

0525

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Baer, Isaac

**DATE:**

04/14/93



4712

0526

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Lenk, Max

**DATE:**

04/14/93



4712

0527

Witnesses:

*Off. [Signature]*

*1896*  
*[Signature]*

Counsel,

Filed

1893

*14 day of April*

THE PEOPLE

Grand Larceny, [Sections 699, 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]

*vs.*

*same [Signature]*

*and*  
*Max [Signature]*

DE LANCEY NICOLL,

District Attorney.

*May 3. 1893 [Signature]*

A TRUE BILL.

*J. Amos Dwyer*  
*Part 2 - May 1893*

*Both tried*  
*No. 1 convicted Dec. St. Bonds*  
*Jan 1893 S.P. 4 yrs - P.B.M.*  
*No. 2 acquitted*

0528

EDWARD MICHEL & SON,

**BUTCHERS,**

40 AVENUE B.

New York, May 6<sup>th</sup> 1893.

I hereby certify that  
I have known Mr Isaac  
Baer for the past twenty  
five years, but have not  
met him very frequently  
during the last few years.  
That I always considered  
him an honest man,  
and I trust he will  
receive all possible mercy

Edward Michel

0529

New York, 188

No

Bought of ALFRED F. HEIM,

(Successor to JOHN HEIM,)

➤ MERCHANT \* TAILOR, ➤

Between First and Second Avenues.

158 EAST HOUSTON STREET.

N. Y. May 8/93

To Honorable Judge Martine  
I hereby certify that I have been acquainted with  
Isaac Baer for about 15<sup>th</sup> years and have never  
known or heard anything of Baer's honesty  
I hope your Honor will extend to him all  
the mercy possible

Yours Res  
Alfred F. Heim

0530

DAVID LION

A. LION'S SONS,

CLOTHIERS,

32-34-36 AVENUE B,

OFFICE: 51 WALKER STREET,

New York, May 8 1893

To whom it may concern  
I the undersigned have  
known <sup>you</sup> Jesse Barr  
for quite <sup>about 10 years</sup> some time  
and can speak of him  
in the highest terms of  
regards character & Honesty  
a lion

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UMD

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

Lena Rosenberg

of No. 158 East Broadway Street, aged 39 years,

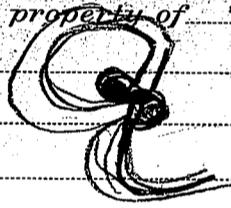
occupation Housekeeper being duly sworn,

deposes and says, that on the 10 day of March 1897 at the City of

New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

of the value of ten cents. a chain  
ring, a diamond stud of the value of  
five dollar, a pair of gold earrings of the  
value of ten dollar, and two eight  
promissory note payable to deponent  
of the value of over three hundred dollar,  
all of the value of about three  
hundred and seventy five dollar \$ 375

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 Isaac Baer

(now here) and Max Lint (now here)

Deponent kept said property in a bureau drawer and a wardrobe in a front room on the third floor of deponent's residence at 158 East Broadway, and deponent last saw the said property in said place about March 10, and deponent missed said property about March 24 of March. Deponent is informed by Detective Michael J. Lyman now here, that the defendants Baer found in possession of the said notes attempting to sell them to Louis Ellisberg (now here) and the defendant Lint was found in possession of the said ring, and the defendant Baer confessed to

Sworn to before me, this 10 day of March 1897  
Police Justice.

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Detective Michael J. Lyman that  
 Brauer had destroyed the said promissory  
 notes, and that they were the property  
 of deponent, and deponent is informed  
 by Detective James Mc Cafferty now  
 here that both the defendant admitted  
 to him that they had participated in  
 the larceny of said property.

Sworn to before me this

10 day of April 1893

M. J. Lyman

Detective

Miss Lena Rosenberg

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CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

*Louis Ellsberg*

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

*346 Bowers*

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Jane Rosenberg*

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

Sworn to before me, this *10* day } *Louis Ellsberg*  
of *April* 189*3* }

*John St. ...*  
Police Justice.

0534

*Filed April 1993*

COURT OF GENERAL SESSIONS OF THE PEACE,  
City and County of New York.

.....

The People,

vs.

ISAAC BAER, and

MAX LENK.

"  
"  
"  
"  
"  
"  
"

Before

HON. RANDOLPH B. MARTINE,

and a Jury.

.....

Tried MAY 3RD, 1893.

Indicted for GRAND LARCENY, in the Second Degree.

Indictment filed APRIL 14TH, 1893.

-----  
APPEARANCES:

ASSISTANT DISTRICT ATTORNEY VERNON M. DAVIS,

For THE PEOPLE.

MESSRS. LOUIS SALMON and JAMES W. McLAUGHLIN,

For THE DEFENCE.  
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LENA ROSENBERG, THE COMPLAINANT, being duly sworn, testified that she lived at 158 East Broadway. She was a married woman, and lived with her husband. She had two children, a boy and a girl. They lived on the third floor -- three flights up. They had three rooms, running right through the house. She had lived there for three years, and was living there on the 10th of March, 1893. On that date she owned some promissory notes, and she had them in her possession on that day. They were kept in the wardrobe, in a satchel. There were seven notes. There was also some lace, some papers, and some jewelry in the satchel. The notes were made by L. Kurzman. The seven notes were for \$25.00 each, and were payable to her, the complainant's, order. One of the notes was due on the 1st of May, and one of the notes was due on the 1st of each month following. She also had another note, for \$120.00, made by H. Greenberg, payable to her order. This note was not payable on any fixed date; it was agreed that Greenberg was to pay her \$10.00 a month

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until the amount of the note was paid. She missed the notes in the early part of March. She went to the wardrobe to see what she had in the satchel, and the satchel was gone. There were also ear-rings, a couple of gold rings, and a gold chain in the satchel. The ear-rings cost \$8.00; the chain was worth about \$15.00, and the rings were worth about \$10.00; the satchel was worth about \$2.00. The promissory notes were worth \$320.00. She also missed one diamond stud, worth about \$50.00, and a couple of rings, out of a bureau drawer; the rings were worth about \$15.00. Half a dozen silk handkerchiefs were also missing; they were worth about \$4.00 or \$5.00. She also missed two shirt buttons, worth about \$2.00. She had never seen either of the defendants before in her life. After missing the things she went to Mr. Kurzman, the maker of the notes, and told him about the loss of the notes. She did not report the matter to the police. She knew Detective Lyman. About two weeks after she missed the property Detective Lyman called on her,

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and spoke to her about the larceny. Lyman had one of the rings which she had lost, on his finger. It was a gold snake ring, and was worth about \$1.00. She was sure that the ring which Lyman wore was one of the ring which she had lost; it had been kept in the bureau drawer. That was all the property which she had received back; but Lyman was going to recover the diamond stud. She went out on the day she missed the property, and, before going out, looked to see that her doors were locked. Her doors locked with two locks. When she returned to the house she found the doors still locked, but she noticed that part of the door had been broken. Detective Lyman looked at the door, and saw where it had been cut.

In cross-examination the complainant testified that the door was still locked when she returned home on the day in question; she could not get into her apartments without using her key. She last saw the property in the satchel about three weeks before she missed it. There was another door to their apartments besides the one with the two

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locks. She did not know a man of the name of Sherry or Jerry. Nobody of that name ever entered her house for the purpose of selling her any closet paper. Peddlers sometimes went to her house, but she did not let them in. She did not know whether there was a peddler at her house during the month of March. She did not remember seeing a peddler at her house who was about sixty-five or seventy years of age, with a beard and of medium height. She did not swear in the Police Court that she lost a child's ring, worth ten cents. She was positive that she had seen the ring which Detective Lyman had on his finger, about four weeks before the arrest of the defendants. Between the 10th and the 24th of March, the only people who were in her house were her two children and herself. Her husband was not at home; he was a salesman, and he was on the road. She, the complainant, had no servants. When she went out, while her children were in the house, she was not in the habit of locking her doors.

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LOUIS ELLISBERG, being duly sworn, testified that he lived at 75 Second street. He was in the jewelry business, at 346 Bowery, on the west side of the street. He was in the jewelry business during the months of March and April, 1893. He had seen the defendant Baer before. Baer entered his store on Saturday, the 8th of April, 1893, between 11 and 12 o'clock, and asked him, the witness, if he would buy notes from him. He, the witness, said, "What kind of notes?" Baer said, "They are payable notes, and good notes." He, the witness, said, "Let me see them; what do you mean by notes?" Baer then took out eight notes. Seven of the notes were for \$25.00 each, one due each month. The other note was for \$120.00. He, the witness, said, "How much do you want for them?" Baer said, "I will take \$150.00 for them." He, the witness, said, "How much is the amount?" He figured it out, and he thought it was \$295.00, and he said to the defendant, Baer, "Well, that is reasonable. Now, will you tell me, where did you get them?" Baer said, "Oh, that is all right; me and another

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fellow got them; don't ask me too much questions; it will be all right." He, the witness, asked Baer, "Where is the other fellow?" Baer said, "The other one is going away to-night; they are good notes; the party is good." He, the witness, said, "All right; I tell you \$150.00 is reasonable, but I have no money now. It is after banking hours, and the bank is closed; you had better come around in an hour." Baer said all right, that he would go back. Baer then took the notes, and walked away. He, the witness, had the notes in his hand, and noticed that they were payable to the order of Mrs. Rosenberg. He noticed the name of the maker of the notes, but he had forgotten it. To the best of his recollection the notes were all made by the same party. Baer wanted to leave the notes with him, but he said to Baer, "No; you take the notes along." About two minutes after that he, the witness, saw Detective Lyman come around the corner. He was watching for an officer at the time. He had known Lyman before. He had a conversation with Lyman, respecting the man

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who had just offered to sell him the notes. He talked with Lyman about two or three minutes. Mr. Lyman then went in the same direction that the man had gone. Baer went toward Houston street when he left his, the witness's, store. On the following Monday he, the witness, was called to the Police Court. He saw the defendants at the Police Court. He was asked to tell what he knew about the case, and he repeated what Baer had said to him. The defendant Lenk was present in the Police Court when he, the witness, told his story. He had never seen Lenk until he saw him in the Police Court, and the first time he saw Baer was when Baer tried to sell him the notes.

