0083

BOX:
16

FOLDER:
193

DESCRIPTION:
Shanahan, Timothy

DATE:
06/24/80

193

0084

BOX:
16

FOLDER:
193

DESCRIPTION:
Garvey, John

DATE:
06/24/80

193

0085

BOX:
16

FOLDER:
193

DESCRIPTION:
O'Hare, James

DATE:
06/24/80

193

#208 —

S. Ogden

Day of Trial,

Counsel,

Filed 24 day of June 1872

Pleads Not Guilty (25)

THE PEOPLE

vs.

Timothy Shanahan P

John Garvey P

James O'Hare P

BURGLARY—THIRD DEGREE.
NOTHING STOLEN.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

S. H. Wales

Foreman.

June 30/72.

(all)

Tried & Acquitted.

9999

Police Office, First District.

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

of No. 80 Cherry Street, being duly sworn,

deposes and says, that the premises ~~No.~~ aforesaid

Street, 4th Ward, in the City and County aforesaid, the said being a Grocery

and which was occupied by deponent as a Store for the deposit

And Sale of Groceries were BURGLARIOUSLY

attempted to be entered by means forcing and breaking open the

Shutters and door leading from the

Street into said premises

on the Night ~~attempted to be~~ of the 14th day of June 1870

and the following property, feloniously taken, stolen and carried away, viz.:

Stock of Groceries consisting of

teas, Coffees Sugars Spices

Soap & Candles and other Merchandize

Amounting in all to five thousand

dollars or more

the property of deponent

and deponent ~~further says that he~~ has great cause to ~~believe, and does believe~~ that the aforesaid

~~attempted to be~~ BURGLARY was ~~committed~~ attempted to be and the aforesaid property taken, stolen and carried away by

Timothy Shanahan and John Garvey and

James O'Hare acting in concert and collusion together

for the reasons following, to wit: That at about 2.30

o'clock A.M. on the night aforesaid

the prisoners were seen together

in the act of breaking the door leading

to said Store and endeavoring to force

an entrance to said premises for the

purpose above set forth as deponent

is informed and believes

John Rendles

Sworn to before me this 15th day of June 1870

Police Justice

City and County
of New York ss

Hugh Clowry of the 4th
Precinct Police being Sworn
Says that at about 2.30 Oclock
A.M. on the morning in Question he saw the
Prisoners together at the door leading
from the Street into the within Named
premises and saw them attempt
to break and pull apart the Shutters
of said door for the purpose of
forcing an entrance into said Store
as deponent believes and charges

Hugh Clowry

Sworn to before me this
15th day of June 1880

Police Justice

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

Timothy Shanahan being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Timothy Shanahan

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer. Henry Street New York

Question. Where do you live?

Answer. 36 Henry Street

Question. What is your occupation?

Answer. Tinsmith

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty

Timothy Shanahan.

Taken before me, this 30 day of Dec 1887

Police Justice.

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

John Garvey being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. John Garvey

Question. How old are you?

Answer. 13 years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 5 Cherry Street

Question. What is your occupation?

Answer. Blacking boots and selling papers

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty

John his X mark Garvey

Taken before me, this 15 day of [illegible] 1880

[illegible]

POLICE JUSTICE.

0091

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

James O'Hare being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. James O'Hare

Question. How old are you?

Answer. 14 Years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 14 Henry Street

Question. What is your occupation?

Answer. Go to School

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty
James O'Hare

Taken before me, this [illegible] *day of* [illegible] 189[illegible]

[illegible]

POLICE JUSTICE.

Form 00 #208

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Rendles

30 Cherry St

vs.

1. Timothy Sullivan

2. John Garvey

3. James O'Hara

4.

5.

6.

Offence, Attempt to Burglarize

523

RECEIVED DISTRICT ATTORNEY'S OFFICE JUN 21 1880

BAILED,

No. 1, by .....

Residence .....

No. 2, by .....

Residence .....

No. 3, by .....

Residence .....

No. 4, by .....

Residence .....

No. 5, by .....

Residence .....

No. 6, by .....

Residence .....

Dated June 15 1880

J. Smith Magistrate.

Hugh O'Brien Officer.

4 Clerk.

Witnesses, Said Officer

$ 1000 each to answer Corr

..... Sessions.

Received in Dist. Atty's Office,

.....

COUNSEL FOR COMPLAINANT.

Name, ...

Address, ...

COUNSEL FOR DEFENDANT.

Name, ...

Address, ...

2688

0093

CITY AND COUNTY OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon their Oath, present:

That

Timothy Shanahan, John Barvey and James O'Hare each

late of the fourth Ward of the City of New York, in the County of New York, aforesaid, on the fourteenth day of June in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty, with force and arms, at the Ward, City and County aforesaid, the store of John Randles there situate, feloniously and burglariously did break into and enter, the said store being then and there a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit; the same being the goods, chattels, and personal property of

John Randles

with intent the said goods, merchandise and valuable things in the said store then and there being then and there feloniously and burglariously to steal, take, and carry away

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

BENJ. K. PHELPS, District Attorney.

0094

BOX:
16

FOLDER:
193

DESCRIPTION:
Simmons, William

DATE:
06/17/80

193

#127-

Counsel,

Filed 17 day of June 1850.

Pleads Not Guilty (18)

17 Bailey & Parker

THE PEOPLE

vs.

William Simmons

Indictment, Larceny.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

S W Waley

Foreman.

Part Two - June 18-1850

Pleads Guilty

3 Mos. Sen

FS

5699

City and County of New York, ss.

POLICE COURT, FOURTH DISTRICT.

THE PEOPLE,

vs.

William Simmons

On Complaint of George Murphy

For Petit Larceny by trick and device

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

Dated June 13th 1880

William Simmons

Geo. A. Hamm Police Justice.

