bus to Hotel	125-
21 <sup>st</sup> Hotel Washington	25-
Bus to Depot	25-
Fare to Baltimore	205-
Bus to Hotel	25-
12 <sup>th</sup> Bus Car	15-
13 <sup>th</sup> - - - -	20-
14 <sup>th</sup> Hotel at Baltimore	900
Washing	+ 100-
Bus to Depot	+ 25-
Fare to Washington	120-
Bus to Hotel	+ 25-

39.74  
J. V. Egan

will send in report on  
26<sup>th</sup>

881.4 mps  
a + 10

3

by said J. B. Shaw -  
As I made a like  
careful examination  
of the Registers in same  
name & dates at the  
United States Hotel, at  
the Delaware House and  
also at the Grand Union  
Hotel - but the name of  
said J. B. Shaw was not  
registered at either of said  
Hotels - there are one  
or two other small  
houses or restaurants of no  
importance which I did  
not think necessary to  
examine, I have examined  
the original bills of said  
J. B. Shaw hereto annexed  
marked A & B. that of  
July 1882, for five dollars  
as Spain Hotel, also the bill  
for Feb'y 11, 1884 - as pre-  
tending to have paid Hotel  
at Wilmington over Sunday  
four dollars & fifty cents  
is also unjust as no such  
payment was made on

4

incurred at any Hotel  
in said City on dates  
indicated, by the said  
J. B. Shaw

Sworn to this 26<sup>th</sup> Day  
of March 1888. Before me

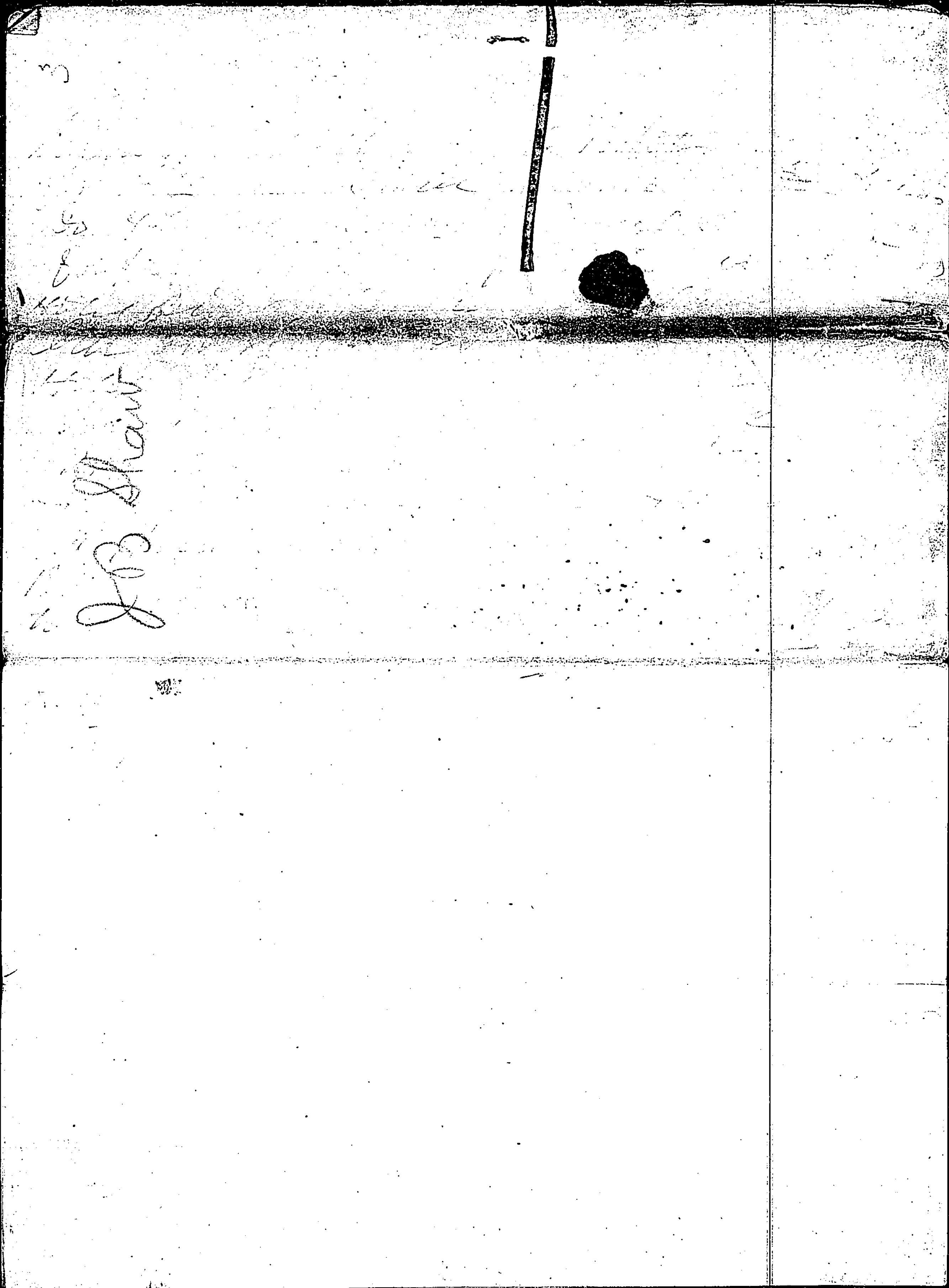
Orman M Davis,  
Notary Public  
in &c

Henry L. Taylor



**POOR QUALITY  
ORIGINAL**

0248



POOR QUALITY  
ORIGINAL

0249

DISTRICT ATTORNEY'S OFFICE,

New York, ..... 188

My dear Purdy

Don't forget De Vries  
for me

Monday A.M. Feb. 7/87

J. Donald

FRANKLIN HOUSE

1882  
Sep 20 to Oct 21

RUSS COATS,  
S. H. REMINGTON.

plus 19-  
april 3.1886

Geneva, N. Y. Sept 30<sup>th</sup> 1882

Expenses from Sept 20 to 30<sup>th</sup> —

Fare to Poughkeepsie ✓ 6.15—

Dinner on Road 75—

Hotel at Poughkeepsie + 3.25—

Postage .24

Fare to Oswego ✓ 63

Hotel at Oswego 2.00

Fare to Ithaca ✓ 1.00

Hotel at Ithaca 3<sup>3</sup>/<sub>4</sub> Days + 0 75.00

Fare to Depot ✓ 25—

Washing 0 50

Fare to Cortland ✓ 68

Hotel at Cortland ✓ 1.11

Fare to Syracuse + 3.00

Hotel at Syracuse ✓ 1.20

Fare to Oswego ✓ 2.00

Hotel at Oswego ✓ 1.38

Fare to Auburn

or

32.39



FRANKLIN HOUSE

1882  
Sep 20 to Oct 21

RUSS COATS,  
S. H. REMINGTON.