In cross-examination the witness testified that the defendant Baer testified in the Police Court after he, the witness, had testified. Baer was alone when he was in his, the witness's, store. No other man entered the store while Baer was in there. About five minutes before Baer entered the store there was a man in there who wanted to sell

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him, the witness, a pawn-ticket for a watch.

MICHEAL J. LYMAN, being duly sworn, testified that he was a detective sergeant of police, attached to the Central Office. He arrested both of the defendants. He knew the preceding witness, Ellisberg. He saw Ellisberg, in the early part of April, on a Saturday, about 1 o'clock in the afternoon. He was standing on the corner of Great Jones street and the Bowery, about twenty feet away from Ellisberg's store, and Ellisberg called to him and he went to the store. He had a conversation with Ellisberg. He got a description from Ellisberg, and then he ran down the Bowery to Houston street, where he saw the defendant Baer. He caught a hold of Baer and said, "What did you do with those notes that you attempted to sell?" Baer said, "I ain't got them." He, the witness, said, "Yes, you have." He felt the outside of Baer's pockets on the street. He then took Baer to Police Headquarters, and when he arrived there he searched Baer, but failed to find the notes.

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Baer said that he had thrown the notes away, and he, the witness, went out to look for them. He walked through Houston street and up the Bowery as far as Ellisberg's place, but he failed to find the notes. He told Baer that he couldn't find the notes. He told Baer that he knew Mrs. Rosenberg's name was on the notes, and that he knew where she lived. Baer then told him that Mrs. Rosenberg lived at 158 East Broadway. He, the witness, asked Baer if he went down and burglarized that place, and Baer told him that he did, in company with the defendant Lenk and a man called Cheenie. He asked Baer if he knew where Max Lenk could be found, and Baer told him that Lenk could be found at No. 7 Rivington street, in a restaurant. He, the witness, went to No. 7 Rivington street on Sunday afternoon, about 4 o'clock. That place was a coffee house. He said to Lenk, "I would like to see you." Lenk said, "Wait a minute, and I will see you." He, the witness, said, "I don't intend to wait for you. I am an officer, and I want to see you." He took

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Lenk by the collar and took him out of the door and through Rivington street, to Police Headquarters. After arriving at Headquarters he searched Lenk, and found a small ring on his finger. The ring was an old one, with a moon-stone or pearl in it. The ring was in poor condition, and was broken. He asked Lenk where he got the ring, but Lenk would not tell him. The ring which he found on Lenk's finger was the one now shown to him by the District Attorney. Officer McCafferty assisted him, the witness, to take the defendants to the Police Court the next morning. On the way to court the defendant Baer stated to him, the witness, but not in the presence of the defendant Lenk, that he (Baer), Lenk, and a man named Cheenie went to the house, and that Cheenie committed the robbery, while they, Baer and Lenk, stood in the hallway. When he, the witness, was in court, the defendant Lenk told him that he was not there; that he had received the ring from Baer. Then Baer said, "He was with me; I didn't give him the ring." He, the witness, spoke to the defendant

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Baer about the diamond stud. Baer said that he had gone to Simpson's, on Park Row, with another man, and pawned the stud. Baer said that he had given the ticket to a man of the name of Gottlieb. Baer told him that Gottlieb had given him \$3.00 after he had sold the stud. He, the witness, traced the diamond stud, and found it in the possession of a man named Schumacher, who was in court. Schumacher gave him, the witness, a pawn-ticket for the stud. He went with Mr. Schumacher and a man named Rosenberg, to Simpson's, 195 Bowery. He saw a diamond stud in Simpson's which resembled the one now shown to him by the District Attorney. He, the witness, arrested one of the defendants on Saturday and the other on Sunday. After he arrested the defendants he went to the house of the complainant, and found abrasions in the wood of the door on the door leading into the kitchen. The impression on the door was such as could have been made by a hand jimmy. He, the witness, had never found out what became of the notes.

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In cross-examination the witness testified that the impression on the door could have been made in other ways than by a hand jimmy. On the way to the Jefferson Market Court he gave the defendant five cents to buy a pack of tobacco, because the defendant wanted to smoke. He did not treat the defendant to a glass of beer. The defendant asked him if he had found the man Cheenie. He did not say to the defendant that he had caught Cheenie and that he had taken Cheenie before the jeweler, Ellisberg, and that Ellisberg had not identified Cheenie. Baer was not in sight of the jewelry store when he, the witness, was at the door of the store. He arrested Baer from a description which had been given to him. There were a good many persons on the Bowery at the time Baer was arrested. The name on the pawn-ticket that he, the witness, received from Schumacher was "Hesson." He, the witness, had looked for Gottlieb, but had not succeeded in finding him. He had received information from the owner of the coffee-house in which Lenk

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was arrested to the effect that Schumacher had the ticket.

Inre-direct examination the witness testified that he was sick. He had received information from the defendant Baer in regard to the defendant Lenk, after Baer's arrest. At the time he took the ring off Lenk's finger he did not ask Lenk where he got the ring. He put Lenk in a cell next to Baer, and he said to Lenk, "There is your friend, Baer."

(The witness is excused by the Court from testifying further, on account of his physical condition.)

WILLIAM SCHUMACHER, being duly sworn, testified that he lived at No. 7 Rivington street. He was head-waiter in Newald & Alt's restaurant, in Nassau street. He knew the defendant Baer, and had known him for a couple of months. He had seen Baer in his, the witness's, brother's coffee saloon, at No. 7 Rivington street. He had spoken to Baer. He knew the defendant Lenk.

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He had known Lenk also for two months. He met Lenk in his brother's coffee saloon. He knew a man of the name of Gottlieb. He met Gottlieb in the coffee saloon, and he had known him about two months. He had seen Gottlieb and Baer talking together. He had seen the diamond stud shown to him by the District Attorney before. He had the stud in his possession about five weeks before the trial. Gottlieb had given him a ticket for the stud, and he went to Simpson's, in Chatam Square, and he there saw the stud. He took the ticket back and gave it to Gottlieb. Gottlieb wanted \$17.50 for the ticket, and he, the witness, was willing to buy it, but he did not have the money at that time; so he returned the ticket to Gottlieb. He saw Gottlieb a couple of days after he had returned the ticket to him. At that time Gottlieb did not have the ticket; he had the stud. He, the witness, saw the stud, and talked to Gottlieb about it; he then bought the stud from Gottlieb, paying him \$17.50 for it. He wore the stud for some time, and then he needed the money

and he pawned the stud again at Simpson's. He gave the ticket for the stud to Detective Lyman. He, the witness, did not pawn the stud himself, but he gave it to a friend of his to pawn for him. He thought the friend pawned it under the name of Russer.

In cross-examination the witness testified that he had never seen Baer and Gottlieb eating together. He had seen them in the coffee saloon several times, but had only seen them talking together once. He did not pawn the ring because he thought he was going to be arrested; he pawned it because he needed the money. The correct name on the pawn-ticket was Hesson.

LENA ROSENBERG, THE COMPLAINANT, being recalled, testified that the stud shown to her by the District Attorney was the diamond stud which had been stolen from her premises.

LOUIS ROSENBERG, being duly sworn, testified that he lived at 158

East Broadway, and was the son of the complainant. He had seen the diamond stud in evidence before. The stud belonged to him. He had been in the habit of keeping the stud in one of the bureau drawers. He missed the stud at the same time that his mother missed the notes. He afterwards saw the stud in Simpson's pawn-broking establishment, at 195 Bowery.

In cross-examination the witness testified that he had never seen either of the defendant before.

WILLIAM SCHUMACHER, being recalled by the People, testified that he had last seen Gottlieb about fourteen days preceding the trial. He had subsequently looked for Gottlieb, at the direction of Detective Lyman, but did not find him.

JAMES McCafferty, being duly sworn, testified that he was a detective, attached to the Central Office. He had seen both of the defendants before. He first saw them in Police Headquarters, after they had been arrest-

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ed, some time in the month of April. After the defendants were taken to Jefferson Market Police Court he had a conversation with them. He then testified as follows: "Baer told me, in the presence of Lenk, that an old man -- he didn't tell me who he was or what his name was, or where I could find him--had met him and Lenk at the coffee house in Rivington street, and brought them to the place that they went to. Baer told me that he was going for the purpose of a burglary, but he told me that Lenk didn't know what he was being brought along for, and that, when they got to this house, he, Baer, stood on the outside, and Lenk and the old man went into the house, and in a short time appeared with a bundle, that is, the old man appeared with a bundle, and that they pawned some the articles, and that he received some of the money for his share, and also the boy, Lenk, did. And Lenk told me that he didn't know what he was brought into the house for, but he did go into the hall and waited for the old man, who came down with the bundle." He questioned Baer as to what

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the old man's name was, but Baer only said, "Well, I don't know." He did not remember having any further conversation with the defendants.

