

1131

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Thomas, John

**DATE:**

04/24/93



4733

left was before court,  
as Joseph Wallace. P.M.

Witnesses:

Wm Keener

Off Hogan

" Savin

" Maceon

John Thomas alias Bud Buck  
nee, Fred Wallace No 71  
in Cornes Alley. arrested  
May 18/93 in Burg. Discharged  
pledged to Burg. sentenced  
to 2 yrs 6 mos. in S.P. P.M.

Counsel,

Filed day of April 1893

Pleads, M. J. Kelly

THE PEOPLE

vs. Harry Lee

Grand Juror

John Thomas

DE LANCEY NICOLL,

District Attorney.

May 2/93 WMD

A TRUE BILL.

David Burpee  
Foreman.

Set 2- May 2, 1893

Pleads G. L. 2nd deg

S. P. H. 1st & 2nd

P.M.

for papers see case of James Dryden  
same filing

Grand Larceny, second Degree  
[Sections 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

(Second Degree)

1132

1133

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

John Thomas

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

Indictment accuse

John Thomas

of the crime of

Grand Larceny in the second degree

as a SECOND OFFENSE, committed as follows :

Heretofore, to wit : at a court of General Sessions of the Peace, holden in and

for the City and County of New York, at the City Hall, in the said City of New York,

on the eleventh day of May, in

the year of our Lord, one thousand eight hundred and eighty-eight,

before the Honorable

Henry A. Gilverewe, Judge

of the Court of General Sessions

and Justice of the said Court, the said

John Thomas

by the name and description of

Joseph Wallace

was in due form of law convicted of

a felony

to wit :

burglary in the third degree

upon a certain indictment then and there in the said Court depending against him

the said

John Thomas

by the

name and description of

Joseph Wallace

as aforesaid,

for that

he, and one Charles Johnson

then

both

late of the

Ninth Ward

And Thereupon, upon the conviction aforesaid, it was considered  
by the said Court of General Sessions of the Peace, and ordered and adjudged that

the said

by the name and description of

*John Thomas*  
*Joseph Wallace*  
as aforesaid,

for the

*felony and burglary* whereof  
*he* was so convicted as aforesaid, be imprisoned in the

*Penitentiary*  
*of the City of New York* at hard labor for  
the term of *two years and six months*

as by the record thereof doth more fully and at large appear:

And the said

late of the

City of New York, in the

County of New York aforesaid, having been so as aforesaid convicted of the

said *felony and burglary* in  
manner aforesaid, afterwards, to wit: on the *third* day of

*April*, — in the year of our Lord one thousand eight hundred

and *ninety three* at the City and County aforesaid, with force

and arms, *the sum of thirty dollars in money,*  
*lawful money of the United States of*  
*America, — and of the value of thirty*  
*dollars, of the goods, chattels and personal*  
*property of one William Kuever then and there*  
*being found, then and there felonious-*  
*ly did steal, take and carry away;*  
*against the form of the Statute*  
*in such case made and provided*  
*and against the peace of the People of*  
*the State of New York and their*



dignity

De Lancey Nicoll,  
District Attorney.

of the City of New York, in the County of New York aforesaid, on the  
twenty-seventh day of April in the  
year aforesaid, at the Ward City and  
County aforesaid, with force and arms, a certain building  
there situate, to wit: the store of  
one Henry A. Holzappel feloniously  
and burglariously did break into and  
enter, with intent to commit some crime  
therein, to wit: with intent the goods,  
chattels and personal property of the  
said Henry A. Holzappel, in the said  
store then and there being, then and there  
feloniously and burglariously to steal,  
take and carry away, and also for  
that he, and the said Charles Johnson  
then both late of the Ward, City and  
County aforesaid, afterwards, to wit: on  
the day and in the year aforesaid, at the  
Ward, City and County aforesaid, in the  
night-time of the said day, with force  
and arms, thirty-three rugs of the  
value of ten dollars each of the goods,  
chattels and personal property of one  
Henry A. Holzappel in the store of the  
said Henry A. Holzappel there situate,  
then and there being found, in the store  
aforesaid, then and there feloniously did  
steal, take and carry away, and also for  
that he, and the said Charles Johnson  
then both late of the Ward, City and County

