

BOX:

1

FOLDER:

4

DESCRIPTION:

Scully, Felix

DATE:

10/08/79



4

#25

*Oliver A. [unclear]*

Counsel,

Filed

day of

1879

Pleads

*Not Guilty Oct 9*

THE PEOPLE

vs.

*Felix Scully*

INDICTMENT.

Larceny from the Person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*Geo. Starr*

Foreman.

Part Two Oct 9. 1879

Pleads Guilty of an attempt.

City Bridge Ave wants.

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.— *Felix Scully*

Question.—How old are you?

Answer.— *15 years*

Question.—Where were you born?

Answer.— *New York*

Question.—Where do you live?

Answer.— *408 E. 10<sup>th</sup> St*

Question.—What is your occupation?

Answer.— *Work when I can get it*

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

Answer.— *I am not guilty*

*Felix Scully*

Taken before me, this

*2<sup>nd</sup>*

day of *October* 1879

*John J. Justice*  
Police Justice.



District Police Court

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, ss.

of No. *642. East 12<sup>th</sup>* Street,

being duly sworn, deposes and says, that on the *2* day of *October* 187*9*  
at the *City of New York,*

in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, *and from his person.*

the following property, viz.:

*One silk pocket handkerchief  
of the value of fifty cents.*

the property of

*Deponent*

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by.

*Felix Scully now present*  
*That while deponent was walking*  
*in Avenue C. he saw said Scully*  
*pull said handkerchief from the pocket*  
*of the coat worn by deponent. and that*  
*deponent took said handkerchief*  
*from defendant's hand*

*Jacob. Frisheimer*

Subscribed before me this

*29* day of *Oct*

187*9*

Police Justice.



**District Police Court.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Jacob Fishline*  
642 E 12

*Felix Scully*

AFFIDAVIT - *W. J. Cenny.*

*from Nelson.*

DATED

*2 October*

187

*9*

MAGISTRATE.

*J. R. Pass.*

OFFICER.

*11th.*

WITNESSES:



DISPOSITION

*\$ 500 to am  
to no*

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

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

*That Felix Scully.*

late of the First Ward of the City of New York, in the County of New York aforesaid,

on the *Second* day of *October* in the year of our Lord  
one thousand eight hundred and seventy-*nine*, at the Ward, City and County  
aforesaid, with force and arms

*One pocket handkerchief of the value of*  
*fifty cents —*

of the goods, chattels and personal property of one *Jacob Frewheimer*  
on the person of the said *Jacob Frewheimer* then and there being found,  
from the person of the said *Jacob Frewheimer* 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.

**BENJ. K. PHELPS, District Attorney.**

BOX:

1

FOLDER:

4

DESCRIPTION:

Smith, Henry

DATE:

10/29/79



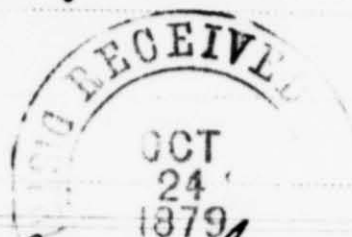
4



## Police Court—Second District.

THE PEOPLE, &amp;c.,

ON THE COMPLAINT OF

*John Nichol*  
62 Perry St.1 *Henry Smith*  
2  
3  
4

Dated

*October 23 1879*

Magistrate.

*Malauky 19th Pl-*  
*with Tools-*

Clerk.

Street.

*See - Burglary Tools*  
*with Officer Malauky*  
*John Longhlin*  
*3 Van Nest Place*  
*and Ernst G. W. Woertzen*  
*5 Van Nest Place*  
*had their residence*  
*broken into by Smith*  
*See Malauky's aff.*  
*\$3000 -* to answer Committed.

Received in Dist. Atty's Office.

