

0391

BOX:

381

FOLDER:

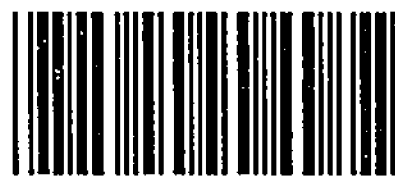
3556

DESCRIPTION:

Jacobs, Charles

DATE:

01/24/90



3556

Witnesses:

Anthony Bonstock

.....
.....
.....

Counsel

Filed 24 day of

Jan 1890

Pleads

Charles Jacob

THE PEOPLE

vs
Charles Jacob
7829-28.

[SS 848 and 844, Penal Code].

POLICY.

John R. Bellows
ANDOLPH B. MARTINE

District Attorney.

A True Bill.

John R. Bellows
Foreman.
24th Feb 1890
Pleads guilty.
Fine \$100

0392

0393

First Assistant
Police Justice

Anthony Gustafson, Police Justice
Pharos ^{and} Jacobs, Police Justice
(October 11/1889)

Anthony Gustafson being duly
sworn deposes and says

I am secretary and
chief special agent of the Woman's
Party for the suppression office
at 150 Nassau Street. On the 4
day of October 1889 I visited the
premises 308 Broadway. As I found
the attendant Jacobus W. Williams
in the premises he had the
counter back with the seats off.
I moved back to remove the premises.
Upon entering from the street, I
should say this place is on the
west of ^{Second} Broadway. Upon entering
from the street, there is a door
directly in front of the front door.

0394

2
About 10 feet from it, leading into a
portion of the room that is divided
from the front by a partition running
along from this partition to the front
of the store. Upon the left hand
side as you enter is a counter with
a wire railing directly in front of
the front door; and leading into the
back part is a door with hinges upon
the right hand side as you enter.
On the left hand side or front of
the door, and on the inside of the
door was a spring lock to which
was attached a string that ran
directly back to the casing to the
rear of the door. Then up to a point
above the door, on the casing, then
along the top of the door and
continuing to the rear of the partition
then running along underneath the
door. And counter where the 2
defendants were found when
we entered the premises.
Upon the door was this manifested

paper, I desire to state that I have been
 for a number of years employed
 in the superintendence of the tax against
 Distal is commonly known as
 laundry policy. And that I am familiar
 with the method of doing business
 And that I identify this paper as a
 manufactured paper or book for recording
 what is commonly called laundry
 policy. This was lying on the
 desk, there was also the ordinary
 agate pencil which is ordinarily
 used in marking these manufactured
 records, directly adjoining the
 partition which separated the 2
 partitions to this room was a
 desk, and persons coming in
 the front door. At the front part
 of the building as you see the person
 standing at this desk, it was right
 close by the partition, I was under
 this desk that the rope connected
 with the door that I described
 running along. There was also

This passage which I identify as
the printed slips for battery passing.
There was also in the apartments
these smaller slips which are
also battery passing slips. My index
will be found to correspond with
the numbers on the printed slips.

There was also along strips about
this long (showing) My narrow strips
of manifest and with carbon paper
between the sheets, about 10 inches
long. There was also in the room
a few manifest sheets. And also a
number of sheets that are commonly
called battery passing. There was also
found about 9 sheets and sheets
of manifest of the the order of
this (showing) a packet this is
a part of them. There are also
a large number of rolls of these
(showing dated different dates
for instance October 2 Am., there is
a manifest of September 28th Jan
October 1st Am. Oct 1st Pm.

0397

September 28th 7 PM. Sept 30th AM

And also mentions a photo drawing of the
 house called battery, the other house
 battery and a document, when
 I found the book (drawing) the 2
 dependants Heats Mr Jacobs were
 standing close together. Heats up
 this manuscript in every hand. And
 Heats to the 2 I said who wrote
 this And then turning to Heats said
 is this your handwriting I said
 no. I have charge of the front part
 And I said who has charge here And
 he pointed to the dependant Jacobs
 And I said is that so. And he made no
 reply, no response. I said whose
 writing is this yours or the other
 means pointing to Jacobs Mr Heats
 said it is his. And one of the officers
 said he said part of this writing
 pointing to Heats is his. And I said
 to Heats is that so, and he said no
 it is the other means pointing to
 Jacobs And Jacobs the dependant

made no reply, or no answer
 I then had a conversation with Mr
 Joarke in which I asked him how
 long he had been employed in this
 place. He stated about 3 years
 and I said this is shipping policy
 for a quarter. He to that he made no
 reply. There is a large quantity
 of other materials which we did not
 deem necessary to bring here. They
 are returned upon the second warrant
 and I suppose it is proper for us to
 offer the second warrant in
 evidence with the return upon it,
 we then found in the same place
 there were Groceries all opening into
 one another,

Prof examined him and then told
 of J. J. and Mr. Cornstock that you
 had had a good deal of experience
 in prosecuting these cases?

A. Yes

Q. Had you ever played policy yourself?
 A. Yes you ever buy policy?

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Answer said only in the discharge of my duty.

Q In the purpose of getting evidence Answer said

Q Did you ever see these numbers drawn (referring) that purport to be numbers of lottery policy?

Answer said

Q You had never engaged in the writing of policy?

Answer said

Q Did you cannot recollect that these are the drawings of lottery policy? You didn't see them drawn?

A I can't say that I identify them as what is known as the drawing of lottery policy.

Q But you never saw them drawn?

Answer said

Q You didn't see any policy sold the day in these premises did you?

A No sir I did not.

John

George E. Grant being duly sworn
deposes and says

Q What is your business?

A I am the special agent of the New
York Society for the suppression of
vice of 150 Nassau Street

Q Will you kindly state to the Court if
on the 10th of October you were at
the premises 300 Bowery. If you
saw the defendant Jacobus Isaac
and state where he was and what he
was doing?

A In the afternoon of October 10 I visited
number 300 Bowery. I saw the defen-
dant. He was at the door standing
in the middle room

Q Was it the door which the preceding
witness had described?

A Yes Sir

Q And you said you not see persons
going in and out of the room?

A I saw one person going in and one
person coming out.

Cross Examined.

0401

9
If you didn't see any party said?
Ans. Sir

If you didn't see the man for as to
speaking anything?

A. I saw him at the dock standing there

By Mr. Conston

Q. Did he have a coat on or not if you
remember?

A. He was in his shirt sleeves.

William H. Harris called as a
witness on the part of the people
being duly sworn & sworn by
McConnell J. J. to Russell.

I ask your honor to instruct the
jurors that he does not need to answer
any questions that will tend to
degrade or embarrass him.

By Mr. Armstrong

Q. Where do you reside?
A. 1544 9th Avenue.

Q. Are you acquainted with the premises
300 Broadway?

A. I am

Q. You heard the testimony of the first
witness in this case describing
the premises?

A. I did

Q. And you state whether or not, do
you know the defendant Charles
Jacob?

A. Yes Sir

Q. How long have you known him?

A. I cannot be precise about it

Garhee was he employed on the 3^d
of October 1889?

A Bo's Brewery

Of the premises referred to?

Answer

How long has he been employed
there?

A That I cannot answer positively
about how long?

A For 3 years I should judge

Will you state the character of the
business carried on in the middle
upper apartments of Bo's Brewery?

A I decline to answer that question
if you mean what business is
carried on there?

A I decline to answer the question
I do in one way I had nothing
to do with that Sir;

What is the character of the business
carried on there?

A Exchange office

Of the second apartment, or the
second and 3^d room?

A I decline to answer the question because it will tend to incriminate me.

Q Will you state if your house whether or not the business of lottery policy is conducted in the rear of the room which you claim to have occupied in the building of 300 Bowery?

A I must decidedly decline to answer the question.

Q Why do you decline to answer it?
A I shall give no testimony that will incriminate or degrade me in the case against me afterwards.

Q Will you state whether or not you have personal knowledge whether these premises are kept for gambling purposes?

A They are not.

Q Then will you state what business is carried on there?

A I decline to answer.

Q Will you state whether or not.

you have personal knowledge of the character of the business represented by that paper (showing).

A. I am not decidedly desirous to answer that question in relation to that paper.

Q. Will you state whether or not that paper (showing) was found on Geo. Bonney?

A. I am sure I don't know.

Q. In your presence?

A. I didn't see it.

Q. Will you swear you did not see that paper on the second of October¹⁸⁹⁹ in the afternoon.

A. I didn't see it until you got back of it, I don't know where you got it from.

Q. Will you state if that paper was not picked up in front of you in the presence of Dr. J. A. Toole and in your presence.

A. I will not state it because there was a great deal of excitement.

going on, ^{and} I do not know what was going on.

Q. Will you state whether or not those papers were found there (showing)
A. They must have been found there if you got them

Q. Will you state whether or not you know the character of the business represented by those papers (showing)
A. I decline to answer any question in relation to those papers.

Q. Will you state to the Court what business is carried on in the middle apartment of the premises 300 Bowery & in the room where this manuscript was found and the room where you ^{and} Jones were found?

A. I must decidedly object to answering the question

Q. How long have you been employed at 300 Bowery?

A. I decline to answer the question
Q. In the questions you were asked before

his house went out if those apartments
were used for gambling apartments
also I understood from that that
you mean to say that you regard
Saltery policy as gambling?
A. I do not.

Q. You don't mean to include in the
gambling expression "Saltery policy"?
A. No Sir.

Q. Do you mean to include that in
your ~~question~~ answer to the question
which I asked you previously?
A. I don't know what that question
was now.

Q. The question was had those rooms
been used or occupied for gambling
purposes?

A. I decline to answer the question
if will you define to the Court
what you understood gambling
to mean?

A. Playing Sweet Red & Black
I saw, I saw that gambling
and playing obdure a lay out

Q. You don't mean to say in that expression "latter policy"?

A. No I do not include that.

Q. Do you or do you not know whether the premises occupied by the defendant Jacob had been occupied during the month of October or September last for the purpose of conducting latter policy or the sale of what is commonly called latter policy?

A. I positively decline to answer any question in relation to it, under the advice of counsel I decline to answer.

Q. What is what portion of those premises are you employed in the front room or middle room?

A. I had charge of the front room.

Q. Had you anything to do with the rear room?

A. No sir.

Q. Do you or do you not know the business carried on in the rear

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rooms of the premises 300 Bowery
 A. I do so to answer the question
 Mr. Conston

I request the Court to instruct
 the witnesses to answer the questions
 which he has declined to answer
 (Mr. Conston then reads Section 342
 of the ^{Penal} Criminal Code) in support of
 his request, that a witness is bound
 to answer the questions put to him
 Mr. Conman, Dep't. Russell, objects
 to the witnesses answering the questions
 put to him, and avails himself of his
 constitutional rights upon the ground
 that there are two other cases pending
 against the witnesses growing out
 of the same arrest but under
 another section of the Code.

The Court then adjourned the
 further hearing, for the purpose of
 rendering a decision to Thursday
 October 17 at 2 P.M.

0410

Thursday October 19th 1889
Examination proceeded, and all
parties being present,

The court having decided
that the witness should answer
the questions put to him on the
previous examination, Mr Cowan
Defendants Counsel waives
further examination, Mr Cowston
said he would not press the
answers to the questions ruled
upon by the Court.

The court then fixed
the defendant Charles Jacobs for
trial in sum of 500 dollars

0411

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

Anthony Courtoch

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that William H. Hix, and Charles Jacobs, here present

~~whose real name~~ unknown, but who can be identified by

did, at the City of County ~~of~~ and State of New York, on or about the 2nd day of October 1889, unlawfully use a room, table, establishment or apparatus for gambling purposes—and ~~did engage as a dealer or game-keeper in a gambling or banking game, where money or property was dependent upon the result and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed,~~ and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~come~~ ^{caused} to believe, is informed and verily does believe from personal observation and from statements made by the said William H. Hix and Charles Jacobs

 to deponent that the said William H. Hix and Charles Jacobs aforesaid, ~~now~~ ^{did} have in their possession, at in and upon certain premises occupied by them and situate and known as number 300 Bowery in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

04 12

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this

27th day of October 1889.

Anthony Courtois

Police Justice.

CITY OF _____ AND COUNTY OF _____ ss.

being further sworn deposes and says that on the _____ day of _____ 188____,
deponent visited the said premises, named aforesaid, and there saw the said
_____ aforesaid, and
had dealings and conversation with _____ as follows:

Deponent

0413

Subscribed and sworn to before me this }
..... day of 188..... }

..... Police Justice.