In cross-examination the witness testified that he didn't know what Baer plad in Jefferson Market. This was not his case. He did not whether or not Detective Lyman was standing near him at the time he had the conversation with the defendants. He, the witness, had been engaged on a murder case, and had been very busy since he had had the conversation with the defendants. He did not hear the conversation which Detective Lyman had testified to having had with the defendants. He, the witness, held out no inducements to the defendants to tell the story which he has testified to. He was not sure whether it was Baer or Lenk with whom he had the conversation.

FOR THE DEFENCE, MAX LENK, ONE OF THE DEFENDATS, being duly sworn, testified, in his own behalf, that he was nineteen years of age. He did not have anything to do with

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the larceny of the notes or the diamond stud. He bought the old ring referred to by the complainant and by Officer Lyman from a man named Sherry, for tencents. He did not know it was stolen at the time that he received it. Sherry said to Baer, outside the house, "Baer, wait; I want to go up stairs." Sherry said to him, the defendant, "You can go with me inside." Baer went two or three doors below and looked in a window, and when Sherry went up stairs he, the witness, went out of the hallway and joined Baer at the window. Sherry remained up stairs about ten minutes. Sherry had a bundle under his arm when he went up stairs, and he had the same bundle under his arm when he returned. He, the defendant, did not know that Sherry went up stairs to steal. He saw Sherry in the coffee saloon the next morning. About five minutes later Baer entered the coffee-saloon and sat down at the same table with them. He, the defendant, saw the ring on Sherry's finger. He said to Sherry, "You have got a nice ring in your finger." Sherry said, "Do

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you want to buy it?" He, the defendant, said, "I haven't got any money for the ring." Sherry said, "If you want to buy it, I will give you the ring for ten cents." He, the witness, was in East Broadway on Friday, and it was on Saturday that he got the ring.

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In cross-examination the defendant testified that at the time of his arrest he lived at No. 73 Bowery, in a lodging house. He did not know the name of the proprietor of the lodging house. He had lived there two months. He was a waiter. He was not working at the time of his arrest. At that time he had been out of work for about two months. He had worked in Coney Island in the summer of 1892. He left Coney Island in October, 1892. After leaving Coney Island the only work he did was fourteen days in Brooklyn and one night in Walhalla Hall. He received \$5.00 a week in Brooklyn, and \$3.00 for the night he worked in Walhalla Hall. At the time of his arrest he had about fifty cents. He did not have any conversation with Detective Lyman subse-

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quent to his arrest, either in Police Headquarters or in Jefferson Market Court. He did talk to Detective McCafferty. He did not tell McCafferty that he had been in the hallway of the house 158 East Broadway. He had known Baer about two months and a half. He had known Sherry about one month. It was about three weeks before his arrest that he had beento the house in East Broadway with Sherry and Baer. He started from the coffee house in Rivington street to go to East Broadway. He, (Lenk) Baer and Sherry were playing pinochle in the coffee house, for coffee and cigars. They played one game, which took about half an hour. After the game was over Sherry asked Baer if he would go with him. Baer asked Sherry where he was going, and Sherry said to East Broadway. Sherry then asked Baer if he knew him, and Baer said, "Yes, from the coffee house." Then Sherry said to Baer, "This young man (meaning him, Lenk) can come along, too, if he wants." He, the defendant, said to Baer, "I will stay here." Baer said, "Come along; it is nice weather out."

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The three then left the coffee house, together. That was about half past 8 or a quarter to 9 in the morning. Sherry did all the talking on the way down to East Broadway. Sherry said, "I am going to see a woman, who is going to buy some things from me." Sherry said, "If I make a sale, if I sell anything, I will pay for a glass of beer." He, the defendant, did not know the number of the house at which they stopped in East Broadway. It was on the left-hand side of the street, going up. He, the defendant, only went into the hallway about one step. Sherry carried a package every day similar to the one which he had in his possession on that occasion. Sherry told him that he had closet paper in the bundle. As soon as Sherry came out of the house they went up to Division street. Sherry went into a pawn-shop and told him, the defendant, and Baer, to wait outside until he came out. They waited for Sherry about two minutes. Sherry took the bundle into the pawn-shop with him. After Sherry came out of the pawn-shop he put his hand into his trousers

0557

24

pocket and pulled out a diamond stud, and said, "This man here only wants to lend me \$8.00 on this; I guess I will go down to Simpson's, and I will get more on it." He, the defendant, did not see the diamond plainly, but he thought it was a diamond stud. It was about the size of the one in evidence, as far as he knew. Sherry did not show them anything else. He, the defendant, and Baer then accompanied Sherry down to Simpson's, in Chatam Square. Sherry went away and remained away about ten minutes. Sherry returned and said, "Will you come and have some coffee?" Neither he nor Baer asked Sherry where he got the diamond. He, the defendant, was very much surprised to see Sherry with the diamond, but he did not ask him where it came from, because he didn't know the man. They went to the Cafe Schumann, in Division street, and had some coffee. They got to the Cafe Schumann at about 11 o'clock, and remained there about fifteen minutes. Sherry said that he was going down town to transact some business, and he would pay for the

0558

25

coffee. He, the defendant, had about seventy-five cents. He and Baer then returned to the coffee house in Rivington street. He was in Sherry's company from about half-past 8 or a quarter to 9 that morning until quarter past 11. He didn't go so much with Sherry as he did with Baer; he knew Baer, and he didn't know Sherry. He did not see Sherry again that day, after leaving him at the Cafe Shumann. Baer didn't show him, the defendant, anything that Sherry had given him. He played cards with Baer after returning to the coffee saloon in Rivington street. He left Baer that day in the neighborhood of 1 or half past 1 o'clock in the afternoon. He saw both Sherry and Baer the next day, in the same coffee house. He, the defendant, had never seen any promissory notes in the possession of Baer. Baer never told him anything about any promissory notes. He, the defendant, had never been convicted of crime in any country. Sherry was in the habit of carrying the bundle under his left arm.

0559

MAX LENK, being recalled by counsel for the defendant Baer, testified that he had known Baer about two months and a half before he was arrested. Sherry did not tell Baer what he was going to East Broadway for. He, the defendant, did not know what occupation Sherry followed. The paper which Sherry had in the bundle was not toilet paper; it was paper to put on shelves. He, the defendant, did not see Sherry give Baer any promissory notes. He saw Sherry give Baer a cigar case, with two cigars in it. He, the defendant, saw a diamond stud; he did not see Sherry give Baer anything about the time he saw the stud. The next day he saw Sherry give Baer a ticket, which looked like a pawn-ticket.

In cross-examination the defendant testified that Sherry gave Baer the ticket in the coffee house, the next day after they went to East Broadway. Sherry said to Baer, "Sell that ticket for me, and what you get over \$2.00 you can keep for yourself." He, the defendant, had not talked with Baer or anybody else about the ticket during

0560

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the recess of the court. He did not tell about the pawn-ticket on his own examination, because he had not been asked about it.

ISAAC BAER, THE CO-DEFENDANT, being duly sworn, testified, in his own behalf, that he did not steal the promissory notes, or the ring, or the stud mentioned in the indictment. He was acquainted with a man named Sherry. He also knew the co-defendant. He, the defendant, received the notes from a man named Jerry, who had been called Sherry by some of the witnesses, and Cheenie, by Detective Lyman. Detective Lyman knew that the man's name was Jerry, but he did not want to tell it. He first met Jerry on November 8th, 1892, in a coffee house on Houston street. On the 7th or 8th of April, 1893, he could not remember which, but he was sure it was a Friday, Jerry entered the coffee house at No. 7 Rivington street. Jerry asked him if he would play a game of cards with him, and he, the defendant, did so. Lenk also played cards with them. After the game Jerry

0561

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said, "It is a nice day; I am going to East Broadway, will you come along with me?" Jerry wanted Lenk to accompany them, and he, the defendant, asked Lenk to accompany them, which he did. They left the coffee house in the neighborhood of 9 o'clock in the morning. When they arrived at East Broadway Jerry said, "Baer, I have got to go up stairs to see certain parties there; you can remain here a little while." He, the defendant, remained on the side-walk, and Jerry went into the house. He, the defendant, went and looked in the window of a shoe store. Jerry took Lenk into the house with him, but he, the defendant, did not whether or not Lenk went up stairs. Lenk returned to where he, the defendant, was standing in about three minutes. Jerry returned in about ten or eleven minutes. When Jerry returned he said, "I have got something here; I have got to go to some pawn-shop." They went to a pawn-shop at the corner of Eldridge and Division streets. Jerry entered the pawn-shop and remained about five or six minutes. After Jerry came out of

0562

29

the pawn-shop he said that he had a diamond pin to pawn, but they they would not give him enough for it in that pawn-shop. He said he was going down to Simpson's. Jerry went into Simpson's, and after coming out said that he had gotten \$10.00 on the pin. Jerry then treated him, the defendant, and Lenk to coffee. Jerry then said that he had to go down town, and that he would see them in the coffee saloon in Rivington street that night. He, the defendant, and Lenk, then went up to the coffee saloon in Rivington street, and remained there till night. He saw Jerry that night, about half past six. On the following afternoon, about half past 4, he, the defendant, was in the coffee house when Jerry went in there. Jerry asked him if he would do him a favor. He, the defendant, said he would. Jerry then gave him a little yellow box, a cigar case, which Jerry said contained some papers. Jerry asked him to keep the box for him. He, the defendant, put the box in his inside vest pocket. This was done in the presence of the defendant Lenk. Jer-