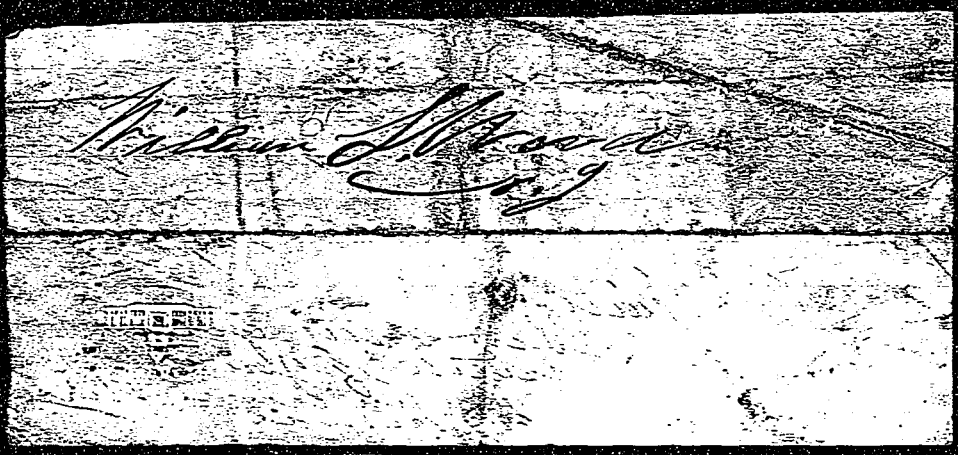
0097

Dear Willie

You will please pay to bearer $100 the amount you owe me by doing the same you will greatly oblige me

Isaac Spencer

0098



4 **District Police Court**

CITY AND COUNTY OF NEW YORK } ss.

of No. 417 East 184 Street, George Murphy being duly sworn, deposeth and saith, that on the 7th day of June 1880 at the 184 Ward of the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent,

the following property viz.:

Silver, Nickel and Copper Coin of the United States in all of the value of Fifty six Cents

the property of deponents Mother Julia Murphy

, 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 William Simmons (now here) for the following reasons to wit; That on the said 7th day of June deponent was at the corner of 58th Street and 4th Avenue, when said Simmons asked deponent to go on an errand. That deponent went with said Simmons to 1096 Lexington Avenue where said Simmons said he (Simmons) lived. Said Simmons then wrote a note and asked deponent if he (deponent)

Sworn before me this 8th day of June 1880

Police Justice.

had any money, as he (Simmons) was going to send deponent for a gold watch and eight dollars in money and wanted some security that deponent would return. Deponent then gave to said Simmons fifty six cents all the money deponent had as such security and went to the place where directed to go by said Simmons. That deponent thought there was no person living at the place designated by said Simmons answering to the name of William Ward which was the name written on the note given to deponent by said Simmons. That deponent then returned to No 99 Lexington Avenue and found that said Simmons had gone away. Wherefore deponent charges said Simmons with having taken, stolen and carried away the aforesaid property against the form of the Statute in such case made and provided.

Sworn to before me this 13th day of June 1880

George Murphy

Geo. G. Hamm Police Justice

Elliot Carlson

#12

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George Murphy
412 E 18th St

vs.

William Simmons

AFFIDAVIT—Larceny.

DATED June 13 1880

Hamman MAGISTRATE.

Bailey OFFICER.

WITNESSES:

RECEIVED OCT 15 1880

$500 Bail

Bonnystal
U.S.

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That William Simmons

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Seventh day of June in the year of our Lord one thousand eight hundred and ~~seventy~~ Eighty at the Ward, City and County aforesaid, with force and arms

divers coins of a number and denomination to the jurors aforesaid unknown and a more accurate description of which can not now be given of the value of fifty six cents —

of the goods, chattels and personal property of one

Julia Murphy

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

BENJ. K. PHELPS, District Attorney.

0102

BOX:
16

FOLDER:
193

DESCRIPTION:
Smith, Edward

DATE:
06/11/80

193

#40

Counsel,

Filed 11 day of June 1875.

Pleads

THE PEOPLE

vs.

Edward Smith

2 Cases

INDICTMENT.
FORGERY in the Third Degree

BENJ. K. PHELPS,

District Attorney.

A True Bill.

S. W. Wales

Foreman.

June 11 1875

Plead Guilty

S.P. 3 years.

0104

Mr. Seyser.

We are ready to deliver 5 yards tweed of the same quality as sampled and accept [illegible] on check in payment.

Nelson & Sanderson.


NELSON & SANDERSON.
SADDLE & HARNESS MANUFACTURERS.
No. 363 GRAND STREET.
NEAR ESSEX MARKET.
NEW YORK.

POLICE COURT—SECOND DISTRICT.

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

of No 203 Grand Street, being duly sworn, deposes John Peyser

and says that on the 21 day of May 1880

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

Edward Smith (now here) did feloniously utter the certain false fraudulent and forged instrument or check hereto attached and dated New York May 21st 1880 drawn on the National Broadway Bank of said City payable to the order of Nelson and Sanderson for the sum of Seventeen dollars — and purporting to be signed by Damat and Pell and whereby deponent was defrauded of the said sum aforesaid under the following circumstances — that on the said date said defendant presented the said check in payment for merchandize purporting to be ordered by said Nelson and Sanderson as per order hereto attached Deponent believing said Check to be genuine delivered to said defendant merchandize of the value of Seven 60/100 dollars and the balance for said check viz — Nine 40/100 dollars —

Deponent was informed by Charles E. Pell that the signature of said check is not the signature of the firm of said Damat & Pell and that the same is forged and fraudulent

J. M. Peyser

Sworn to before me this 21st day of June 1880

R. Williams Police Justice

City and County of New York } ss.

Charles E. Pell of No 24 Tompkins Street being duly sworn says deponent is a member of the firm of Messrs Dannat & Pell – that the check mentioned in the within affidavit was not issued or signed by the said Firm and that the said check is forged and fraudulent

Sworn to before me this 1st day of June 1880

Chas E. Pell

J. W. Wilbur
Police Justice

#53

POLICE COURT — SECOND DISTRICT.

THE PEOPLE, &c.,
vs.
Edward Smith

Offence, Forgery

Dated June 1st 1880

Witnesses,
Adam Campbell 3 Ludlow St
Officer
Charles E. Pell
24 Tompkins St
John Nelson
363 Grand St

Committed in default of $1000 surety.

Bailed by ..... Street.

No. .....

Com.

0108

Police Court—Fifth District.