THE PEOPLE

ON COMPLAINT OF

Anthony Comstock

AGAINST

William L. Hix

Charles Jacobs

*Violation Sec. 844, P. C.
Gambling and Policy.*

Affidavit of Complaint.

WITNESSES:

0414

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

William H. Nick 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. *William H. Nick*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *England*

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

Answer. *1544 9th Ave 7 years*

Question. What is your business or profession?

Answer. *Clerk*

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*

W. H. Nick

Taken before me this
day of *October* 188*7*

Police Justice.

0415

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Charles Jacobs 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. *Charles Jacobs*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *78 E. 9th St. 3 years*

Question. What is your business or profession?

Answer. *Clerk*

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*

Charles Jacobs

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

Police Justice.

W. H. Hagan

04 16

POLICE COURT.....1.....DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of *Anthony Constantino*

For

Charles Jacobs

Gambling

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated *October 18th* 188 *9*

Charles Jacobs

D. J. Caffery Police Justice.

0417

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 Jacobs,
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, C and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Oct 17th 1889

E. D. Hagan
Police Justice.

I have admitted the above-named

Charles Jacobs
to bail to answer by the undertaking hereto annexed.

Dated October 18th 1889

Samuel C. Buckley
Police Justice.

There being no sufficient cause to believe the within named

William H. Hay
guilty of the offence within mentioned, I order him to be discharged.

Dated October 11th 1889

E. D. Hagan
Police Justice.

04 18

7101. Discharged at the
request of the
comatoken Oct 11 1889

BAILED,

No. 1, by

W. H. H.

Residence

Street.

No. 2, by

Hiram Bacon

Residence

210 East 126th

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Paroled for 100 days
October 5/89 at
10 1/2 A. M.
adjud. by Consent to
October 11/89 at
2 P. M.

Police Court---

1590

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Comstock
William H. H.
Charles Jacobs

3.

4.

Dated

Oct 3rd

188

Hogant

Magistrate.

W. H. H.

Officer.

P.O.

Precinct.

Witnesses

No.

Exad to Oct 17 1889
S. H. H. H. H. H.

No.

242 - 7th

Street.

No.

412 East 138th

Street.

\$

500.

Bailed

S. H. H. H. H. H.

Oct.

04 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Jacobs

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

Charles Jacobs

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

Charles Jacobs

late of the *Fifteenth* Ward of the City of New York in the County of New York aforesaid, on the *second* day of *October* in the year of our Lord one thousand eight hundred and eighty *nine*, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building, there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called "policy," where money and property was dependent upon the result, 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

Charles Jacobs

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said

Charles Jacobs

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows,
District Attorney.

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BOX:

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FOLDER:

3556

DESCRIPTION:

Johnson, Albert

DATE:

01/07/90



3556

0421

Witnesses:

Martha Wheeler
Officer C. H. Gardner

Counsel, Coleman
Filed 7 day of Aug 1890
Pleads, not guilty.

THE PEOPLE

vs.

Albert Johnson

Orphans, Child Abuse.
[Sec. 219, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Benjamin
Gustav

Foreman.

Compl. filed with the Court
of Special Sessions,

Part III, ... January 7, 1890.

0422

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Albert Johnson

The Grand Jury of the City and County of New York, by this
Indictment accuse Albert Johnson

of the crime of Assault in the Third Degree,

committed as follows:

The said Albert Johnson,

late of the City of New York, in the County of New York, aforesaid, on the
Nineteenth day of December, in the year of our Lord one thousand
eight hundred and eighty- nine, at the City and County aforesaid,

in and upon one Martha Whalen then
and there being, unlawfully and indecently
did make an assault, and did then and
there unlawfully, indecently and against
the will of the said Martha Whalen put
and place the hands of him the said
Albert Johnson upon and against the
private parts and person of her the said
Martha Whalen, against the form of the Statute
in such case made and provided, and against the
peace and dignity of the said People.

John P. Hellows,

Attorney

0423

BOX:

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FOLDER:

3556

DESCRIPTION:

Johnson, Joseph

DATE:

01/08/90



3556

Witnesses:

Henry Frick
John Holowaty

Counsel,
Filed
Plends,

8th day of *January* 188*90*

THE PEOPLE

*21 years
old
no previous*

Joseph Johnson

*Burglary in the THIRD DEGREE
(Section 498, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 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)*

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Gustav Foreman.

Part III January 9th 1889
Pleads guilty. Run 3rd deg.
3 yrs 7 mos 1st 1st

0424

0425

Police Court—2 District.—

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

Henry Fick
of No. 44 6th Avenue Street, aged 58 years,
occupation Matchmaker being duly sworn

deposes and says, that the premises No 44 6th Avenue Street,
in the City and County aforesaid, the said being a Three Story Brick building

and which was occupied by deponent as a Jewelry Store & Dwelling
and in which there was at the time a human being, by name Louis Fick

were BURGLARIOUSLY entered by means of forcibly breaking upon
a shutter then removing a fastening on a window
in the rear of the 2nd floor leading to deponent's
dwelling

on the 30 day of December 1889 in the Evening time, and the
following property feloniously taken, stolen, and carried away, viz:

Wearing apparel and a plated Watch
in all of the value of fifty dollars

\$50.⁰⁰

the property of deponent

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

Joseph Johnson (known here)
an unknown person who was arrested and whose name is unknown
to deponent

for the reasons following, to wit: That said Johnson was
caught in said premises, and said
unknown person escaped with
said property

H. Fick

*Subscribed to before me this 31st day of Dec 1889
Joseph Johnson Police Court*

0426

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Joseph Johnson 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.

Joseph Johnson

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

Philadelphia

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

Answer.

140 West 14 Street 3 months

Question. What is your business or profession?

Answer.

Bookkeeper

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
Joseph Johnson

Taken before me this

day of October 1887

William J. McQuinn
District Justice

0427

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 Jefferson

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 Dec 31 188 9 John J. Hoffman Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0428

\$1000 bond for
2 P.M. Dec 30/
89

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 2 District. 8

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry Pick
44 1/2 Ave

Joseph Johnson

1 _____
2 _____
3 _____
4 _____

Offence *Prostitution*

Dated Dec 31 1889

Magistrate.

Officer.

15 Precinct.

Witnesses John Holowitz -

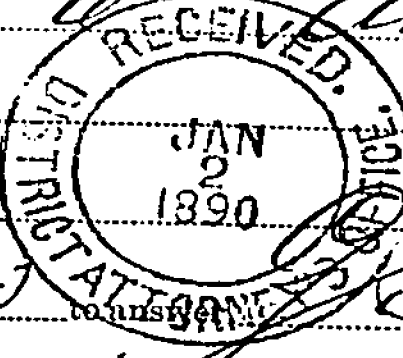
No. 44 1/2 Ave Street.

Harry L. Pick

No. 44 1/2 Ave Street.

No. _____ Street.

\$ 1000 to satisfy



Call

0429

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Johnson

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

Joseph Johnson

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

The said

Joseph Johnson

late of the ~~Fifteenth~~ ^{thirtieth} Ward of the City of New York, in the County of New York
aforesaid, on the ~~thirtieth~~ day of ~~December~~ ^{November} in the year of our Lord one
thousand eight hundred and eighty-~~nine~~ ^{nine}, with force and arms, in the
~~night~~ -- time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one

Henry Fock

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

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

0430

SECOND COUNT—

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

Joseph Johnson
of the CRIME OF *Grand* LARCENY *in the first degree* committed as follows:
The said *Joseph Johnson*

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,

*one watch of the value of
twenty dollars, and divers
articles of wearing apparel
of a number and description
to the Grand Jury aforesaid
unknown, of the value of thirty
dollars*

Henry Pick
of the goods, chattels, and personal property of one
in the dwelling house of the said *Henry Pick*

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

John R. Fellows,
District Attorney -

0431

BOX:

381

FOLDER:

3556

DESCRIPTION:

Johnson, Seth R.

DATE:

01/20/90



3556

0432

Witnesses;

~~Mr. C. H. [unclear]~~
~~Mr. [unclear]~~
Mr. C. B. [unclear]
~~Mr. [unclear]~~
Frank B. Schumacher

Bailed in \$5,000 on
both indictments by
George Daniligan
33 Each 32nd St.

See endorsement on
Indictment # 313
of Apr. 30th
W. M. D.

~~216~~
~~130~~
Counsel,
Filed day of Jan'y 1896
Pleads, Not guilty

THE PEOPLE
vs.
Seth R. Johnson
(to cards)
[Sections 511 and 521, Penal Code.]
(Indorsement, etc)

JOHN R. FELLOWS,
District Attorney.
(Can grant Blue Card)

A True Bill.

G. H. [unclear]
Paid for at \$2,500
I declare on my oath
that the above is a true
copy of the original
written on April 1st 1896
W. M. D. 1902

0433

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Seth R. Johnson

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

Seth R. Johnson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Seth R. Johnson

late of the City of New York, in the County of New York aforesaid, on the
seventeenth day of *November* in the year of our Lord
one thousand eight hundred and eighty-nine, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, *to wit: a*

promissory note for the payment of money

which said forged *promissory note*
is as follows, that is to say:

Dolls 1500

New York, Nov 17 1889

*One month after date I promise to pay
to the order of Sing Yuen*

Fifteen Hundred Dollars

at 16 Matt St. N.Y.

Value received

Chinese Sixth Society

Sing Yuen President

with intent to defraud, 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.

0434

SECOND COUNT:—

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

_____ *Seth R. Johnson* _____
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Seth R. Johnson _____
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, did feloniously utter,
dispose of and put off as true, a certain forged instrument and writing, *to wit: a*
promissory note for the payment of money
which said forged *promissory note* _____
is as follows, that is to say:

Dolls. 1500 New York, Nov 17 1889
One month after date I promise to pay
to the order of Sing Yuen
Fifteen Hundred ¹⁰⁰ Dollars
at 16 Matt St. N.Y.
Value received
Chinese Sixth Society
Sing Yuen President :

with intent to defraud, *he* _____ the said *Seth R.*
Johnson _____ then and there well knowing the same to be
forged, against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0435

Witnesses:

~~Wm. C. [unclear]~~

~~Wm. C. [unclear]~~

W. C. Bucher

~~W. C. [unclear]~~

Frank Bohneke

Bailed on another
indictment

See endorsement on
Indictment #313, of
Apr. 30/90.

W. M. S.

~~Wm. C. [unclear]~~
245-1307

Counsel,
Filed day of Jan'y 1890
Pleads, *Not guilty*

THE PEOPLE,
vs.
Seth R. Johnson

(2 cases)

I do hereby certify
that the above is a
true and correct
copy of the
original
as filed in the
District Attorney's
office.
John R. Fellows,
District Attorney.
(See case against the Foreman.)

A True Bill.

G. H. Ham
Foreman.
Paid for at \$200.
A

Court Notes:

Court Notes:

Damages for Arrest.

The Morphine Habit.

Must Pay or Go to Jail

MECHANICS' I IENS

A Physician Accused.

THE JUDGMENT RECORD.

Campbell et al.,
 the Hunt Pub. Co.,
 L. F. Doyle,
 the People, etc.;
 15,200,41; N. Hayes,
 Metropolitan Ed. R.R. Co. and the Man-
 iting, etc.;
 32,427,438; Tonery, D. & H.
 H. S. Snyder,
 Adams C. and John Henry
 15,000,971; N. F. Gellows,
 S. H. Shoyder;
 B. Beck et al.;
 15,018,11; V.
 T. Toft et al.;
 15,075,73;
 W. B.

[illegible]

THE REAL ESTATE MARKET

1. *Pharmaceuticals* (1997) 10, 11.

ATTACHMENTS:

MISCELLANEOUS.

AL TERM OF THE SUPRE
e of New York, held at the
Court House, for the

TERM OF THE SUPRE

TERM OF THE SUPREME

GEORGE F. ANDREWS^J

0446

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK

SS:

Alexander J. Clinton being duly sworn doth depose and say, that he resides at No. 5 East 128th Street in said City, and is President of the Eagle Fire Company at No. 71 Wall Street in the City of New York. That he has been an officer of said Company as President or Secretary thereof for more than thirty years.

Deponent further saith, that he has known Seth R. Johnson attorney and counsellor at law practicing in the City of New York, for more than thirty years, and has been well acquainted with his business connections and his social and family relations, and has during all the time he has known him as aforesaid, has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson, that he would not hesitate to place any trust and confidence in the honesty and integrity or in any statement which he should make.