aforesaid, afterwards to wit: on the day  
and in the year aforesaid, at the Ward, City  
and County aforesaid, with force and arms,  
thirty three rugs of the value of ten dollars  
each of the goods, chattels and personal  
property of one Henry A. Holzappel by a  
certain person or persons to the Grand Jury  
aforesaid unknown, then lately before  
feloniously stolen, taken and carried away  
from the said Henry A. Holzappel, un-  
lawfully and unjustly did feloniously  
receive and have: he and the said Charles  
Johnson then and there well knowing  
the said goods, chattels and personal  
property to have been feloniously  
stolen, taken and carried away

1138

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Tiernan, Margaret

**DATE:**

04/11/93



4733



Witnesses

Frank Mantus

Off Reid

112 Karen

Counsel,

Filed

11

May of April 1892

Pleads

W. M. Kelly in

THE PEOPLE

vs.

Margaret Tierman

N.D.

Grand Jurors

Section 828, B. D.

DE LANCEY NICOLL,

District Attorney.

Apr. 20-

Pl. one.

A TRUE BILL.

Samuel Dwyer

Notary.

Sub 70193

Heard 11/2/92

Pen 10086 ms.

RBW

1139

1140

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 2 DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sworn to before me this  
day of April 1897

15 of the Michael R Ready Precinct Police, being duly sworn, deposes

and says that Frank Martino

(now here) is a material witness for the people against

Margaret Tierney charged

with Lacey As deponent has

cause to fear that the said Frank Martino

will not appear in court to testify when wanted, deponent prays

that the said Frank Martino be

committed to the House of Detention in default of bail for his

appearance.

Michael J. Reidy

Wm J. Reidy  
Police Justice.

1141

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

Affidavit—Larceny.

City and County }  
of New York, } ss:

of No. Frank Martino Street, aged 32 years,  
occupation Labourer being duly sworn,  
deposes and says, that on the 2 day of April 1893 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the possession of deponent, in the night time, the following property, viz:

good and lawful money of the United  
States - consisting of one note of the denomination  
of fifty dollars - one note of the amount  
of five dollars - and one note of the amount  
of two dollars - in all of the amount and  
value of fifty seven dollars (\$ 57 <sup>00</sup>/<sub>100</sub>)

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-  
ously taken, stolen and carried away by Margaret Tierney (now here)

from the following facts to wit: that between the  
hours of 9 and 9.30 o'clock P. M. of the 7<sup>th</sup> day of  
April 1893. deponent met the defendant in  
Thompson Street, and that deponent then went  
with and accompanied defendant to a room  
in premises No 226 Thompson Street - and that  
shortly after entering said room, deponent undressed  
and placed his pants, in the pocket of which,  
was the aforesaid property - and which property -  
was in a pocketbook which was in the pocket  
of said pants, on a chair in said room, and  
that deponent in company with the defendant  
then went to bed, and that about the hour  
of 6.31 o'clock A. M. of the aforesaid date, deponent



Woke up. and immediately missed the  
 aforesaid property. and discovered the defendant  
 standing and dressed in said room, and  
 that deponent is informed by Officer Michael J.  
 Ready. that he arrested the defendant, and  
 who on being searched in the 15<sup>th</sup> Precinct Station  
 House on the aforesaid date about the hour of  
 7.30 o'clock A.M. found and saw taken from  
 her person and from her possession, one Note  
 of the United States issue of the denomination  
 of fifty dollars - and one note of the amount  
 of five dollars - and one of the amount of two  
 dollars - and which notes deponent has seen  
 and recognizes as his property and as the  
 aforesaid property stolen from him on said date  
 deponent therefore asks that the defendant may  
 be held to answer

Shorn to before me this } Joseph MacTino  
 8 day of April 1893 }  
 Wm. H. Brady

Police Justice



CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged \_\_\_\_\_ years, occupation Michael J. Reidy  
Police Officer of No. 15<sup>th</sup> Precinct Police

Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Frank Mantano  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 3<sup>rd</sup> day of June 1892 } Michael J. Reidy

Wm. H. Brady Police Justice.