*Com,*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

**POOR QUALITY  
ORIGINAL  
DOCUMENT(S)**

Saturday the 1st of Nov 87

Wednesday the 22 of Oct I was walking up 9th Ave I met a man whom I thought to know. I commenced talking with him when he told me what I want, <sup>that</sup> he understands no German. I told him I asked him for work he said I have not got any work for you now, but if you wanted to make a couple of Dollars, I show you an easy way how to make money. We walked about two blocks when he showed me a row of houses with brown stone fronts, he walked around the block, told me just follow me and you will be all right, he walked up some steps on the first house from the church, je pimper over the fence and I went right after him, it was about



half past nine, we laid there  
till a little after twelve  
when he got up and asked  
me if I could jump fence.  
I told him no. After that he  
gave me a pistol told me  
I put it in <sup>your</sup> pocket it  
might be to any use for me.  
He asked me do you know  
what I want to do now?  
I told him no, he told me  
I am a burglar dont you  
try to make any noise now  
or I kill you. With that he  
pulled a big pistol out of  
his pocket and showed it  
to me, <sup>he told me</sup> if anyone gets shot  
with that he has enough.  
He pulled a tool out of  
his pocket and commenced  
to screw the iron bars till  
it was room enough to

let any one to go through  
he went inside and opened  
the door and told me to  
come in, but I didn't do  
it I waited outside till  
he came out, he said God  
damne it everything is pla-  
ced in this house. He brought  
three coats with him and  
told me to put one on  
what I done. We went over  
the fence and worked  
there the same way, he got  
in and brought some little  
silverware and I put it  
in my pocket. I stood  
this way for a half an  
hour when he came back  
with some more silverware  
and a box of knives with  
ivory handles he told me

that he had worked two  
more houses and had been  
in the last one in account  
of a burglar alarm, that  
we had to go out this block  
as quick as possible, he  
ran into the first house  
and went on top of it  
where we run over in  
Bleeker street and went  
down into a yard and  
jumped over the fence he  
jumped over another one  
and I stood in the yard when  
the policeman found me, he  
asked me where the other  
fellow was, and I showed  
him where I jumped over.

Henry Smith  
from Hanover  
2 1/2 in this country from Germany

Examination of Henry Smith  
General Sessions



Henry Smith  
ought not to  
be sent to China,  
The means he  
used show him  
to be a profes-  
sional,

Rollins

often  
August 13, 1897.

—

—

50  
33  

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16460

PRISON ASSOCIATION OF NEW YORK,

66 BIBLE HOUSE, ASTOR PLACE,

New York, Oct 30<sup>th</sup> 1879.  
The people of: Henry Smith (Burr)

Henry Smith Says - The man was a stranger to me I met him near where the Burr was committed. I thought he was a german, I said, "hallo!" he said "who are you"; I began to talk German, he said "I don't understand German". I said "I am looking for work". he said, I have not got work for you, but I can get something for you & we walked around a block or two.

He said, if you want to make a couple of dollars come with me & I will show you - then he showed me this brown stone house, he said you follow me, we walked up the steps & climbed over the fence near this house, I didn't want to go, he said come on, then he took out a pistol & told me to put it in my pocket I did not think anything was wrong till he showed me a larger Pistol & told me I must not go any or he would shoot me, then he told me he was a Burglar, & if any body got shot with that big pistol it would hurt him - then we lay down 2 hours or more. It was about 10 when we got over the fence - then he said it is time now & he made me get over the fence first into the next yard, & he followed, he went into 2 houses, while I waited & he came & gave me an over coat & told me to put it on - he then went over another fence & robbed the next house - he went then over several fences & came back & said he didn't do much, he had some knives & spoons, he gave them to me - then he came & gave me the things & the tools & said there was trouble, let us get away as soon as we can, then we got over 3 fences to where we got in, he said the officers were all around - then we went into a house, went up on the roof & ran all round the



block on the roofs, then we went down into  
a yard, he jumped over the fence, an officer  
came to me & said when is <sup>this way</sup> the other man, I  
said he jumped over there, then he took me to  
the station house

Please send him to Elmer

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *Henry Smith*

late of the *Fourth* Ward of the City of New York, in the County of New York, aforesaid,

on the *Twenty third* day of *October* in the year of our Lord one thousand eight hundred and seventy- *nine* with force and arms, about the hour of *Eleven* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Ernest G. W. Hoertz*  
there situate, feloniously and burglariously did break into and enter by means of ~~forcibly bursting open an outer window of said dwelling house.~~

whilst there was then and there some human being to wit, one *Ernest G. W. Hoertz* within the said dwelling house he, the said