*Sworn to before me this
27th day of January 1892*

*Clinton Palmer
Notary Public
New York County.*

A. J. Clinton

0447

STATE OF NEW YORK :
 CITY AND COUNTY OF NEW YORK : SS:

Clinton W. Sweet being duly sworn doth depose and say, that he resides at Yonkers, New York, and is in business in the City of New York and President of the Real Estate Record Association having his office at No. 14 Vesey Street and his store at No. 115 Worth Street both in the said City.

Deponent further saith that for more than ten years he has known Seth R. Johnson as an attorney and counsellor at law practicing in the City of New York and has been well acquainted with his business connections and his social and family relations, and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

That said Johnson has at various times acted professionally as attorney and counsellor for this deponent and is still deponent's professional adviser.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

*Sworn to before me } Clinton W. Sweet
 the 28 day of }
 January 1892 }*

[Signature]
 NOTARY PUBLIC IN
 NEW YORK COUNTY

0448

STATE OF NEW YORK
COUNTY OF KINGS.

SS:

Horatio C. King being duly sworn, doth depose and say, that he resides at No. 46 Willow Street in the City of Brooklyn, and is an attorney and counsellor at law having his office at No. 375 Fulton Street in said City.

Deponent further saith, that for more than twenty years he has known Seth R. Johnson as an attorney and counsellor at law practicing in the City of New York, and occupied offices with him for several years, and has been well acquainted with his business connections and his social and family relations, and that during all the time he has known him as aforesaid, he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson, he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

Horatio C. King

*Sworn to before me
this 28th day of June 1895*

J. S. Thompson,

*Notary Public,
Kings Co., N.Y.*

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK

55:

Henry A. Oakley being duly sworn, doth depose and say that he resides at 10 West 10th Street in the City of New York and is President of the Continental Trust Company No. 10 Wall Street, in said City.

Deponent further saith that for more than twenty years he has known Seth R. Johnson attorney and counsellor at law practicing in the City of New York and has been well acquainted with his business connections and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowl-
edge of the character and habits and reputation of said
Johnson he would not hesitate to place every trust and con-
fidence in his honesty and integrity or in any statement
which he should make.

Sworn to before me this
day of February, 1922.

Clinton E. Trauer
NOTARY PUBLIC, KINGS COUNTY,
CERTIFICATE FILED IN NEW YORK COUNTY.

0450

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK

SS:

Henry T. Chapman, Jr., being duly sworn to depose and say, that he resides at 240 Clinton Avenue in the City of Brooklyn, and is in business in the City of New York as a broker having his office at No. 72 Broadway in said City.

Deponent further saith that for more than twenty five years he has known Seth E. Johnson as an attorney and counsellor at law practicing in the City of New York and has been well acquainted with his business connections and his social and family relations, and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

*Sworn to before me this
5th day of February
1892*

Henry T. Chapman Jr.

W. P. E. Johnson

*Notary Public Kings Co
Certificate filed in N.Y. Co*

0451

STATE OF NEW YORK
CITY AND COUNTY OF NEWYORK

SS:

William M. Hoes being duly sworn doth depose and say that he resides in said City at No. 105 East 13th Street and is an attorney and counsellor at law having his office at No. 69 Wall Street.

Deponent further saith, that for more than twenty years he has known Seth R. Johnson as an attorney and counsellor at law, practicing in the City of New York, and has been well acquainted with his business connections, and that during all the time he has known him as aforesaid, he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

Dated New York Jan. 28th 1892

Sworn to before me this

28th day of January 1892

Court B. Pitkin

Commissioner of Deeds

New York City & County

W. M. Hoes

0452

State of New York,
City and County of New York, SS:

George Mulligan, being duly sworn doth depose and say that he resides in said city at No. 124 East 71st Street and is an architect and builder and carpenter, having his office and mill and shop at No. 33 East 32nd Street in said city.

Deponent further saith, that for more than twenty-five years he has known Seth R. Johnson as an attorney and counsellor at law practicing in the city of New York, and has been well acquainted with his business connections and his social and family relations, and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson, he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement he should make.

Deponent further saith, that for said Johnson he built a house on Fifty sixth Street just east of Madison Avenue which house is still owned by said Johnson and is worth at least Thirty-five thousand dollars, and that said Johnson has at various times acted professionally as attorney and counsellor for this deponent and is still deponent's professional adviser.

George Mulligan

*Chas L
Cohen*

*Sworn to before me this
29th day of January 1892*

Chas L Cohen Notary Public N.Y.C.

0453

STATE OF NEW YORK :
CITY AND COUNTY OF NEW YORK : SS:
:

Hiram Jeliffe being duly sworn doth depose and say that he resides at 354 West 122nd Street and is in business in the City of New York as a Hardware Dealer having his store at No. 239 Ninth Avenue in the said City.

Deponent further saith that for more than thirty years he has known Seth R. Johnson as an attorney and counsellor at law practicing in the City of New York and has been well acquainted with his business connections and his social and family relations, and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

That said Johnson has at various times acted professionally as attorney and counsellor for this deponent and is still deponent's professional adviser.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty or in any statement which he should make.

*Sworn to before this
29th day of January 1892*

*A. Honoré
Notary Public
County of New York*

Hiram Jeliffe

0454

State of New York,

City and County of New York, SS:

Jonathan H. Crane, being duly sworn doth depose and say, that he resides in said city at No 500 Madison Avenue, and is Treasurer of the Manhattan Brass Company on 28th Street and First Avenue, and President of the American Employers' Liability Insurance Company at No. 9 Pine Street in said City.

Deponent further saith, that for more than thirty years he has known Seth R. Johnson as an attorney and counsellor at law practicing in the City of New York, and has been well acquainted with his business connections, and that during all the time that he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

*Sworn to before me Jonathan H. Crane
January 29, 1921*

*Thomas F. Smith
Notary Public*

New York C. (1921)

0455

STATE OF NEW YORK :
CITY AND COUNTY OF NEW YORK : SS:

William P. Esterbrook being duly sworn, saith, that he resides at Rahway, New Jersey. That he resided in the City of New York for many years and until the year 1886, and was engaged in the City of New York for many years as a builder having a shop and mill at No. 145 East Twenty Eighth Street, and afterwards at No. 33 East Thirty Second Street, and that in the year 1880 he was appointed Inspector of Buildings of the City of New York and acted as such until the year 1885.

Deponent further saith, that he has known Seth R. Johnson since 1860; that he was admitted to the Bar in 1864, and in the year 1865 married deponent's daughter. That said Johnson has ever since lived in the City of New York and Brooklyn (excepting in the years 1870 and 1874 when he lived at Mt. Vernon) and has practiced his profession in the City of New York ever since his admission to the Bar. That he has a family of four children. That by the practice of his profession said Johnson has acquired and saved a considerable estate amounting to Twenty or Thirty thousand dollars. That he has always been of highest character and reputation among his acquaintances; that from the year 1867 to 1881 said Johnson acted as Notary for the Mercantile National Bank performing the duties of that office to the entire satisfaction of the Bank, and the official Notary of the Bank under whom he acted as such.

That in 1873 said Johnson was appointed and acted as the official Notary of the Mechanics National Banking

0456

-2-

Association at No. 32 Wall Street in the City of New York until the change of that Bank to the Wall Street Bank in 1822, when said Johnson was appointed and acted as official Notary of the last named Bank until it went out of business and was wound up in 1834.

That in the year 1868 said Johnson was appointed an Assistant Assessor of Internal Revenue of one of the Divisions of the Eighth District of the City of New York and continued and acted as such until that division was consolidated with another division in 1871. Said Johnson served in the field in the Rebellion in the 22nd Regiment of New York in 1862 and again in 1863. Said Johnson is a member and quarter-master of Post 307 of the Grand Army of the Republic; a member and trustee of the Belford Heights Baptist Church in the City of Brooklyn and Treasurer of the Board of Trustees of said Church, and is a member of the Union League Club of the City of Brooklyn.

That said Johnson possesses the entire confidence of his acquaintances and the community who know him and deponent believes him to be entitled to such confidence.

That deponent has always known him to be reliable and trustworthy in all his dealings.

And further deponent saith not.

Sworn to before me this 4th :
day of February 1892. :

Wm J. Peterbrook

George Tiffan
Notary Public
Cert. Filed in N.Y. Co

0457

STATE OF NEW YORK :
CITY AND COUNTY OF NEW YORK : SS:
:

John E. Burrill being duly sworn doth depose and say, that he resides in said City at No. 9 East 56th Street, and is an Attorney and Counsellor at Law having his office in the Mills Building No. 21 Broad Street.

Deponent further saith, that for more than twenty five years he has known Seth R. Johnson as an Attorney and Counsellor at Law practicing in the City of New York, and has been well acquainted with his business connections, and that during all the time he has known him as aforesaid he has known him to be of highest character and reputation for integrity among his friends and acquaintances and in the business community.

And deponent further saith, that from his knowledge of the character and habits and reputation of said Johnson he would not hesitate to place every trust and confidence in his honesty and integrity or in any statement which he should make.

*Sworn to before me
this first day of February 1892*

*Clinton Palmer
Notary Public
New York County.*

John E. Burrill

0458

IN THE MATTER

-of-

S. R. Johnson.

AFFIDAVITS

0459

About the middle of 1888 a young americanized Chinese man named Cheong wanted to purchase a house no 10. Matt St. N.Y. City. His attorney Seth R Johnson, whom he had met at as a teacher in a Chinese Sunday School, advised him, that as he was not a citizen, he had better have the deed made out in his Johnson's name & he would hold it for him. ^{he did} then

It was necessary to raise \$500. part of purchase price. This ~~before was to be raised on mortgage~~ Johnson said could be raised by giving notes, which he would get discounted. Fung did not know how to draw a note & was duly instructed by Johnson, who suggested that Fung should not use his own firm's name, but should use the name of some of the large Chinese concerns in New York. To Fung's objection that it would get them into trouble Johnson replied, that they could take the notes up before maturing if necessary & receive them & no one could be harmed thereby. Fung then made the notes & gave them to Johnson.

This succeeding Johnson proposed that Fung should make a number of notes in the names of different Chinese firms, on which Johnson could raise money & use it for call loans at high rates of interest & make a good deal of money. He silenced Fung's renewed objections by saying that he was a fool. That they could make a lot of money & no one would be hurt by it, as the notes could be received.

This was about Oct. 1888. During the first three or four months Johnson drew the body of the notes, Fung signing the forged names. The notes were generally drawn to the order of Fung's firm, Lung Hong Lung. There were then endorsed to Johnson, & a waiver of demand & protest (in Johnson's writing), endorsed thereon. The claim name Lung Hong Lung was then written on by Fung.

By the Spring of 1889, they had uttered over \$20,000. of these forged notes - using the names of 25 or 30 different ^{Chinese} firms in N.Y. and a number in Boston, Philadelphia & elsewhere.

Many of these notes have been renewed from month to month down to the last.

(see analysis & notes with Dis. atty.)

All of the money raised in this way was turned over to and retained by Johnson who was to do all of the financing - except \$500. which he paid to Fung as a part of his share of the profit. Though this amount was was got back by Johnson from him, on one pretext or another.

Early in the scheme Johnson gave Fung a copy ~~from~~ to protect ^{from} in writing numerous one time letters. (a protest sheet is now with the Dis. atty.) & also instructed him to keep a list of the sig-

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3.

notes used. so that they might always be made the same way in subsequent renewals. There were kept in two small books, in one of which a part of the entries were made by Johnson, (see book with Dist Atty.)

Johnson also cautioned Ivey not to make the different firms names alike, as it would arouse suspicion. (see different signatures in book.)

Most of the notes were renewed without waiting for the three days of grace. (see notes.)

This was to prevent the possibility of the banks sending notice to the firms whose names appeared on notes, for

In Oct. last Ivey visited in knowing what had been made & was receiving his share, which was to be 40% of the profits. Johnson urged him to keep on for two or three months more & then ^{close up the whole matter &} ~~he would~~ decide. saying that they had made over \$13,000 already. Ivey refused to make any more notes. Johnson then advised him to go to Canada for a few weeks until ^{gone and get} he might be in N.Y. where he was arrested. He, Johnson, carried ^{thoughtless} things out. & for this, This was to get him out of the U. S. when under the exclusion act he could not re-enter.

