0144

BOX:
454

FOLDER:
4175

DESCRIPTION:
Lebire, Luigi

DATE:
10/02/91

4175

Gallagher 372

Witnesses:

Jos Cortemello

Counsel,

Filed 2 day of Oct 189 1

Pleads, Not guilty 5

THE PEOPLE

vs.

Luigi Lebire

23
26 Baker
Baker

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

DE LANCEY NICOLL,

District Attorney.

Bench warrant Oct 14

A TRUE BILL.

W. J. O'Berry

Foreman.

Part 3. October 23/91.

Tried and convicted

Oct 26/91 Part 1 Assault 2d deg

26

Police Court— / District.

City and County of New York, } ss.:

Joseph Cotennello

of No. 120 Bayard St Street, aged 36 years,

occupation Grocer being duly sworn

deposes and says, that on the 20 day of September 188 7 at the City of New York, in the County of New York,

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

Lorenzi Colvisi (northern

who cut and stabbed

deponent on the hand

with the blade of a

razor which he then

held in his hand

and said 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 21 day of September 188 7 } Joseph x Cotennello his mark.

Police Justice.

Sec. 198—200

CITY AND COUNTY OF NEW YORK } ss.

..... District Police Court.

Lanzi Lefina 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. Lanzi Lefina

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Italy

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

Answer. 100 Baxter St. 1 month

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 not guilty
his
Lanzi x Lefina
mark

Taken before me this 9 *day of* Dec. 188 5

..... *Police Justice.*

0148

1253

Police Court ... District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

1. [illegible]
2. [illegible]
3.
4.

Offence [illegible]

Dated [illegible] 18[illegible]

[illegible] Magistrate.

[illegible] Officer.

6 Precinct.

Witnesses [illegible]

No. [illegible] Street.

No. [illegible] Street.

BAILED

No. 1, by [illegible]

Residence [illegible] Street.

No. 2, by [illegible]

Residence [illegible] Street.

No. 3, by [illegible]

Residence [illegible] Street.

No. 4, by [illegible]

Residence [illegible] Street.

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 [illegible]

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Three Hundred Dollars, 300 *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.*

Dated [illegible] *18* [illegible] *Police Justice.*

I have admitted the above-named [illegible]

to bail to answer by the undertaking hereto annexed.

Dated [illegible] *18* [illegible] *Police Justice.*

There being no sufficient cause to believe the within named [illegible]

[illegible] *guilty of the offence within mentioned. I order h to be discharged.*

Dated [illegible] *18* [illegible] *Police Justice.*

COURT OF GENERAL SESSIONS-Part III.

The People of the State of New York, against LUIGI LEBIRE.	Before Hon. RUFUS B. COWING, and a Jury.

Indictment filed October 2nd 1891.
Indicted for assault in the 2nd degree.

New York, October 23rd 1891.

APPEARANCES: For the People Asst. Dist. Atty Davis
For the defendant Mr. J. Gallagher.

JOSEPH CORTINELLO? a witness for the People, sworn, testified:

I live at No. 26 Baxter Street in this city. I keep a bakery at that number. On the 20th day of September I was in the basement where I live and the defendant came and cut me with a razor. He was a baker who went around in the street selling a certain kind of biscuits for five cents a piece. He came into my place and wanted to sell some of these bisuuits back to me. He bagan to kick up a row in my place. I told him "It is a shame that to try to kick up such a row in my place". With that the prisoner ctut me on the had with a razor cutting my hat. I did not give him any further cause for cutting me--I only told him not to raise a disturbance in my place. My head was cut with this blow and I have the scar yet on my head. The policeman came and arrested the defendant in my place.

CROSS EXAMINATION:

I had nothing to drink on the day of this row. ~~There~~ There were friends of mine in the place at the time but none of them were under the influence of drink. This man would not leave my place and go to his busines; it was about that that we were quarrelling . I have been in this country for sixteen years and have never been arrested before.

MARK CORTINELLO, a witness for the People, sworn, testified:

I live at No. 130 Baxter street in this city . At that place I ~~a~~have a liquor store. I was in my brother's place on the day in question and saw the defendant cut my brother on the head with a razor. The way he came to cut my brother was this; he was having a row with some other persons and my brother went to him ~~me~~ a and told him to go away and he then took this razor and cut my brother with it .

CROSS EXAMINATION:

I do not know the men who were quarreling with the defendant . They were strangers to me . I did not interfere with the men at all . I went away as soon as the policeman came and arrested the defendant . The door was not broken in by anybody .

JOHN J. CURRAN, a witnessfor the Peple, sworn, testified:

I arrested the defendant in front of No. 26 Baxter street in this city on the 20th of September. The complainant came to me and told me a man at No. 26 had struck

him with arzor . I went there and arrested the defendant. . The complainant was bleeding . When I arrested the defendant he acted like a mad man. He was under the influence of liq uor. I found four or five men holding him in this basement . He did not understand English and I had no conversation with him.

LUIGI LEBIRE, the defendant, sworn, testified:

I live at No. 126 Baxter street in this city . I am a baker by trade. On the day in question I was peddling pies and cakes in front of the premises of the complainant. He took some of my cakes and refused to pay me for them and when I asked him for the money he gave me two blows. A man came to his assistamce and I got blows on my face. I ran down in the basement and shut the door. They followed me in the basement breaking open the door . The complainant and the other witness both got at me and beat me and it was while they had me down and were beating me that I used the knife which I had cut one of them . I did not intend to injure them I only acted in self defence an wanted to free myself from their attack on me. I was afraid of losing my life at the time and I used the knife in self defence. I have never been arrested charged with the commission of a ny offence that I know of.