CITY AND COUNTY OF NEW YORK, } ss.

Edward Smith being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. Edward Smith

Question. How old are you?

Answer. Eighteen years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 54 Street

Question. What is your occupation?

Answer. Boiler Maker

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

Answer. I am not guilty of the charge

Taken before me, this 1st *day of* June 1889

Edward Smith

J. Kilbreth

Police Justice.

Police Court—Fifth District.

CITY AND COUNTY OF NEW YORK, } ss.

Edward Smith being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. Edward Smith

Question. How old are you?

Answer. Eighteen years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 54 street

Question. What is your occupation?

Answer. Boiler Maker

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

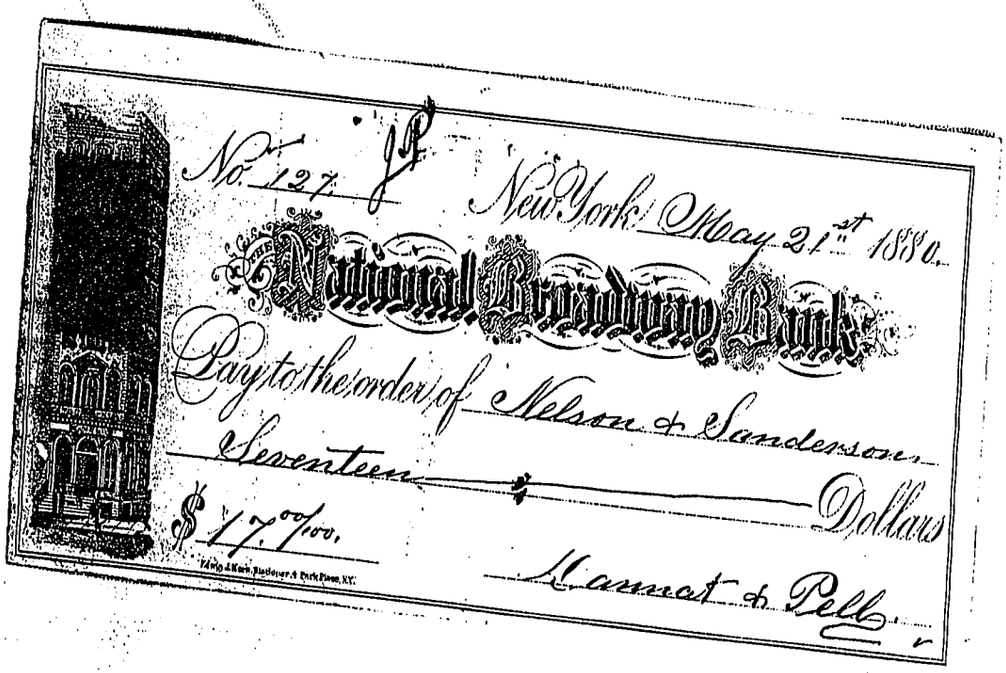
Answer. I am not guilty of the charge

Taken before me, this 1st *day of* June 1888 } Edward Smith

[illegible]

Police Justice.

601 0



No. 127. New York, May 21st 1880.

The National Broadway Bank

Pay to the order of Nelson & Sanderson

Seventeen Dollars

$17.00/100.

Hannat & Pell

Hoyt & Mann, Stationers & Print Rooms, N.Y.

New York, May 29th 1880

MECHANICS' NATIONAL BANK,

88 WALL STREET.

Pay to William Johnson or Order,

Twenty Three — Dollars.

$23.00

A. Thackeray

0112

Mr. Martin. Ma 1880.

Please send bearer 15 yards Kersey, same quality as sample received. 35 dollar check in payment.

Mr. Markert is proprietor of Livery Stable corner of 23d street and Lexington Avenue, and is perfectly good. W. P.

nd Johnson's
2d street.

0113

POLICE COURT—SECOND DISTRICT.

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

Thomas J. Decker

of No 173 Bowery ~~Street,~~ being duly sworn, deposes and says that on the 29 day of May 1880 at the City of New York, in the County of New York,

Edward Smith (now here did feloniously utter the certain false forged and fraudulent instrument or check hereto attached the same being drawn on the Mechanics National Bank of said City payable to the order of William Johnson for the sum of Thirty three dollars dated May 29 1880 and purporting to be signed by A. Markert with intent to defraud ~~the~~ estate of Moses J. Martin for which deponent is manager under the following circumstances— that on the said date the said defendant presented the said check in payment for merchandise on an order purporting to have been written by William Johnson said order being hereto attached deponent doubted the genuineness of said check declined to deliver said Merchandise. Deponent charges said defendant with uttering said check with the intent to defraud said Estate.

Deponent was informed by Anton Markert that the signature to the said check is not the signature of said Markert and is forged and fraudulent

Thomas J. Decker

Sworn to before me this 29 day of May 1880

Police Justice

City and County
of New York } ss.
Thomas Marchent of No. 30 Delancey St
being duly sworn deposes and says that
he is informed by the within complaint
signature of the within named officer
is not the handwriting of deponent
and is forged and fraudulent

Sworn to before me this
1st day of June 1880

Thomas Marchent
Complainant

Police Justice

#40

POLICE COURT.—SECOND DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas J. Doher
17 B Bowery

Edward Smith

Offence, Forgery

Dated 1st June 1880

Kilbreth Justice

~~Witnesses~~,

Adams Sam'l Officer
Central Office

Anton Markell
20 Lexington Ave.

William Johnson
151 East 23rd Street

Committed in default of $1000 surety.

Bailed by

No. Street.

Com.

0115

CITY AND COUNTY OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That

Edward Smith

late of the First Ward of the City of New York, in the County of New York, aforesaid on the twenty-first day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty with force and arms, at the Ward, City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and cause and procure to be falsely made, forged and counterfeited, and willingly act and assist in the false making, forging and counterfeiting a certain instrument and writing to wit: an order for the payment of money of the kind commonly called a bank check

which said false, forged and counterfeited bank check.
is as follows, that is to say:

No. 127 New York, May 21st 1880.

[2 cts Rev. Stamp]

The National Broadway Bank.

Pay to the order of Nelson & Sanderson

Seventeen Dollars.