0563

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ry said that he would ask for the papers when he wanted them again. Jerry said that he had a pawn-ticket for the pin which he had pawned the day before and he asked Baer, as Baer was better acquainted in the coffee house than he was, to sell the ticket for him. He, the defendant, asked Jerry how much he wanted for the ticket, and Jerry said to sell it for anything he could get, and all he got over \$2. would be his. That same night a man of the name of Gottlieb was in the coffee saloon. He, the defendant, knew Gottlieb slightly. He asked Gottlieb if he wanted to buy a ticket for a diamond pin. Gottlieb asked him how much he wanted for it. He, the defendant, said he didn't know what diamonds were worth. He told Gottlieb to take the ticket and go down and look at the pin, and then he could tell him what he would pay for it. Gottlieb took the ticket. On the following Sunday afternoon he heard Gottlieb and the witness Schumacher having a conversation in regard to the pin. Gottlieb paid him, the defendant, \$3.00 the next afternoon for the ticket, saying

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that he had no more change then but that he would pay him the balance later. About two weeks thereafter he, the defendant, was standing in front of the coffee house in Rivington street, talking to a friend, when Jerry went up to him and asked him for the box which he had belonging to him. He gave Jerry the box and Jerry took one of the notes out of the box and returned the rest of the notes in the box to him, the defendant. He met Jerry the next morning after that, corner of Houston street and the Bowery. Jerry had a basket, and was selling watches. Jerry told him that he wanted him to do him a favor. Jerry said that he had seen a party, and that the party desired to buy the papers which he, the defendant, had. Jerry asked him, the defendant, to go up and ask the party to give him \$150.00 for the papers. Jerry told him to take the papers up to a little store on the Bowery, near Third street. Jerry said to him, "You needn't tell him that they belong to me, but that they are yours to sell, I know you are down in the world, and if

0565

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you sell them, I will give you \$10.00." He, the defendant, asked, "Is this all right?" Jerry said, "Yes, that is all right; you tell him so." Jerry went into the jewelry store and came right out again and said, "Go in; that young man is there." He, the defendant, entered the store, and saw the witness Ellisberg there. Ellisberg asked him, "Are you tha man with the notes?" And he, the defendant, said, "Yes. Ellisberg asked him what he wanted for them, and how many there were. Ellisberg then examined the notes, and said that there were six. He, the defendant, told Ellisberg that a man gave them to him to sell. Ellisberg asked him if the notes were good, and he said, "You are talking a good deal about it. I don't know the party, I don't know nothing about the notes. I only know that a man gave them to me to sell, and told me to ask \$150.00 for them." While he, the defendant, was talking to Ellisberg, Jerry entered the store, and he said to Jerry, "By the way, you took one of those notes last night, and there are only six now."

Jerry said, "Oh, yes," and he took the note out of his pocket and laid it on the counter. Ellisberg was the only one present at the time. Jerry then left the store. Ellisberg said, "Leave the notes here, and come back at 2 o'clock." He, the defendant, then left the store. Ellisberg ran out after him, and said, "Mr., you had better take the notes with you." He, the defendant, wanted Jerry to take the papers, but Jerry refused to take them; so he threw both the box and the papers away, in First street. The papers were in the box, and could not have fallen out. He then walked down the Bowery and had some lunch; and after having lunch he walked up the Bowery again, and saw Detective Lyman on the corner of Houston street and the Bowery. Lyman said, "I want you; what did you do with them notes that you offered to sell?" He, the defendant, said, "You can have me, but you can't have the notes." Lyman said, "What did you do with the notes?" He, the defendant, said, "You will find out when you get me where you want me." Lyman then took him to

Headquarters. Lyman did not search him on the street. Lyman searched him in Headquarters, but he, the defendant, told Lyman that he did not have the papers. He told Lyman that he had thrown the papers away. Lyman said, "Don't you know that jewelry man, he is a 'fence?'" He, the defendant, said, "His name is not Fence." Lyman said, "No, I didn't mean that. He buys stolen property." He, the defendant, said, "I you know such a thing as that, why don't you arrest the man?" He was then locked up in a cell. He told Lyman that he got the papers from a man who was selling watches at the corner of Houston street and the Bowery, named Jerry, and that it was Jerry who told him to try to sell the papers to Ellisberg, who the detective said was a "fence." Lyman said, "I will go there." He told Lyman that Jerry had given him a pawn-ticket, and that he had sold the ticket. He, the defendant, said to Lyman that he could find Jerry at the coffee house in Rivington street. Lyman afterwards told him that he had arrested Jerry, and taken him over

0568

35

to the jewelry store, and the man in the jewelry store did not know him and never saw him before. On the way to the court he, the defendant, said to Lyman that he would like to have a smoke, and Lyman gave him ten cents to buy some tobacco. After leaving the court Lyman took him into a saloon, by the side door, and said, "I will treat you to whiskey." He, the defendant, said he had not drank Whiskey since his return from the war. He drank a glass of beer and the officer got a cigar, and they left the saloon. He, the defendant, was a peddler; he had been peddling for six or seven years. He had been arrested once before -- about fifteen or eighteen years before this trial. He had a disagreement about money matters with his partner at that time. He was never convicted of crime. Before being a peddler he was a cattle driver. He was in the war, and had served in the 7th regiment. After the war he was in the 6th regiment, National Guard, under Col. Mason, and Capt. Sterry. He had been arrested twice for driving cattle through the streets, by

0569

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Mr. Bergh. Bergh did not arrest him, but compelled him to put some cows in the stable. He, the defendant, lived across the street from the defendant Lenk, on the Bowery.

In cross-examination the defendant testified that he could not tell the number of the house where he and Jerry went; he thought the number was 158. He was not working on the day that he went down town with Jerry. He lived in a lodging house. At the time of his arrest he did not have a cent in his pocket. Jerry's stock was usually larger than his. Jerry's amounted sometimes to \$7.00 or \$8.00, and his, the defendant's, usually amounted to \$2.00 and \$2.50. He did not know whether or not Jerry lived in a lodging house. He did not know whether or not Jerry was married, or whether he had a family. When he saw Jerry with the diamond stud in his possession it surprised him very much, but he didn't ask Jerry where he got the diamond stud. Jerry did not look to be very prosperous; Jerry looked like a broken down merchant, like him, the

0570

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defendant. He, the defendant, did not suspect that Jerry had stolen the stud. The only reason he, the defendant, went around with Jerry was because Jerry asked him to. He did not expect to get any reward for going. Gottlieb sold the ticket for the diamond stud to Schumacher for \$7.50. The first time he opened the notes was when he showed them to Ellisberg. Jerry said to him, the defendant, "I don't know you; what am I going to get for showing this man to you," meaning Mr. Ellisberg. That was the reason he, the defendant, threw the papers away. Jerry told him the notes were worth three hundred and some odd dollars. The first time he knew, of his own knowledge, that there were notes in the box was after he entered the jewelry store, to sell the notes. He threw the papers away in the street because he thought they were some false papers, because Jerry would not take them. The first time he had any suspicion that the notes were to be bad was when he threw them away. He told Detective Lyman where he had thrown

0571

38

the notes. It was not necessary for Lyman to look over the whole route from Police Headquarters to the place where he, the defendant, was arrested for the notes, because he told Lyman that he threw the notes away on the corner of First street and the Bowery.

In re-direct examination the defendant testified that he did not tell Officer McCafferty for what purpose they were to East Broadway. He did not know for what purpose they were going to East Broadway. He was forty-seven years of age, and had been in this country since 1863.

0572

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

*Michael J. Lyman*  
*Detective*

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

*307 Mulberry St*

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

*Sara Rosenberg*

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

Sworn to before me, this *10* day }  
of *April* 189*3*

*Michael J. Lyman*

*[Signature]*

Police Justice.

0573

CITY AND COUNTY }  
OF NEW YORK, } ss.

1621

James Mc Cafferty  
Deputy  
aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

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

Sworn to before me, this 10 day of April 1897, James Mc Cafferty

Thos. A. Brady Police Justice.

0574

Sec. 198-200.

51

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Isaac Baer*

Question. How old are you?

Answer. *46 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *"The Arlington" Bowery opp. Livingston St. 11 mos.*

Question. What is your business or profession?

Answer. *peddler*

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.  
I amt Bayr.*

Taken before me this

day of

10

*Sept 18 1883*

Police Justice.

0575

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.  
*Max Link*

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

Question. What is your name?

Answer. *Max Link*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *72 Bowery - 4 weeks*

Question. What is your business or profession?

Answer. *waiter*

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*

*Max Link*

Taken before me this *10*  
day of *April* 18*97*  
*John J. Kelly*  
Police Justice.

0576

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

Dated April 18 91 John H. Brady Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0577

8 notes 

Police Court--- 21 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Lena Rosenberg  
158 E. 70th St  
Isaac Baer  
Max Lind

409  
Offence: *Shaw & Carver*

3  
4

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated April 10 1893

Grady Magistrate.

Lewis Brown & Lyman W. Coffey  
Officers Precinct.

Witnesses Louis Ellibey

No. 946 Bowery Street.

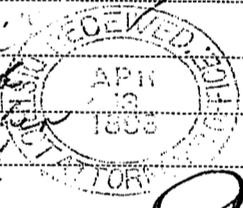
~~700 1st St~~

No. Gutthick Schumacher Street.