1886  
plus 19  
april

Geneva, N. Y. Sept 30<sup>th</sup>

1882

Expenses from Sept 20 to 30<sup>th</sup> —

Fare to Rensselaer ✓ 6.15 —  
Dinner on Road 75 —

Hotel at Rensselaer + 3.25 —  
Postage .24

Fare to Oswego ✓ 63  
Hotel at Oswego 2.00

Fare to Ithaca ✓ 1.00  
Hotel at Ithaca 3 3/4 Dns + 0 75.0

Fare to Depot ✓ 25 —  
Washing 0 50

Fare to Cortland ✓ 68  
Hotel at Cortland 75 —

Fare to Syracuse ✓ 1.11  
Hotel at Syracuse + 3.00

Fare to Oswego ✓ 1.20  
Hotel Oswego 2.00

Fare to Auburn ✓ 1.38

me

32.39

Sept 29 <sup>th</sup> Hotel at Auburn	32.39
Fare to Auburn ✓	2.25
Sept 30 <sup>th</sup>	5.2
30 Hotel at Auburn ✓	2.50
Amount for 10 Days - 36.71	36.66

Amount Recd \$5.00  
Cash on hand 13.29

Please send me check to  
Rochester Care if Whitcomb  
send me Engh so that I can  
start West -

Yours Truly  
J. B. Shum

I will stop over Sunday -  
at Ithaca as it is not out -  
of my way to Elmira and see  
if I can get Mr. Nelson to  
take a call

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

John Foley  
Brown Street, aged 49 years,  
of No. 2 Astor House occupation Gold pen Manufacturer being duly sworn  
deposes and says, that on the 24 day of September 1882 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

Two dollars and fifty cents  
good and lawful money  
of the United States

the property of Complainant

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James B. Shaw from

the fact that said Shaw  
acted in the capacity of clerk  
and Salesman for deponent,  
and on the above was in the  
City of Binghamton State of  
New York. and stopped at the  
Hotel Bennett, and paid Seventy  
five cents to Gilbert M. Furman  
the Proprietor for his board.  
Said Shaw represented to  
deponent that he had paid  
said Furman the sum of  
three dollars and twenty five  
cents. Said Furman as stated

Sworn to before me, this 24 day of September 1882

Police Justice.



above only received Seventy five  
cents defendant gave to said  
Shaw the sum of three  
dollars and twenty five cents  
and Shaw appropriated to  
his own use the said difference  
two dollars and fifty cents  
sum to repay me  
this 12 day of July 1885  
J. G. Sullivan  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1885 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1885 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 1885 Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1. 2. 3. 4.

Offence—LARCENY.

Dated 1885

Magistrate.

Witnesses,

Officer.

Clerk.

No. Street.

No. Street.

No. Street.

\$ to answer Sessions.

POOR QUALITY  
ORIGINAL

0255

CITY AND COUNTY }  
OF NEW YORK, } ss.

Gilbert M. Furman  
aged 35 years, occupation Hotel Keeper of No. Hotel Bennett  
Binghamton New York Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Foley  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 12  
day of February, 188 5

Gilbert M. Furman

P. H. Claffey  
Police Justice.

POOR QUALITY  
ORIGINAL

0256

Sec. 151.

2 District Police Court.

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 on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by John Foley

of No. 2 aster House Borough about 22 day of September  
1882 at the City of New York, in the County of New York, the following article to wit:

Two dollars and fifty cents  
gold and lawful money  
of the United States

of the value of John Foley Dollars,

the property of John Foley

w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by James B. Shaw

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 of you, to apprehend the bod 7 of the said Defendant and forthwith  
bring him before me, at the 2 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 12 day of February 1885

James B. Shaw POLICE JUSTICE.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated February 12 1885

James B. Shaw Magistrate

James B. Shaw Officer

The Defendant James B. Shaw

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

James B. Shaw Justice Officer.

Dated 188

This Warrant may be executed on Sunday or at  
night.

James B. Shaw Police Justice.

REMARKS.

Time of Arrest, February 12 1885

Native of N.Y.

Age, 32

Sex Male

Complexion, White

Color White

Profession, Soldier

Married No

Single Yes

Read, Yes

Write, Yes

James B. Shaw



POOR QUALITY  
ORIGINAL

0257

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, { ss

22 District Police Court.

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

Question. What is your name?

Answer *Jerome B. Shan*

Question. How old are you?

Answer *About 30 years*

Question. Where were you born?

Answer *Baltimore, Md*

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

Answer *No 18 John Street, 1 month*

Question. What is your business or profession?

Answer *Travelling Salesman*

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 at present. I  
waive examination and demand a  
trial at the Court of General Sessions.*  
*Jerome B Shan*

Taken before me this

day of

Police Justice.

POOR QUALITY ORIGINAL

0258

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Application of the  
Defendant, del  
this case be returned  
to the Grand Jury, for  
further consideration  
Feb 18. 1883

Police Court - 219 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Aiken  
John H. H. H.

James D. H. H.



Offence Petit Larceny

Dated Feb 12 1883

Magistrate.

Justice Officer.

Peace Officer.

Witnesses

Residence

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

No. 7

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

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

Dated Feb 12 188 3 - P. A. Long Police Justice.

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

Dated Feb 12 188 5 - P. A. Long 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.

**POOR QUALITY  
ORIGINAL**

0259

JOHN FOLEY,

MANUFACTURER OF FINE

**= Gold \* Pens \* and \* Pencils, =**

Fountain Pens.

No. 2 Astor House, Broadway,

POST OFFICE BOX 15.

*New York, N.Y. Nov 188*

*Apr 17 / 82 Log -*  
*left 14 after 10 - 141 50*

*Banner*

*410 -*



POOR QUALITY  
ORIGINAL

0260

JOHN FOLEY,

MANUFACTURER OF FINE

= Gold \* Pens \* and \* Pencils, =

Fountain Pens.

No. 2 Astor House, Broadway.

POST OFFICE BOX 15.

New York, 188

Express

1882

Apr 15. 1882.

Hotel at Battinore

\$10.00

copy.

Rec<sup>d</sup> Payment

A. D. Shaw

POOR QUALITY  
ORIGINAL

0261

Police Court— District.

Affidavit—Larceny.