$17.00/100.

Damat & Pell.

with intent to injure and defraud John Peyser, The National Broadway Bank. Charles E. Pelly.

and divers other persons; to the jurors aforesaid unknown against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity

And the Jurors aforesaid, upon their Oath aforesaid, do further present:

THAT the said Edward Smith

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said John Peyser, The National Broadway Bank, Charles E. Pell

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing, to wit: an order for the payment of money of the kind commonly called a bank check

which said last-mentioned false, forged and counterfeited bank check is as follows, that is to say:

No. 127 New York, May 21st 1880

[20 cts Stamp] The National Broadway Bank

Pay to the order of Nelson & Sanderson

Seventeen Dollars.

$17.00/100.

Samuel E. Pell.

the said Edward Smith,

at the same time he so uttered and published the last-mentioned false, forged, and counterfeited bank check

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, 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.

BENJ. K. PHELPS, District Attorney.

#53-

Counsel,

Filed 14 day of June 1876.

Pleads Not Guilty

THE PEOPLE

vs.

Edward Smith

Sealed

INDICTMENT.

FORGERY in the Third Degree.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. H. Wales

Foreman.

Convicted and exd

0118

CITY AND COUNTY OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Edward Smith —

late of the First Ward of the City of New York, in the County of New York, aforesaid on the twenty ninth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ Eighty with force and arms, at the Ward, City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and cause and procure to be falsely made, forged and counterfeited, and willingly act and assist in the false making, forging and counterfeiting a certain instrument and writing to wit: an order for the payment of money of the kind commonly called a Bank check —

which said false, forged and counterfeited Bank check —
is as follows, that is to say:

52. New York, May 29th 1880.

Mechanics' National Bank.
33 Wall Street,

Pay to William Johnson, or Order,
Thirty-Three Dollars.
$33.00/100.

Act Tax Stamp.

A. Markert.

with intent to injure and defraud Anton Markert. The Mechanics National Bank —

and divers other persons; to the jurors aforesaid unknown against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity

0119

And the Jurors aforesaid, upon their Oath aforesaid, do further present:

THAT the said Edward Smith

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said Anton Market, The Mechanics National Bank

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing, to wit: an order for the payment of money of the kind commonly called a Bank check

which said last-mentioned false, forged and counterfeited Bank check is as follows, that is to say:

52 New York, May 29th 1880.

Mechanics' National Bank.
33 Wall Street.

Pay to William Johnson, or Order,
Thirty-Three Dollars.

[2ct Rev Stamp] $33 00/100.

A. Markert

the said Edward Smith

at the same time he so uttered and published the last-mentioned false, forged, and counterfeited Bank Check

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, 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.

BENJ. K. PHELPS, District Attorney.

0120

BOX:
16

FOLDER:
193

DESCRIPTION:
Smith, William

DATE:
06/17/80

193

104

Day of Trial

Counsel,

Filed 17 day of June 1880.

Pleads

THE PEOPLE

vs.

P

William Smith

BURGLARY—Third Degree, and [Receiving Stolen Goods.]

BENJ. K. PHELPS,

District Attorney.

A True Bill.

June 18/80. *Foreman*

Lewis Smith B.3 dy

S.P. 4 years.

0122

Police Office, First District.

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

of No. 180 Centre Street, being duly sworn,

deposes and says, that the premises ~~No.~~ aforesaid

Street, 184 Ward, in the City and County aforesaid, the said being a: Brick Building

and which was occupied by deponent as a Manufactory of Iron

were **BURGLARIOUSLY**

entered by means of deponent unknown by forcing open the door leading from the hallway of said premises into the apartments occupied by deponent for the above stated purpose

on the day of the 11th day of June 1880

and the following property, feloniously taken, stolen and carried away, viz.:

three Carved steel chisels, one hammer, one coil of rubber pipe, one coil of belting and tools of various kinds in all of the value of thirty dollars

the property of deponent and his partners

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

William Smith

for the reasons following, to wit: That deponent locked and secured said door at about 4 o'clock on the afternoon of said day and upon returning two hours later found said door forced open and was informed that the prisoner was caught leaving said room with the aforesaid property in his possession

Sherman Cunningham

Sworn to before me this 12 day of June 1880

Police Justice

City and County
of New York ss

Charles Bradmann of No 180
Centre Street being sworn says
that at about 5-30 o'clock on
the afternoon of the aforesaid day
deponent saw the prisoner in the
room in question and raised an
alarm. That the prisoner then
attempted to escape and was
caught on the stairway as he
was attempting to escape with
said property in his possession

Chas. Bradmann

Sworn to before me this
12 day of June 1880

Police Justice

0124

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

William Smith being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. William Smith

Question. How old are you?

Answer. 42 years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 20 Thompson Street

Question. What is your occupation?

Answer. Machinist

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am guilty of entering forcibly the Saloon but I did not carry anything away—

William Smith

Taken before me this 12 *day of* June 1880

Police Justice.

Form 66. 9104

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Sherman Clementshaw
180 Centre St

vs.

William Smith

1

2

3

4

5

6

Offence, Burglary and Larceny

RECEIVED
JUN 15 1880
DIST ATTORNEY'S

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated June 12 1880

Duffy Magistrate.

Harley Officer.

14 Clerk.

Witnesses, Charles Brodman
180 Centre Street

James Burns
190 Hester Street

$ 500 to answer Com
General Sessions.