At the time many of the notes had been re-

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at Johnson's suggestion
newly notes drawn in the names of
Mausingson & Co & Tsung Hong Lung, of
which firms Tsung was a partner, ^{rendered to Johnson} Johnson
plan being to collect them from these firms
as soon as Tsung should flee the country, there
being then no witnesses against him.

Some time ago Johnson instructed Tsung to
destroy all of the old notes & vouchers.

In Dec last Johnson called on a Mr Shields
where Tsung had been boarding & asked if Tsung
had destroyed all the notes & papers. & were
told that ~~they~~ he thought he had.

Some of the firms whose names were used
were aware of the fact. or denied any benefit
therefrom.

The two firms of Mausingson & Co & Tsung Hong Lung
had no knowledge of the forging forgeries, until
the exposure came in the latter part of Dec. 89, and
denied no benefit therefrom.

The use of their names was in violation of the
Partnership articles, with which Johnson
as Chu Tsung's attorney was familiar having
examined them.

When the forgeries began Johnson ^{personally} took
Chu Tsung to Bradstreet, introduced him & got a
rating for the firms of Mausingson & Co.

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and Quang Hong Luing of about \$5,000. each.
When in Laos they were worth but about
\$8,000. each.

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People or

or

Det. R. Jackson

and Chas. Gray

Ministry of care

0465

CITY COURT OF NEW YORK

-----X
Seth A. Johnson :
Plaintiff :
vs. :
Chu Fung, et al :
Defendants :
-----X

BRIEF FOR PLAINTIFF

This is an action to recover the balance due upon a promissory note, made by the plaintiff, dated November 22nd 1889, for the sum of \$1940.34, payable on demand, at the Bowers Bank, made by the firm of MansingSon & Co of 312 Broadway, to their own order, and endorsed by MansingSon & Co, Chu Fung, Kwong, Hong, Luong & Co, with the notice of protest waived, upon which note there has been paid the sum of \$75. and \$104.60.

The defense is, in substance, that the note in suit is a forgery, made by the defendant Chu Fung, at the procurement and request of the plaintiff, without consideration, and with knowledge on the part of the plaintiff that Chu Fung was not a partner either in the firm of MansingSon & Co, the maker, or in the firm of KwongHong Luong & Co the endorser, whose names he signed.

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On the trial, the defendant further claimed that the partnership articles of Hamilton & Co. forbade a partner of the firm to make a note, and that the plaintiff was informed of this restriction upon the powers of the partners in said firm.

The evidence on this point was first rejected, upon the objection that it was not within the issues, but the Court subsequently took the evidence subject to the objection.

The defendant's position that Chu Fong, was not a partner in said firm was ^{met} by such evidence on the part of the plaintiff as to show that that defense was knowingly false, and not made in good faith.

The interposition of this defense however, characterizes the other parts of the answers, and the earnestness with which the defendant's counsel held to this defense, until compelled to admit its falsity justifies the suspicion that their professed belief in the other parts of their client's case may be equally insincere.

The only question to be determined in this case is whether the plaintiff is a bona fide holder, for value, of the note in question. If he is, he is entitled to judgment; if he is not, he is not entitled to judgment.

The attention of the Court is invited to the following brief.

AS TO THE LIABILITY OF A FIRM FOR THE DEEDS OF ONE OF
THE PARTNERS.

The liability of a firm for the fraud of one of
its members in procuring money upon false pretenses is well
settled by authority.

Maple vs. Latimer 2 Harwell 3, 110 N.Y. 795
Stall vs. Catskill Bank 18 Wend 400
North River Bank vs. Ayer 3 Hill 262
Griswold vs. Haven 25 N. Y. 595
Bank vs. Brainer, 44 N. Y. 620.
Chester vs. Dickerson 54 N. Y. 1
Brainer v. Stewart, 30 N. Y. 200

See also the following authors.

Collyer
Story on partnership Part III edition page 491
sections 445 and 447.

Handley on partnership, Swell's edition page 314

Story on partnership, Section 108.

Judge Story in his work on partnership says, "
the whole doctrine proceeds upon the intelligible ground,
"that where one of two innocent persons must suffer by the
"acts of a third person, he shall suffer who has been the
"occasion or cause of the confidence reposed in said third
"person. (Section 108.)

Mr. Collyer places the language of Judge Story
at the head of the section in which he treats of this class
of liabilities, and expressly applies the principle to

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the case of negotiable securities fraudulently issued by one of the partners. (Section 445 and 447.)

Mr. Lindley, also places the liability upon the same ground, and illustrates it by the case of Rapp vs Latham, supra, to which we invite the attention of the Court.

This principle applies, and the firm has been held liable in cases where it was not the recipient of the money fraudulently obtained.

Griswold vs Haven, 30 N. Y. 595.
Bank vs Brauer 10 N. Y. 350.

And also in the case of ~~Smith~~ ^{principal} where neither the principal nor agent received any benefit from the fraud, ~~nor~~ but were in fact, the victims of it.

Armour vs U. S. Co 65 N. Y. 111
Bank vs U. S. Co 72 N. Y. 122
Bank vs U. S. Co 103 N. Y. 185

In cases where the firm has received the benefit of the fraud, the innocent partners have always been held liable.

Chester vs Dickerson 54 N. Y. 1, 11.
Brauer vs Strang, 39 N. Y. 299, ^{affirmed}
114 U. S. 555.
Rapp vs Latham, 2 B & A 795.

In this case, the firm or principal, is estopped from denying, the ^{authority} ~~the~~ partner or agent to issue the false

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authority, and binds his partners, unless the proof satisfies
the court, that he was told that it was not his
business to bind or encumber the partnership, and that he
was to be responsible only, or that he was not to be
responsible for the partnership's debts.

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11

AS TO THE QUESTIONS OF FACT

The position of the plaintiff is, that the note in suit was given for checks, notes and accounts of the firm of Manning, Son & Co the maker, and Chung Hwang Kwong & Co the endorser, due to him from them, and surrendered at the time of receiving the note, and that he took it in good faith, with no knowledge of any restriction upon the power of Chu Fong, a partner in both of said firms to execute said instrument.

The position of the defendants is, that Chu Fong was an innocent Chinaman, ignorant of business methods, and of crime, when the plaintiff instigated in the art of forgery, by furnishing him with a book of signatures, teaching him how to make notes in the name of his own and other firms upon which the plaintiff was to raise money, and to divide ^{the profits} ~~the~~ in the proportion of forty percent to Chu Fong, and sixty percent to himself, and that the plaintiff drew the notes, and had Chu Fong sign and endorse them, and plaintiff raised the money on them; repeating this until Chu Fong had sufficient skill in the art of note making, to draw and fill up the notes himself, and thereafter compelling Chu Fong to keep up the supply of forged notes until he refused to make any more, and then giving him 47 dollars to run away to Canada.

And further, that the consideration of the note in suit, was to take up one of these longed for notes of the Chinese Six Society for \$1000, which was ~~not~~ due for about two months thereafter, and the balance to pay to said woman.

In determining which of these two statements is the true one, the Court is invited to first look at the position of the parties.

The plaintiff is a well known citizen of Brooklyn and a member of the New York Bar of many years standing, and with an undiminished reputation; he is a man of family, and of considerable fortune, acquired by many years of industrious practice at the law. That such a man, so placed should stake fortune, honor, and happiness by becoming a party to such a scheme as the defendants' counsel assert, seems absolutely incredible. There certainly could be no inducement for such conduct, except the making of money thereby, but, in this case, no money could be raised or any of the notes, except by the endorsement of the plaintiff, and by such endorsement he became liable to pay the full face of every note at its maturity. The commission of five percent which the plaintiff ^{is} charged for his endorsements, so far from militating against his good faith, is convincing evidence of it, because, if he knew that the notes were forged, so that they could not be enforced against the maker or payee, then he would be obliged to pay the whole note, for which five percent would be a meagre indemnity, while,

if he believed the notes to be exactly what they purported to be, then there would be no more than a just compensation for assuming the responsibility of the maker and prior endorser for the time the notes were to run. Certainly very few persons would be willing to endorse genuine paper of this character for such compensation.

The result of the evidence is that the money realized on these notes was not paid to the bank, or if paid, was immediately restored to the plaintiff as was indicated by the evidence, and on the contrary, the books and accounts clearly show that the bank received the money, and that the same, or a large part thereof, passed into the bank accounts of the two firms on the very day.

The final result of these transactions, so far as the plaintiff is concerned, is to leave him with a net loss of upwards of \$18,000, by reason of his endorsements of this worthless paper, which he was induced by the bank, the former and partner of the other defendant, to believe to be good business paper of the two firms, and negotiated at the bank of which he was notary, on the security of his own endorsements, and as he believed to and said firms in their business.

The ~~plaintiff's~~ ^{defendants} evidence that the plaintiff was advised of the restriction upon the powers of any of the partners of the firm of Mansington & Co, to execute promissory notes, and other obligations in the name of that firm was very indefinite. The instrument contained the following language: -

restrictions was written in Chinese characters, which the plaintiff could not read, and there is no proof that he was ever shown a translation of it. The defense is, say, that he was told that there was such a restriction but of ~~the~~ the authenticity of even of it is witnessed at that point as ^{it will be found} carefully examined, that they leave the matter of correct information to the plaintiff on that subject extremely uncertain. The fact is flatly contradicted by the plaintiff testimony. The burden was upon the defense to prove notice to the plaintiff of these restrictions, if any, as well as to allege that fact in their pleadings to open the way for such proof, but no such defense has been pleaded, and if pleaded, was ^{not} ~~not~~ been made by the proof which the Court received subject to the objection of its irrelevancy to the issues.

Let us now consider the case of the defendant Chu Fong.

He first appears in the Spring of 1900, receiving baptism at a Baptist church in Brooklyn, of which the plaintiff's wife was a member. The plaintiff becomes acquainted with Chu Fong in the Sunday School, by reason of the interest taken by the plaintiff's family in the converting of the Chinese to Christianity. So far from the plaintiff seducing this Chinaman from the path of virtue,

the evidence shows, that from the very outset, he became the easy victim of this wily rascal.

102 First transaction between ^{plaintiff} ~~the~~ relates to the conveyance of No. 10 Mott Street in this City in January 1928. The property belonged to a man named Wong Hong Luong, who was then absent in China. It became desirable for the defendant to establish himself as owner of property in the eyes of the plaintiff. In order to do so, he contrived a scheme, to have his uncle Chancy, falsely impersonate the absent owner, and by securing his signature to a warranty deed, to convey the title of said property to the plaintiff as trustee for Chancy. Accordingly on June 1928 the plaintiff drew up a conveyance from Wong Hong Luong to himself (common) of No. 10 Mott Street, and a declaration of trust from said deed to Chancy, to the effect that he held such title in trust for Chancy, and a lease for ten years, to Chancy at five dollars per year, of the property. Thereupon Chancy came to the ~~place of~~ plaintiff's office, his uncle, Chai Poy, who signs, and acknowledges the deed in the name of the absent owner, and delivers it so executed to the plaintiff, who executes the declaration of trust and the lease.

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to make the appearance of the payment of the full consideration, Chu Poy, brought with him a large amount in bills, which he handed to Chu Song in the hall-way before entering plaintiff's presence, and upon the execution of the deed Chu Song ostentatiously counted back again to his uncle the money which he had just received. Then the deeds are recorded, and the papers sent to the Registrar, and the consideration is given Chu Poy, to whom was given in Chinese characters in the right margin of the deed which he had forged, a commission which he had ~~long~~ ^{long} falsely expected such deed.

During the ensuing year, the plaintiff acted as Counsel for the firm of Rung H'ong Lung & Co, among other things getting for them with an insurance company a loss by fire in their store in Mott Street in July 1886.

In March 1887, Chu Fung applied to the plaintiff to procure him a loan of \$1500, to be secured by a mortgage on No. 10 Mott Street. Plaintiff believing him to be the real owner through the above mentioned deed, induced his father-in-law Mr. W. F. Esterbrook, to loan the sum of \$1500 and took as security the deed of Chu Song secured by a mortgage on No. 10 Mott Street.

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The next transaction of Chu Fung with the plaintiff of any materiality, relates to the purchase of No. 221 Fulton Street Brooklyn, in June 1933.

The Seller, was a man by the name of Levy. The price to Chu Fung was \$11,250, of which \$11,000 was to be secured by two mortgages one for \$7000 and the other for \$4000, and \$250 to be paid in cash. Chu Fung, procured a friend, named May S. Shields, a daughter of a woman who kept a restaurant for him, and with whom he boarded, to take title of this property for him. In order to deceive the plaintiff into the belief that the purchase price was much greater, so as to gain with him the credit of owning a valuable equity in this property, the man appeared with Levy, the vendor, to represent the price in the contract and conveyed as \$16,000. He then procured the plaintiff to sign up the contract and subsequently the deed, stating as the consideration \$16,000 which deed was executed in plaintiff's presence.