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

of No. 20 East 18th Street, aged 45 years,  
occupation Manufacturer & Dealer in Gold Pens & Pencils being duly sworn  
deposes and says, that on the 15 day of April 1882 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the May <sup>by false pretenses</sup> the following property viz:

Gold and Silver money of the United States to the  
amount and of the value of  
Five Dollars & fifty cents.

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously <sup>& fraudulently</sup> taken, stolen,  
and carried away by Jerome S. Shaw, for the reason that on  
or about the above date the defendant, who was  
employed by deponent as a traveling agent for the sale  
of gold pens & pencils, presented deponent with a bill  
of his expenses at the Sutain House & Baltimore Hotel,  
amounting to the sum of ten dollars a copy of which bill  
is hereto attached; that deponent <sup>thereupon</sup> paid the defendant  
the sum of ten dollars therefor; that deponent has since  
been informed by John M. Reamer who was employed  
at the Sutain House & Baltimore Hotel at the time the  
defendant incurred the bill on or about the above named  
date, that he has examined the books of the hotel and  
that the memorandum attached was taken from said  
hotel books and states the full amount of money paid  
by the defendant to the persons in charge of the above

Sworn to before me, this 188 day

Police Justice.

POOR QUALITY  
ORIGINAL

0262

negotiated at that time to wit: the sum of \$50.00  
therefore defendant charges the said George W. Chan with  
obtaining the sum of five dollars & fifty cents from him  
by false & deceit, and by false representations and with  
appropriating the same to his own use and benefit.

Given before this  
28 day of February 1886

*John F. Foley*  
*John F. Foley*  
*John F. Foley*

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1886  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1886  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1886  
Police Justice.

Police Court, 2 District.  
THE PEOPLE, &c.,  
on the complaint of  
John F. Foley  
vs.  
George W. Chan  
1  
2  
3  
4  
Date February 28 1886  
Chas. McCabe Magistrate.  
Witnesses,  
No. Street,  
No. Street,  
No. Street,  
to answer Sessions.

Offence - LARCENY.

Take notice



CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years, occupation Hotel - Clerk of No. 100

Barnett, Cor Broadway & 4<sup>th</sup> St Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Foley

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

Sworn to before me, this 28  
day of February 1886

John M. Reamer

Police Justice.

POOR QUALITY  
ORIGINAL

0264

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

Taken before me this  
day of

Police Justice

*Jerome B Shaw*

0265

William  
Lester Taylor

No. 1, by James D. Morgan

Residence 209 Street James

No. 2, by W. W. W. W. W.

Residence ..... Bluff

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

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

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

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

Police Court 2 District. 434

THE PEOPLE, &c.,

ON THE COMPLAINT OF

from 1910

1

1990

6

1

11

Charles D.

1

2025.01.01

2024年12月17日

—

...



20

1

*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 March 1 1886 G. W. [Signature] Police Justice.

I have admitted the above-named Alfred Smith  
to bail to answer by the undertaking hereto annexed. W. L. 22

Dated 21 March 1886 C. J. J. 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.*



\$10. Stolen on Rail Road Ticket  
May 16, 1884, St. Louis to San Fran-  
cisco Fare was highest \$100-  
Shaw's bill puts it at \$110-  
Witnesses

Charles Weil

Rail Road  
Ticket Agent & Broker, Has  
been engaged for several  
years buying & selling RR  
Tickets to all parts of the U.S.  
He will prove that the highest  
RR fare from St. Louis to  
San Francisco in May 1884  
was \$100- but that nearly  
all traveling Salesmen buy  
tickets from Brokers at  
Reduced Prices 10 to 25  
per cent less than regular  
fare.

**POOR QUALITY  
ORIGINAL**

0267

Rail Road  
Ticket

POOR QUALITY  
ORIGINAL

0268

Police Court

District.

Affidavit—Larceny.

City and County of New York, ss.:

of No.

occupation

deposes and says, that on the

day of

188

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:

All Rollers good and lawful  
Money of the United States

the property of

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

James B. Shaw. That at  
said time the defendant was an agent  
or servant in deponent's employment and  
visited many parts of the United States in  
such capacity for the purpose of soliciting  
orders for the sale of deponent's gold pen,  
that at the time above stated the defendant  
purchased in St. Louis City, Mo., a Railroad  
ticket to San Francisco for the sum  
of one hundred and ten dollars that  
being the lawful price for such ticket  
at that time as deponent is informed by  
Mr. Charles Weil who was then and is  
still an agent for the sale of Railroad  
tickets and who is familiar with the prices



Railroad  
And Rates of Tickets from Various Sections  
and points throughout the States - That  
some time thereafter the defendant submitted  
to deponent a Memorandum of his expenses  
which deponent had previously agreed  
to pay, i.e. ~~actual~~ actual expenses incurred  
by the defendant while in deponent's employ-  
ment as an agent. That among such  
items, and Memoranda was charged  
the sum of One hundred and ten dollars  
for the aforesaid Railroad ticket which  
deponent alleges cost but One hundred  
dollars and which the defendant  
caused to be inserted in his bill of expenses  
and which was done for the purpose and  
with the intent to cheat and defraud deponent  
of said ten dollars and by which this  
deponent was so cheated and defrauded  
of said ten dollars.

Before me this  
8 day of June 1883  
Honnourable Magistrate

John H. Foley

Dated 1883

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

There being no sufficient cause to believe the within named

Dated 1883

I have admitted the above named

Dated 1883

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

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Office - LARCENY.

Police Court, District.

THE PEOPLE, &c.,

on the complaint of

John H. Foley

George B. Shaw

June 11 1883

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street. Street. Street. Sessions.

POOR QUALITY  
ORIGINAL

0270

"A."

Copy

1884

Palace Hotel

Santa Fe, N. M.

May 16 St Louis, Tenn to

San Francisco. \$110.00



A. B. Shaw

City & County of New York, Ad-

Charles Weit, being duly sworn  
deposes & says - that He resides  
at 313, E 74 St, that he is now,  
and has been for five years past  
employed by Messrs J. Frank & Co  
103 Astor House - this City,  
that his duties were solely  
selling and purchasing Rail Road  
and other tickets to and from  
all places in the United States.  
That He has examined all the  
bills of J. B. Shaw, which He  
rendered to his employer John  
Foley - and find several  
Rail Road fares over charged  
for, His bill dated May 16, 1884,  
for Fare from St Louis to  
San Francisco, one hundred and  
ten dollars, is an over charge  
and dishonest to the extent  
of at least ten dollars - as  
the Regular fare at that time  
was just one hundred dollars  
and Brokers sell tickets for  
less than one hundred dollars.  
I have seen Shaws original



POOR QUALITY  
ORIGINAL

0272

bill for this charge of one  
Hundred and ten dollars  
a copy of same is here=  
with annexed marked a

Charles. West

Shown to before me this 11<sup>th</sup>  
8<sup>th</sup> day of June 1883

Henry Murray Rice Notary

POOR QUALITY  
ORIGINAL

0273

Sec. 151.