Received in Dist. Atty's Office,

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

William Smith

late of the fourteenth Ward of the City of New York, in the County of New York, aforesaid, on the eleventh day of June in the year of our Lord one thousand eight hundred and eighty — with force and arms, at the Ward, City and County aforesaid, the factory of Sherman Cleminshaw there situate, feloniously and burglariously, did break into and enter, the same being a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said Sherman Cleminshaw then and there being, then and there feloniously and burglariously to steal, take and carry away, and

Three chucks of the value of two dollars each
Sixty pounds of steel of the value of ten cents each pound
One hammer of the value of four dollars
twenty feet of pipe of the value of twenty five cents each foot
twenty feet of belting of the value of twenty five cents each foot
Divers tools of a kind and description to the jurors aforesaid unknown and a more accurate description of which cannot now be given of the ~~value of~~ ten dollars

of the goods, chattels, and personal property of the said Sherman Cleminshaw so kept as aforesaid in the said factory then and there being, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

William Smith

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

Three chucks of the value of two dollars each — Sixty pounds of ~~stock~~ of the value of ten cents each pound —
One hammer of the value of four dollars
twenty feet of pipe of the value of twenty five cent each ~~pound~~ foot
twenty five feet of betting of the value of twenty five cents each foot
Divers tools of a kind and description to the jurors aforesaid unknown and a more accurate description of which cannot now be given of the value of ten dollars —

of the goods, chattels and personal property of Sherman Clemmishaw

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Sherman Clemmishaw

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

William Smith

then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen,) 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.

BENJ. K. PHELPS, District Attorney.

0128

BOX:
16

FOLDER:
193

DESCRIPTION:
Stern, Gustau

DATE:
06/21/80

193

79

Counsel,

Filed 21 day of June 1880

Pleads Not Guilty (22)

THE PEOPLE

vs.

Gustav Stern

Indictment, Larceny.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J H Wells

Foreman.

Part Two - June 23 - 1880

Tried and acquitted

June 28

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

Third District Police Court.

Isaac Schlefnitzer

of No. 36 Hester Street,

being duly sworn, deposes and says,

that on the about 15th day of May 1879

at the City of New York, in the County of New York, Gustave Stein

(now here) did wilfully and feloniously and with intent to cheat and defraud this deponent. come to the house of this deponent and by color of a pretended authority from this deponent did obtain from deponents wife. One Coat and one pair of pants which the accused claimed he was authorized by deponent to take away for the purpose of cleaning.

That this deponent gave no such authority to the said Gustave Stein. that the said Gustave by this deponent is informed by his wife took away the said Coat and the said pair of pants and has not been seen until arrested by Officer Thomas J Walton of the 7th Precinct Police.

Wherefore deponent deponent charges the said Gustave with obtaining from the possession of this deponent the said property designedly and wilfully and with intent to cheat and defraud this deponent.

Sworn to before me this
8th day of June 1880

Morgan O'Brien
Police Justice

Isaac Schlefnitzer

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

Mary Schlefnitzer being duly sworn deposes and says that she is the wife of the complainant that she resides at No 36. Hester St that on or about the 15th day of May 1879 the accused Gustave Stein came to the above premises and there represented to this deponent that he came duly authorized to take the above mentioned clothing for the purpose of cleaning them. That deponent was informed by her husband the complainant that he has given no such authority to the said Gustave Stein

that deponent is informed by the complainant that the representations made to the deponent by the accused were false fraudulent and made for the purpose of cheating and defrauding the complainant

Sworn to before me this 8th day of June 1880

her
Mary + Schlesinger
mark

M. Ellis Crane
Police Justice

Police Court, Third District.

#79

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Jane Goldstein
36 Hester St.
vs.
Gustav Stern

AFFIDAVIT.

False Pretences

Dated, June 8 1880

Gustav Stern Magistrate.
Officer.

RECEIVED
JUN 10 1880
DISTRICT ATTORNEY

Jno Samuel Secretary

Sam

Police Court—Third District.

CITY AND COUNTY OF NEW YORK } ss.

Gerlone Stein being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to h , states as follows, viz.:

Question.—What is your name?

Answer.— Gerlone Stein

Question.—How old are you?

Answer.— Twenty five

Question.—Where were you born?

Answer.— Poland

Question.—Where do you live?

Answer.— Occidental Hotel

Question.—What is your occupation?

Answer.— Tailor

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.— I have nothing to say — I do not deny the charge I did not intend to cheat the man out of his property.

Gustaw ~~Stein~~ Stern

Taken before me, this 8th day of June 1880

McCunn

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That

Gustav Stern

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the fifteenth day of May in the year of our Lord one thousand eight hundred and seventy-nine at the Ward, City and County aforesaid, with force and arms

One coat of the value of ten dollars, one pair of pantaloons of the value of five dollars

of the goods, chattels and personal property of one

Isaac Schiffelein

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

BENJ. K. PHELPS, District Attorney.

0134

BOX:
16

FOLDER:
193

DESCRIPTION:
Stewart, James

DATE:
06/30/80

193

0135

BOX:
16

FOLDER:
193

DESCRIPTION:
Donnelly, Michael

DATE:
06/30/80

193

Wm McDevitt
297.10 Av. as
to character the
Jury it is good

~~Tuesday~~ #246 - Jury
1 - Price
2. O'Connor

Day of Trial

Counsel,

Filed 30 day of June 1880

Pleads Not Guilty July 16

THE PEOPLE

vs.

P
James Stewart
P
Michael Donnelly

BURGLARY—Third Degree, and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

July 19 - 1880
6 mos Sen T.C.

A True Bill.

J H Wales
Foreman

July 14. 1880
No. 1 Tried & convicted
R. S. G.

July 14 - 1880
No. 2. discharged on his verbal recognizance

0137

Police Court—Second District.

City and County of New York. } ss:

John J Kelly

of No. 558 West 36th Street, being duly sworn,

deposes and says, that the premises known as Metropolitan Markets located on the Cor of West 35th Street and 11th Avenue ~~Street,~~ 20th Ward, in the City and County aforesaid, ~~the said being a store~~ a portion of which and which was occupied ~~in part~~ as a place for the storage of lager beer in Kegs by the Bernreuter Brewing Company were **BURGLARIOUSLY** entered by means forcibly bursting open the door leading from West 35th Street to said place of storage

on the Night of the 24th day of June 1880.

and the following property feloniously taken, stolen, and carried away, viz:

A quantity of lager Beer in Kegs all of the value of Fifty five dollars. Said property being in deponents care and charge as Book Keeper for said Company

the property of the Bernreuter Brewing Company which is duly incorporated under the laws of the State of New York 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 James Stewart and Michael Connelly (now here) for the reasons following, to wit, that the said persons admitted in the presence of deponent and others that they in company with others did so enter said premises and take steal and carry away said property and that Officer Christopher Wall has so informed deponent

John J Kelly.