When the deed was so executed, Chu Fung, in the presence of the plaintiff delivered to Levy, the grantor, the check for \$4750, the balance of the pretended purchase price, in addition to the two mortgages of 7000 and \$4000 executed by May S. Shields, which ^{check} Levy after the plaintiff was gone restored to Chu Fung. In connection with these

two extraordinary transactions in real estate, the Court is requested to look at the evidence of Chu Sing, under cross-examination, and compare his statement of these two transactions, with those of the witnesses Chu Foy and Levy.

About this same time in 1931, one Foo Loong recovered a judgment of \$3793.92 in the Supreme Court against Chu Sing, for damages for fraud, in a transaction relating to purchase of opium.

Chu Sing appealed from this judgment, and desired sureties to stay proceedings pending such appeal. He applied to Mon Lee, and Quong Hong Luong, who had returned from China to execute such undertaking. They did so, and posted in the sum of \$8000 each, but were rejected as sureties by

Justice Patterson of the Supreme Court on the objection of the respondents counsel. Thereupon Chu Sing applied to the plaintiff to procure surety for him. The plaintiff applied to the American Surety Company to give an undertaking ~~on~~ said appeal, and the surety company required a deposit of \$4000 cash as collateral to such undertaking. Chu Sing

offered as security for the \$4000 thus required the notes of Quong Hong Luong & Co to May S. Shiels, and endorsed by May S. Shiels and Mon Lee, ^{Chu Foy} and himself, and also the bond of himself and May S. Shiels secured by a mortgage upon the premises 224 Fulton Street Brooklyn, and also an agreement that the plaintiff should hold No. 10 Mott Street as security for all indebtedness and liability to himself.

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In this connection we call the attention of the Court to the fact that Von Lee, who originally offered him self as surety on this appeal, and signed the undertaking and justification herein has signature as endorser upon the two notes of \$2500 and \$1500 advanced to make the \$4000 and also denied, until forced to admit the genuineness of his signature, to the undertaking and justification. The Court is requested to compare the latter signatures with those upon the endorsed notes. (plffs exhibits A & B Feb 25 1920)

The attention of the Court is further called to
Poy
fact that Chu ~~xxxxx~~ denied the genuineness of his signature
upon said notes, but he was required to write his name in
Court, and the Court is requested to compare the signature
thus written with the signature upon these notes. I am
advised to this we call the attention of the Court to the

fact that Wong was attended at the American Trust Company and paid the \$50 covered by said company as a fee for a letter of credit.

It is also at this point, however, that the plaintiff has been the victim of the deceit and fraud of Chu Song to the extent of \$5000- or if not more on the basis of these notes and simulated notes.

It is not therefore to be wondered at that in the meantime, as told to the jury to the extent of Chu Song, to use him as an instrument in order to negotiate the forged and unauthorized paper, which Chu Song was manufacturing.

The plaintiff's evidence is that, with the plaintiff and other Chu Song, as stated, but the proof is that the first one of the forged notes which Johnson had purchased and negotiated, to wit, the note dated June 10th 1936, for \$500, was filled out by Mr. Durant of Howe & Howland's office in this City, at Chu Song's request, and the note of the ^{last} gross-examination. This by Chu Song, as he testified on his ^{August 17} ~~June 17~~ 1936, and procured it to be discounted at the Merchants National Bank October 12th 1936. We have thus found Chu Song, at the very beginning manufacturing forged notes, without the aid of the plaintiff. The theory of the defendants that the plaintiff was Chu Song's instructor in crime is effectually upset by this.

p. 1107.

pp. 1188-89.

The very folly of the plaintiff's conduct, is the most effective argument in favor of his innocence, and of the falsity of Chui Song's evidence.

If the Court will examine the books and records, it will be found ^{that} for every one of these orders taken as collateral, the plaintiff parted with value, and that the money so paid by plaintiff, went to ^{on checks} the ^{order or} account of one or the other of the two firms now before the Court as defendants.

It is very questionable whether ^{Chui Song's} ~~the~~ partners were wholly innocent of these transactions. We find his partner, the wife, Chui Loy, assisting him to accomplish the fraudulent sale of No. 10 Mott Street. We find his partner and relative Chen Lee, as well as Messrs. Wong, Kwong Kwai, and the wife, with Yu Long reacting to the opium houses, and Chen Lee participating in the procurement of the \$4000 for the American Society Company. We find the ⁴⁶ firm of Messrs. Wong Kwong Kwai, availing themselves of the credit of Chui Song's checks in the name of the firm upon the account in the Lowery Bank, especially in the latter of the eight for rent by Mrs. Marks.

In addition to all this we have the evidence of Mr. McCallum the estate broker, to the fact that Chui Song employed him in the business commonly known as "lifting."

notes, of his firms, by exchanging them for notes of similar amounts executed by other firms and individuals, and also the evidence of the College Street, Mr. Hargrave, to the effect that the notes themselves, executed in the names of the firms were recognized and treated as genuine by both Mansingh & Co. and Wong Hong Luen & Co. And also in the matter of the purchase of No. ⁴ ~~10~~ Street from the use, as did the firm of Wong Hong Luen & Co. contracting to give its note for a part of the purchase money. He also finds that the ^{firm} ~~firm~~ of Wong Hong Luen & Co. kept for several years an account in the Oriental Bank, which after he in 1907, or 1908, and was during the last year or two of its existence, in under the charge of Chu Hong, who was the manager of the bank, and the manager of the bank was also the manager of the bank. As this firm had no other liabilities up to 1907, it is quite plain that the said firm must have come into existence because there was no change in their business, and it is therefore reasonable to believe that after their account was closed in the Oriental Bank, the new account opened by Chu Hong in the Bank was done with the knowledge and consent of the co-partners.

It is proved by the plaintiff's Exhibit 7 that Lee Chahed a check of his firm drawn by Chu Hong on the Bank for \$224 Sept 6 or 7, 1889

As to the firm of Mansingh & Co. Chu Hong was the manager. It was so printed on their cards for public distribution, and well known to the plaintiff. It was also reasonable that he should be the manager, transacting the

business of the firm with the English speaking world, because he was the only member in the firm having ^{practical} knowledge of that language.

These, and other facts and circumstances, when all more fully ^{explained} by a perusal of the evidence, are convincing facts that the denial of Chu Tong's partnership of any knowledge either of their bank accounts or Chu Tong's transactions is untrue. But whether they knew of this or not is unnecessary to the application of the rule, and "where one of the innocent persons must suffer by the acts of a third person, he shall suffer, who has been the occasion or cause of the difficulty or supposed harm to the person."

For the purpose of
The reasons which the plaintiff relied on Chu Tong may be summarized as follows:

1st:- Chu Tong in 1914, had abandoned Heathenism for Christianity, and shown apparent sincerity of his purpose to lead an upright life.

2nd:- Chu Tong in June 1930, had apparently purchased No. 10 Mott Street, and paid a large sum in cash for it, thus demonstrating to the plaintiff, that he had abundant means outside of his business.

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one:- in June 1898, he had purchased the property No. 224
Culton Street Brooklyn for the apparent consideration of
\$10,000 and as he made plaintiff believe had paid \$5,000 in
cash on account of the purchase money.

two:- At the same time ^{had} he, Fu Long recovered a judgment
against ^{him} for about \$4,000 thus showing, himself to be of
sufficient means not to be affected by such judgment.

three:- His partners gave an undertaking for him on appeal
to stay proceedings on said judgment or which each of them
indorsed in the sum of \$5,000.

four:- The notes which the defendant produced and which the
plaintiff endorsed and negotiated and represented by the
defendant to be the notes of Chinese firms who were connected
with the defendant, being the notes of the defendant, and that it would be
to the advantage to all of them to secure through their
business, to negotiate these notes, and that ^{these} ~~these~~ firms
were ^{making} ~~making~~ from 50 to 200 percent on the transactions, and
^{he gave} ~~these~~ the names of these firms, the names of the part-
ners composing them, and the names of the partner authorized
to sign notes, and their places of business in New York, San
Francisco and Hong Kong with a particularity that are every
evidence of the truthfulness of his ~~statements~~ ^{statements}
(See plaintiff's exhibits No 1 March 27 1890)

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7th:- He had charge of the account in the Oriental Bank for the firm of Quong Hong Luong & Co, when the plaintiff first became acquainted with him, and subsequently had charge of the same in the Western Bank.

8th:- In December 1888, he purchased from Yeh Kow, a share in the firm of Hunsington & Co ^{for \$1,000} and thereupon became the manager of said firm, and had charge of the cash accounts of said firm until he ran away.

9th:- In April 1889, Chai Kong had the plaintiff draw his will, wherein he bequeathed and bequeathed all his property to the plaintiff, and appointed the plaintiff executor. (See Exhibit marked C dated 15 1890.)

10th:- On the 15th day of April 1889, the defendant made a statement in writing of his property, and of the various firms of which he was a partner, for the plaintiff to sign, or to refrain from signing of the same as executor. This statement shows him to be a partner of Quong Hong Luong & Co. of Hunsington & Co. of Fook Sang Lung & Co. of 60 Jackson Street, San Francisco, and Wing Shing Luong & Co. of 60 Winifred Street Canton, China. And also gives a list of his estate, to wit, \$5000 in Hunsington & Co. \$10,000 and over in Quong Hong Luong & Co. \$2000 in Hing Shing Luong & Co. \$2000 ⁱⁿ Fook Sang Lung & Co. is interest in lease in 18 Mott Street, and in the \$2000 deposited with landlord. ^{interest in} 1/3 ~~of~~ No. 4 Mott Street, and of \$5000 with landlord. 1/3 interest in 18 Mott Street. \$2000 furniture in 278 Carleton Ave. Brooklyn. \$10,000 real estate in Canton China. The state-

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13th:- On the 1st of April 1929, the plaintiff received from
a certain person a note of the Hong Kong & Shanghai Banking
Corporation for the sum of \$2,500, for which the plaintiff received the
receipt of the bank. ~~Exhibit B~~ ^{See} ~~Exhibit B~~ of dated 12 1929.

14th:- On the 1st of April 1929, the plaintiff received from
the Hong Kong & Shanghai Banking Corporation, a note of \$2,500, for
which the plaintiff received the receipt of the bank. ~~Exhibit B~~ ^{See} ~~Exhibit B~~ of dated 12 1929.

15th:- On the 1st of April 1929, the plaintiff received from
the Hong Kong & Shanghai Banking Corporation, a note of \$2,500, for
which the plaintiff received the receipt of the bank. ~~Exhibit B~~ ^{See} ~~Exhibit B~~ of dated 12 1929.

16th:- In June 1929, the plaintiff received from
the Hong Kong & Shanghai Banking Corporation, a note of \$2,500, for
which the plaintiff received the receipt of the bank. ~~Exhibit B~~ ^{See} ~~Exhibit B~~ of dated 12 1929.

17th:- In June 1929, the plaintiff received from
the Hong Kong & Shanghai Banking Corporation, a note of \$2,500, for
which the plaintiff received the receipt of the bank. ~~Exhibit B~~ ^{See} ~~Exhibit B~~ of dated 12 1929.

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III

CONCLUSION

The plaintiff submits herewith a series of facts and conclusions of law which he desires the Court to make.

It is respectfully requested for the plaintiff for the amount due upon the note in sum, with costs.

Respectfully submitted,

Arthur E. Jones,
Plaintiff's Counsel
61 Nassau Street, N. Y.

CITY COURT

Seth R. Johnson


VS

Chu Fung et al

Plaintiff's brief

Edward C. James,
Plaintiff's Counsel
31 Nassau Street N. Y.

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| | | |
|---|---|--------------------------------|
|  | <div>\$600 ⁰⁰/₁₀₀</div> | New York, Dec 15 1888 |
| | One month after date we promise to pay to | |
| | the order of Queng Hong Loung & Co | |
| | Six hundred dollars | |
| | at Oriental Bank | |
| Value received | | |
| No. _____ | | Queng Hong Loung & Co |
| Due _____ | | Chatham St. Co. 70 Bowery N.Y. |

0493

July 18
Left to ...
Mch 22/90

Quang Hong Quang Ho

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~~Quang Hong Quang Ho~~
71 wuer

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Court of Sessions.