*Henry Smith*

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of *Ernest G. W. Hoertz*

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *Eleven* o'clock in the *night* time of said day, the said *Henry Smith*

late of the Ward, City, and County aforesaid,  
*one overcoat of the value of Twenty dollars —*  
*one spoon of the value of Five dollars —*  
*one plate of the value of Ten dollars —*  
*one knife of the value of Five dollars,*

of the goods, chattels, and personal property of *Ernest G. W. Hoertz*  
*Ernest G. W. Hoertz* in the said dwelling house of one *Ernest G. W. Hoertz*, then and there being found in the dwelling-house aforesaid, then and there feloniously did steal, take, and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

*Henry Smith*

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

*One overcoat of the value of twenty dollars -  
One spoon of the value of five dollars -  
One Plate of the value of ten dollars -  
One Knife of the value of five dollars -*

of the goods, chattels, and personal property of the said *Ernest B. W. Woertz*

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

*Ernest B. W. Woertz*

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

*Henry Smith*

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

**BENJAMIN K. PHELPS, District Attorney.**

145

Filed

day of

1879

Pleads

29 Oct.  
Not Guilty

THE PEOPLE,

vs.

Henry Smith

(3 Cases)

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Geo. Stearns

Foreman.

Burglary 1st Degree  
Larceny & Rec. Stolen Goods



CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *Henry Smith*

late of the *Fourth* — Ward of the City of New York, in the County of New York, aforesaid,

on the *twenty third* day of *October* — in the year of our Lord one thousand eight hundred and seventy- *nine* — with force and arms, about the hour of *Ten* o'clock in the *night* — time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*John Longhlin*

there situate, feloniously and burglariously did break into and enter by means of

*forcibly bursting open an outer window of said dwelling house —*

whilst there was then and there some human being to wit, one *John Longhlin* — within the said dwelling house he, the said

*Henry Smith —*

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

*John Longhlin*

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *Ten* o'clock in the *night* time of said day, the said *Henry Smith*

late of the Ward, City, and County aforesaid,

*one knife of the value of ten dollars —*

of the goods, chattels, and personal property of *John Longhlin*

*John Longhlin* — in the said dwelling house of one *John Longhlin* —, then and there being found in the dwelling-house aforesaid, then and there feloniously did steal, take, and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

**That** the said

*Henry Smith*

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

*One Knife of the value of ten dollar -*

of the goods, chattels, and personal property of the said

*John Laughlin*

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

*John Laughlin*

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

*Henry Smith*

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

**BENJAMIN K. PHELPS, District Attorney.**

144

Filed 29 day of

1879

Pleads

Oct. 29  
Not Guilty

THE PEOPLE,

vs.

Levithi boy to S.P. & work  
in the reformatory

Henry Smith  
(3 cases)

Burglary 1st degree  
Larceny, Rec. stolen goods

BENJ. K. PHELPS,

District Attorney.

Germany  
19  
books  
4 900000000  
single  
author living

A True Bill.

Geo. Spurr

Foreman.

Part Two Nov 5. 1879

Pleads Burglary 1st

S.P. Five years  
December 12 1879



CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *Henry Smith*

late of the *ninth* Ward of the City of New York, in the County of New York, aforesaid,

on the *twenty third* day of *October* in the year of our Lord one thousand eight hundred and seventy-*nine* with force and arms, about the hour of *nine* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*John Nichol*

there situate, feloniously and burglariously did break into and enter by means of ~~an~~ *forcibly bursting open an outer window of said dwelling house*

whilst there was then and there some human being to wit, one *John Nichol* within the said dwelling house he, the said

*Henry Smith*

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of *John Nichol*

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *nine* o'clock in the *night* time of said day, the said *Henry Smith*

late of the Ward, City, and County aforesaid,

*One ring of the value of five dollars.*  
*One knife of the value of five dollars.*  
*Two sacks of the kind commonly called*  
*knife racks of the value of five dollars each*

of the goods, chattels, and personal property of

*John Nichol*

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



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

**That** the said

*Henry Smith*

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

*One ring of the value of five dollars -  
One Knife of the value of five dollars -  
Two racks of the kind commonly called  
Knife racks of the value of five dollars each -*

of the goods, chattels, and personal property of the said

*John Michael*

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

*John Michael*

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

*Henry Smith*

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

**BENJAMIN K. PHELPS, District Attorney.**

143

Filed 29 day of Oct

1879

Pleads Not Guilty

THE PEOPLE,

vs.