District Police Court.

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 on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by

of No. 200 House Street, that on the 16 day of May

1884 at the City of New York, in the County of New York, the following article to wit:

Good and lawful Money  
to the amount of the  
the value of one Dollars,  
the property of the Complainant  
w as taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by George B Shaw

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 of you, to apprehend the body of the said Defendant and forthwith  
bring him before me, at the 4 DISTRICT POLICE COURT in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 16 day of June 1885  
Henry H. Murray 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 con-  
tained in this Warrant.

Michael Hattigan Officer.

Dated June 27 1885

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest,

June 27

Native of

George B Shaw

Age,

49

Sex

Male 5' 3 1/2 Pearl Eye

Complexion,

Color

Profession,

Married

Single

Read,

Write,

43

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

THE PEOPLE, &c.,

OF THE COUNTY OF

vs.

James B. Shaw

No. 1

\$10

No. 2

Dated

1885

St. M. Smith Magistrate

No. 3

Wardens Office

No. 4

Court Prison

No. 5

Street

No. 6

Street

No. 7

Street

No. 8

Street

No. 9

Street

Filed June 29, 1885

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

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated June 27 1885 Police Justice.



POOR QUALITY  
ORIGINAL

0275

Register.

Monday June 11. 1883.

J B Shaw. Room 15 S

Ledger

J B Shaw Room 15. Com June 11. S

Left June 12. B

Paid \$2.00

HOTEL BENNETT.  
G. M. FURMAN, Prop'r.

Binghamton, N. Y., Jan 11<sup>th</sup> 1882  
Expense from Jan 4<sup>th</sup> to 11<sup>th</sup>  

Lunch	35c
Fare to Euston	2.25 -
Hotel at Euston	1.50
Buss - - -	25 -
Fare to Allenstown	50
Hotel - - -	1.00
Hire Car Depot & Return	20
Fare to Manchu	85 -
Postage	25 -
Hotel at Manchu	2.00
Buss North Wagon	26 -
Fare to Hazelton	90
Hotel at D - - -	1.25 -
Buss	25 -
Fare to Wilkes-Barre	2.00
Buss to Hotel	25 -
over	<u>14.05</u>

Jun 7<sup>th</sup>

Hotel at Wilkes-Barre	14.05
Tax to Pittston	3.00
8 <sup>th</sup> Hotel at Pittston	+ 2.00
Tax to Scranton	3.00
9 <sup>th</sup> Hotel at Scranton	+ 2.00
Tax to Carbondale	4.00
Hotel at - -	2.60

Tax to Scranton	4.00
Tax to Binghamton	20.80

11<sup>th</sup> Hotel at Binghamton over

Sundry - + x 8.00

Cash Recd from 4<sup>th</sup> 25.00 320.3

June 11<sup>th</sup> Check 50 -

Cash on hand 4797 from 10<sup>th</sup>

*E. B. Shaw*

Sales from 4<sup>th</sup> to 11<sup>th</sup> \$332.59



POOR QUALITY  
ORIGINAL

0278

Police Court— 2 District.

Affidavit—Larceny.

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

John Foley  
of No. 2 Astor House Broadway Street, aged 49 years,  
occupation Gold Pen Manufacturer being duly sworn  
deposes and says, that on the 11 day of June 1883 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:

Three dollars Gold and  
lawful money of the  
United States

the property of Complainant

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James B. Shaw from  
the fact that said Shaw  
acted in the capacity of  
and salesman clerk for deponent, and  
on the above date was  
in the city of Binghamton  
State of New York and stopped  
at the Hotel Bennett and  
paid two dollars for his  
expenses as deponent is informed  
by Gilbert M. Furman the Proprietor  
of said Hotel. Said Shaw  
represented to deponent that  
he paid at said Hotel to  
the said Furman the sum of

Subscribed before me, this

1883

Police Justice

POOR QUALITY  
ORIGINAL

0279

five dollars which sum of  
money defendant gave to  
said Shaw and said Shaw  
appropriated the said sum  
of other dollars to his own  
use.

Sum to 2 for me  
this 12 day of Feb, 1883

John Foley

John Foley

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1883 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1883 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 1883 Police Justice.

Police Court, District, \_\_\_\_\_

THE PEOPLE, vs.,  
on the complaint of \_\_\_\_\_

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence—LARCENY.

Dated 1883 \_\_\_\_\_

Magistrate \_\_\_\_\_  
Officer \_\_\_\_\_  
Clerk \_\_\_\_\_

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
to answer \_\_\_\_\_ Sessions.

POOR QUALITY  
ORIGINAL

0280

Sec. 151.

2 District Police Court.

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 on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by John M. Foley

of No. 2 Astor House Broadway Street, that on the 11 day of June 1883 at the City of New York, in the County of New York, the following article to wit :

Three dollars

of the value of Good and lawful money of the United States Dollars, the property of John M. Foley w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Jerome B. Shaw

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 of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 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 12 day of February 1885

Police Justice.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated February 12 1885

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 1885

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest,

Native of

Age,

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,



CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 35 years, occupation Gilbert M. Furman  
Hotel Keeper of No. Hotel Bennett.  
Binghamton New York Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John Foley  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 12  
day of February 188 5 } Gilbert M. Furman

P. G. Duffy  
Police Justice.

POOR QUALITY  
ORIGINAL

0282

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Jerome B. Shaw 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. Jerome B. Shaw

Question. How old are you?

Answer. About 50 years

Question. Where were you born?

Answer. Baltimore Md

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

Answer. No 18 John Street; 1 month

Question. What is your business or profession?

Answer. Travelling Salesman

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 at present. I waive examination and demand a trial at the Court of General Sessions.  
Jerome B. Shaw

Taken before me this

12

day of

February

1885

W. H. Justice  
Justice

POOR QUALITY  
ORIGINAL

0285

2

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

*James D. Maher*

*289 Gay*

*Gay*

*Gay*

*Gay*

*Gay*

*Gay*

*Gay*

*All application of the  
Dist. Ct. - set this  
case be he submitted  
to the Grand Jury for  
further consideration,  
Wed 189 1885.*

Police Court District

THE PEOPLE, v. c.,  
IN THE COMPLAIN OF



Offence *Petit Larceny*

Date *Feb 12* 188 *5*

Magistrate

Officer

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

Witnesses

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 *Jerome B. Shan*

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

Dated *Feb 12* 188 *5* *P. G. Cuffy* Police Justice.