Sworn before me this 28 day of June 1880

J Hetherington Police Justice

0138

FORM 10.

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

Timothy Donohue

of No. 1st 20th Precinct Street, being duly sworn, deposes and says, that on the 25 day of June 1887 at the City of New York, in the County of New York, James Sullivan admitted to deponent that he in company with others carried away a key of Bin from 3 5th Street to 3 2nd Street

Timothy Donohue

Sworn to before me this 27 day of June 1887

D. Nathan

0139

FORM 10.

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

Christopher Wall

of the 20th Precinct Street, being duly sworn, deposes and says, that on the 25 day of June 1880 at the City of New York, in the County of New York,

He arrested James Stewart who informed deponent that he the said Stewart was present at the time the Burglary was committed as set forth in the foregoing affidavit and that he assisted in said Burglary and helped carry away said Property as set forth in the foregoing affidavit and that Michael Donnelly was present at the time and deponent further that he prior to the arrest of said persons overheard Stewart talking to some others unknown to deponent and saying that he and others had got away with eighteen kegs of Beer

Christopher Wall

Sworn before me this 25th day June 1880

Wallmann

0140

Police Court—Second District.

CITY AND COUNTY OF NEW YORK. } ss.

Michael Donnelly being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to h , states as follows, viz:

QUESTION.—What is your name?

ANSWER.—Michael Donnelly

QUESTION.—How old are you?

ANSWER.—Nineteen Years.

QUESTION.—Where were you born?

ANSWER.—England

QUESTION.—Where do you live?

ANSWER.—531. West 29th Street

QUESTION.—What is your occupation?

ANSWER.—Painter

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—I am not guilty of the charge

Michael Donnelly

Taken before me, this 8th *day of* June 188 11

[illegible] *Police Justice.*

0141

Police Court—Second District.

CITY AND COUNTY OF NEW YORK. } ss.

James Stewart being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to h , states as follows, viz:

QUESTION.—What is your name?

ANSWER.— James Stewart

QUESTION.—How old are you?

ANSWER.— Seventeen Years.

QUESTION.—Where were you born?

ANSWER.— New York City

QUESTION.—Where do you live?

ANSWER.— 343 Ninth avenue

QUESTION.—What is your occupation?

ANSWER.— Land refiner

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.— I am not guilty of breaking into the place.

James Stewart

Taken before me, this 28th day of June 1880

[illegible] Police Justice.

#246

Police Court—Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
John J Kelly
358 West 36th St

vs.

James Stewart
Michael Donnelly

OFFENCE:
BURGLARY AND LARCENY.

Dated June 28th 1880.

J Liebert Magistrate.

Christopher Wall Officer.

Clerk.

Witnesses:
Christopher Wall.
Timothy Donohue
30th Police Precinct

Committed in default of $ 1000 Bail.

Bailed by

No. Street.

DISTRICT ATTORNEY'S OFFICE
RECEIVED
JUN 29 1880

Comm

The People
vs
James Stewart { Court of General Sessions, Part I. Before Recorder Smythe. Wednesday. July 14. 1880. Jointly indicted with Michael Donnelly for burglary in the third degree and receiving stolen goods.

John J. Kelly, sworn and examined, testified.
I do business at Metropolitan market and have a place there for the storage of lager beer at the lower end of the Market near the river, corner of thirty fifth St. and Eleventh avenue. My premises were entered on the night of the 24th sometime between 8 & 12 on the night of the 24th of June and 4 & 12 the following morning. I saw the doors were broken off the hinges and the fastenings of the door were displaced. I cannot tell exactly how many Kegs of lager beer were stolen. I know that eleven Kegs were returned to us. When I came down to the store in the morning my attention was called to some full Kegs of lager in an empty lot opposite our store house. I went over and saw three full quarter Kegs of our lager. I gave information to the police of the robbery, and in the morning about 8 or 9 o'clock there were eight empty Kegs returned to us by some little boys who got them along the river front and out in a waste lot. The prisoner admitted to me in the presence of the officer that he was present when the beer was drunk opposite the market. He said to the officer there was a

party of thirteen engaged in the affair, that he was there when the beer was drunk, that he saw the Kegs tapped by a stove and faucet in the hand of one man, that after the Kegs were emptied they broke the heads of the Kegs in; that one of the Kegs was carried from the waste lot by McLaughlin to thirty second St. He mentioned the names of six or seven parties but I do not remember them. I am pretty sure the prisoner stated he did not break in. This conversation was on Friday morning the 25th going to Jefferson Market. Timothy Donohue, sworn and examined, testified. I am an officer of the 20th precinct. I did not know the prisoner before his arrest on this charge. Had a conversation with him on the 25th of June regarding the burglary at Metropolitan Market; he was in the cell at the time. I asked him who was along with him in the stealing of the beer? He gave me six names. He told me that McLaughlin and himself carried a Keg of beer from 35th St to 32nd St. and a young fellow named ~~J. Devlin~~ tapped it there. Christopher Wall, sworn and examined, testified. I arrested Stewart on thirty second St. and Tenth avenue on the morning of the 25th of June. I said, Let us come down in the lot and we will see where some of that beer is." He says, "What beer?" That beer that was taken

from Nolan and Quinn's brewery. I brought him down and looked in and found an empty keg with the head smashed in. I said, "you had a good time last night." He said, "Christy, do all you can to get me out of this." I says, "Make a clean breast of the parties that were in with you." He stated that Dary James had burst the door in, that "Jock" McLaughlin had carried a keg of beer from 35th St. up to 32nd St. and that Devlin tapped the beer. He told me there was thirteen in it. I knew of two names before he made any admission to me, for I overheard them talking at the tea store. I heard Stewart and two or three others talking there Stewart said, "we had quite a racket last night, we got away with about fifteen kegs of beer." I was secreted near the tea store on the morning after the burglary when I heard this conversation. John J. Kelly recalled. The name of the firm for whom I am doing business is the Berenwick Brewing Co. of Albany. I am the book keeper of the concern in New York. There were no mark on the kegs stolen by which I could positively identify them. I know they were not sold, for we get kegs back from our customers. I know all our customers My confidence that the kegs had been stolen arises from the fact that upon an early hour in the morning I found full kegs of beer in the lot.