CROSS EXAMINATION:

I do not usually carry a knife. I never carry a knife I never ca ried a knife in my life. The knife that I used

on this occasion I picked up down in the basement at the time I was upon the floor. When I had used it I threw it on the floor again. I attempted to get out of this place but I was held by several of the friends of the complainant who were there until the officer came. I drank about a pint of beer that day at dinner time but I was not at all under the influence of liquor. I have never before been arrested or charged with the commission of any crime. Several of these men had jumped on my stomach before I used the knife and cut the man who has testified against me.

The jury returned a verdict of guilty of assault in the 2nde degree.

Indictment filed Oct.2-1891

COURT OF GENERAL SESSIONS

Part III.

THE PEOPLE &c.

against

LUIGI LEBIRE.

Abstract of testimony on trial New yYork October 23rd 1891.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Luigi Lebire

The Grand Jury of the City and County of New York, by this indictment, accuse Luigi Lebire of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Luigi Lebire, late of the City of New York, in the County of New York aforesaid, on the 20th day of September in the year of our Lord one thousand eight hundred and ninety-one, with force and arms, at the City and County aforesaid, in and upon the body of one Joseph Cotennello in the peace of the said People then and there being, feloniously did make an assault and him the said Joseph Cotennello with a certain razor which the said Luigi Lebire in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound, with intent him the said Joseph Cotennello 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 Luigi Lebire of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Luigi Lebire 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 Joseph Cotennello in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Joseph Cotennello with a certain razor which the said Luigi Lebire 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 feloniously did wilfully and wrongfully strike, beat, cut, stab 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.

De Lancey Nicoll,
District Attorney

0155

BOX:
454

FOLDER:
4175

DESCRIPTION:
Levy, Abraham

DATE:
10/22/91

4175

0156

BOX:
454

FOLDER:
4175

DESCRIPTION:
Cohen, Solomon

DATE:
10/22/91

4175

No 1 L. H. F.

Witnesses:

Wm C Evans
Louis Juden
Gust Reyser
Off Oates

Counsel,

Filed 22 day of Oct 1891

Pleads, Not guilty 23

THE PEOPLE

vs.

Abraham Levy — P

[redacted] — P

Solomon Cohen

Grand Larceny, 1st Degree.
[Sections 528, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

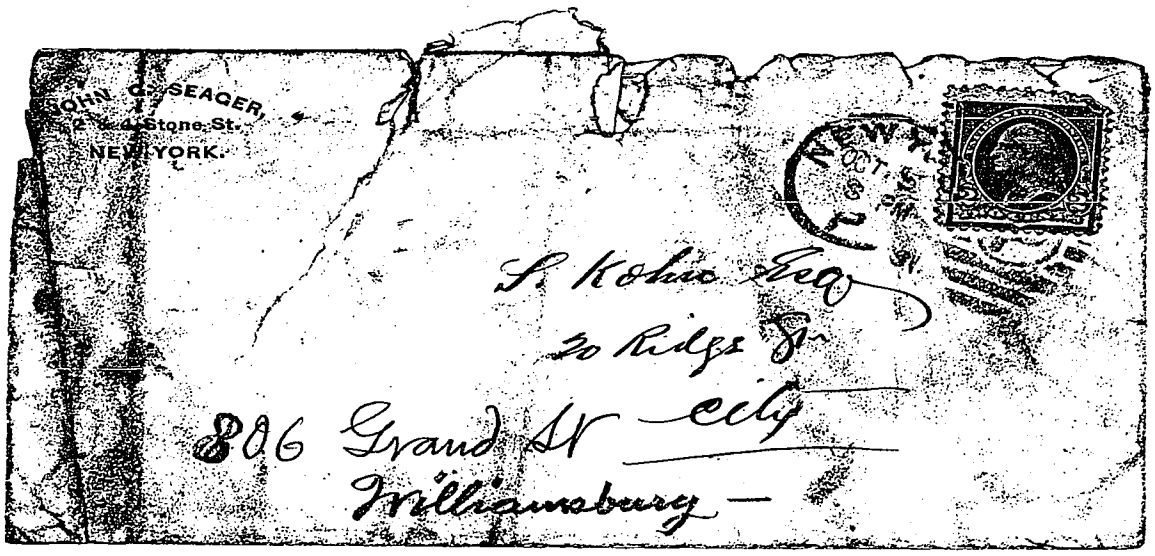
Part 2
Nov 11 order in editing

A TRUE BILL.

Hagerbrecht
Foreman.

Dec 10/91 Mar 10/92
Bnt
GPS
Speedy Acquitted
GPS

0158



That said Linda did deliver the said 11 remaining cases to the said Levy at 297 Grand Street Williamsburg being a day thereafter, That after the delivery of the said goods to the said Levy in Williamsburg said Cohen then told said Linda that he said Linda owned here to deliver the 7 cases of goods he left at 28 Columbia Street also to said Levy at Grand Street Williamsburg which (said Linda did) and was then paid by said Levy the sum of $1500 and $50 by said Cohen that being the amount agreed upon between him and said Cohen.