Henry Smith  
(3 cases)

BENJ. K. PHELPS,

District Attorney.

Burglary 1st Degree  
Larceny & Rec. Stolen Goods

A True Bill.

Geo. Allen  
Foreman.

Police Court—Second District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—

*Henry Smith*

Question.—How old are you?

Answer.—

*Twenty years.*

Question.—Where were you born?

Answer.—

*Germany*

Question.—Where do you live?

Answer.—

*No home*

Question.—What is your occupation?

Answer.—

*Baker*

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

Answer.—

*I am guilty of the charge*

*Henry Smith.*

Taken before me, this

*23*

day of

*October 1879*

Police Justice.

*Buttrick*



Police Court, Second District.

City and County }  
of New York, } ss.

John Nichol

of No. 62 Perry Street, being duly sworn,  
deposes and says, that the premises No. 62 Perry  
Street, 9 Ward, in the City and County aforesaid, the said being a dwelling  
and which was occupied by deponent as a dwelling place

were **BURGLARIOUSLY**  
entered by means of forcibly removing the Iron  
Bars and raising the sash of one of  
the rear basement windows of said  
premises said window connecting with said basement  
on the night of the 23 day of October 1879  
and the following property feloniously taken, stolen, and carried away, viz.:

One Silver Topkin Ring - One Butter  
Knife and Two Knife Racks in  
all of the value of Ten 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

Henry Smith (now here)  
and by another person whose name is unknown  
for the reasons following, to wit: That at 10 1/2 O'clock

on the night of the 23<sup>rd</sup> instant the said  
window was properly closed and  
the said Iron Bars were in sound  
condition and properly secured on



The outside of said window  
Deponent was informed by Officer  
Malarky that at the hour of 4 1/2 A.M.  
on the 23<sup>rd</sup> day of October said  
Officer arrested the said defend-  
ent <sup>Smith</sup> in the yard of one of the houses  
on the same block - That said de-  
fendant had in his possession  
and in the breast Pocket of the  
Coat worn by said defendant the  
property named in this complaint  
Deponent identifies the said prop-  
erty as the property of deponent

Sworn to before me  
this 23<sup>rd</sup> day of October 1879 }  
R. W. Rigg }  
Police Justice

City and County  
of New York } S.S.

Bernard Malarky of the 9<sup>th</sup> Pre-  
cinct being duly sworn says - on  
the 23<sup>rd</sup> day of October 1879 at 4 1/2  
O'clock A.M. - deponent arrested  
Henry Smith in the rear of premises  
379 Bleeker street and found in

Smith,  
his (defendants) possession the property  
named in the within complaint  
and also a burglarious instrument  
known as a "Patent Jack"

Sworn to before me  
this 23<sup>d</sup> day of October 1879

R. H. Bieley

Police Justice

Alia a pistol loaded

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*John Nichol*

vs.

*Henry Smith*

OFFENCE—Burglary and Larceny.

Dated *October 23* 187 *9*

*Bixby* Magistrate.

*Malarkey* Officer.

Clerk.

*9<sup>th</sup>*

Witnesses,

*Bernard Malarkey*  
*9<sup>th</sup> Precinct*

Committed in default of \$                      bail.

Bailed by

No.

Street.

## Police Court—Second District.

THE PEOPLE, &amp;c.,

ON THE COMPLAINT OF

vs.

BAILED,

No. 1, by .....

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

No. 2, by .....

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

No. 3, by .....

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

No. 4, by .....

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

1

2

3

4

Dated ..... 187

Magistrate.

Officer.

Clerk.

Witnesses, .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ ..... to answer Committed.

Received in Dist. Atty's Office.

*John Michael*  
*Agar Henry Smith*  
*Officer Ringling*



Police Court, Second District.

City and County  
of New York, } ss.