Sturford

No. Jack

\$ 1000 to answer



Com. 9/2

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Isaac Baer  
and  
Max Lenk

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

Isaac Baer and Max Lenk

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

The said Isaac Baer and Max Lenk, both

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

one stud of the value of fifty dollars, one pair of earrings of the value of ten dollars, one finger ring of the value of ten cents, and eight promissory notes for the payment of money, of (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of forty dollars each —

of the goods, chattels and personal property of one *Levi Rosenberg*

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

SECOND COUNT—

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

*Isaac Baer and Max Lenk*

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

The said *Isaac Baer and Max Lenk, both*

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

*one stud of the value of fifty dollars, one pair of earrings of the value of ten dollars each, one finger ring of the value of ten cents and eight promissory notes for the payment of money, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of forty dollars each,*

of the goods, chattels and personal property of one *Lena Rosenberg*

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

unlawfully and unjustly did feloniously receive and have; the said *Isaac Baer and Max Lenk*

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

DE LANCEY NICOLL,  
*District Attorney.*

0580

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Baldine, Matteo

**DATE:**

04/12/93



4712

0581

Witnesses:

*Henry Erhardt*  
*Edward Campbell*

*From an examination of written case law certified that the stipencils contained in the within withdrawal are substantially correct. Therefore recommended the discharge of the indictment*

*May 5. 93*  
*James J. [Signature]*  
*ada*

*[Signature]*

Counsel,  
Filed *10th* day of *April* 1893  
Pleaded *Guilty* B3

THE PEOPLE

vs.

*B*  
*Mattos Baldino*

*April 25*

*[Signature]*

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

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*James J. [Signature]*  
Foreman.

*Part 3. May 5. 93*  
*Indictment dismissed*

0582

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Matteo Baldine

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. The defendant is a married man of family and heretofore as I am informed has conducted himself in a peaceable and quiet manner and so far as I ~~can~~ learn this is his first offence - never having before been charged with the commission of any crime. and since making the charge of assault, I have come to the conclusion that the defendant did not intend to do me any bodily harm and what was done, was more in the nature of a freak on his part than otherwise. He did me no harm at the time. From the position I was in the time and place, the defendant could have, if he so desired and if it was his intention, he could readily have discharged his weapon, but I reiterate - that it is my present opinion that he did not wish to do me any harm whatsoever.

Done at N.Y. April 25<sup>th</sup> 1843

Impressure of Phil Walden

J. C. Eckwith

General Session

The People

- 10 -

Matter Balance

Withdrawal

0584

Police Court 5<sup>th</sup> District.

City and County } ss.:  
of New York,

of No. 642 W. 130<sup>th</sup> Street, aged 33 years,  
occupation Driver being duly sworn

deposes and says, that on the 6<sup>th</sup> day of April 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Michael Baldino (now here) who wilfully and maliciously pointed and aimed a revolving pistol loaded with powder and ball which he then and then held in his hand at deponent.

Deponent further says that such assault was committed

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

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

Sworn to before me, this 6<sup>th</sup> day of April 1893 } H. Eckardt

W. E. D. ... Police Justice.

0585

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK

b62f

*Matteo Baldoni*

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

Question. What is your name?

b62f

Answer.

*Matteo Baldoni*

Question. How old are you?

Answer.

*28 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*432 East 113 St - four months*

Question. What is your business or profession?

Answer.

*Watchman*

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 - Matteo Baldoni*

Taken before me this

day of

*April*

189*2*

*b62f*

*W. J. Immort*

Police Justice.

0586

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

*Defendant*

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

Dated, April 6 1893

*B. E. Dimmick* Police Justice.

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

*Defendant*

Dated, April 7<sup>th</sup> 1893

*B. E. Dimmick* Police Justice.

There being no sufficient cause to believe the within named

guilty of the offense within mentioned, I order h to be discharged.

Dated, \_\_\_\_\_ 189 \_\_\_\_\_

\_\_\_\_\_  
Police Justice.

0587

\$1000. Ex. Apr. 7/93. Q. Att.

P346.5 391  
Police Court, 5 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

By Erhardt  
643 W. 120  
vs.  
Michael Baldeno

offense  
Assault

2  
3  
4

BAILED,

No. 1, by Salvatore Paella

Residence 907 Third St.

No. 2, by

Residence 67. 6. 85 St.

No. 3, by

Residence \_\_\_\_\_ Street.

No. 4, by

Residence \_\_\_\_\_ Street.

Dated,

April 6 1893

Magistrate.

Swims Jr  
Paul M. Mitchell Officer.

Precinct.

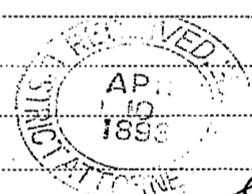
Witnesses

No. Edward Campbell  
431 Boulevard Street.

No.

No.

\$ 1000 to answer



G.S.  
W.D. Miller  
Clerk

0588

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

473

THE PEOPLE OF THE STATE OF NEW YORK

against

Mattio Baldine

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

Mattio Baldine

of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Mattio Baldine

late of the City of New York, in the County of New York aforesaid, on the 6<sup>th</sup> day of April in the year of our Lord one thousand eight hundred and ninety three, with force and arms, at the City and County aforesaid, in and upon the body of one Henry Ehrhardt in the peace of the said

People then and there being, feloniously did make an assault and to, at and against him the said Henry Ehrhardt a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Mattio Baldine

in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge the same with intent aim point and press with intent to him the said Henry Ehrhardt thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Mattio Baldine

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Mattio Baldine

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Henry Ehrhardt in the peace of the said People then and there being,

feloniously did wilfully and wrongfully make another assault, and to, at and against him the said Henry Ehrhardt

Henry Ehrhardt

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said

Mattio Baldine in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there aim point and press with intent to the same against him the said Henry Ehrhardt off and discharge the same against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0589

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Baldy, Lizzie F.

**DATE:**

04/05/93



4712



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

THE PEOPLE OF THE STATE OF NEW YORK  
against  
*Lizzie F. Baldy*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Lizzie F. Baldy*  
of the CRIME OF *Grand* LARCENY, *in the second degree*, committed  
as follows:

The said *Lizzie F. Baldy*  
late of the City of New York, in the County of New York aforesaid, on the *sixth*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety-~~three~~ *three*, at the City and County aforesaid, being then and there the  
*bailee* of *one Frank Lowery*

and as such *bailee* then and there having in his  
possession, custody and control certain goods, chattels and personal property of the said

*Frank Lowery*  
the true owner thereof, to wit:  
*the sum of five hundred  
dollars in money, lawful money of the  
United States of America, and of  
the value of five hundred dollars;*

the said *Lizzie F. Baldy* afterwards, to wit:  
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,  
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *Frank Lowery*  
of the same, and of the use and benefit thereof; and the same goods, chattels and personal  
property of the said *Frank Lowery*

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

~~DE LANCEY NICOLL,~~  
*District Attorney.*

Second COUNT:—

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

*Lizzie J. Baldy*—

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

The said

*Lizzie J. Baldy*

late of the City of New York, in the County of New York aforesaid, on the *sixth*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety *two*, at the City and County aforesaid, with force and arms,

*the sum of five hundred dollars  
in money, lawful money of  
the United States of America,  
and of the value of five hundred  
dollars*

of the goods, chattels and personal property of one

*Frank Lowery*

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.

*Wm Lancy Nicoll,  
District Attorney*

0593

**BOX:**

517

**FOLDER:**

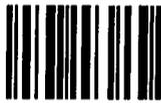
4712

**DESCRIPTION:**

Barnett, Benjamin

**DATE:**

04/12/93



4712

0594

*THE*

Counsel,

Filed *15<sup>th</sup>* day of *April* 189*8*

Pleads, *Magney* '93

*15* THE PEOPLE  
*et al* *Benjamin* of  
*Ben* *more* vs.

*Benjamin Banett*

Grand Larceny, *second* Degree,  
(From the Person),  
[Sections 828, 834, Penal Code.]

DE LANCEY NICOLL,  
District Attorney.

*April 19<sup>th</sup> Part II '93*

A TRUE BILL.

*Samuel DeWeyler*

*Part 2 - April 1993*  
Foreman.

*Reads Part Larceny*

*Stross of Refugee*

*Off. Sloane*

0595

Court of General Sessions

The People  
J.H.

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23D STREET,

New York, *Apr 10<sup>th</sup> 1893*

*Benjamin Barnett*

CASE NO. *71519* OFFICER *Malhjan*

DATE OF ARREST *Apr 9<sup>th</sup> 1893*

CHARGE *Larceny from the*

AGE OF CHILD *15 years, Person*

RELIGION *Hebrew*

FATHER *Joseph*

MOTHER *Berhmy*

RESIDENCE *241 Division Str*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *the*  
*boys character, and reputation,*  
*is decidedly bad. He*  
*associates with thieves, and*  
*persons of bad reputation.*  
*Society has no record of*  
*boy being arrested before.*

*All which is respectfully submitted;*

*Stellows*  
*Left*

*To Dist. Atty*

Board of

General Sessions

Thompson  
H.

Benjamin Barnett

"*Knows from the*"  
"PENAL CODE."

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

ELBRIDGE T. GERRY,  
*President, &c.*

100 East 23d Street,  
NEW YORK CITY.

0597

Police Court 2 District.

Affidavit-Larceny.