Deponent further says that he is informed by Gustave Stayser of 13 & 2d Street Brooklyn that he was in the employ of deponent as a delivery clerk and that he delivered the aforesaid property to said Linda and received the said E. B. Deponent further

says that on the 13th day of October 1891 he received the letter hereto annexed and signed E. C. from Jacques Stahr of 27.29 & 31 Beaver Street claiming that said property was consigned to him and demanding the same, thereupon deponent discovered that the said property was delivered to said defendants and that they obtained the same by false and fraudulent representations, Deponent further says that he since the delivery of said property to said defendants he has made diligent search and enquiry to ascertain if any property was consigned to the said defendants, in the name of Stahr and he finds there was not, and that the only goods he had were consigned to one Jacques Stahr; Deponent further says, that on the discovery of the said property having been

taken away by said Levy who represented himself as Stokes. He sent said Evans to said Stokes at the address he then gave 20 Ridge Street and defendant is further informed by said Evans that no such person resided there, and no such person was known there and that said Evans did afterwards meet him said Levy alias Stokes in Columbia Street, and told him the goods he obtained from him (meaning the 18 cases) were not consigned to him and were not his property, and that he said Evans wanted to know what he said Stokes alias Levy has done with them and said Stokes alias Levy replied he would not tell him said Evans unless he said Evans paid him well for so doing, and said Evans then told said defendant Stokes alias Levy to call at his office ~~the following day~~ and he would arrange the matter. That said

Kohn alias Levy did call at deponents place of business and deponent caused him to be arrested. Deponent further says that he is informed by James Oats a police officer after the 1st present paper that he arrested said defendant Kohn who admitted and confessed to him that his name was not Kohn but it was Abraham Levy and that his father-in-law's name was Salomon Kohn and that his father-in-law told him and Levy to go there and get the said property and said Oats further says that on the 25th day of October he arrested defendant Salomon Kohn in the first district Police Court. Deponent therefore charges said defendants with having obtained the said property by means of false and fraudulent representation and he therefore charges them with the larceny of the property

of record

Sworn to before me this 16th day of October '91 } Chas. C. Seager

To of Rec'd
Pots & Justices

(1365)

Police Court— 1 District.

Affidavit—Larceny.

City and County of New York, } ss.

John C. Seager

of No. 2 & 4 Stone Street, aged 46 years,

occupation Agent being duly sworn,

deposes and says, that on the between 6th & 9th day of October 189 1 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:

Eighteen Cases of Plate Glass
Being of the value of
Sixteen hundred Dollars

the property of In the care and custody of Deponent

Sworn to before me, this day of 189

Police Justice.

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 Abraham Levy and Solomon Cohen (now here) who were acting in concert for the reasons following, to wit: That on said day deponent was the agent of the Star Steamship Line, and on said day he had in his care and custody at such agent's the aforesaid property which was consigned to Jacques Mahler of 27 & 29 W. 61 Beekman Street New York City and deponent is informed by William P. Evans a clerk in the employ of deponent that on the 5th day of October 1891 said Levy came to said Evans at the office of deponent

aforesaid and represented to him that his name was S. Kohen of 20 Ridge Street and that he had consigned to him on the steamer Gladiolus 18 cases of plate glass and that he desired to get from said Evans instructions as to how to get the goods. said Evans replied he would send him instructions by mail, that on the following day said Evans did mail to said defendant the bill mentioned Ex A. That on the 9th day of October 1891 said Levy who was then known to defendant as S. Kohen again called at the office of said Evans together with defendant Solomon Cohen and that said defendant Cohen then paid to said Evans the sum of $23.28/100 dollars being the amount of freight due on said property, thereupon said Evans gave to said Levy who was then known to him as S. Kohen the wharfage receipt hereto annexed and annexed Ex B. to obtain said property. Defendant says that he is informed by Louis Levin that he is an ex convict and of 94 Ludlow Street and that on the 8th day of October 1891 defendant Cohen came to his place aforesaid and asked said Levin to get the goods mentioned in Ex B from the wharfage and said Cohen and said Levin agreed upon the price of $20.00 for the delivery of said goods. said Cohen then gave said Levin the Ex B and told him to receive of the said carrier on the premises at 28 Columbia Street in which said Levin did. That on the 9th day of October said Cohen told said Levin to receive the balance of the Eleven cases of said goods to one Levy at 97 Grand Street and that said Levy would pay him

CITY AND COUNTY OF NEW YORK, } ss.

William C. Evans

aged 18 years, occupation Clerk of No. Clifton Staten Island Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John C. Seager and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 *day of* October 1898 } Wm C. Evans

J. C. Rudolf

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Louis Linde

aged 29 years, occupation Expressman of No. 94 Ludlow Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John C. Seager and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 *day of* October 1898 } Louis Linde

J. C. Rudolf

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Gustav Kayser

aged 50 years, occupation Clerk of No. 13. 2nd Street Hoboken New Jersey Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John C. Seager and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 *day of* October 1891

Gustav Kayser

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

James Oats

aged 51 years, occupation Police Officer of No. 154 Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John C. Seager and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 *day of* October 1889

James Oats

Jno. J. C. Rechtell

Police Justice

POOR QUALITY ORIGINAL

0169

#2504

Oct 17
10 a.m.

Police Court ... 1 ... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Arthur Kelly
24 Stanton St
1 Morgan Ferry
2 Coleman St

Offence, Felony

BAILED,

No. 1, by .....
Residence ..... Street.
No. 2, by .....
Residence ..... Street.
No. 3, by .....
Residence ..... Street.
No. 4, by .....
Residence ..... Street.

3 .....
4 .....

Dated Oct 16, 1891

Otto Kelly ..... Magistrate.

Otto Kuesel Officer.

Jacques Kahn 121 Prct.
24-29-31 Bleecker St.

Witnesses Louis Otto

No. 121 Greene Street.
Gustave Thayer
No. 224 Mens Street.
Louis Friedman
No. 94 Duane St. Street.
Geo C. Sonnenus
224 Mens Street.