Bernard Malarky

of No. 9<sup>th</sup> Precinct Police Street, being duly sworn,  
deposes and says, that the premises No. 3 Van Hook Place and 5 Van Hook Place  
Charles Street, 9<sup>th</sup> Ward, in the City and County aforesaid, the said being dwellings  
and which were respectively occupied by John Loughlin and Ernest  
G. M. Noertz as dwellings were **BURGLARIOUSLY**  
entered by means of forcibly removing the Iron Bars  
and raising the sash of the rear basement  
window which connected with said  
Basements  
on the night of the 23 day of October 1879  
and the following property feloniously taken, stolen, and carried away, viz.:

~~the property of~~

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 Henry Smith and another

person unknown to deponent

for the reasons following, to wit:

That on the 23<sup>rd</sup> day of  
October 1879 at the hour of 4 1/2 O'clock  
A.M. deponent arrested the said  
defendant in the rear of premises  
No. 379 Bleeker Street and found

Smith pleads guilty to breaking in to  
the dwelling house of John Michol  
in the night time and having in  
that case fired the bird at - 12000 -  
I have not committed him to prison  
breaking into 3 of 5 Van Nest Place  
K113

in the possession of said defend-  
ant the following articles viz -  
One Overcoat - One Silver Spoon  
One Butter Knife and One Silver  
Butter Plate - that said articles were  
identified by said Noertz of No 5  
Van Nest Place <sup>as his property</sup> - that One silver  
plated knife was found in an  
adjoining yard and was identified  
by said Loughlin of No 3 Van Nest  
Place as his property -  
Deponent also found in the posses-  
sion of said defendant a Bur-  
glarious instrument known as  
a Patent Jack -

Bernard Malarkey

Sworn to before me this  
23<sup>rd</sup> day of October 1879

R. H. M. M. M.

Police Justice

BOX:

1

FOLDER:

4

DESCRIPTION:

Simonson, Walter

DATE:

10/19/79



4



Form 115.

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Sturgis  
241 N 13th St

Walter Simonsen

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated October 19th 1879

B. B. Bixby

Magistrate.

Wm. W. W. W.

Officer.

15th Precinct

Clerk.

Witnesses,

Valentine Jackson

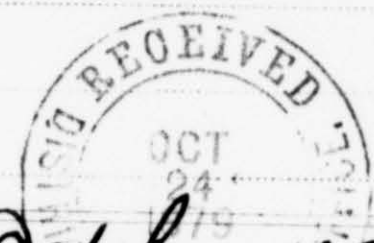
No. 193 Mercer Street.

No. Street.

No. Street.

\$ 1000— to answer Committed.

Received in Dist. Atty's Office.



Grand Jurors  
Office,



Police Court—Second District.

CITY AND COUNTY }  
OF NEW YORK, }

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

Question.—What is your name ?

Answer.—

*Walter Simonsen*

Question.—How old are you ?

Answer.—

*16 years*

Question.—Where were you born ?

Answer.—

*New York City*

Question.—Where do you live ?

Answer.—

*202 Mercer Street*

Question.—What is your occupation ?

Answer.—

*I worked on an Express Wagon*

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

here preferred against you ?

Answer.—

*I am not guilty*

*Walter Simonsen*

Taken before me, this

day of *Sept* 187 *9*

Police Justice.



Second District Police Court

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK

of No. 241 West 13th

Street,

Charles Sturgis

6th

day of October 1879

being duly sworn, deposes and says, that on the

at the

City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent,

the following property, viz.:

Three Cloth Coats of the value of fifteen dollars and one pair of Red Flannel Pantalons of the value of four dollars altogether being of the value of nineteen dollars — \$19<sup>00</sup>

And other articles of wearing apparel of the value of one hundred & thirty one dollars

the property of

deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by

Walter Simonson (now here)

from the fact that deponent was informed by Valentine Jackson of number 193 Mercer Street in said city that he saw the above described Red Flannel Pantalons in the possession of said Walter on the night of the 18th day of October 1879 on a corner in Mercer Street in said city.