City and County } ss:  
of New York,

James A. Sloane  
of No. 15<sup>th</sup> Precinct Police Street, aged \_\_\_\_\_ years,  
occupation Police Officer being duly sworn,

deposes and says, that on the 3<sup>rd</sup> day of April 1893 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of an unknown woman, in  
the day time, the following property, viz:

a glove. the value of which is  
unknown to deponent

the property of An unknown woman

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 Benjamin Barnett (now here) from the  
following facts to wit: That about the hour  
of 4:30 o'clock P. M. of the aforesaid date,  
deponent saw the defendant, place and  
insert his hand into the pocket of the  
dress, then and there worn on the person  
of an unknown woman who was walking  
along West 14<sup>th</sup> Street near Broadway  
and that deponent saw the aforesaid glove  
drop on the sidewalk alongside said unknown  
woman just as said defendant was with-  
drawing his hand from the pocket of said  
unknown woman - deponent thereupon asks  
that the defendant may be held to answer

James A. Sloane

Sworn to before me this  
day of April 1893  
at New York  
Police Justice.

0598

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Benjamin Barnett*

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. *Benjamin Barnett*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *241 Duane Street 2 years*

Question. What is your business or profession?

Answer. *Peddler*

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

Answer. *I am not guilty*

*his*  
*Benjamin Barnett*  
*Mass*

Taken before me this

day of *April*

188*3*

*Wm. H. Bay*  
Police Justice.

0599

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

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

Dated April 9 1893 M. J. Brady Police Justice.

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

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

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

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

0600

396

Police Court--- District.

THE PEOPLE, vs.,  
ON THE COMPLAINT OF

*James A. Stone*  
*15 Precinct*  
*Benjamin Bennett*

*George*  
*John Perren*

2  
3  
4

Dated *April 9* 18*93*

*Grady* Magistrate.  
*Loan* Officer.

Witnesses *Martin J. Mullya* 15 Precinct.

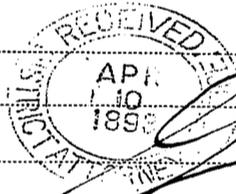
No. *D.P.C. 1* Street.

No. *108 East 23 St* Street.

No. Street.

\$ *500* to answer

*1* *Com* *H.V.*



BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Benjamin Barnett

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

Benjamin Barnett

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

The said Benjamin Barnett

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

one glove of the value of one dollar.

of the goods, chattels and personal property of one ~~man~~ a certain woman whose name is to the Grand Jury aforesaid unknown on the person of the said woman then and there being found, from the person of the said woman then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll, District Attorney.

0602

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Basch, Aaron

**DATE:**

04/21/93



4712

0603

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Ryan, John A.

**DATE:**

04/21/93



4712

Witnesses:

*[Handwritten signature]*

Counsel,

Filed

May of April 1933

Pleads,

THE PEOPLE

vs.

*Arion Barch*

and

*John A. Ryan*

DE LANCEY NICOLL,

District Attorney.

Burglary in the Third Degree.

Section 489, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

A TRUE BILL.

*David Dwyler*

Foreman.

*[Handwritten signature]*

*[Handwritten signature]*

*Lead Duty 3ny*  
*Both Ben, 2ys 16 mks*  
*R.M.*

0605

Police Court 2 District.

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

Joe Harris

of No. 585 Seventh Avenue Street, aged 25 years,  
occupation clothing dealer being duly sworn

deposes and says, that the premises No 585 Seventh Avenue Street,  
in the City and County aforesaid, the said being a three-story brick  
building the first floor of  
and which was occupied by deponent as a clothing store  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a light  
of glass in a door leading to said store from  
the rear and then forcing open said door  
by removing the latch

on the 16<sup>th</sup> day of April 1893 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Twelve Overcoats, sixteen pairs of trousers, the  
whole of the value of One Hundred and eighty  
Dollars,

\$180<sup>00</sup>

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

Harow Rasch and John A. Ryan  
(both now here) acting in concert

for the reasons following, to wit: Deponent saw said door securely  
locked and fastened and in good condition at  
about 11 P.M. on said date, the aforesaid  
property being then and there in said store;  
Deponent about 7.30 A.M. on April 17, 1893,  
found the aforesaid door to be broken open and  
said property to be missing; and is informed by  
Officer Stephenson of the 20<sup>th</sup> Precinct Police  
that about 12 P.M. on the aforesaid date, that he,

0606

Said officer found the aforesaid defendant at  
40<sup>th</sup> Street and 9<sup>th</sup> Avenue having in their possession  
property which deponent identifies as his  
missing property. Wherefore deponent prays  
that defendants may be dealt with according  
to Law.

Sworn before me this }  
18<sup>th</sup> day of April 1893 } de Harris

John McDoole's  
Police Justice

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ \_\_\_\_\_ Bail.

Bailed by \_\_\_\_\_

No. \_\_\_\_\_ Street.

0607

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

*Jonathan B. Stephenson*  
aged \_\_\_\_\_ years, occupation *Police officer* of No. \_\_\_\_\_  
*the 20<sup>th</sup> Precinct Police* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Joe Harris*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *18* day }  
of *April* 189*3* }

*Jonathan B. Stephenson*

*John W. ...* Police Justice.

0508

Sec. 198-200.

District Police Court.

1882

City and County of New York, ss:

*Aaron Rusch* 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. *Aaron Rusch*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *307 W. 39 St. 17 years*

Question. What is your business or profession?

Answer.

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

Answer. *I have nothing to say at present*

*Aaron Rusch*

Taken before me this *18* day of *April* 1893

*Shirley M. ...*  
Police Justice.

0609

Sec. 198-200.

2 District Police Court. 1882

City and County of New York, ss:

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

Question. What is your name?

Answer. *John A. Ryan*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *532-9- Avenue - 3 weeks*

Question. What is your business or profession?

Answer. *gilder*

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

Answer. *I have nothing to say at present*

*John A. Ryan*

Taken before me this

day of *April* 1883

*John A. Ryan*

Police Justice.

06 10

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

Dated, April 189 3 John H. ... Police Justice.

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

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

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

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

0611

435-

Police Court--- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Joe Harris  
575-74 Ave  
Jason Raseh  
John A. Ryan

Offense: *burglary*

3  
4

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated, *April 18* 189*3*

*Worke* Magistrate.

*Samp* Officer.

*19* Precinct.

Witnesses \_\_\_\_\_

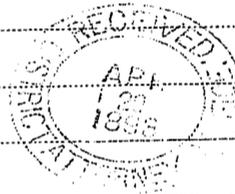
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ *1000* to answer *G S*

*C* *13 May 3*  
*97*



0612

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

of No. 19th Precinct Police Adam Lang  
occupation Police Officer Street, aged \_\_\_\_\_ years,  
that on the 17 day of April 1883

being duly sworn deposes and says  
at the City of New York, in the County of New York, he arrested  
Aaron Busch and John A. Ryan (both now here)  
on the charge of having committed a  
Burglary. he therefore asks that said  
defendants may be held to enable him  
to procure further evidence of said  
Burglary

Adam Lang

Sworn to before me this

of

1883

day

John B. ... Police Justice

0613

Police Court, 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

290

Rayn Barch  
vs.

John A. Ryan

AFFIDAVIT.

Dated April 17 1893

W. H. S.

Magistrate.

Sam

Officer.

Witness,

19

Disposition,

Remanded in the custody of Officer to 18 April 9. a.m.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Aaron Basch*  
and  
*John A. Ryan*

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

*Aaron Basch and John A. Ryan*

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

The said *Aaron Basch and John A. Ryan*, both

late of the *2nd* Ward of the City of New York, in the County of New York, aforesaid, on the *sixteenth* day of *April* in the year of our Lord one thousand eight hundred and ninety-*three* in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of one *Joseph Harris*

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 *Joseph Harris*

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

SECOND COUNT—

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

*Aaron Basch and John A. Ryan*

of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *Aaron Basch and John A. Ryan, both*

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

*twelve overcoats of the value of ten dollars each and sixteen pairs of trousers of the value of five dollars each pair*

of the goods, chattels and personal property of one

*Joseph Harris*

in the

*store*

of the said

*Joseph Harris*

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

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said *Aaron Basch and John A. Ryan* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Aaron Basch and John A. Ryan, both* 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,

*twelve overcoats of the value of ten dollars each, and sixteen pairs of trousers of the value of five dollars each pair*

of the goods, chattels and personal property of *Joseph Harris*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Joseph Harris*

unlawfully and unjustly did feloniously receive and have: (the said *Aaron Basch and John A. Ryan* 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.

DE LANCEY NICOLL,  
District Attorney.

0617

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Behrens, Frederick

**DATE:**

04/25/93



4712

06 18

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Ehnes, Anthony

**DATE:**

04/25/93



4712

Witnesses:

*Off Strayer*

Counsel,

Filed

day of

*April*

189

Pleads

*Not Guilty May 1*

THE PEOPLE

vs.

*Frederick Behrens*

and

*Anthony Ethos*

DE LANCEY NICOLL,

District Attorney.

*Burglary in the Third Degree*  
*Section 488, 489 & 487, 1.*

A TRUE BILL.

*Henry W. W. W.*  
Foreman.

*May 1 1893*

*John H. ...*  
*John H. ...*

*Amis Rep*

0290

Police Court - District 3

City and County of New York, ss.:

of No. 749 6<sup>th</sup> Street, aged 27 years, occupation of Feet Dealer being duly sworn in the City and County aforesaid the said being a Shop and Milk Business

the first floor of such store and which was occupied by deponent as a

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

were BURGLARIOUSLY entered by means of forcibly breaking down from the window of said premises

on the 21 day of April 1893 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

One set of Warner's values a Turkey for dollars \$35<sup>00</sup>

the property of Sherman

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

J Melville Johnson and Arthur Lewis

for the reasons following, to wit:

and looked out said premises on the hour of 9 pm on said date. That at the hour of 5 am on the next day of April 1893 he found said place broken open and said property was missing - Sherman is informed by other sources that he arrested the said defendants and that he found said property in

1290

Sec. 198-200.