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

Dated *Feb 12* 188 *5* *P. G. Cuffy* 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.



POOR QUALITY  
ORIGINAL

0284

JOHN W. FOLEY  
MANUFACTURER OF FINE  
Gold Pens and Pencils and Stylographic Pens,  
No. 2 Astor House, Broadway,



Post Office Box 15.

New York, 7 Feb - 1887

A. H. Purdy, Esq. Atty & Secy  
My dear Sir:

Witnesses are  
here & want to get  
away. Won't you  
kindly push the  
other trial - the  
Hatch birds are  
here to succeed  
over so much  
stronger. Do please  
fix it for tomorrow

Dear Sir

What shall I  
do about the Folly  
cases the Recorder  
declines to hear  
the cases yesterday  
saw they went  
he went to Part  
2. for ~~the~~  
the witnesses  
are here Mr

Folly is here

Yours truly  
J. H. Hardy

Wm. H. Hardy  
of the Recorder  
of the Recorder

District Attorney's Office.

PEOPLE

vs.

*Jerome Belknap*

*P. L.*

*Put there in the  
same with the  
David & Co. paper.*

*C. H. D.*  
*P. 55*



POOR QUALITY  
ORIGINAL

0287

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James B. Shaw*

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

*James B. Shaw*

of the CRIME OF PETIT LARCENY, committed as follows:

The said

*James B. Shaw*

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

*the sum of two dollars and  
fifty cents in money, lawful  
money of the United States  
and of the value of two  
dollars and fifty cents,*

of the goods, chattels and personal property of one

*John T. Day*

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.

*Randolph B. Martin*

*District Attorney*

POOR QUALITY  
ORIGINAL

0288

#299  
Taylor & Bull  
130 Broadway

Counsel,

Filed 27 day of Oct 1886

Pleads Not Guilty (Dec 21) with leave to  
before Dec 24

THE PEOPLE

vs.

James B. Shaw

(3 cases)

PETIT LARCENY.

[Sections 528-532, Penal Code]

RANDOLPH B. MARTINE,

Jan 21/87 District Attorney.

Bail & Discharged

A True Bill.

W. W. Woodcock

Feb 9/87

Foreman,

Indictment returned

W. S. B.

Witnesses:

W. H. Jones, Jr. sworn

direct ap. Land

ad. h.

St. J.

7

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James B. Shaw*

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

*James B. Shaw*

of the CRIME OF PETIT LARCENY, committed as follows:

The said

*James B. Shaw*

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

*the sum of five dollars and  
fifty cents in money, lawful  
money of the United States  
and of the value of five  
dollars and fifty cents,*

of the goods, chattels and personal property of one

*John Foley*

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.

*Randolph B. Martin*

*James B. Shaw*



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James B. Shaw*

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

*James B. Shaw*

of the CRIME OF PETIT LARCENY, committed as follows:

The said

*James B. Shaw*

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

*the sum of five dollars and  
fifty cents in money, lawful  
money of the United States  
and of the value of five  
dollars and fifty cents,*

of the goods, chattels and personal property of one

*John Foley*

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.

*Randolph B. Smith*  
*District Attorney*

Witnesses:

The West Alley to the  
Alpha Council. Leaving  
after when a statement  
of the facts in the case  
in open court. It  
appears to the court  
that the appearance of  
any was common  
back of the jurisdiction  
of the court. It is  
advised that this  
indication be as for  
want of jurisdiction  
FD

App. Ordained

Counsel,

Filed 27 day of Oct 1886

Pleads Not Guilty (Dec. 21) with leave to  
before Dec 24

THE PEOPLE

vs.

B  
Jerome B. Shaw  
(3 copies)  
5 3/4

PETIT LARCENY.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Wm. A. Mearns

Foreman.

Lang 21/87

Paul D. Langdon

**POOR QUALITY  
ORIGINAL**

0292

Court of General Sessions

New York County

The People &c

vs.

Jerome B. Shaw

*Three indictments*

To

Randolph B. Martine  
District Attorney &c  
32 Chambers St.  
N.Y.

SIR

Please take notice that a trial term of the Court of  
*Part I.*  
General Sessions, to be held in and for the City and County  
of New York on the *6<sup>th</sup>* day of January 1887 at 11 o'clock  
A.M. of that day, we shall move upon the three indictments  
found against Jerome B. Shaw and upon two affidavits and a  
letter of which copies are hereto annexed, for an order or  
orders of this Court setting aside and dismissing the said  
three indictments found against said Jerome B. Shaw and upon  
which he gave bail at the last term of said Court, and for  
such other and further relief as to the Court shall seem  
just and proper.

Dated N.Y. Dec. 22nd 1886.

Yours &c.

*Saylor & Bull*

Attys for defendant

120 Broadway

New York.



NEW YORK COUNTY  
COURT OF GENERAL SESSIONS

Vol. 1 Court of General Sessions  
New York County

The People &c  
vs.  
Jerome B. Shaw

City and County of New York. S.S.

Jerome B. Shaw above named being duly sworn, says:  
When I left John Foley's employment in October, 1884, he  
withheld Three hundred dollars of my salary which had accru-  
ed. I have since recovered judgements against him for that  
amount with interest and with costs. He took an appeal to  
the General term of the City Court of New York and the  
judgement was affirmed. He further appealed to the General  
term of the Court of Common Pleas with the same result.

I have obtained against him in all , for salary and for  
costs of appeal , four judgements; of which only one for  
\$86, 19-100 <sup>has been paid</sup> leaving three which with interest amount to over  
\$500. unpaid.

John Foley has sued me in the Supreme Court for 1500.  
of the money given by him to me for my travelling expenses  
including the sums for which I have been indicted. I have  
pressed the suit for trial and the evidence is now before  
the referee, but no judgement has been rendered.

He has also sued me in the Supreme Court to compel  
me to account for the money given by him to me for my trav-  
elling expenses.

He has caused my arrest many times on charges relat-  
ing to these sums of money for which he is suing me in the

POOR QUALITY  
ORIGINAL

0294

NEW YORK COUNTY

CONF. OF GENERAL SESSIONS

I have been brought at his instance before Police Justices Smith, Murray and Duffy upon at least ten criminal complaints relating to these travelling expenses.

4 Twice I have been compelled by Police Justice Duffy to give bail to await the action of the Grand jury, on complaints which include the very items upon which I have now been indicted; and I am informed and believe that those complaints were thrown out by the Grand ~~Jury~~ Juries previous to the Grand Jury which found these indictments.