James Stewart, sworn and examined, testified in his own behalf. I am 17 years old and am a lard refiner, I work for Poole and Mason in Thirty second St. I have not been working there for two weeks; before that I was working for my father. I recollect the day I was arrested and the day before. I left off working at 7½ at night. I went home to my supper, came out of my house a quarter to nine and took a walk down to the dock. I stayed there till ¼ to 10; I went up 35th St.; they were drinking beer; they called me over, I had some beer about 20 minutes after ten and I went up home. I did not go to work next morning for I had no time to do so. I got up at 6 o'clock and was going towards my work I was arrested on the corner of 32nd St. and 10th avenue. I did not commit the burglary and do not know who did it. I was not there when it was and I did not tell the officer I saw it done. I was telling the fellows at the tea store what a racket the fellows had last night. Cross Examined. I saw three or four kegs of beer there and about thirteen people. I did not ask them where they got the beer. Thomas Morris sworn. I live 525 West 32nd St., am foreman for Poole and Mason, lard oil factory. Stewart worked there on the 24th of June last; he left at 7½ in the evening

The jury rendered a verdict of guilty of receiving stolen goods.

0148

Testimony in the case of James Stewart

June 1880

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

James Stewart and Michael Donnelly each

late of the twentieth Ward of the City of New York, in the County of New York, aforesaid, on the twenty fourth day of June in the year of our Lord one thousand eight hundred and eighty with force and arms, at the Ward, City and County aforesaid, the storehouse of "The Beverwyck Brewing Company" there situate, feloniously and burglariously, did break into and enter, the same being a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said "The Beverwyck Brewing Company" then and there being, then and there feloniously and burglariously to steal, take and carry away, and

Two hundred and twenty gallons of beer of the value of twenty five cents each gallon

of the goods, chattels, and personal property of the said "The Beverwyck Brewing Company" so kept as aforesaid in the said storehouse then and there being, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

James Stewart and Michael Donnelly each

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

Two hundred and twenty gallons of beer of the value of twenty five cents each gallon

of the goods, chattels and personal property of "The Beverwyck Brewing Company"

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

"The Beverwyck Brewing Company"

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

James Stewart and Michael Donnelly

then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen,) 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.

BENJ. K. PHELPS, District Attorney.

0151

BOX:
16

FOLDER:
193

DESCRIPTION:
Stollsteimer, Christian

DATE:
06/16/80

193

0152

#16 6

A. Coleman

Filed 16 day of June 1866.

Pleads Not Guilty (17)

THE PEOPLE

vs.

I

Christian Stallsteiner

17. 16 Steinbach.

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Jun 21 66. J. R. Wally

Foreman.

Thomas Agnew

City Prison 10 days

0153

Police Court— 5th District.

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

Frederick Ruck

of No. 215 East Third Street, near Avenue B (now in Avenue B Tenement) being duly sworn, deposes and says, that on Sunday the 13th day of June in the year 1880 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Christian Stollsteimer, now here, who did willfully and maliciously cut, stab and wound deponent three several times with the blade of a pocket knife, which knife he, said Christian, then held in his hands, and with which he, said Christian, did inflict three several cuts upon deponents head

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

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

Sworn to before me, this 14th day of June 1880

Frederick Ruck

J. M. Patterson Police Justice.

0154

Police Court—Fifth District.

CITY AND COUNTY OF NEW YORK, } ss.

Christian Stollsteimer being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. Christian Stollsteimer

Question. How old are you?

Answer. Seventeen years of age

Question. Where were you born?

Answer. Germany

Question. Where do you live?

Answer. 215 East 3rd Street

Question. What is your occupation?

Answer. Bar Keeper

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

Answer. I am not guilty of having any intention to injure the Complainant. I was drunk at the time and do not know what happened.

Taken before me, this 14th *day of* June 1880

Christian Stollsteimer

S. M. Patterson *Police Justice.*

#106

POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frederick Ruck
House of Detention

vs.

1 Christian =
2 = Stollsteimer
3
4

Offence Felonious Assault and Battery

507

RECEIVED
JUN 15 1880
DISTRICT ATTORNEY'S OFFICE

BAILED.

No. 1, by .....

Residence, ...

No. 2, by .....

Residence, ...

No. 3, by .....

Residence, ...

No. 4, by .....

Residence, ...

Complainant in House of Detention in default of $200. to testify

Dated June 14 1880

Patterson Magistrate.

Jefferson 30 Officer.

McK Clerk.

Witnesses, Gottlieb Miller
35 Avenue B.

$500 ans. G.S.

Com

Received in Dist. Att'y's Office.

0155

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon their Oath, present:

That Christian Stollsteimer

late of the City of New York, in the County of New York, aforesaid, on the thirteenth day of June in the year of our Lord one thousand eight hundred and eighty with force and arms, at the City and County aforesaid, in and upon the body of Frederick Ruck in the peace of the said people then and there being, feloniously did make an assault and him the said Frederick Ruck with a certain Knife which the said Christian Stollsteimer in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound with intent him the said Frederick Ruck then and there, feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Christian Stollsteimer with force and arms, in and upon the body of the said Frederick Ruck then and there being, wilfully and feloniously did make an assault and him the said Frederick Ruck with a certain Knife which the said Christian Stollsteimer in his right hand, then and there had and held, the same being then and there a sharp, dangerous weapon, wilfully and feloniously, and without justifiable and excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there wilfully and feloniously do bodily harm unto him the said Frederick Ruck against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Christian Stollsteimer with force and arms, in and upon the body of Frederick Ruck in the peace of the said people then and there being, feloniously, did make another assault and him the said Frederick Ruck with a certain Knife which the said Christian Stollsteimer in his right hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut, and wound, the same being such means and force as was likely to produce the death of him the said Frederick Ruck with intent him the

said Frederick Ruck then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Christian Stollsteimer with force and arms, in and upon the body of the said Frederick Ruck then and there being, wilfully and feloniously, did make another assault and him the said Frederick Ruck with a certain Knife which the said Christian Stollsteimer in his right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim him the said Frederick Ruck 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.