People vs

apx

Jesse R Johnson

City & County of New York. Chu Fong
 being duly sworn says that on or about the 15th
 day of December 1888. at the City of New York
 he forged the signature Song Yuen Co to the
 several promissory note. and that the said
 Johnson filled ⁱⁿ the body of the same. That
 defendant delivered said note to said Johnson
 That defendant at the time was not a
 member of said Song Yuen Co & had no authority
 to sign their name to said note. That
 the said Song Yuen Co was a firm doing bus-
 iness in the City of New York. That defendant
 signed the name of Song Yuen Co to said note at
 the instance & request of said Johnson who knew
 that defendant had no authority to sign the same
 That said forgery was but one of a large number which
 defendant made & delivered to said Johnson at his
 request. That said Johnson was defendant's law-
 yer & said that it was all right. that these for-
 geries were made under an agreement whereby
 defendant was to forge the signatures & Johnson
 was to take & dispose of the notes

Sworn to before me
 this 25 day of April 1890W. C. Beecher
 Notary Public
 New York

Chu Fong

0495

Song Years

Croft

John

Putney

Ch. H. J. J. J.

Song Years Co. 15 March

W. B. Beecher
234 Broadway

0496

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Seth R. Johnson

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

Seth R. Johnson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Seth R. Johnson

late of the City of New York, in the County of New York aforesaid, on the sixth
day of November in the year of our Lord one thousand eight hundred and
eighty-nine, at the City and County aforesaid, having in his custody a certain
instrument and writing, to wit: one promissory
note for the payment of money
which said promissory note is as follows, that is to say:

Doll: 750

New York, Nov 6 1889

One month after date we promise
to pay to the order of Mon Lee
Seven Hundred Fifty Too Dollars
at Bowery Bank
Value received Manningson & Co. :

the said

Seth R. Johnson
afterwards, to wit: on the day and in the year
aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge,
and cause and procure to be forged, and willingly act and assist in forging on the
back of the said promissory note
a certain instrument and writing commonly called an endorsement which said forged
instrument and writing commonly called an endorsement is as follows, that is to say:

Mon Lee 利

with intent to defraud, 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.

0497

SECOND COUNT—

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

Seth B. Johnson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Seth B. Johnson
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the City and County aforesaid having in his possession a certain instrument
and writing, to wit: a promissory note

for the payment of money
which said promissory note is as follows, that is to say:

Doll. 750 New York, Nov 6 1889
One month after date we promise to pay
to the order of Mon Lee
Seven Hundred Fifty 100 Dollars
at Bovey Bank
Value received Mansington Co

on the back of which said promissory note there was then and
there written a certain forged instrument and writing commonly called an endorsement
of the said last-mentioned promissory note which said forged
instrument and writing, commonly called an endorsement is as follows,
that is to say:

Mon Lee 3431

with force and arms, the said forged endorsement then and there feloniously did
utter, dispose of and put off as true, with intent to defraud, he the said
Seth B. Johnson then and there well knowing the premises,
and that the said endorsement was forged, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

JOHN R. FELLOWS,

District Attorney.

0498

BOX:

381

FOLDER:

3556

DESCRIPTION:

Jones, Humphrey

DATE:

01/16/90



3556

Witnesses:

William H. Wells

177. 177

Ronald Holloway

Counsel, 1207 Spring

Filed 16 day of Aug 1890

Pleds, July 17

THE PEOPLE

vs.

B

Humphrey Jones

*Made motion for
[See 2015, Consolidation at
Chap 448, Laws of 1889]*

JOHN R. FELLOWS,

District Attorney.

Jan 27th Oct 2

A TRUE BILL, 72 day 24, 1890.

Filed & requested

Edgar Foreman.

0500

State of New York,
City and County of New York, } ss:-

Matthew H. Mercer
 of N^o 115 East 14th Street being duly sworn
 says that he is a citizen of the State of New York,
 and resides in the City of New York, that on the
 2nd day of January 1880 and at various times
 prior thereto especially between the 1st day of December
 1889 and the first mentioned date at premises N^o 798
 West Avenue in the City of New York one
Humphrey Jones did unlawfully open and conduct
 a pharmacy or store for retailing, dispensing and compound-
 ing medicines or poisons in the City and County of New
 York not being a registered pharmacist nor the widow nor
 the legal representative of a deceased person who was a
 registered pharmacist in violation of the laws of the
 State of New York and especially of Chapter 817 of the
 laws of 1872, entitled, An Act to regulate the practice
 of pharmacy and the sale of poisons in the City
 and County of New York, passed May 22nd 1872
 and of Chapter 410 of the laws of 1882 known as the
 New York City Consolidation Act of 1882 passed July 1st
 1882 and especially of sections 2015 and 2023 of said
 last mentioned Act and on the said 2nd day
 of January 1880, the said Humphrey
Jones was not registered and did keep open shop
 for the retailing and dispensing of medicines and poisons at the
 place aforesaid in the said City of New York all of which
 was in violation of the laws aforesaid.

Sworn to before me, this

2nd day of January 1880

M. H. Mercer

[Signature]
 Police Justice.

0501

W

Police Court 2nd District

The People &c
on the complaint of
Matthew H. Weaver
against
Humphrey Jones

Affidavit
Violation of Act to Regulate
the practice of pharmacy &c.

Magistrate
Officer

Witnesses
No

No

\$ to answer

A. Westbrook Co., Law L. 1743, 62 William St., N. Y.

0502

Sec. 108-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

Humphrey Jones 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. Humphrey Jones

Question. How old are you?

Answer. 33 Years

Question. Where were you born?

Answer. Wales

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

Answer. 798-9th Ave 2 Years

Question. What is your business or profession?

Answer. Manager

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

Answer.

I am not guilty and
if held I demand a trial
by jury.

Humphrey Jones

Taken before me this
day of June 1890

Police Justice

0503

Sec. 151.

Police Court.....2nd District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York ; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING :

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by *Matthew H. Mercer*

of No. *115 East 14th* Street, that on the *2^d* day of *January*

189*0* at the City of New York, in the County of New York, at premises no 798

Fifth Avenue in the City of New York one Humphrey Jones did unlawfully open and conduct a pharmacy or store for retailing dispensing and compounding medicine or poisons in the City and County of New York not being a registered pharmacist.

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 each and every of you, to apprehend the said Defendant and bring *him* forthwith before me, at the *2nd* 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

7 day of *January* 189*0*
[Signature]
POLICE JUSTICE.

0504

10. D. M. 23. W. K. & Sons & Mr. J. J. Sweeney

The within named

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

Dated 188

Police Justice.

9:53 am
POLICE COURT 2nd DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Matthew H. Sweeney

vs.

Humphrey Jones

Warrant-General.

Dated January 2 1880

Hogans Magistrate.

Charles M. Campbell Officer.

The Defendant Humphrey Jones

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Charles M. Campbell Officer.

Dated January 2 1880

This Warrant may be executed on Sunday or at
night.

Police Justice.

0505

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 1000 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 Jan 8 18890 [Signature] Police Justice.

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

Defendant
Dated Jan 11 18890 [Signature] 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.

0506

Jan 11:10 am

BAILED,

No. 1, by

Residence 163 NW Street.

No. 2, by

Residence _____ Street.

No. 3, by

Residence _____ Street.

No. 4, by

Residence _____ Street.

Police Court---

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mathew H. Mercer

vs.

Humphrey Jones

2

3

4

Dated

Jan 8

1890

Hogan

Magistrate.

Randa Campbell

Officer.

Court

Precinct.

Witnesses

No.

Street.

No.

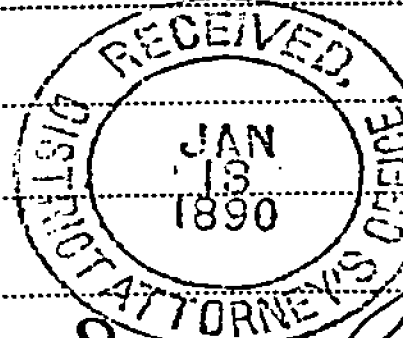
Street.

No.

Street.

\$

to answer



Bailed
Randa

Offence Viol. of Health
Chapt-2015-2023 of Const Act

0507

District Attorney's Office.

PEOPLE

US.

Ernest H. Adams

Edw V Skinner
353 Bway

Wm V A Poe
Natl Citizens' Bk
or 354 W 15th St.

Chas L. Richardson
351 W 14th St

Wallace Peck
132 Schermerhorn St.
Bklyn
or c/o Everett Tracy & Co.,
N.Y.

Matthew Byrnes Jr.,
1157 Lex'n Ave
"The Englewood"

0508

You can put this case
down for trial on Monday.
These are the witnesses. Skinner
ver. Richardson need
not be subpoenaed.

Jan 24/90. ADP

0509

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Humphrey Jones.

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

Indictment accuse *Humphrey Jones* of a Misdemeanor

of the crime of

committed as follows:

The said *Humphrey Jones*,

late of the City of New York, in the County of New York, aforesaid, on the

third day of *January*, in the year of our Lord one thousand
eight hundred and ~~eighty~~ *ninety*, at the City and County aforesaid,

*not being a registered pharmacist, known
as a graduate in pharmacy, or as a
licentiate in pharmacy within the
meaning of the Fifth Title of Chapter
Twenty five of the New York City Consol-
idation Act of 1882, did unlawfully
open and conduct a certain pharmacy
and store for retailing, dispensing
and compounding medicines and
poisons, he the said Humphrey Jones
not being then and there the widow
or legal representative of a deceased*

05 10

persons who was such registered pharmacist,
then continuing the business of such
deceased pharmacist; against the
form of the Statute in such case made
and provided, and against the peace
and dignity of the said People,

John R. Fellows,
District Attorney

0511

BOX:

381

FOLDER:

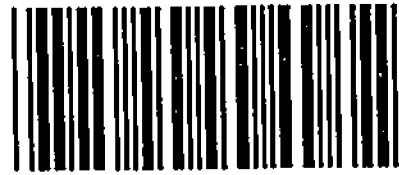
3556

DESCRIPTION:

Jordan, Michael

DATE:

01/23/90



3556

Witnesses;

David Goddard

Officer Woodbridge

Central office

203

Counsel,
Filed
Pleads,
day of Jan'y 1898
Prosser v.

THE PEOPLE

vs.

B

Michael Jordan

Grand Larceny, Second Degree.
[Sections 528, 637 — Penal Code]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

G. H. Kaven

Foreman.

Barth Feb 7/90
Jury 7/90
Jury requested

0512

0513

Police Court—

2

District.

Affidavit—Larceny.

City and County }
of New York, } ss.:David Goble
of No. 32 Cottage Place Street, aged 45 years,
occupation Railroad being duly sworndeposes and says, that on the 15th day of Jan'y 1889 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 nighttime, the following property, viz:

One Overcoat, and a
Silver Watch, and gold plated
chain, and Good and lawfull
money of the United States Issues to
the amount of 35.⁰⁰/₁₀₀ and all of the total
value of One hundred and thirty 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 Michael Jordau (now here)

from the fact that deponent went
to the Danagh House 159 Bleeker
Street on said evening and hired
a room for the night, and said
Jordau bring in company with
him. Deponent went to bed and
before doing so hung his Overcoat
containing said property on a nail
in said room and about 2 A.M.
the landlady of the house awoke
deponent and asked him where
his Overcoat was, and deponent
missed said overcoat and was
informed by the said landlady that

Sworn to before me, this
188 } day

Police Justice.

05 14

said Jordan had left the house, and deponent charged the said Jordan with having stolen and carried away said property, wherefor the deponent prays that said Jordan may be dealt with according to Law

Subscribed before me this 25th day

of January 1890

[Signature]
Police Justice.

David Noble

0515

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

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

Question. What is your name?

Answer. Michael Jordan

Question. How old are you?

Answer. 28 Years

Question. Where were you born?

Answer. Ireland

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

Answer. 145 Bleeker Street

Question. What is your business or profession?

Answer. Truckman

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
Michael Jordan

Taken before me this

day of

1890

Police Justice.

05 16

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

Ten 10 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Jan 20 1890

[Signature]
Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

05 17

Police Court--- 2 109 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

David Coble

vs.

Richard Jordan

2

3

4

Offence

BAILED,

No. 1, by Wm W. Cracken

Residence 305 East 18th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Complainant bailed
by William Butler
51 Carmine St.

Dated Jan 20 1890

Hogan

Magistrate.