1144

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Margaret Tierney*

Question. How old are you?

Answer. *36 years -*

Question. Where were you born?

Answer. *England -*

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

Answer. *412 West 52 Street; 8 years -*

Question. What is your business or profession?

Answer. *Housework*

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 -*  
*+ Margaret Tierney*  
*mark*

Taken before me this *29th* day of *April* 18*93*  
*Wm. J. Brady*  
Police Justice.

1145

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

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

Dated April 2 1893 Wm. F. Brady Police Justice.

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

Dated 2 18 Wm. F. Brady 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 2 18 Wm. F. Brady Police Justice.



1146

Police Court---

396  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Frank Mantano*  
HOUSE OF DETENTION CASE.  
*Margaret Hernen*

*Jarvey*  
Officer

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated

189

*Spady*  
Magistrate.

*Reidy*  
Officer.

15 Precinct.

Witnesses

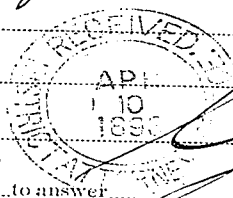
*Complainant sent to*  
No. *the House of Detention* Street.

*in default of \$500 Bail*

No. .... Street.

No. .... Street.

\$ *500* to answer



*Com.*

*g-t*



1147

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Margaret Tiernan

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

Margaret Tiernan

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

The said Margaret Tiernan

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

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of fifty dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of fifty dollars; one United States Gold Certificate, of the denomination and value of fifty dollars; one United States Silver Certificate, of the denomination and value of fifty dollars.

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of five dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of five dollars; one United States Gold Certificate, of the denomination and value of five dollars; one United States Silver Certificate, of the denomination and value of five dollars.

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars.

of the goods, chattels and personal property of one Frank Mantino.

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

## SECOND COUNT—

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

*Margaret Tierman*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Margaret Tierman*

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

*the same goods, chattels and  
personal property described in  
the first count of this in-  
dictment*

of the goods, chattels and personal property of one

*Frank Mantino*

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

*Frank Mantino*

unlawfully and unjustly did feloniously receive and have; the said

*Margaret Tierman*

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

DE LANCEY NICOLL,

*District Attorney.*

1149

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Tieterman, Diedrich

**DATE:**

04/12/93



4733

Witnesses:

*Off Day*

Counsel,

Filed

day of *April* 1893

Pleads,

THE PEOPLE

vs.

*N.A.*

*Diedrich Diesterman*

Grand Larceny, second Degree, [Sections 528, 529, Penal Code.]

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Samuel Dwyer*

foreman.

*April 19/93*

*Heard J. G. Zoley*

*Elmer C. P. P. M.*

*133*  
*R. Wapner*  
*1993*  
*(441)*



1151

**District Attorney's Office,**  
City and County of New York.

City and County } ss.  
of New York,

Robert A. Stevenson  
of No. 163 West 125th Street, aged 39 years,  
occupation Grocer being duly sworn, deposes and says,  
that on the 10th day of April 1893 at the City of New  
York, in the County of New York,

the following described property was stolen  
from the possession of deponent by one  
Diedrich Tieterman, to wit:

One horse of the value of two hundred  
and fifty dollars, one wagon of the value  
of two hundred dollars, and one set of harness  
of the value of fifty dollars;

~~On the said~~ Deponent charges the said  
Diedrich Tieterman with stealing said property  
for the following reason:

On the said date, the said property was  
missed from in front of premises on 122nd  
Street near 7th Avenue, and on the 11th  
day of April, the said Diedrich Tieterman  
was arrested at Hoboken in the said State of  
New Jersey with the said stolen property in  
his possession, by Detective John Goode of the  
Hoboken police, as I am informed by said  
John Goode and verily believe.