In the prosecutions on which I appeared before Justices Murray and Smith the complaints were dismissed.

5 I am informed and believe that every Grand Jury which Foley has approached in a regular manner, has thrown out his charges against me. ~~that~~ I am innocent of any offence against the law and ~~that~~ this persecution is in fulfillment of Foley's threats made to me, that he would give me a black eye with the trade and would ruin me for life.

Sworn to before me this

31<sup>st</sup> day of December 1886.

*Edward P. Hall*  
Notary Public  
New York City

*James B. Shaw*

State party to swear the action of the Grand Jury, on complaint

I have been compelled by Police Justice Dally to  
complaints relating to these travelling expenses.

James Smith, William and Dally upon at least ten criminal

I have been present at his instance before Police Jus-

Vol 1

Court of General Sessions

County of New York

The People of the State

of New York

vs. *3 cases*

Jerome B. Shaw

Interview with said Wheelock and

City and County of New York. S.S.

Samuel R. Taylor being duly sworn says that  
on the 20th day of November 1886, he called on William A.  
Wheelock Esq., foreman of the Grand Jury in this County in

the Month of October 1886, and then and there the said Wil-  
liam A. Wheelock stated and said that in the month of Octo-

ber, 1886, he was called upon by John Foley, the complain-  
ant in these cases, at the Central National Bank at Pearl  
Street and Broadway, New York City; That John Foley said

he desired to bring before the then Grand jury certain char-  
ges against Jerome B. Shaw, a former employee; that said

Shaw had defrauded him, said Foley, out of a large amount of  
money by fictitious charges of travelling expenses; that he

Foley had been before other Grand Juries in this County but  
had not been able to get justice and that his papers were in

the hands of the District Attorney: that said Wheelock was  
informed during the month of October by several members of

the Grand Jury, whose names he could not recall, that said  
Foley had visited them with a view to procuring the indict-

ment of said Shaw and had made similar statements to them;  
that about two weeks after the interview between said Whee-

lock and said Foley, the said John Foley was allowed fifteen



POOR QUALITY  
ORIGINAL

0296

complaints relating to these travelling expenses.

These Smith, Miller and Dally upon at least ten criminal

I have been brought at his instance before police mag-

Vol 1

Court of General Sessions

County of New York

The People of the State  
of New York

vs.

Jerome B. Shaw

3 cases

City and County of New York. S.S.

Samuel R. Taylor being duly sworn says that

on the 20th day of November 1886, he called on William A. Wheelock Esq., foreman of the Grand Jury in this County in the Month of October 1886, and then and there the said William A. Wheelock stated and said that in the month of Octo-

ber, 1886, he was called upon by John Foley, the complainant in these cases, at the Central National Bank at Pearl Street and Broadway, New York City; That John Foley said he desired to bring before the then Grand jury certain charges against Jerome B. Shaw, a former employee; that said Shaw had defrauded him, said Foley, out of a large amount of money by fictitious charges of travelling expenses; that he Foley had been before other Grand Juries in this County but had not been able to get justice and that his papers were in the hands of the District Attorney: that said Wheelock was informed during the month of October by several members of the Grand Jury, whose names he could not recall, that said Foley had visited them with a view to procuring the indictment of said Shaw and had made similar statements to them; that about two weeks after the interview between said Wheelock and said Foley, the said John Foley was allowed fifteen

POOR QUALITY  
ORIGINAL

0297

THE PEOPLE OF THE STATE

COUNTY OF NEW YORK

COURT OF GENERAL SESSIONS

minutes of the Grand Jury in which to present his charges  
and thereupon after Foley's statement and presentation of  
his papers the Grand Jury found three indictments against  
said Shaw.

That the foregoing statement of fact was written  
out by this deponent immediately on his return to his office  
from his said interview with said Wheelock and thereafter on  
November 24th 1886, a copy thereof was sent to said Wheelock  
with a written request from deponent that ~~he~~ said Wheelock  
would note in the margin anything he considered ~~as overstate~~  
an overstatement. That the copy was not returned and no  
marginal alterations communicated, but on the 27th of Novem-

ber 1886, deponent received the annexed letter.

*That deponent is informed & believes that the matters and charges upon which the said 3 indictments were returned have been submitted to one or more previous Grand Juries in this County & that the reason why this statement was so ob-*

*tained, was because no process is provided by the laws of this State, within deponents knowledge, for obtaining in criminal actions the affidavit of a person having within his knowledge material facts.*

*and also deponent is informed and believes that no order was made by any Court herein in conformity with Section 276 of the Code of Criminal Procedure*

Sworn to before me  
this 22<sup>nd</sup> day of December 1886.

Joseph B. Braman.

Notary Public City  
and County of New York

James R. Ayler

WILLIAM M. BLISS, President.

WILLIAM L. STRONG, Vice President.

EDW. SKILLIN, Cashier.

The Central National Bank of the City of New York

New York November 26 1886.

Mr Samuel R. Taylor  
Dear Sir

You have not  
stated the substance of your in-  
terview with me, in a manner satis-  
factory to me, and I therefore give  
my own statement as follows. On  
the 20<sup>th</sup> inst. you called upon me  
and stated that you had been informed  
that while I was Treasurer of the  
Holland Society. Mr Foley had called  
upon me at the Bank, in reference  
to a case which he wished to

bring before the Grand Jury. namely  
a case which he had against  
one Jerome B. Shaw, a former  
Clerk. whom he charged with  
rendering false accounts, and thus  
defrauding him. I stated to you  
that Mr Foley had called upon  
me as above, and that I told  
him that any such case must  
or ought to come to us through  
the District Attorney's office, to  
which he replied that the Maritime  
had all the papers, the same  
having been before previous Grand  
juries who had failed to indict.  
I promised to speak to Mr



Martine, and did so the fol-  
lowing day. He explained  
the case for me, handed me  
the papers, and said he would  
like for me to look over them.  
I stated to Mr Martine that  
Mr Foley was very anxious  
to have the Grand Jury  
give him fifteen minutes  
some day during their session  
in which to present his case.  
Mr Martine said, "Certainly do  
so!" Mr Foley subsequently called  
and I gave him the result of  
my interview with the District  
Attorney, in accordance with

which, he appeared before the  
Grand Jury, up to which time  
I had no communication with any  
of the Jury. As a point be-  
fore Mr Foley presented himself  
I inferred from some remarks  
of one or two members, that they  
had seen him, or at any rate  
were familiar with the case.  
If you see any portion of  
the above, it is proper that  
you should see the whole, or  
it would not be satisfactory  
to me.  
Yours truly  
J. A. Hubbell

Court of General Sessions  
New York County

The People vs

vs

Jerome B. Shaw

Affidavits, Return &  
copy notice of motion



Defendant's Attorneys,  
8 Pine Street, New York City.