Armstrong & Holdridge

C.O. Precinct.

Witnesses

Sarah Redden

No. 159 Blecker Street.

David Coble

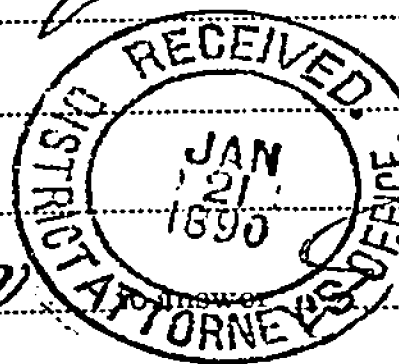
Home of Detention Bailed

No. Street.

No. Street.

\$ 1000

Bailed



05 18

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of No. Central Office Street, aged 30 years,
occupation Detective being duly sworn deposes and says
that on the 20 day of January 1890
at the City of New York, in the County of New York David Goble

now here is a material witness on the
complaint of said Goble against one
Michael Jordan; that deponent has
reason to apprehend that the said
Goble will not appear to prosecute
said complaint and deponent
asks that defendant said Goble
be required to find surety for his
appearance as a witness in said
case.

Joseph D. Wooldridge

Sworn to before me, this

of January 1890

to (day)

Police Justice.

05 19

CITY AND COUNTY }
OF NEW YORK, } ss.

Sarah Rieddel
aged *26* years, occupation *Housekeeper* of No.
159 Bleeker Street, being duly sworn deposes and
says, that she has heard read the foregoing affidavit of *David Goble*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

1890

20 Jan } *Sarah x Rieddel*
E. A. Jan
Police Justice.

0520

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Jordan

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

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

The said

Michael Jordan

late of the City of New York, in the County of New York aforesaid, on the fifteenth
day of January in the year of our Lord one thousand eight hundred and
ninety, at the City and County aforesaid, with force and arms, in the
night - time of the same day, divers promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of thirty - five

dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
thirty - five
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of thirty - five

dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of thirty - five

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of thirty dollars one overcoat
of the value of twenty-five dollars,
one watch of the value of twenty
dollars and one chain of the value of
fifteen dollars

of the goods, chattels and personal property of one David Hobbe
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.

JOHN R. FELLOWS, *District Attorney.*

0521

BOX:

381

FOLDER:

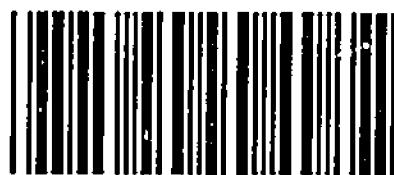
3556

DESCRIPTION:

Jourdan, Theodore

DATE:

01/08/90



3556

0522

Witnesses:

35. 25

Counsel, Westfield
Filed 8 day of Jan 1890
Pleads, Not Guilty

THE PEOPLE

vs.

I

Theodore Jordan

1100 Court

BIGAMY
(Section 298, Penal Code).

JOHN R. FELLOWS,
District Attorney.

A True Bill

Cliff Jansen Foreman.
Jury 22/90
O'Leary, Clerk
1100 Court
Jury 22/90 F.D. 29

0523



Vertrauenswürdige.

Das Theodor Carl Jordan
aus Erlangen, Bayern
und Florentine Klunischlag aus Baden geb. Hahl
aus Liebeck.

am 3. September 1886 durch unterzeichneten Prediger

ehelich verbunden

worden sind, bescheinigt derselbe mit seines Namens Unterschrift

Zeugen waren:

Johann Berg,
Fritz Lindeberger.

Jesey, b. g. v. f. W. f. h. Pastor J. Petzsch.
am 10. Oktober 1886

Zu haben bei J.E.Stohlmann, N° 120 Chatham St. New York.

0524

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

POLICE COURT, 3rd DISTRICT.

Theodora Jordan
of No. *110 Canal* Street, being duly sworn, deposes and says,
that on the *19* day of *August* 188*9*
at the City of New York, in the County of New York, *Theodora Jordan*

did unlawfully take unto
himself a wife he at the
time having a wife living
in violation of Section 29
of the Penal Code of the
State of New York for the
reasons following to wit: on
the said date this defendant
was married to the ^{in this city} ~~defendant~~
of 109-2nd Avenue the Reverend
Francis J. Schmeider having
performed the ceremony.
Defendant is informed by
Florentia Baden Jordan (her
present) that she Florentia
was married to the ^{in Jersey City} ~~defendant~~
on September 30, 1885. The Rev.
J. Peterson of Jersey City
having performed the cer-
emony. The said Florentia
Jordan says she is the legal
wife of this defendant and
has not been divorced from
him. Wherefore defendant
charges the said defendant
with marrying her he at the
time having a wife living
and prays he may be apprehended
and found to answer said Complaint.
Theodora Jordan

*Sworn to before me
this 19th day of August 1889
Atty Genl
John J. Smith*

0525

CITY AND COUNTY }
OF NEW YORK, } ss.

aged

65

years, occupation

Married

of No.

253 Dean

Brooklyn
Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

December

188

Herbert F. M. Jordan

my Ower

Police Justice.

0526

Sec. 198-200.

9 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Theodore Jordan 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. *Theodore Jordan*

Question. How old are you?

Answer. *30 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *110 Canal Street 3 months*

Question. What is your business or profession?

Answer. *Barkeeper*

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
Theodore Jordan*

Taken before me this

day of *March* 188*9*

Police Justice.

0527

Sec. 151.

Police Court District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by

of No. *110 Canal* Street, that on the *19* day of *August*

188*9* at the City of New York, in the County of New York,

Theodore Jordan
did unlawfully take unto
himself a wife he at the time
having a wife living

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 each and every of you, to apprehend the said Defendant and bring *him* forthwith before me, at the *2nd* 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 *December* 188*9*.

W D Cuth POLICE JUSTICE.

0528

The within named

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

Dated 188

Police Justice.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-General.

Theodore Jordan

Theodore Jordan

Dated December 16th 188

Thomas Magistrate.

Augustey Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dec. 17-89
3792
Lyer
Baker
W
110 Canal St

0529

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.....

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

Dated *Dec 7* 188..... *Conrad* Police Justice.

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

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

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

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

0530

\$1500 fm
to 10 am
Dec 19.

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sharon Jordan
vs. 110 Canal St
Sharon Jordan

2

3

4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

No. 1, by
44 Court St
Brooklyn

Dated

1889

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Rev. Haver Snyder

109

20th Avenue

Brooklyn

0531

Court of General Sessions
New York County.

The People vs }
age 21
Theodore Jourdan }

City and County of New York, S.S.

Theodore Jourdan

being duly sworn deposes and says: that he is the defendant above named: that he resides at No 110 Canal Street in said City: that he is a native of Germany, and came to the United States in the summer of 1885. That soon thereafter deponent made the acquaintance of one, Henrietta Baden, a widow, who then resided at No 179 Cranberry Street, Brooklyn, N.Y: that such acquaintance resulted in an agreement between deponent and the said Henrietta Baden to intermarry: that said agreement or engagement was opposed by Charles Baden, a son of the said Henrietta Baden by a former marriage, and created bitter feeling between them: that thereupon deponent on account of the threatened serious family dissension suggested to said Henrietta Baden it might be expedient for them to cancel their aforesaid agreement; that said Henrietta became incensed at this and left deponent, but subsequently sent for him again. That thereafter, and while in Jersey City, at the suggestion of said Henrietta Baden

0532

she and deponent were married, and then they returned to her said home in said Brooklyn where they resided: that his said wife purchased a business interest for deponent: that serious disagreements subsequently arose between them, and by mutual consent they separated. That after the lapse of several months they again agreed to live together, but that at this period his said wife would frequently indulge in the most violent fits of temper, and without cause use abusive language to deponent, and threaten deponent with a bath of boiling hot water, and to strike him with the smoothing irons, in consequence whereof deponent considered it expedient to absent himself from her: that this was in or about the month of December 1886. That deponent was informed by said Charles Baden, that some time prior to deponent's marriage with her, the said Henrietta had been confined in an insane asylum. That some time during the latter part of 1887 or first part of 1888 deponent was informed by one, Duryea that his said wife was in a deplorable condition by reason of mental aberration and was neglected; that thereupon went to her and endeavored to live with her, but that by reason of her violent actions and peculiar eccentricities of conduct toward deponent and others it would be necessary to place her under proper medical restraint and care: that thereafter with the full approval and assistance of her said son she was placed in an institution at Amityville, Long Island, N.Y. That shortly thereafter deponent

0533

met her said son, Charles Baden, and asked him for the loan of a small amount of money: that thereupon said Baden and deponent went to the office of one Crew, in Court street, Brooklyn, who as your deponent is informed, is an attorney-at-law, and there and at that time, and in consideration of a sum of money deponent signed a written agreement, which, as he was then informed, was a full extinguishment of all marital relations between him and the said Henrietta: that said Charles Baden then informed deponent that he was entirely free, and that deponent should not attempt to see the said Henrietta nor come to Brooklyn. That from that time and up to the time of being informed to the contrary by his present counsel herein, deponent fully and in good faith believed he had the full lawful right to marry again.

Sworn to before me this Theodore Jordani

29th day of January 1898

W.K. Van Meter

Commissioner of Deeds

for the City of New York

0534

Court of General Sessions
New York County

The People vs

agst

Theodore Tordani

Applicant

Geo. W. ...
Deputy Atty.

0535



District Police Court.

New York,

188

Mem (in the Dist. Ct.)

This defendant married

Florentine Jordan 30 Sep 1885

Johanna Berg Witness

Without any legal separation

As Florentine Jordan he

married Theodora Jordan

19 Aug 1889 - Margaret

Pratt Witness

0536



0537

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Theresa Jordan

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

Theresa Jordan

of the CRIME OF BIGAMY, committed as follows:

The said *Theresa Jordan*,

late or the City of New York, in the County of New York aforesaid, on the *thirtieth*

day of *September*, in the year of our Lord one thousand eight hundred and

and *eighty nine*, at the City of *Jersey City*,
in *Hudson County*, in the State of
New Jersey.

did marry one *Therese Jordan* and her

the said *Therese Jordan* did then and there have for

his wife : and the said *Theresa Jordan*,

afterwards, to wit on the *19th* day of *August*, in the year of

our Lord one thousand eight hundred and eighty-nine, at the City and

County of New York, aforesaid,

did feloniously marry and take as *his wife* one *Theresa*

Augusta Simis and to the said *Theresa Augusta Simis*,

was then and there married, the said *Therese Jordan*,

being then living and in full life, against the form of the Statute in such case made and

provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0538

BOX:

381

FOLDER:

3556

DESCRIPTION:

Jun, Ah

DATE:

01/24/90



3556

0539

BOX:

381

FOLDER:

3556

DESCRIPTION:

Sam, Lung

DATE:

01/24/90



3556

Witnesses;

Anthony Comstock

\$26
J. C. P.

Counsel,

Filed

24 day of Jan 1890

Pleas,

Chattel 27

THE PEOPLE

vs.

Ah Jun
and
Lung Sam

GAMING HOUSE, &c.

[Sections 343, 344 and 385, Penal Code]

JOHN R. FELLOWS,

District Attorney.

Part IV Felony 2490
W. 2 Pleas Guilty
Fined \$25.

A True Bill.

W. K. F. Foreman.

Part III Felony 2490

W. 1 Pleas Guilty 1st count

Fined \$25.

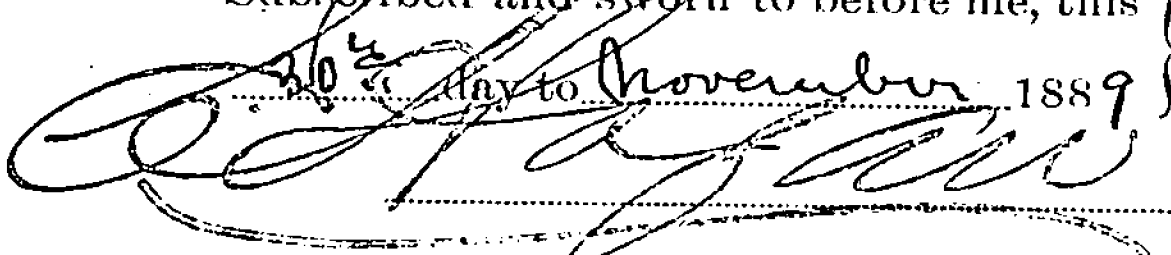
0540

0541

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

for Chung being duly sworn, deposes
and says, that Ah Sun
here present, is the one known as Lenny Jan
in annexed complaint.