Sworn to before me

this 12th day of April, 1893

R. A. Stevenson.

John J. Buckley  
Com. of Deeds N. Y. Co.

1152

DISTRICT ATTORNEY'S OFFICE,  
City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*The District Attorney*

vs.

*Quirich Lieterman*

*Grand Juror*  
*second degree*  
*Offence*

Dated *April 12th* 189*3*

Witnesses, *R. A. Stevenson*

No. *163 West 125th* Street,

*Baldwin*

No. *163 West 125th* Street,

*Off. Day*

No. *30th Prec* Street,

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Diedrich Tieterman*

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

*Diedrich Tieterman*

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

The said

*Diedrich Tieterman*

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

*one horse of the value of two hundred and fifty dollars, one set of harness of the value of two hundred and fifty dollars and one wagon of the value of two hundred dollars*

of the goods, chattels and personal property of one *Robert A. Hevenor*

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

## SECOND COUNT—

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

*Dedrick Teterman*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Dedrick Teterman*

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

one horse of the value of two hundred and fifty dollars, one set of harness of the value of fifty dollars, and one wagon of the value of two hundred dollars

of the goods, chattels and personal property of one

*Robert A. Stevener*

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

*Robert A. Stevener*

unlawfully and unjustly did feloniously receive and have; the said

*Dedrick Teterman*

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

DE LANCEY NICOLL,

*District Attorney.*



1155

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Trayer, George

**DATE:**

04/25/93



4733

Witnesses:

Wm. E. Cox

George

George

Counsel,

Filed

20 day of April 1893

Pleads,

THE PEOPLE

vs.

George Trayer

Burglary in the Third Degree.  
[Section 498, 506, 528 & 530]

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

David Dwyer  
Attorney.

April 26/93

James P. Dwyer

Elmwood, Pa. J. M. J.

1157

Police Court 2<sup>nd</sup> District.City and County } ss.:  
of New York,of No. 147 West 26<sup>th</sup> Street, aged 24 years,  
occupation Tailordeposes and says, that the premises No 147 West 26<sup>th</sup> Street,  
in the City and County aforesaid, the said being a four story brick  
Building  
and which was occupied by deponent as a Tailor Store  
~~at which there was at the time a Tavern being by name~~

were BURGLARIOUSLY entered by means of forcibly opening a  
window leading from the hall into a  
room leading into the aforesaid store  
on the 2<sup>d</sup> day of March 1883 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:  
two Melton Overcoats and two pair of  
Pantaloon - in all of the amount and  
value of fifty dollars

(\$ 50 <sup>00</sup>/<sub>100</sub>)

the property of Rehment and in deponent's care and custody  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by  
George Mayer (now here)

For the reasons following, to wit: that about the hour of 9 o'clock  
P.M. of said date, deponent securely closed and  
fastened the aforesaid store and at that time  
said window was closed, and after seeing said  
premises securely closed and fastened, deponent  
went away, and that about the hour of 9.30  
P.M. deponent returned to said premises -  
and immediately discovered the aforesaid window  
open, and the above mentioned property taken, stolen,

And carried away from said store - and that  
 Dependent is further informed by Joseph W. A. Shaw  
 of No 141 West 32 Street - that about the hour of  
 9 o'clock P.M. of said date - he saw the defendant  
 in the said store, occupied by dependent as a  
 Tailor store - And that the defendant after  
 being advised of his rights - admitted and  
 Confessed in Open Court to dependent in presence  
 of Detective Officer John F. O'Connor that he  
 had taken clothes and carried away the aforesaid  
 property - Dependent therefore asks that the  
 defendant may be held to answer -

Done to before me this }  
 19 day of April 1893 }  
 John R. B. O'Connor

John R. B. O'Connor  
 Justice of the Peace  
 East Essex  
 Mass.

Police Justice

Police Court District.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses.

Committed in default of \$

Bailed by

No. Street.



1159

CITY AND COUNTY )  
OF NEW YORK, ) ss.

1921

aged \_\_\_\_\_ years, occupation Police Officer of No. \_\_\_\_\_

19<sup>th</sup> Precinct Police Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Das Esos

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

Sworn to before me, this 19 day  
of April 1892

John McQuinn Police Justice.