Deponent has

since seen the said Pantalons and fully identifies them as a portion of the property which had been feloniously taken stolen and carried away on said date to wit; the 6th day of October 1879. Charles Sturgis

Sworn before me this

19th

day of October 1879

Police Justice.

City and County of New York SS

Valentine Jackson of No. 193 Mercer Street in  
said City being duly sworn deposes and  
says that he has heard the foregoing affidavit  
read and that portion of said affidavit which  
refers to deponent is true of his own knowledge

Valentine Jackson

Sworn to before me this  
19th day of October 1879

R H Ripley

Police Justice

2d District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Sturges

vs.  
Walter Simmons

AFFIDAVIT—Larceny.

DATED October 19th 1879

R H Ripley

MAGISTRATE.

Wm. Warren

OFFICER.

15

WITNESSES:

Valentine Jackson  
193 Mercer Street

DISPOSITION



**BOX:**

1

**FOLDER:**

4

**DESCRIPTION:**

White, Thomas

10/09/79



4







Police Office, Fourth District.

City and County  
of New York,

*Eleanor Kirtland*  
of No. *334 East 32* Street, being duly sworn,  
deposes and says, that the premises No. *334 East 32*  
Street, *21* Ward, in the City and County aforesaid, the said being a dwelling  
and which was occupied by deponent as a dwelling

were **BURGLARIOUSLY**  
entered by means *removing the window leading*  
*from the hallway in the back bedroom*  
*and so entering said room -*

on the night of the *2d* day of *October* 1879  
and the following property feloniously taken, stolen and carried away, viz.:

*Two Over Coats and*  
*One Shawl and*  
*Good and lawful money of*  
*the value of Three Dollars*

*in all of the value of*  
*Twenty Dollars -*

the property of *deponent and her husband Albert Kirtland*  
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 *Thomas White*

for the reasons following, to wit: *That deponent*  
*saw said White in said room*  
*at the time said Burglary*  
*and Larceny were committed*

*Eleanor Kirtland*  
Sworn to before me this  
7th day of October 1879

*Police Officer*



**Police Court, Fourth District.**

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas White*

Question. How old are you?

Answer. *10 Years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *340 E 86th St*

Question. What is your occupation?

Answer. *Brass moulder*

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

Answer. *I am not guilty*  
*Thomas White*

Taken before me this

day of

Police Justice.

Police Court—Fourth District.

THE PEOPLE &c.

ON THE COMPLAINT OF

Eleanor Kirkland

334 E. vs. 32 S.

Thomas White

BAILED :

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

2

3

4

5

6

Dated

7 Oct

187

9

Smith

Magistrate.

Baranagh 21

Officer.

Clerk.

Witnesses,

\$ 1000 to am G.S

Cornel

Received in District Atty's Office,

Office,  
Barnes & Co.



**TORN PAGE(S)**

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

That Thomas White

late of the *Twenty first* Ward of the City of New York, in the County of New York, aforesaid,  
on the *Second* day of *October* in the year  
of our Lord one thousand eight hundred and seventy-~~one~~  
with force and arms, about the hour of *Ten* o'clock in the *night* time  
of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Albert Kirtland*

there situate, feloniously and burglariously did break into and enter by means of *forcibly*  
*breaking open an outer window of said dwelling*  
*house* -  
whilst there was then and there some human being to wit, one *Eleanor*  
*Kirtland* within the said dwelling house he, the said

*Thomas White*

then and there intending to commit some crime therein, to wit: the goods, chattels, and  
personal property of *Albert Kirtland*

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That  
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County  
aforesaid, about the hour of *Ten* o'clock in the *night* time of said day,  
the said *Thomas White*

late of the Ward, City, and County aforesaid,

*Two coats of the value of Five dollars each.*  
*one shawl of the value of Seven dollars.*

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number  
and denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of *Three dollars*

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-  
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot  
now be given, of the value of *Three dollars*

Divers Due Bills of the United States of America, the same being then and there  
due and unsatisfied, and of the kind known as Fractional Currency, of a number and  
denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of *Three dollars*

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid un-  
known, and a more accurate description of which cannot now be given, of the value of  
*Three dollars* -  
of the goods, chattels, and personal property of *Albert Kirtland*

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

BENJ. K. PHELPS, District Attorney.