Subscribed and sworn to before me, this

10th day to November 1889


Police Justice.

Suppression of Vice, that he has just cause to believe, is informed and verily does
believe, that Ah Jan and Lenny Jan

0542

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

Anthony Bourtois

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, that Ah Jan and Leung Jan

whose real names are unknown, but who can be identified by Joe Chung did, at the city of County of and State of New York, on or about the 12th day of November 1889, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as a dealer or game-keeper in a gambling or banking game, where money or property was dependent upon the result—~~and~~ ^{or} did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~come~~ ^{cause} to believe, is informed and verily does believe from personal observation and from statements made by Joe Chung and Ah Hone

to deponent that the said Ah Jan and Leung Jan aforesaid, now have in their possession, at in and upon certain premises occupied by them and situate and known as number — 8 Mott street in the city of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

0543

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this }
 29th day of November 1889. }

Anthony Forrester

[Signature]

Police Justice.

CITY OF New York AND COUNTY OF New York ss.

being ^{duly} further sworn deposes and says that on the 12th day of November 1889, deponent visited the said premises, named aforesaid, and there saw the said Ah Jan and Lenny Jan aforesaid, and had dealings and conversation with them as follows:

For Chung, 24 Market, N.Y. City

Deponent saw the said Ah Jan and Lenny Jan conducting the gambling or banking game of "Fan Tan", or "Five Tan", the said Ah Jan acting as dealer and the said Lenny Jan acting as ~~dealer~~ Cashier, where money was dependant upon the results of said game. A number of men were playing said gambling game while deponent was present. Deponent further says from personal observation and from dealings had ~~at~~ different occasions with the said Ah Jan and Lenny Jan, he is informed and verily believes that the Ah Jan and Lenny Jan, now have in their possession with intent to use

0544

the same as a means to commit a public offense,
at, in and upon certain premises occupied by them
situate and known as Number 8 Mott street,
divers and sundry apparatus, device, paraphernalia
books, papers, articles and things suitable for
gambling purposes, in violation of the provisions
of Chapter IX. Penal Code State of New York -

Subscribed and sworn to before
me this 29th day of November 1889
[Signature]
Police Justice

壯早

Ct of County and State of New York ss.

Ah Hone of Number 176 Broadway
street, being duly sworn deposes and says he
has heard the foregoing affidavit of Joe Chung
read and knows its contents, and was with the
said Joe Chung upon the occasion described,
and knows the statements made in said affi-
davit to be true of his own knowledge, except
such matters as are stated upon information
and belief and avers that he is informed
and verily believes them to be true -

Subscribed and sworn to before
me this 29th day of November 1889
[Signature]
Police Justice

Ah Hone

0545

Subscribed and sworn to before me this }
..... day of 188..... }

..... Police Justice.

THE PEOPLE

ON COMPLAINT OF

Antony J. Toes & J. J. Chung

AGAINST

*Ah Fan -
Lenny Jan -*

*Violation Sec. 344, P. C.
Gambling and Policy.*

Affidavit of Complaint.

WITNESSES:

*A. Constock
Joe Chung.
Ah Hone.*

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer In the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony J. Caruto, Jr., for Chung
and Ah Hone of 150 Nassau Street, New York
City, that there is probable cause for believing that Ah Jan and Lenny Jaw, whose
real names are unknown but who can be identified
by Joe Chung and Ah Hone.

has in their possession, at, in and upon certain premises occupied by them and situated and known number 8 West Street in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-boards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day or night -
time to make immediate search on the person of the said Ali Jaw and Sunny Jaw

and in the building situate and known as number. 8 Mott street aforesaid,
for the following property, to wit: all Faro layouts, Roulette Wheels and layouts,
Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs
of cards, dice, deal boxes, lottery policies,
lottery tickets, circulars, writings, papers,
documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, books
 documents for the purpose of enabling others to gamble or sell lottery policies, black-
boards, slips or drawn numbers of a lottery, money to gamble with, and all device,
establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the Twist District
Police Court at: the Courts in Centre street in the City of New York.

Dated at the City of New York, the 24th day of November 1889 -

Police

POLICE JUSTICE.

0547

Inventory of property taken by John W. Cullough the Peace Officer by whom this warrant was executed :

~~Paro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-~~
~~outs, gaming tables, chips, packs of cards, dice, deal~~
~~boxes, deal trays for holding chips, cue boxes, markers, or tally cards,~~
~~ivory balls, lottery policies, lottery tickets, circulars, writings,~~
~~papers, black boards, slips, or drawn numbers in policy, money,~~

~~manifold books, slates,~~ 1 Matting layout for fan tan. $\$7 \frac{22}{100}$ cash
1 box dominoes cash markers 1 Cue box 3 counters
1 tin box containing button & glass markers, 1 Cigar box
containing Cash. 7 Small Cups.

City of New York and County of New York ss:

I, John W. Cullough the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 30th
day of November 1889

[Signature]

Police Justice.

John W. Cullough
Captain

Police Court--- First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Santoro

vs.

Al Jan.

Serving Jan. is Al Jan.

Dated, Nov 29th 1889

J. Hogan Justice.

John W. Cullough Officer.
Capt.

Search Warrant.

0548

Sec. 151.

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

Police Court, _____ District.

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Aukuniforuntoch, Joe Chung and Ah Hone of No. 150 Nassau Street, charging that on the 12th day of November 1889 at the City of New York, in the County of New York that the crime of using and allowing to be used a room with ~~out~~ apparatus device, and paraphernalia suitable for gambling purposes

has been committed, and accusing Ah Jau and Lenny Jau whose real names are unknown but who can be identified by Joe Chung and Ah Hone thereof.

Wherefore, the said Complainant has prayed that the said Defendants 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, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendants and bring them forthwith before me, at the First 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 29th day of November 1889

[Signature]
POLICE JUSTICE.

0549

POLICE COURT, 12 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Jantich
vs.

Al Jan.

Senny Jan.

Dated Nov 29th 1887

E. Hogan Magistrate.

Capt John McCullough Officer.

The Defendant _____
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.

Dated _____ 188

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, _____

0550

Sec. 198-200.

CITY AND COUNTY OF NEW YORK.

District Police Court.

Ah Sun 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. *Ah. Sun*

Question. How old are you?

Answer. *47 years*

Question. Where were you born?

Answer. *China*

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

Answer. *8 Mott Street. 4 years.*

Question. What is your business or profession?

Answer. *Seam-maker*

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*

SK

Taken before me this

20

day of

November

188*7*

Police Justice.

[Signature]

0551

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Leong Sam 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. *Leong Sam*

Question. How old are you?

Answer. *40 years of age*

Question. Where were you born?

Answer. *Canton*

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

Answer. *8 North St. 16 years*

Question. What is your business or profession?

Answer. *Printer*

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*

Leong Sam

Taken before me this

day of *December* 188*9*

Police Justice.

0552

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.
OF NEW YORK, }

An information having been laid before Edward Hogan Police Justice
of the City of New York, charging Ah Sun Defendant with
the offence of Gambling

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

We, Ah Sun Defendant of No. 8
Mott Street; by occupation a Seegar dealer
and Morris Isaacs of No. 213 East 87
Street, by occupation a stone Surety, hereby jointly and severally undertake that
the above named Ah Sun Defendant
shall personally appear before the said Justice, at the Fires District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Four
Hundred Dollars, 400

Taken and acknowledged before me, this 30

October 1889
Edw. Hogan
POLICE JUSTICE.

M. Isaacs

0553

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me this 30th day of June 1888
Police Justice

Morris Isaacs

the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth *Twenty* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *the house and lot*
of land known as No. 6 Mott
Street value 20000 above
encumbrances

M. Isaacs

District Police Court.

Underlying to appear
during the Examination.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Taken the day of 1888

Justice.

0554

Sec. 192.

First - District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Just: Edward Hogan a Police Justice
of the City of New York, charging Lung Sam Defendant with
the offence of Gambling

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

We, Lung Sam Defendant of No. 8 Mott
Street; by occupation a Storekeeper
and Wong He Chong of No. 17 Bowery
Street, by occupation a Merchant - Surety, hereby jointly and severally undertake that
the above named Lung Sam Defendant
shall personally appear before the said Justice, at the First - District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten -
Hundred Dollars.

Taken and acknowledged before me, this 6th

January December 1889.

Ed Hogan
POLICE JUSTICE.

Lung Sam

Wong He Chong

0555

CITY AND COUNTY } ss.
OF NEW YORK, }

Wong He Chong

the within named Bail and Surety being duly sworn, says, that he is a resident and *House-*
holder within the said County and State, and is worth *Twenty* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *goods, wares and*

Merchandise stored and located at
Nos. 17 & 19 Bowery in the City of New
York, of the amount and value above
indicated -

Wong He Chong

Suborn to before me, this

6th

Undertaking to appear
during the Examination.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Taken the day of 188

Justice.

0556

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.....

Defendants

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, *etc.* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until *he* give such bail.

Dated *December 10th* 188*7*

[Signature] Police Justice.

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

Dated *December 10th* 188*7*

[Signature] 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

[Signature] Police Justice.

0557

Dec. 2^d at 9 1/2 A. M.
" 5 " 2 P. M.
" 10 " 11 A. M.

BAILED,

No. 1, by Morris Spades
Residence 213 East 87th Street.

No. 2, by Wm. H. C. Brown
Residence 17 B. Ave. Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court--- / District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Constock

vs.
1 Ch. Lee
2 Lung Sam
3 _____
4 _____

1805
Office Samuel

Dated November 30 1889

H. J. H. Magistrate.
Capt. M. G. L. Officer.
Precinct.

Witnesses _____

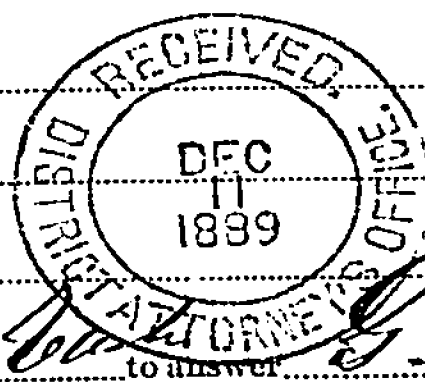
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500.00 to answer

Bailed
Bailed for Sam H. J. H.



0558

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

Joe Chung being duly sworn, deposes
and says, that Lung Sam
here present, is the one known as ah Jan
in annexed complaint.

Subscribed and sworn to before me, this

22 day to December 1889
Joe Chung

Police Justice.

牡早

0559

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Ah Jun and Lung Sam

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

Ah Jun and Lung Sam -

(Sec. 343, of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed
Penal Code.) as follows:

The said

Ah Jun and Lung Sam

late of the *Sixth* Ward of the City of New York, in the County of New York
aforesaid, on the *twelfth* day of *November* in the year of our Lord
one thousand eight hundred and eighty-*Eight*, and on divers other days and times
as well before as after, to the day of the taking of this inquisition, at the Ward, City and
County aforesaid, with force and arms, unlawfully did keep a certain room in a certain
building there situate, to be used for gambling, 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. (Sec. 344, Penal Code.)

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

Ah Jun and Lung Sam
of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND
APPARATUS TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

Ah Jun and Lung Sam

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, and on said other days and times, at the Ward, City and County aforesaid,

0560

a certain room in a certain building there situate, and a certain gambling-table, and establishment, and diver cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, with force and arms, feloniously did allow to be used for gambling purposes, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT. (Sec. 385, Penal Code.)

And the Grand Jury aforesaid, by this indictment, further accuse the said *Ah Jun and Lung Sam* of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Ah Jun and Lung Sam*, both late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, a certain common gaming-house there situate, for *their* lucre and gain, unlawfully and injuriously did keep and maintain; and in *their* said common gaming-house, then and on said other days and times, there unlawfully and injuriously did cause and procure divers idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on the day and in the year aforesaid, and on said other days and times, to game together and play at a certain unlawful game of cards called *Faa Tse* in the said common gaming-house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and the said idle and ill-disposed persons, then, and on said other days and times, in the said common gaming-house aforesaid, by such procurement, permission and sufferance of the said *Ah Jun and Lung Sam* there did game together and play at said unlawful game of cards, for divers large and excessive sums of money, to the great annoyance, injury and damage of the comfort and repose of a great number of persons, good citizens of our said State, there inhabiting and residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

JOHN R. FELLOWS,
District Attorney.