City and County of New York, ss:

*Fredrick Behrens*

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. *Fredrick Behrens*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *Got fight over 4 months*

Question. What is your business or profession?

Answer. *Barber*

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 healthy  
Fred Behrens*

Taken before me this 17th day of April 1895  
*Amudley*  
Police Justice.

District Police Court.  
1895

0622

Ehras  
officer Strungen  
C.O.

0623

Sec. 198-200.

3 District Police Court. 1882

City and County of New York, ss:

*Anthony Eamus* 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.

*Anthony Eamus*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*27 Columbia Street 3 months*

Question. What is your business or profession?

Answer.

*Driver*

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

Answer.

*I am Guilty*

*Anthony Eamus*

Taken before me this *17th* day of *April* 189*2*

Police Justice.

0624

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

Dated, April 23 1893 *[Signature]* Police Justice.

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

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

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

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

0625

Police Court--- District. <sup>443</sup>

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Louis Spang*  
*749 1/2 W 4th*  
1 *Anthony Ellis*  
2 *Frederick Behrens*  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offense *Burglary*

Dated, *April 23* 189 *7*

*Book* Magistrate.

*Struwan* Officer.

*13* Precinct.

Witnesses *Call the Officer*

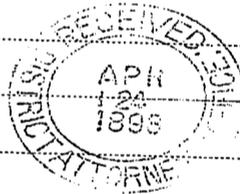
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ *1000* to answer *M.S.*

*Com* *Bur* *9/2*



BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

0626

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frederick Behrens*  
and  
*Anthony Ehnes*

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

*Frederick Behrens and Anthony Ehnes*

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

The said *Frederick Behrens and Anthony Ehnes, both*

late of the *11th* Ward of the City of New York, in the County of New York, aforesaid, on the  
*twenty-first* day of *April* in the year of our Lord one  
thousand eight hundred and ninety-*three*, in the *right*-time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of  
one *Louis Stern*

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

## SECOND COUNT—

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

*Frederick Behrens and Anthony Ehnes*

of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *Frederick Behrens and Anthony Ehnes, both*

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

*one set of harness of the value of thirty-five dollars*

of the goods, chattels and personal property of one

*Louis Stern*

in the

*store*

of the said

*Louis Stern*

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

*De Lancey Nicoll*  
*District Attorney*

0628

THIRD COUNT:

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

The said

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,

of the goods, chattels and personal property of

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

unlawfully and unjustly did feloniously receive and have: (the said

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.

DE LANCEY NICOLL,  
*District Attorney.*

0629

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Beible, Edward

**DATE:**

04/07/93



4712

0630

Witnesses:

*Off Duty*

*W. L. G.*

Counsel,

Filed

Pleads,

*7*  
day of *April*  
*1913*

1883

THE PEOPLE

vs.

*Edward Beble*

**PETTIT LARCENY.**  
Sections 528, 532  
Penal Code.

DE LANCEY NICOLL,

District Attorney.

*By*  
*Brookman*

*19* *First Comm*  
*Old Days*

A TRUE BILL.

*David Dwyer*  
*April 19, 1913*  
Foreman.

*Henry Dwyer*

*Sentence suspended*  
*April 26, 1913*  
*R. M. G.*

0631

Police Court - 3 District.

City and County of New York, ss.:

of No. 113 Norfolk Hyman Cohen Street, aged 20 years, occupation Keep Soda Water Stand being duly sworn deposes and says, that <sup>in front of</sup> the premises No. 133 Rivington Street, 13 Ward in the City and County aforesaid the said being a booth.

and which was occupied by deponent as a Soda water stand and ~~in which there was at the time a team being by name~~

were **BURGLARIOUSLY** entered by means of forcibly remove the lock of the door.

on the 4 day of April 1893 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

a quantity of cigarettes and tobacco of about the value of twenty dollars.

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

Edward Bible (now where)

for the reasons following, to wit: deponent at about midnight, securely locked and fastened the said booth. Deponent is employed by Officer Philip Kuntz. That at about 3 o'clock a.m. he saw the defendant in Dilancy and placed him under arrest. That the defendant had three boxes of cigarettes in his possession. That the defendant

0632

then acknowledged and confessed to that he had taken the said property from the said booth  
Deponent further says that he has since seen the property found in the defendant's possession and fully identified it as part of his property and property taken from the booth as aforesaid

Served to future me  
this 4th day of April 1893

17/10/93

Charles Lainton  
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
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 1888  
Police Justice.  
I have admitted the above named to bail to answer by the undertaking hereto annexed.  
Dated 1888  
Police Justice.  
There being no sufficient cause to believe the within named guilty of the offence mentioned, I order he to be discharged.  
Dated 1888  
Police Justice.

Police Court, District, Offence—BURGLARY.  
THE PEOPLE, &c., on the complaint of  
1. 2. 3. 4.  
Dated 1888  
Magistrate.  
Officer.  
Clerk.  
Witnesses, No. Street, No. Street, No. Street, \$ to answer General Sessions.

0633

Sec. 198—200.

3 District Police Court. 1882

City and County of New York, ss:

Edward Bible

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

Question. What is your name?

Answer. Edward Bible

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. Massachusetts

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

Answer. 89 Orchard St. 1 year

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty. I took three boxes of Cigarettes. The door was open.

Edward Bible

Taken before me this 4th day of August 1893

Charles N. Sevinter

Police Justice.

0634

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

*defendant*

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

Dated, *April 11* 189 *3* *Charles Martin* Police Justice.

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

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

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

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

0635

Police Court,

3

District.

375

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Hyman Cohen*  
*Edward Bible*

*Durghany*  
Officer

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

Dated, *April 4* 1893

*Tanton* Magistrate.

*Kuntz* Officer.

*112* Precinct.

Witnesses *Call officer*  
No. .... Street.

No. .... Street.

No. .... Street.

\$ *500* to answer *G.S.*



*Call*

BAILED,

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

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

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

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

0636

CITY AND COUNTY }  
OF NEW YORK, } ss.

1021

aged 31 years, occupation Philip Kuntz  
Police officer of No. 12<sup>th</sup> Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Hyman Cohen  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 4<sup>th</sup> day of April 1894 } Philip Kuntz

Charles N. Ferritor Police Justice.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Beible*

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

*Edward Beible*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Edward Beible*,

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

*one hundred <sup>packages</sup> ~~boxes~~ of cigarettes of the value of five cents each package, and eight pounds of tobacco of the value of two dollars each pound*

of the goods, chattels and personal property of one *Hyman Cohen*

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

*De Lancey Mcoll,*  
*District Attorney*

0638

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Bennett, Edward

**DATE:**

04/24/93



4712

Witnesses:

Andrea Ciccola

discharge in  
custody John Ant  
M<sup>rs</sup> J. D. E. & Franklin  
Start. The boy seems  
to be an imbecile.  
J.F.

352  
Counsel, *Thorn*  
Filed *24* day of *April* 1893  
Pleads *Guilty*

THE PEOPLE

vs.

*E*  
Edward Bennett

Burglary in the Third Degree,  
[Section 498, 1892, P. 628]

DE LANCEY NICOLL,

District Attorney.

*Part 3 May 1893*

A TRUE BILL.

*Samuel Dwyer*  
Foreman.

Part 3. May 1893  
Defendant discharged on his verbal  
recognition. (see indorsement)

0640

Police Court \_\_\_\_\_ District.

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

of No. 4 Franklin Street, aged 21 years,  
occupation Drug Clerk being duly sworn  
deposes and says, that the premises No. 4 Franklin Street, 2<sup>nd</sup> Ward  
in the City and County aforesaid the said being a Store and dwelling

and which was occupied by deponent as a Store  
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening  
apart door leading from  
the hallway into the store  
by means of a false key.

on the 16<sup>th</sup> day of April 1886 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Money of the value of  
nearly eight dollars

the property of Oliver Marino in deponent's charge  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property taken, stolen and carried away by

Edward Bennett

for the reasons following, to wit: that at about the hour  
of 9 o'clock P.M. of said date  
deponent after having said  
amount of money in said  
premises received there and  
reported that about 10 P.M.  
of said date deponent caught  
the arrest of Bennett when  
he confessed to having entered

0641

The Accused never taking the money, that deposit subsequently received. I was six dollars in a place where he was arrested by Bennett

Conrad Currier

Sworn before me this 17th day of April 1885  
J. M. Ryan  
Police Justice

Dated 1885 Police Justice.

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

Dated 1885 Police Justice.

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

Dated 1885 Police Justice.

of the City of New York, until he give such bail.

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

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

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1  
2  
3  
4

Offence—BURGLARY.

Dated 1885

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street.

No. Street.

No. Street.

to answer General Sessions.

0642

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

*Edward Bennett* 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 at the trial.

Question. What is your name?

Answer.

*Edward Bennett*

Question. How old are you?

Answer.

*16 years*

Question. Where were you born?

Answer.

*MS*

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

Answer.

*14 Franklin St.*

Question. What is your business or profession?

Answer.

*Schoolboy*

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

Answer.

*I am not guilty  
Edward Bennett  
mark*

Taken before me this  
day of

*John R. ...*

Police Justice.

0643

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 W. J. Dant

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

Dated, April 17 1893 John Ryan Police Justice.

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

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

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

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

?

0644

Police Court--- District.