John D. O'Connor

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 26 years, occupation Carpenter of No. 141 West 32

Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Rao Essex  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 19 day  
of April 1893

Jos. H. A. Shaw

John R. Wootch Police Justice.

1161

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

*George Trayer*

Question. How old are you?

Answer.

*20 years -*

Question. Where were you born?

Answer.

*W.Y.*

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

Answer.

*119 West 26 Street - 3 Weeks*

Question. What is your business or profession?

Answer.

*Writer*

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

Answer.

*I am guilty -*

*Geo. Trayer.*

Taken before me this

day of *March*

189*7*

*John McLaughlin*  
Police Justice.



1162

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

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

Dated, April 19 189 John J. Bellows Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



1163

Police Court---

444  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Geo. Assey*  
*147 W. 26<sup>th</sup>*  
*Henry Frazer*

*Offense*  
*Carrying*

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

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

Dated, *April 19* 189*3*

*O. Morris* Magistrate.

*19* Officer.  
Precinct.

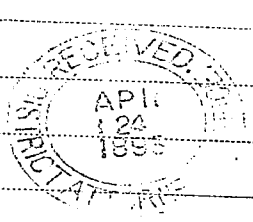
Witnesses.....

No. .... Street.

No. .... Street.

No. .... Street.

\$ *1000* to answer



*9*

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Trayer*

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

*George Trayer*

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows :

The said

*George Trayer*

late of the *20th* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty eighth* day of *March* in the year of our Lord one thousand eight hundred and ninety *three*, in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of one

*Ras Essex*

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said

*Ras Essex*

in the said *store*

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

## SECOND COUNT—

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

*George Trayer*  
of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:  
The said *George Trayer*

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

*two overcoats of the value of twenty dollars each, and two pairs of trousers of the value of five dollars each pair*

of the goods, chattels and personal property of one

*Rae Essex*

in the

*store*

of the said

*Rae Essex*

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

*De Lancy Ricoll,*  
*District Attorney.*

1166

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Turner, Edward

**DATE:**

04/13/93



4733



1167

**BOX:**

519

**FOLDER:**

4733

**DESCRIPTION:**

Hartman, John

**DATE:**

04/13/93



4733

**Counsel,**

Counsel,

Filed

## Pleads,

day of

681

# THE PEOPLE

vs.

Edward Turner

and 6.108 26 bushels

11/11/2000

Germany.

DE LANCEY NICOLL

*District Attorney.*

# A TRUE BILL.

James Douglas

**Foreman.**

Sept 2 - April 18, 1893

Both tried and  
considered of Purday & Des.  
considered with nervous:  
translations of Love

*Arundinaria* ~~sp.~~ *sp.*

100 142 El Ref 19

Police Court— District.

City and County } ss.:  
of New York,of No. 2233 Third Ave Street, aged 44 years,  
occupation Janitor being duly sworndeposes and says, that the premises No. 2233 Third Ave Street, Ward  
in the City and County aforesaid the said being a five story brick  
building the Light House Mission  
and which was occupied by deponent as a meeting room  
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly cutting a hole  
in the panel of the door leading from  
the hallway into said meeting room.  
then putting their hands through said hole  
and pulling back the spring lock on said door  
on the 1st day of April 1883 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity of cake. a pair  
of suspenders. one hat. all of the  
value of one dollar.the property of Light House Mission and in deponent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away by  
Edward Turner and John Hartmann  
(both now here)for the reasons following, to wit: That- at the hour of 11:30  
A.M. on said date deponent  
closed and locked said door leaving  
said room alone and said property  
therein. and the door in good condition  
and at 1:15 A.M. on said day  
deponent discovered that said place had  
been entered as aforesaid and said  
property taken therefrom. and at the

time that defendant left said room  
 defendant saw these defendants together  
 and in company with each other  
 in the hallway of said premises near  
 said door. And that at the time  
 of their arrest Huntman had the  
 suspender and the hat mentioned  
 in this affidavit in his possession and  
 that he Huntman admitted in the  
 hearing of defendant and Officer  
 Benjamin F. Austin that he stood  
 in the hallway while Turner cut the  
 hole in the door and entered said room.  
 Wherefore defendant charges these defendants  
 with being together and unlawfully  
 entering said premises. As accessories  
 and stealing said property therefrom.