RECEIVED
OCT 1891
DISTRICT ATTORNEY'S OFFICE

$2000 to Answer Court

1830

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 they be held to answer the same and they be admitted to bail in the sum of Twenty *Hundred Dollars,* each *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.*

Dated Oct 16 *18*91 ..... *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* h *to be discharged.*

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

Sec. 193—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Salomon Cohen 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. Salomon Cohen

Question. How old are you?

Answer. 55 years

Question. Where were you born?

Answer. Poland

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

Answer. 28 Columbia St 1 month

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

Salomon his + mark Cohen

Taken before me this 16 day of October 1889

[illegible] Police Justice.

Sec. 193—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Abraham Levy 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. Abraham Levy

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. Poland

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

Answer. 28 Columbia Street 1 month

Question. What is your business or profession?

Answer. Operator

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.

Abraham Levy

Taken before me this 16 day of October 1894

[illegible] Police Justice.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
Solomon Cohen and Abraham Levy

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 reasons why I recommend the defendants to clemency are the following: The defendants, I am informed, had their attention first directed to the goods it is claimed they misappropriated, by an error in my office, through which a notice, which should have gone to Jaques Kahn, announcing the arrival of his cargo, was sent to the defendant, Solomon Cohen. The defendant, Cohen asked his daughter to come to my office with the notice, and she, a girl of seventeen years of age, asked the defendant, Levy, to whom she is affianced, to go with her. She requested Levy to present my notice, pay the freight and get a delivery order. My clerk granted this order. It is always supposed that the custom's officers at the dock will not deliver cargo except to a consignee who has obtained a permit. The rightful consignee of the goods, Mr. Kahn, had in the meantime entered the goods in the Custom House and lodged his permit with the inspector on the pier. When therefore the defendant, Levy, presented the delivery order at the dock, the custom's inspector, having Mr. Kahn's permit with him, delivered the glass to Mr. Cohen. Mr. Cohen had been expecting certain cases of household goods by steamer from his son in South Carolina, and I am informed that he being ignorant of the language, did not know these cases contained glass until they were delivered at the warerooms in Williamsburgh. I am therefore satisfied that the original possession of the goods by the defendants, was not felonious. When by the aid of a detective, I had traced the goods, and demanded them of the defendants, they refused to redeliver them, but I am since informed that the ground of their refusal was that they must first have back the freight, amounting to $23.28 which they had paid on receiving the delivery order. As to this fact however, I have no personal knowledge sufficient to form a belief. When the prisoners were finally arraigned in the Police Court, they voluntarily gave up the goods.

I am informed and believe that both the defendants are Russian Hebrews, of slight education, that they have both heretofore lived industrious and honest lives, and that this is their first offense of any kind. The defendant, Cohen, is a peddler, and the defendant Levy, is a tailor, employed by a Mr. Finer of 151 Essex Street, this city. They have been in jail for about three weeks; and they promise if liberated upon their own recognizance, they will lead sober and honest lives.

New York, November 5th. 1891.

John C. Leger

0173

Police Department of the City of New York.

Precinct No.

Mark on Cases

New York, Oct 14th 1891

A. C. 3300, 3301, 3305, 3306, 3313,
S 1110, 1112, 1113, 1114, 1115,
Spiegel glass. Dental
made in Germany Brosman.

Recovered 18 Cases

0174

Exa

OFFICE OF

JOHN C. SEAGER, Agent,

2 & 4 STONE STREET.

Voyage No. _____ *No.* 31

NEW YORK, _____ 189

S. Kahn

To Steamship Gladiolus *and Owners, Dr.*

To Freight from Bremen *as per Bill of Lading.*

18 Cases Peat Seas

This vessel will commence discharging under GENERAL ORDER at PIER A.

Vessel will not be responsible for Goods remaining on Wharf.

NO CLAIM WILL BE RECOGNIZED FOR SHORTAGE OR DAMAGE AFTER THE GOODS HAVE LEFT THE DOCK.

Please send freight to Office, and receive a delivery order.

Charges,	7,60
Exchange, @ $	£ 15,68
Received Payment,	$ 23,28

JOHN C. SEAGER, AGENT,

Per Evans

0175

AC 6 Cases

AC 12
S

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

Dec 19 1892

In re: People
v
Abraham Levy &
Solomon Cohen } Memo:

The offense here is common law larceny. The defendants, without the knowledge of the owner, obtained the possession of the property by trick and device. They did not obtain the title. The offense of obtaining property by false pretenses can only be committed where the owner or his authorized agent is induced by fraud to part with the title to property.

In false pretenses the property is obtained with the consent of the owner, the latter intending to part with it, but if it deprives him only of the possession it is theft.

Obtaining property by personating another is larceny.

Com. v Collins, 12 Allen 181
Com. v W Eutman, 121 Mass. 361

In this case the defendants induced the complainant who had the custody of property belonging to a consignee to deliver the property to them by supposing them to be the owner & his agent. The real owner had no knowledge of the transaction gave no consent & had not authorized anybody to act for him. This is simple larceny at common law and not false pretenses.

Moses Hudson.

POOR QUALITY ORIGINAL

0177

NO CLAIM WILL BE RECOGNIZED FOR SHORTAGE OR DAMAGE AFTER THE GOODS HAVE LEFT THE DOCK.

61

NEW YORK, Oct. 8" 189 1

Clerk of Steamship "Gladiolus" E & B.

Freight having been paid

Deliver to S. Kohn

MARKS.

from on Board,

B/L No. 31

18 Cases Pearl Glass

CAMPBELL STORES, JOHN C. SEAGER, AGENT,

Ship at Pier Foot of 4th Hoboken N. J.