434  
1884

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Adria Cujesta*  
*4 Franklin St*  
*Carroll Bennett*

2  
3  
4

Offense  
*Drunk*

Dated *Apr 17th* 189 *3*

*Wm. J. [unclear]* Magistrate.  
*Carroll Bennett* Officer.  
*6* Precinct.

Witnesses *James Pallas*  
No. *108 East 23rd* Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.  
\$ *1000* to answer *G. J. [unclear]*



*C* *1902*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

0645

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

*Par* PEOPLE *3,*

vs.

*Edward Bennett*

*May 5<sup>th</sup>*

*Off + Corp Pennel*

*at this 4<sup>th</sup> off*

*May 4/93*

*M.*

District Attorney.

0646

Court of Gen. Sessions

The People  
v  
Edward Bennett

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

New York, April 21<sup>st</sup> 1893

CASE NO. 71704 OFFICER Pallas  
DATE OF ARREST April 17<sup>th</sup>  
CHARGE Burglary

AGE OF CHILD 16 years  
RELIGION Catholic  
FATHER dead

MOTHER dead

RESIDENCE 4 Franklin

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

Society has  
no record of the boy being ever  
arrested before, lives with his  
Aunt who has a comfortable  
home, character not very good

All which is respectfully submitted,

E. H. L. [Signature]  
[Signature]

To Dist. Atty.

0647

Court of  
Sen. Sessions

The People

v

Edward Bennett

PENAL CODE, §

§ 100

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

ELBRIDGE T. GERRY,

President, &c.,

100 East 23d Street,

NEW YORK CITY.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Bennett*

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

*Edward Bennett*

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

The said *Edward Bennett*

late of the *2nd* Ward of the City of New York, in the County of New York, aforesaid, on the *sixteenth* day of *April* in the year of our Lord one thousand eight hundred and ninety-*three* in the *right*-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of one *Andrea Benicola*

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

SECOND COUNT—

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

*Edward Bennett*

of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said *Edward Bennett*

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 *right*-time of said day, with force and arms,

*the sum of twenty-eight dollars in money, lawful money of the United States of America, and of the value of twenty-eight dollars*

*[Large handwritten flourish]*

of the goods, chattels and personal property of one *Andrea Cenicola*

in the *store* of the said *Andrea Cenicola*

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

*De Lancey Nicoll*  
*District Attorney*

0650

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Blaine, John

**DATE:**

04/14/93



4712

Witnesses:

Maggie Foley,

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

199

Counsel,

Filed 14 day of April 1893  
Reads: Myself - 17

THE PEOPLE

20 4.28 shot  
vs.  
John P.

John B. Lane

Assault in the Second Degree.  
(Section 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Part II, April 24, 1893.

A TRUE BILL.

Samuel Dwyer

Foreman.

Part 2 - April 24, 1893

Reads: James 3rd Reg.

171 P. Co. 3rd Reg.

0652

Police Court 2 District.

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

of No. 538 avenue 77<sup>th</sup> Street, aged 23 years,  
occupation Printer being duly sworn

deposes and says, that on 4 day of April 1893 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED ~~and BEATEN~~ by John Blaine

(New York) who came upon the  
deponent on the right side with  
a pen knife which he then used to  
cut in his hand

with the felonious intent to ~~take the life of deponent~~ <sup>her</sup> do ~~him~~ grievous bodily harm; and without  
any justification on the part of the said assailant

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

Sworn before me, this 5<sup>th</sup> day }  
of April 1893. } Maggi Foley

Thos. A. Brady Police Justice.

0653

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James Blumie* 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. *James Blumie*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *446 Wm St - 1st 1/2 block 1 year*

Question. What is your business or profession?

Answer. *Lawyer*

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 now guilty*

*James Blumie*

Taken before me this

day of *March*

18*93*

*Wm J. ...*

Police Justice.



0655

Police Court--- 2 District. 370

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Henry  
638 W. 27th  
John Beattie

Offense Ch. 100  
W. 27th

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated, April 5th 1893

Grady Magistrate.

W. 27th Officer.

John James Foley Precinct  
538 W. 27th

Witnesses William Henry

No. 411 W. 26th Street.

William W. W. W.

No. 126 W. 31st Street.

Dr. Ramon  
Ronald Street.

No. 508 Street.

\$ \_\_\_\_\_



**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*John B. Blaine*

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

*John Blaine*

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *John Blaine*

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

*Maggie Foley*  
in the peace of the said People then and there being, feloniously did wilfully and wrongfully did make an assault; and the said *John Blaine*

with a certain *knife* which *he* the said *John Blaine*

in *his* right hand then and there had and held, the same being then and there a weapon and an instrument likely to produce grievous bodily harm, *her*, the said *Maggie Foley* then and there feloniously did wilfully and wrongfully strike, beat, cut, stab ~~and~~ and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

*John Blaine*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *John Blaine*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, in and upon the said *Maggie Foley*

*John Blaine* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault; and the said *John Blaine* the said *Maggie Foley* with a certain *knife*

which *he* the said *John Blaine*

in *his* right hand then and there had and held, in and upon the *hand* of *her* the said *Maggie Foley* then and there feloniously did wilfully and wrongfully strike, beat, ~~bruise~~ *cut, stab* and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Maggie Foley* to the great damage of the said *Maggie Foley* against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, District Attorney.

0658

**BOX:**

517

**FOLDER:**

4712

**DESCRIPTION:**

Blaunstin, Leon

**DATE:**

04/12/93



4712

0659

Witnesses:

*Off. Kogans*

*Co. Officer*

*Suffovera*

*Mr. Schmidt  
S. atter. Factory  
83 Chambers St  
One*

*J.H. Clark*

Counsel,

filed

1893

Pleads,

THE PEOPLE

*21*

vs.

*Prospect A.I.  
Society F. Romanina  
single F. Romanina*

*Leon Blumstein*

Grand Larceny,  
(From the Person),  
Degree.  
[Sections 528, 529,  
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*David Durkin*

Foreman.

*Subscribed April 14, 1893*

*Sworn to &c. d. c. 2nd Degree.*

*Ed. Ref. by  
April 21/93*

0660

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

Placido Martinez

of No. 973 Willoughby Arm Brooklyn Street, aged 21 years,  
occupation None

being duly sworn,  
deposes and says, that on the 5 day of April 1897 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the possession of deponent, in the night time, the following property, viz:

a silver watch of the value of fifteen dollars, a knife of the value of fifty cents, and a pipe of the value of about 35 cent - all of the value of fifteen dollars and 85 cents

\$15.85

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 Leon Bronstein

(now here) for the reason that deponent is informed by Policeman Daniel M Hogan now here, that about the hour of 11.40, O'clock P.M. on said date he caught the defendant in the act of stealing said property in 11th Avenue near Warren Place while deponent was intoxicated and defendant was arrested by said Policeman while defendant was running away with a part of the said stolen property in his possession.

Placido Martinez

Sworn to before me, this 5 day of April 1897  
Wm J. Brady Police Justice.

0661

CITY AND COUNTY }  
OF NEW YORK, } ss.

1021

aged \_\_\_\_\_ years, occupation Daniel M Hogan  
15th Street of No. \_\_\_\_\_  
Sheema

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

Sworn to before me, this 5 day } Daniel M. Hogan  
of April 1893 }

Wm. J. Gady  
Police Justice.

0662

Sec. 198-200.

District Police Court.

1882

City and County of New York, ss:

*Leon Bronstein*

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. *Leon Bronstein*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Romania*

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

Answer. *Brooklyn Long Island - 1 year*

Question. What is your business or profession?

Answer. *Labour*

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*

*L. Bronstein*

Taken before me this

day of

*June*

1897

Police Justice

0663

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.....

*Leon Bronstein*

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

Dated April 6 1893 *Thos. H. Brady* Police Justice.

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

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

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

Dated.....13..... Police Justice.

0664

398

Police Court--- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Placida Martinez*  
*673 Milloughby Ave*  
*Brooklyn*  
*Leon Bronsten*

*Offence*  
*from the firm*

2  
3  
4

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *April 6* 1897

*Grady* Magistrate.

*Hogan* Officer.

*15* Precinct.

Witnesses *Call the Officer*

No. \_\_\_\_\_ Street.

\$ *1000* to answer *G.S.*



*G.K.I.*

0665

8-25-92

THE  
VULCANITE MANUFACTURING COMPANY.

Buttons, Caster Rolls, Electric Light Insulators, &c.

New York Office, 78 & 80 Worth St.

THOMAS W. PORTER, PRES.  
F. H. TOCKER, TREAS.  
W. G. ABBOTT, SECV. & SUPT.

Lindenhurst, L. I., April 19, 1895.

Mr. Lewis S. Chanler,

16 Exchange Place, N. Y.

Dear Sir:-

Your letter in reference to Leon Blauenstein duly received, also a postal card from Blauenstein himself imploring me to come and see him, which I shall be unable to do.

He worked for us several weeks, and we found him industrious and as far as I was able to see, he was honest. He left of his own accord as he could have kept his place here had he desired to do so.

I enclose check for the amount due him when he left, and have notified him that I have sent the same to you.

Yours truly,

W. G. Abbott

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Leon Blaunstein*

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

*Leon Blaunstein*

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

The said *Leon Blaunstein*

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

*one watch of the value of fifteen dollars, one knife of the value of fifty cents and one pipe of the value of thirty-five cents*

of the goods, chattels and personal property of one *Placido Martinez* on the person of the said *Placido Martinez* then and there being found, from the person of the said *Placido Martinez* then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Lancey Nicoll,*  
*District Attorney.*