Sworn to before me } J. M. Van Alinda  
 this 5<sup>th</sup> day of April 1893 }  
 C. C. Simms

Police Justice. Dated 188

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

Police Justice. Dated 188

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

Police Justice. Dated 188

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, District,

THE PEOPLE, &c.,  
 on the complaint of

vs.

1. \_\_\_\_\_  
 2. \_\_\_\_\_  
 3. \_\_\_\_\_  
 4. \_\_\_\_\_

Offence—BURGLARY.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.



1171

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer.

*Edward Turner*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*199 4 Second Ave four months*

Question. What is your business or profession?

Answer.

*Stable boy*

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*  
*Edward Turner*

Taken before me this

day of

*April*

1893

*5th*

Police Justice.

1172

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK ss:

*John Hartmann*

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

Question. What is your name?

Answer.

*John Hartmann*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*310 East 103rd - one year*

Question. What is your business or profession?

Answer.

*Butcher*

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

Answer.

*I Am Not Guilty*

*John Hartmann*

Taken before me this

day of

189

*John Hartmann*

Police Justice.

1173

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

*John Hartmann and Edward Turner*  
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, *each* and be committed to the Warden and Keeper of  
the City Prison of the City of New York, until he give such bail.

Dated, *April 5* 189 *3* *66 Sumner* Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.



1174

125

5

379

Police Court, District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jas. Van O Linda  
22 33 3<sup>rd</sup> St  
John Hartmann  
Edward Turner

1. Burglary

BAILED,

No. 1, by.....  
Residence..... Street.

No. 2, by.....  
Residence..... Street.

No. 3, by.....  
Residence..... Street.

No. 4, by.....  
Residence..... Street.

Dated, April 5<sup>th</sup> 1893

Simms Jr. Magistrate.  
Benj. Austin Officer.  
29 Precinct.

Witnesses  
No. 100 Street.

No. Street.

No. Street.

\$1000. to answer

Chas. R. 100



COURT OF GENERAL SESSIONS OF THE PEACE--Part 2.  
CITY AND COUNTY OF NEW YORK.

\*\*\*\*\*

THE PEOPLE,	)	
	)	
VS.	)	BEFORE
	)	
EDWARD TURNER	)	HON. JAMES FITZGERALD,
and	)	
JOHN HARTMAN.	)	AND A JURY.
	)	

\*\*\*\*\*

TRIED, NEW YORK, APRIL 18TH, 1893.

-----  
INDICTED FOR BURGLARY IN THE THIRD DEGREE.  
INDICTMENT FILED APRIL 13TH, 1893.

-----  
APPEARANCES:

ROBERT TOWNSEND, ESQ.,

For THE PEOPLE.

MR. CANTON,

For THE DEFENSE.

//////////

JAMES M. VAN OLINDA, a witness for The People, sworn, testified, that he lived at 2233 Third Avenue, in this City, and he was janitor of the Light-House Mission, one flight up. The mission is entered from the hallway. There are double doors. On the first day of April he was so employed. In the room there were Bibles, settees, chairs, etc., and a quantity of clothing that they distribute among the poor--hats, coats, pants, shoes, crockery, etc. The hat and suspenders shown to the witness "were in the East end of the building behind the counter. The suspenders were on a table and the hat had been hanging for a week on a nail, at the end of the curtain. The name in it, "W. & T. or W.I. Hunt" the witness was familiar with, He wore the hat occasionally. On April 1st, between 11 and half-past 11 in the morning he saw the property referred to, and after seeing it he locked the door and went out and saw the two defendants in the hallway, within twomfeet of the door. One of the defendants said to the witness, "It is a pleasant morning." The witness turned around and looked at them and said,