Per Evans

Per Campbell Stores

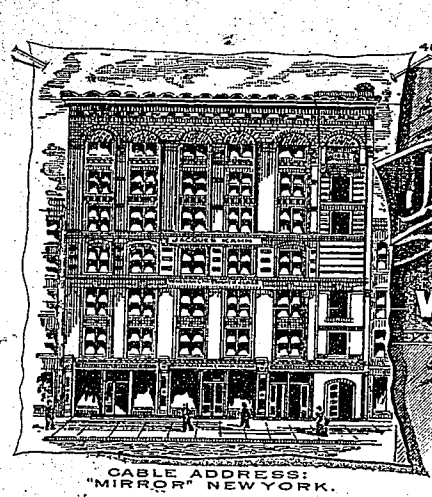
0178

~~40 Rutgers St~~
28 Columbia St

#2038

Copy

0179



40 RUE DU PONT NEUF BRUXELLES, BELGIUM. 54 RUE DES PETITES ECURIES, PARIS.

JACQUES KAHN,

IMPORTER & MANUFACTURER OF

FRENCH MIRROR PLATES AND VENETIAN CHRYSMATIC GLASS.

27, 29 & 31 BLEECKER STREET,

CABLE ADDRESS: "MIRROR" NEW YORK.

New York Oct 15th 1891

Mr John C. Seager Agent
to Stars & Cities

Dear Sir!

When my carman called today to remove the 18 cases Alaska Plan, which arrived on Steamship Gladiolus, he was informed, they had been delivered to a Broker.

I demand an immediate explanation of the delivery of my goods — Yours Truly

Jacques Kahn

Goods at 806 Gra[illegible]
Webb[illegible]

0181

CITY AND COUNTY OF NEW YORK } ss.

POLICE COURT, 1 DISTRICT.

of the First Precinct James Oates Street, aged years,

occupation Officer being duly sworn, deposes and says

that on the 15 day of October 189 1

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

Solomon Cohen (not here) on complaint

John C Beager for Larceny

Deponent asks that he be

committed for Examination to

Enable him to procure necessary

Evidence

James Oates

Sworn to before me, this 15 day of October 189 1

Police Justice.

0182

Police Court, 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Solomon Green

AFFIDAVIT.

Dated, Oct 15 1891

DOR Magistrate.

Officer.

Witness,

Disposition $2000 Ef
Oct 16. 9½ a M

55
Gurney
28 Columbia St

CITY AND COUNTY OF NEW YORK. } ss.

POLICE COURT 1 DISTRICT.

of the First Precinct James Oates

occupation ~~Street~~, aged years,

being duly sworn, deposes and says

that on the 14 day of October 1891

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

Abraham Levy (name true) on complaint of John

C Seager for Larceny

Deponent says that he has been

unable to procure the necessary Evidence

and asks that said defendant be committed

for Examination

James Oates

Sworn to before me this 15 day

of October 1891

Police Justice.

Police Court, 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Abraham Levy

AFFIDAVIT.

Dated, Oct 15 1891

DOR Magistrate.

Oalus Officer.

Witness,

Disposition $2.00 Oct 16

9½ 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

Abraham Levy and Solomon Cohen

The Grand Jury of the City and County of New York, by this indictment, accuse Abraham Levy and Solomon Cohen of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Abraham Levy and Solomon Cohen, both ——

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

eighteen cases of plate glass, (a more particular description whereof is to the Grand Jury aforesaid unknown,) of the value of eighty eight dollars and eighty nine cents each case,

of the goods, chattels and personal property of one Jacques Kohn, —

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.

DeLancey Nicoll,
District Attorney

0186

BOX:
454

FOLDER:
4175

DESCRIPTION:
Lincoln, Walter E.

DATE:
10/29/91

4175

Witnesses:

Helen a Park

Off Slausen

293

Counsel,

Filed 29 day of Oct 189 1

Pleads, Not guilty 30

THE PEOPLE

vs.

Walter E. Lincoln

Grand Larceny, Second Degree.
[Sections 528, 530, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

S. P. 2 yrs 6 mo,

0188

Police Court 7 District. **Affidavit—Larceny.**

City and County of New York, } ss:

Helen A Park

of No. 917 7th Avenue Street, aged 55 years, occupation Keeps House being duly sworn, deposes and says, that on the 13th day of October 189/ 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:

One Seal Skin Sack. one Seal Skin Ulster five napkin Rings one Gutter one Shot Gun. one Ulster one silver Sugar bowl and one Dress the whole Valued at about Six Hundred and Seventy five Dollars

675 00/100

the property of Deponent Annie Park and George W Park in the care 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 E Lincoln (further) on the fact that defendant was employed as assistant janitor by deponent. That said property was in aforesaid premises in the care of defendant. That deponent missed said property and reported said fact to the Police. That deponent is informed by Edgar J Slawson an officer at Police Headquarters that he found a Seal Skin Sack that been pawned at 628 9th Avenue in this City. That deponent has since identified said Sack as part of the property stolen as aforesaid. Defendant being informed of his rights says that he is innocent

Helen A Park

Sworn to before me this 14th day of 189/

Police Justice.

Sec. 193—200.

7 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Walter E Lincoln 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. Walter E Lincoln

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New York

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

Answer. 917 7th avenue. 6 years

Question. What is your business or profession?

Answer. Assistant Jeweler

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
Walter E. Lincoln

Taken before me this 27 *day of* October 1891

Police Justice.

0190

1349

Police Court— 7 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thos. J. Clark (33) 23 Guy st. Brooklyn

vs.