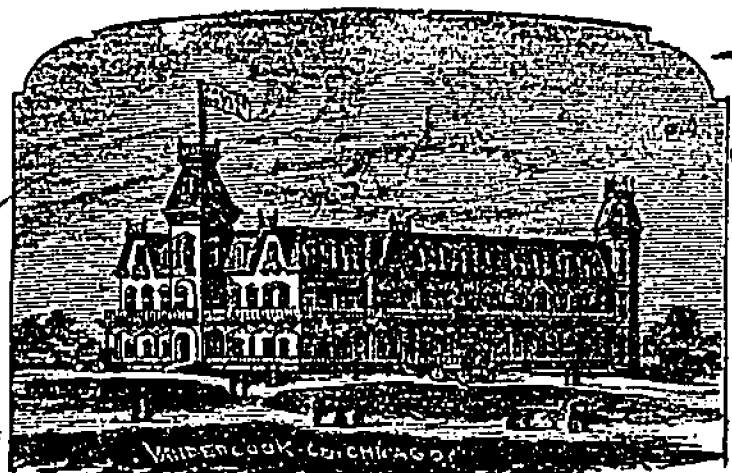
170 Broadway  
N.Y. City

Due and timely service of within Affidavits,  
Return & notice of motion  
were by admitted this 23<sup>rd</sup> day of January, 1886

R B Hartman

Dis. atty

(John O'Hara 11/27/87)



# Palace Hotel

SANTA FE, NEW MEXICO.

The Coggens, Omaha, Nebraska.

P. Ramsey & Son.

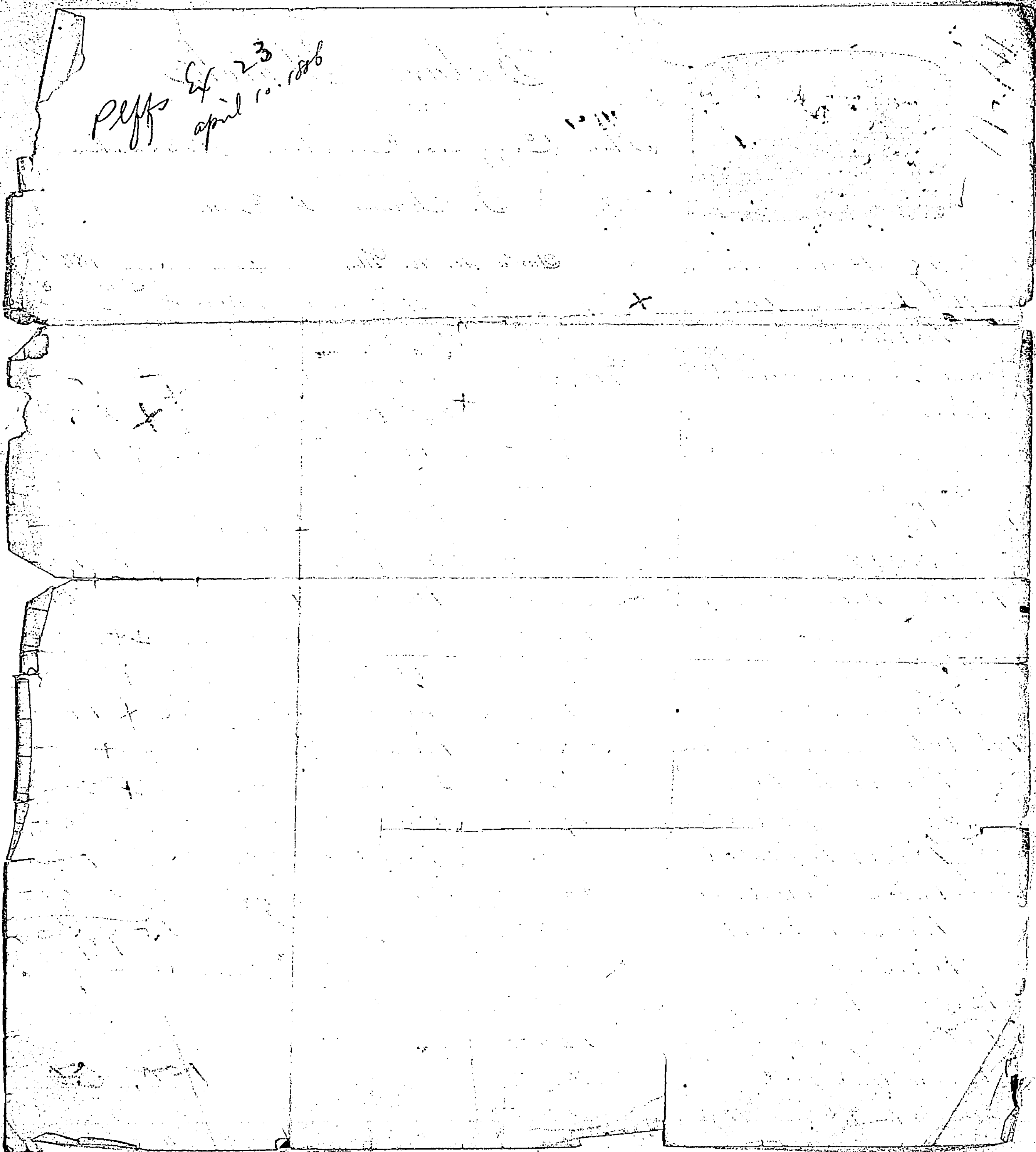
Exp. account July 14 <sup>th</sup> to 25 - - Santa Fe, N. M., Aug 25		1884	
July 16 <sup>th</sup> Hotel St. Louis	9.00	July 25 <sup>th</sup> Hotel Emporium	140.10
Postage	20	Carriage to Dept	50
Fare to San Francisco	100.00	Supper on Road	4.50
Buss to Dept	5.00	22 <sup>d</sup> Hotel New York	22.50
Supper on Road	7.50	Dinner on Road	1.00
Sleeper	2.00	Supper on	7.50
17 <sup>th</sup> Portin	0.25	23 <sup>rd</sup> Hotel Lawrence	2.50
Fare to Hotel	5.00	23 <sup>rd</sup> Portin	0.25
Hotel Kansas City	2.50	Hack to Hotel	50
Fare to Lawrence	1.30	Hotel Lawrence	4.20
Supper on Road	7.50	Hack to Dept	50
Buss to Hotel	2.50	Dinner on Road	1.00
19 <sup>th</sup> Hotel Lawrence	5.25	Buss to Hotel Lawrence	50
Buss to Dept	2.50	24 <sup>th</sup> Hotel Lawrence	2.50
Fare to Lawrence	14.00	Buss to Dept	50
Buss to Hotel	2.50	Dinner on Road	1.00
20 <sup>th</sup> Hotel Lawrence	2.50	Buss to Hotel Lawrence	50
Buss to Dept	2.50		159.90
Postage	20		J. R. Shaw
Buss to Hotel Topeka	2.50		
Hotel Topeka	12.50		
Buss to Dept	2.50		
Buss to Hotel Emporium	2.50		