"What? Why, it is a warm morning." The witness knew the defendants by sight before that, but not by name. To the question, "What would you say those things were valued at, that hat and those suspenders?" the witness answered, "Well, it would be hard to value them. To the question, "Well, give us any price--10 cents?" the witness answered, "Yes, sir; fully that." The witness testified that the books and crockery, etc., were worth \$50, and the same, with the furniture, was about \$100. After seeing the defendants in the hall the witness went up to 130th Street and Third Avenue and returned at about 1:15 in the afternoon, and found the lock had been opened and a hole cut in the door large enough to admit a person's arm. He put his arm in the hole, in the presence of the officer on post, and could reach the lock. The doors were closed when he returned. He discovered that property was missing, and he notified the officer on post and reported at the station-house; he also described the defendants who had been in the hallway. He next saw Turner on the 3rd of April at the station-house and Hartman on the 4th. Hartman had



on the suspenders and the hat: Hartman said that the other party had given him away and he had done two months--that the other party had done a job and had given him away, and he would get even with him now. By the "other party" he meant Turner. He said, "If I get off any easier I will tell you all about it. He said on the way to the station-house that he stood on the outside at the door and watched while Turner cut in and stole the suspenders and hat. Hartman made this statement in the presence of the witness, Officer Austin and two others. The witness had no talk with Turner. Then the witness arrested the defendant and handed him over to Officer Austin. Hartman said that Turner gave him the hat and suspenders when he, Turner, came out, and that that was all, he, Hartman, got out of it. The witness had no further talk with either of the defendants, but accompanied them to the station-house, where they were searched.

In

C R O S S - E X A M I N A T I O N,

the witness testified that the hallway was public and



a number of people were in the habit of going through it. The witness knew nothing about the breaking or entering. Hartman said that Turner had given him away once, and he had only just got out and had got a job and he did not want to go back again, and he would "squeal" on him. Hartman said that Turner did the boring of the hole in the door---the cutting of the hole in the door. The door was opened by pushing back the catch of the lock. Turner did not say anything to the witness about the matter.

-----

BENJAMIN F. AUSTIN, a witness for The People, sworn, testified that he is an officer, attached to the 29th Precinct. He arrested the defendants. The witness said to the defendant, "You have got to go to the station-house. You are charged with breaking into the Lighthouse Mission." The defendant said, "You've got me wrong." He met Officer Van Olinda who had Hartman under arrest. Van Olinda turned Hartman over to the

witness. Hartman said to the witness that "Turner did the job," while he, Hartman, watched outside, and that Turner gave him, Hartman, the hat and the suspenders, which were found on Hartman in the station-house. Hartman said Turner made the hole in the door. The witness testified that the hole was about 5 feet from the floor, and it was about 5 inches in diameter.

In

C R O S S - E X A M I N A T I O N

the witness testified that he found no property on Turner, but he found a pair of suspenders in Hartman's pocket in the station-house, and the hat was on Hartman's head.

\*\*\*\*\*

THE DEFENSE.

-----

EDWARD TURNER one of the defendants, testified that he lived at 103rd Street and 2nd Avenue, and that he was 17 years of age. He was a stable boy, and had been engaged

in that occupation for about three years. He was not working on the third, but had been working about a month previously. On the day in question he was standing in the hallway already referred to. He saw the complainant go out on that morning. The defendant was with John Hartman that morning. It was about half-past 9 in the morning. The witness said that he used to stop in the Arion Hotel, a cheap lodging house near the premises in question, and, "We missed one night and we didn't want to go in while the boss was there and sit down. And while we were staying there the janitor of the Mission came out and he said, "What are you waiting for?" And we told him we were waiting for some clothes, and we went downstairs about ten minutes after that and went down to 129th Street and Third Avenue and got something to eat and then after that I got arrested for breaking the Mission." The defendant denied that he broke into the premises or took the property.