1. Wm. E. McGill

2.

3.

4.

Offence Larceny

Dated Oct 27 1891

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

No. Street.

No. Street.

No. Street.

RECEIVED. OCT 2 1891 DISTRICT ATTORNEY'S OFFICE.

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 D. Larcen

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 October 27 1891 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 h to be discharged.

Dated 18 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
Walter E. Lincoln

The Grand Jury of the City and County of New York, by this indictment, accuse Walter E. Lincoln of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Walter E. Lincoln

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

one seal skin sacque of the value of two hundred dollars, one sealskin ulster of the value of three hundred dollars, five napkin-rings of the value of ten dollars each, one guitar of the value of ten dollars, one ~~shot~~ gun of the value of fifteen dollars, one other ulster of the value of twenty-five dollars, one sugar bowl of the value of twenty-five dollars and one dress of the value of fifty dollars

of the goods, chattels and personal property of one Helen A. Park

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.

De Lancey Nicoll
District Attorney

0192

BOX:
454

FOLDER:
4175

DESCRIPTION:
Lippmann, Benjamin

DATE:
10/14/91

4175

Witnesses:

Louis Lark

Mrs Lauterbach

Counsel,

Filed 14 day of Oct 1891

Pleads,

THE PEOPLE

vs.

Benjamin Lippmann

Forgery in the Second Degree.
[Sections 511 and 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

Oct 15/91

Pleads Forgery 2d deg

Elmira Ref. BM.

Police Court 2 District.

City and County of New York. } ss.

Louis Lask

of No. 649 Broadway Street, aged 21 years, occupation Bookkeeper being duly sworn, deposes and says, that on the 1st day of October 189 1, at the City of New York, in the County of New York,

Benjamin Lippman

(now here) did make utter and forge and pass upon deponent a certain instrument of writing purporting to be an order for clothing of the value twenty one dollars for the use of the Hebrew Sheltering Guardian Society, and purporting to be signed by Mrs. M. Lauterbach Vice President, and the defendant obtained from deponent on said forged order documents annexed the said clothing of the value of twenty one dollars. the property of Isidore Kaufman &c. deponent is informed ~~that~~ by Mrs. M. Lauterbach (now here) that the said order documents annexed is false and fraudulent; that she did not authorize

the signing of her name, and that the defendant had no authority to receive said goods for said institution. Deponent therefore charges defendant with forgery.

Sworn to before me this 8th day of Oct 1891

John F. Kelly
POLICE JUSTICE.

Louis Lash

Police Court, ... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

.....

vs.

1 .....
2 .....
3 .....
4 .....

Offense .....

Dated 189

Magistrate.

Officer.

Clerk.

Witnesses, ...

No. ..... Street.

.....

No. ..... Street.

.....

No. ..... Street.

$ ..... to answer ..... Sessions.

.....

.....

CITY AND COUNTY OF NEW YORK, } ss.

Mrs M. Lauterbach

aged 58 years, occupation Housekeeper of No. 191 East 99th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Louis Lash 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* Oct 1890, } Mrs M. Lauterbach

John E Kell

Police Justice.

(3692)

Sec. 198—200.

a District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Benjamin Leffman being duly examined before the undersigned 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. Benjamin Leffman

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. U. S.

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

Answer. No permanent address

Question. What is your business or profession?

Answer. None.

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

Ben Leffman

Taken before me this 10 *day of* October 1887

Police Justice.

0198

1303

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Louis Lask
619 Third
Benjamin Lipman

Offence Forgery

Dated Oct 10 1891

Kelly
Magistrate.

Kent
Officer.

19
Precinct.

Witnesses Mrs. M. Lauterbach
No. 131 E. 93d Street.

No.
Street.

No.
Street.

RECEIVED, OCT 11 1891 DISTRICT ATTORNEY'S OFFICE.

$1,500 to answer

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

Dated Oct 10 1891 Wm E Kelly 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 h to be discharged.