BENJ. K. PHELPS, District Attorney.

Filed 6 day of Dec 1868
Pleads Not Guilty (17)

THE PEOPLE
vs.
Christian Stollsteimer

BENJ. K. PHELPS,
District Attorney.

Felonious Assault and Battery.

A True Bill.

Dec 21 68
Foreman.

Bail Prison 10 days

0158

BOX:
16

FOLDER:
193

DESCRIPTION:
Stosskopf, Emile D.

DATE:
06/23/80

193

159

Counsel,

Filed 23 day of June 1880

Pleads Not Guilty (24)

26 E. 54
217

THE PEOPLE

vs.

P

Emile D. Stroskopf

INDICTMENT.
Grand Larceny of Money, &c.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

[illegible]

Foreman.

Part Two - June 24-1880.
Pleads Guilty

2. Y. 6 Mos. S.P.
F.S

6159

Form 112.

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

Police Court—First District.

Louis Haas

of No. 1028 Second Avenue Street, being duly sworn, deposes and says, that on the 4th day of May 1880 at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the possession of deponent, and from a desk in an office of said premises the following property, viz: Good and lawful Money United States issue Consisting of Silver Coins to the amount and

of the value of Thirty Dollars, the property of Adolph Kerps and his Copartners and in the charge of deponent as Manager

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 Frank E Strostoff

That the prisoner was employed to clean said office and on the morning of the aforesaid day did sweep and clean said office. That the money in question was by deponent on the previous day locked up in a desk in said office and no other person than the prisoner had access to or was allowed into said office without the permission of the janitor of said premises. That deponent missed said property at about 8 o'clock on the morning of said day and immediately

after the prisoner had left the office. That deponent at once communicated his loss to the janitor who accused the prisoner with the commission of said larceny, the prisoner soon after went away and has not since been seen until yesterday when he was found in a beer garden and arrested.

Sworn to before me this 18th day of June 1880

Police Justice

Police Court—First District.

CITY AND COUNTY OF NEW YORK, } ss.

Emile D. Stroskopf being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. Emile D. Stroskopf.

Question. How old are you?

Answer, 20 years

Question. Where were you born?

Answer. Germany

Question. Where do you live?

Answer No house

Question. What is your occupation?

Answer. Butcher

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty

Emile D. Stroskopf

The locksmith says the accused got him to make two keys, alleging that they were for them, which was false

Taken before me, this 18th day of June 1880

Police Justice.

#159

Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis Haas 5 Ave
1020 2nd ave

vs.

David E. Stoutenburg

Affidavit—Larceny.

RECEIVED
JUN 21 1880
DIST. ATTORNEY'S OFFICE

2

3

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5

6

Date June 18 1880

Smith Magistrate.

West Officer.

14 Clerk.

Witnesses:

E. Sylander
1026 2d ave (Basement)
Sukamith (Basement)
Ackerman (painter)
321 E 64th st

$ 1000 to answer Gen

at Gen Sessions

Received at Dist. Atty's office

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

E 916

0164

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Emile D. Stockopf

late of the First Ward of the City of New York, in the County of New York, aforesaid on the fourth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

$30.00

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

BENJ. K. PHELPS, District Attorney.

0165

BOX:
16

FOLDER:
193

DESCRIPTION:
Sullivan, Patrick

DATE:
06/14/80

193

#60

Day of Trial,

Counsel,

Filed 14 day of June 1880

Pleads

THE PEOPLE

vs.

Patrick Sullivan
alias John Kinnaugh

BURGLARY—THIRD DEGREE.
NOTHING STOLEN.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

Per one year.

0167

Police Office, First District.

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

of No. 503 Pearl Street, being duly sworn,

deposes and says, that the premises No. 503 Pearl

Street, 6th Ward, in the City and County aforesaid, the said being a dwelling

and which was occupied by deponent as a dry goods store

were **BURGLARIOUSLY**

the store

attempted to be entered by means of forcing an iron bar and the shutter thereof at about the hour of ten o'clock

on the night of the 29th day of May 1880

and the following property, feloniously attempted to be taken, stolen and carried away, viz.:

Dry goods of various kinds of the value of one hundred and more dollars

the property of complainant

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

Patrick Sullivan (new hire)

for the reasons following, to wit:

said shutter and bar were perfectly secured some few minutes thereafter said bar and shutter were removed deponent was informed by John Harrington an officer of the 1st Precinct that he saw said officer saw said defendant remove said iron bar and shutter

Julius Budwig

Sworn to before me this 30 day of May 1880

Police Justice

City and County of New York ss

John Harrington being sworn says that he is an officer attached to the 4th precinct that he knows the contents of the within affidavit that so much of the same as relates to deponent is true

Sworn to before me this 5th day of 1880

John Harrington

Police Justice

0 169

Police Court—First District.

CITY AND COUNTY OF NEW YORK } ss.

John Sullivan alias Patrick Sullivan being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. John Kinnaugh alias Patrick Sullivan

Question. How old are you?

Answer. 10 years

Question. Where were you born?

Answer. U. S.

Question. Where do you live?

Answer. 53 Mulberry St.

Question. What is your occupation?

Answer. Laborer

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty.

John Kinnaugh

Taken before me, this 3rd day of Oct. 1880

Police Justice.

Form 00. #60

Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Julius Budwig
503 Pearl

vs.

1 Patrick Sullivan

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Offence, Burglary

Dated May 30 1850

Smith Magistrate.

Harrington Officer.

H. Record Clerk.

Witnesses,

Officer Harrington

H. Rice

$ 500 to answer

General Sessions.

Received in Dist. Atty's Office,

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

0110

0171

CITY AND COUNTY OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That Patrick Sullivan otherwise called John Kinnaugh

late of the Sixth Ward of the City of New York, in the County of New York, aforesaid,
on the twenty ninth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty with force and arms, at the Ward, City and County aforesaid, the store of Julius Budwig there situate, feloniously and burglariously did break into and enter, the said store being then and there a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit; the same being the goods, chattels, and personal property of Julius Budwig

goods, merchandise and valuable things in the said store with intent the said 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.

BENJ. K. PHELPS, District Attorney.