In

CROSS - EXAMINATION



the witness testified that he worked for W.H.Dunham, stock raiser. He had left him a month before the present trouble occurred. He had worked for him 3 years. He left because he "Got sick of the job." At the time of the trouble he was doing nothing for a living, but got jobs at anything, and had enough to eat. He had parents and brothers and sisters. He did not live with his parents because his father could not support him. He had never been convicted of any crime. He had been in the House of Refuge for about three months about four months ago. He did not work in a livery stable steadily; only off and on. For nine months, in 1891-2 he was in the House of Refuge. He was in the hallway waiting for the proprietor of the Arion Hotel to go out so that he could go in and wash and clean up and sit down. He met Hartman the same morning. He had known him for about a year, and associated with him. They went around, "All over," together. On the morning in question they went up to 128th Street and Third Avenue to a restaurant and had something to eat at about 10 o'clock. He saw Mr Van Olinda go out that morning. The defendant and Hartman went out about 10



minutes after Mr Van Olinda went out. After leaving the restaurant the defendant testified "We went out and walked around; went to lots of places; up one street and down another, and we went in the Keystone House at 125th and 126th Streets and Third Avenue that night. The next day they again walked around the streets all day, and were arrested.

\*\*\*\*\*

JOHN HARTMAN one of the defendants testified that he was 17 years of age. His parents lived in this City and he worked at the butcher trade. He was not working on the 1st of April the day of the alleged burglary. He was with Turner in the hallway of the Mission on the morning in question. He denied having broken into the premises, or having watched while some one else broke in. He obtained the hat from "Texas Joe," a man known up in Harlem.

In

C R O S S - E X A M I N A T I O N

the witness testified that he saw Mr Van Olinda go out of the hallway referred to. The night before he was out all night; he didnt go to bed. His parents live at 310 103rd Street. When asked why he did not go home the defendant answered, "Well, my father wasnt kind or right to me. He didnt like me to have any fun and he would give me about ten cents a month out of my month's wages, and I left. He was not working when arrested. He left the butcher's shop about three months before, because "My father chased me because I wouldnt give him my money." His father is a carpenter. He denied that he said that he saw Turner cut a hole in the door, and that he stood by and watched. He only told Mr Van Olinda that Turner gave him the suspenders and the hat. He had been convicted with another young man and imprisoned in the Tombs for two months. The other man took some shoes out of a store, and the defendant was with him, and they were both convicted. That was about a month ago. He was out about two weeks.

-----  
(The Jury found the defendants Guilty.)

1185

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Turner*  
*and*  
*John Hartmann*

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

*Edward Turner and John Hartmann*

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Edward Turner and John Hartmann, both*

late of the *12th* Ward of the City of New York, in the County of New York aforesaid, on the  
*first* day of *April* - in the year of our Lord one  
thousand eight hundred and ninety-*three*, with force and arms, in the *day* time  
of the same day, at the Ward, City and County aforesaid, ~~the dwelling house of one~~

*a*  
*certain building there situate to wit:*  
*the store building of one James M. Van Olinda*

there situate, feloniously and burglariously did break into and enter, with intent to commit some  
crime therein, to wit: with intent the goods, chattels and personal property of the said *James*  
*M. Van Olinda* in the said ~~dwelling house~~ *store building* then and there being, then and there  
feloniously and burglariously to steal, take and carry away, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York and  
their dignity.

## SECOND COUNT—

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

*Edward Turner and John Hartmann*  
of the CRIME OF *Petit* LARCENY

committed as follows:

The said *Edward Turner and John Hartman, both*

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

*five pounds of cake of the value  
of fifteen cents each pound, one  
hat of the value of fifty cents  
and one pair of suspenders of the  
value of twenty-five cents*

of the goods, chattels and personal property of one

*James M. Van Olinda*  
*building*  
in the dwelling house of the said *James M. Van Olinda*

there situate, then and there being found, <sup>*in the building*</sup> ~~from the dwelling~~ house aforesaid, then and there felon-  
iously did steal, take and carry away, against the form of the statute in such case made and pro-  
vided, and against the peace of the People of the State of New York and their dignity.

*De Lancy McCall,*  
*District Attorney*



1187

END OF  
BOX