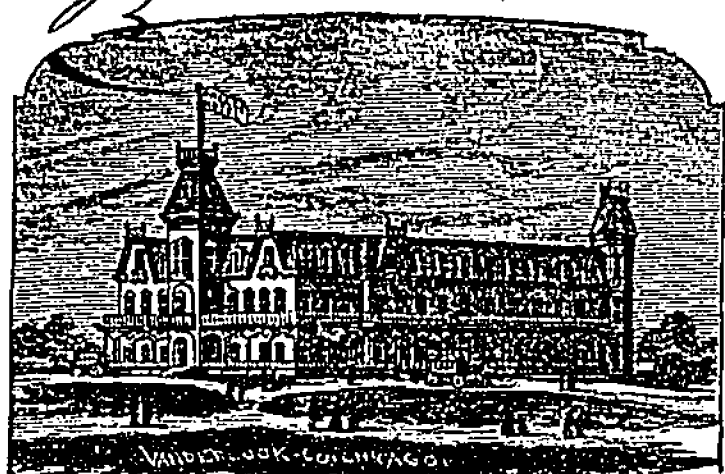
POOR QUALITY  
ORIGINAL

0302

peffs of 23  
april 10. 1886



7/87



# Palace Hotel

SANTA FE, NEW MEXICO.

The Coggins, Omaha, Nebraska.

J. Ramsey & Son.

Santa Fe, N. M., May 25<sup>th</sup> 1884

Mr John F. Joly

I would like to tell you that I will be  
here to-morrow for the purpose of  
everything is perfectly good in the Territory  
at present I enclose you a copy of the statement  
of the boys. He has now a stock of the  
a 7.62 Smith. But this is a great thing  
to our country case and he will have  
one this fall to the amount of 500, but  
would not let me the one now he must  
to make off the present stock as much as he  
can. I have no doubt if it is worth of taking  
up his old stock. I could of closed with  
him. He has about 200 more and I could  
not do it. I have better with him a new  
letter it may bring him some but I am  
satisfied she will get him to the point  
the simple man that was the Texas  
has been told. I shall look on for the  
Court as fast as I can for there is a  
kind chance for business this side of the  
and the jumps are 405 hundred miles apart

it takes up most of my time on the road  
But I am all in on the hunting nights -  
There is a big wash out below the at  
all together I am in hope it will be fine  
By the time I reach there I will be  
again to move and I am in hope to  
Enclose an order for

your truly

and at Palace Hotel  
San Francisco -

Enclose Plus for Exp acct -  
In the 14<sup>th</sup> 24<sup>th</sup>

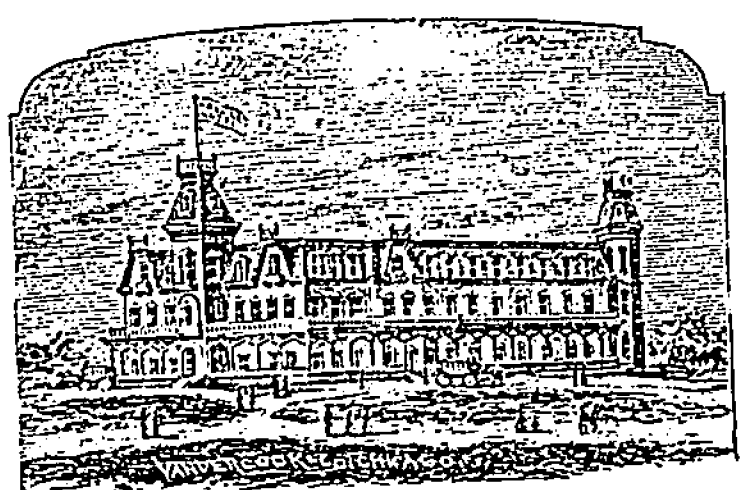
Do not forget us I - Jan 14



POOR QUALITY  
ORIGINAL

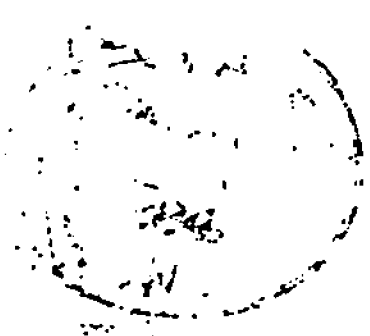
0305

*Palace Hotel,*



*P. Ramsey & Son,*  
SANTA FE, NEW MEXICO.

*The Cozzens,*  
OMAHA, NEB



*Handwritten address:*  
The Cozzens  
Omaha, Neb

POOR QUALITY  
ORIGINAL

0306

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK.

against

*James B. Shaw*

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

*James B. Shaw*

of the CRIME OF PETIT LARCENY, committed as follows:

The said

*James B. Shaw,*

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the ~~sixteenth~~ day of May, in the year of our Lord  
one thousand eight hundred and eighty four, at the Ward, City and County  
aforesaid, with force and arms,

*The sum of Ten dollars in money,  
lawful money of the United  
States and of the value of  
Ten dollars,*

of the goods, chattels and personal property of one

*John Foley,*

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.

*Richard B. Smith,  
District Attorney.*

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145

POOR QUALITY  
ORIGINAL

0307

No. 231.

Witnesses:

John Foley

Widdie Somerville

Charles W. S. S.

Bailed on three in.

dictated by Edmund

Longhlin, 558

Bedford Avenue

Brooklyn.

Counsel,

Filed 27 day of Oct 1886

Pleas Not Guilty (Dec 21) with leave to  
replead

THE PEOPLE

vs.

Jerome B. Shaw

Oct 27/87

Speedy & Acquitted.

PETIT LARCENY.  
[Sections 528, 532, Penal Code].

RANDOLPH B. MARTINE

District Attorney.

A True Bill.

*M. J. Mulvihill*

Jan 21/87

Foreman.

Paul D. Quirk