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

Oct 1st 91

Mess Kaufman & Co-

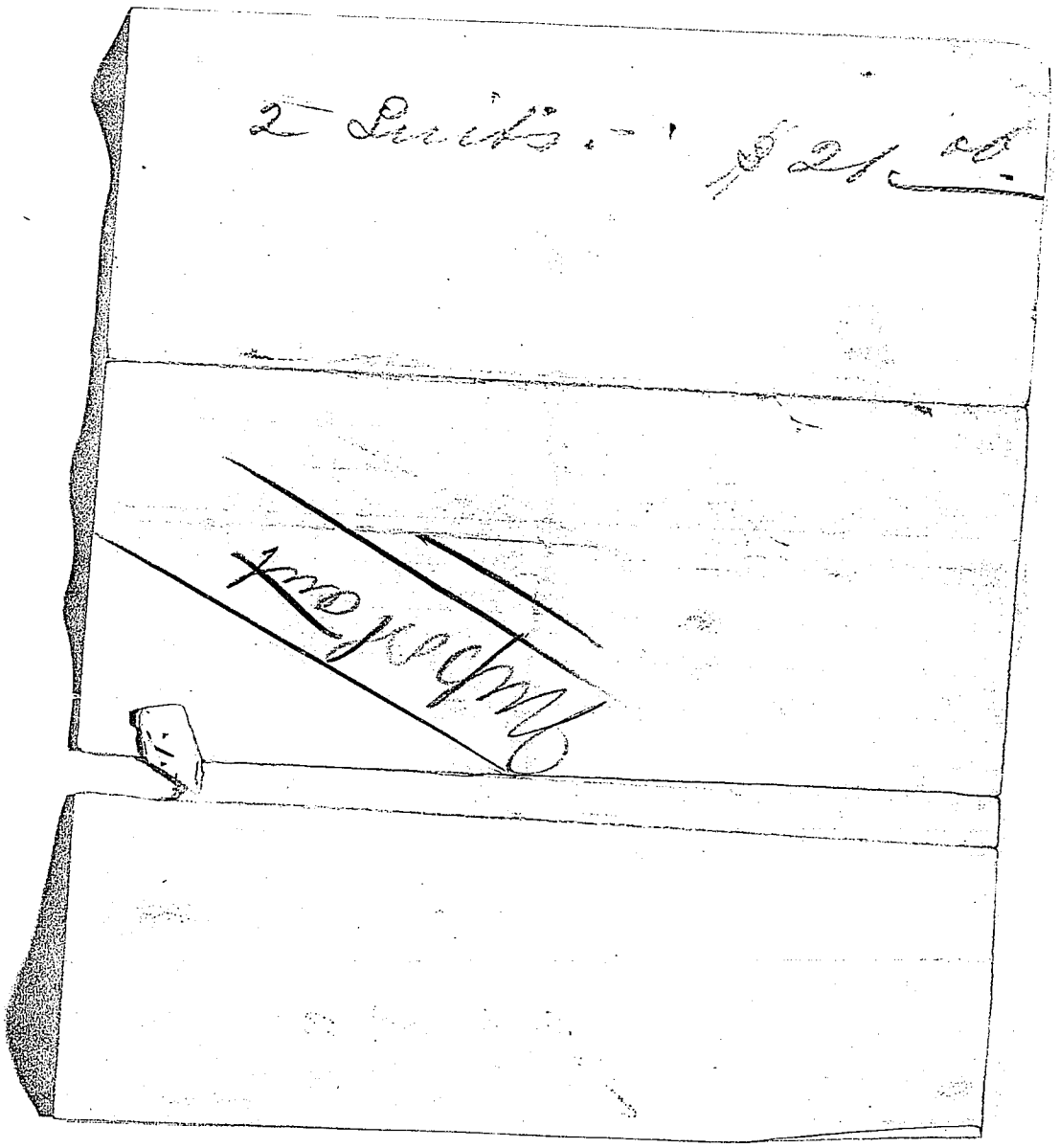
I herby send my nephew to you. I want (2) Two suits for 2 boys of our institution who are going to be Bar Mitzpah Black suits + nice ones. Would come myself only too busy for holidays. Hoping you can oblige me.

Mrs M. Lauterbach
120 E. 90 st

Hebrew Sheltering Guardian Soiety
Please send bill along.

2102 2 Boys 10.50

0200



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 Lippmann

The Grand Jury of the City and County of New York, by this indictment, accuse Benjamin Lippmann of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Benjamin Lippmann late of the City of New York, in the County of New York aforesaid, on the First day of October in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

Oct 1st 91

Mess Kaufman & Co.

I hereby send my nephew to you. I want (2) Two suits for 2 boys of our institution who are going to be Bar Mitzpah Black suits & nice ones. Would come myself only too busy for holidays. Hoping you can oblige me

Mrs M. Lauterbach V.P.
120 E. 90 st.
Hebrew Sheltering Guardian Society
Please send bill along.

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 Benjamin Lippmann of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Benjamin Lippmann 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 intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

Oct. 1st 91

Mess Kaufman & Co — I hereby send my nephew to you. I want (2) two suits for 2 boys of our institution who are going to be Bar Mitzpah Black suits & nice ones. Would come myself only too busy for holidays. Hoping you can oblige me.

Mrs M Lauterbach V P
Hebrew Sheltering Guardian Society
Please send bill along.

the said Benjamin Lippmann then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0203

BOX:
454

FOLDER:
4175

DESCRIPTION:
Little, Charles H.

DATE:
10/09/91

4175

Witnesses

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

Charles St. Little

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Part 2 – Oct. 29, 1891
Pleads guilty
5 yrs + 8 mos S.P.

Witnesses:

Mark Martin

45

Counsel,

Filed 9th day of Oct. 1891

Pleads, Guilty 12

38 Bookkeeper St Louis

THE PEOPLE

vs.

Charles H. Little

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Edgerton Bennett

Foreman.

Part 2 – Oct. 29, 1891
Pleads Guilty
5 yrs & 8 mos S.P.

Police Court— 3 District. Affidavit—Larceny.

City and County of New York, } ss.

Nicholas Martin

of No. 300 Canal Street, aged 54 years, occupation Salesman being duly sworn deposes and says, that on the 11 day of September 189 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:

One Suit of Gentlemens Clothing Consisting of an One Coat, Under Coat, Vest and pants together of the value of Twenty Nine Dollars $29.00

the property of Maximilian S. Stengel and in deponents Care and Custody

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 Charles H. Little (Minthorn) for the reason that at about 12 O'clock noon on said date defendant Called at deponents place of business and purchased the above named Clothing and directed that the same be delivered to him at Stahl Brothers No 119 Spring Street said City, and that he was a runner of said Stahl Brothers firm, deponent on said date delivered said Clothing to defendant who he met in the hallway of said Stahl Brothers place of business at No 119 Spring Street and received

Sworn to before me, this day 18

Police Justice.

from defendant in payment therefore the annexed check or order on the Peoples Bank and informed deponent that said check or order was genuine and that said Bank was located on the Corner of Canal and Thompson Street. deponent relying upon said representations and the gave defendant said Clothing, whereupon deponent went immediately thereafter to said Bank and was informed by an Official of said Bank that said check or order was of no account and that said C. H. Stahl & Bro whose name was purported to have been signed to said check or order had no account at said Bank and that no such firm was known to them. Wherefore deponent charges defendant with obtaining said property with intent to cheat and defraud and prays that he be held to answer and be dealt with as the law directs.

Sworn to before me
this 26th day of Sept 1891

Nicholas Martin

John Hayes
Police Justice
John

0208

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Charles H. Little 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. Charles H. Little

Question. How old are you?

Answer. 38 years

Question. Where were you born?

Answer. St Louis Mo

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

Answer. Removed

Question. What is your business or profession?

Answer. Bookkeeper

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

Answer. I am guilty

C H Little

Taken before me this 26 *day of* Feb 1871

Police Justice.

0209

Witness
G. A. Zobrecki
Peoples Bldg
Cor Thompson & Canal st

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court 5 ..... **District.** 1259

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thos. Thompson
200 Thompson St
Grand Larceny

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

Offence Grand Larceny

Dated Sept. 26 1891

Ryan Magistrate.

Clarkson Officer.

C.C. Precinct.

Witnesses Michael Keogh
No. 600 Canal Street.
Katie Kearn
No. 36 Spring Street.
C. F. Quintenstock
No. 63 Ann Street.

1000 to answer

Henry Stern
240 Mott st
Bkl

OK

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 One *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 Sept 26 *18* 91 John Ryan *Police Justice.*

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

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

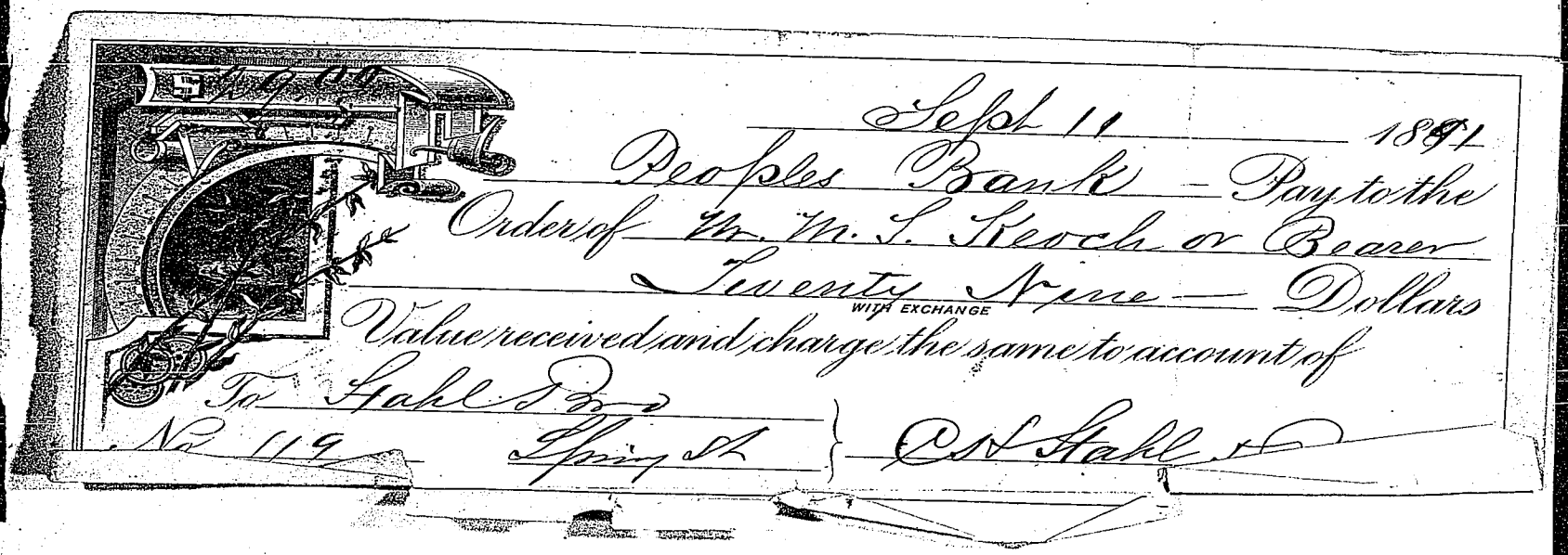
There being no sufficient cause to believe the within named .....
..... *guilty of the offence within mentioned. I order h to be discharged.*

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

0210

O. F. Stahl
119. Spring St
Stahl Bros

0211



Sept 11 1891

Peoples Bank — Pay to the Order of Wm. M. L. Keoch or Bearer

Twenty Nine — Dollars

WITH EXCHANGE

Value received and charge the same to account of

To Stahl & Co

No 119 Spring St

C. V. Stahl

Nicholas Martin

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles H. Little

The Grand Jury of the City and County of New York, by this indictment, accuse Charles H. Little of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Charles H. Little, late of the City of New York, in the County of New York aforesaid, on the eleventh day of September in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

Sept 11 1891
Peoples Bank Pay to the
Order of Mr M. S. Keoch or Bearer
Twenty Nine Dollars
with Exchange

Value received and charge the same to account of
To Stahl Bro C H Stahl & Bro
No 119 Spring St

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

SECOND COUNT.

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

Charles H. Little

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

The said Charles H. Little

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 intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

Sept 11 1891

Peoples Bank Pay to the Order of Mr M. S. Keoch or Bearer Twenty Nine Dollars with Exchange

Value received and charge the same to account of C H Stahl & Bro

To Stahl Bros No 119 Spring St.

the said Charles H. Little

then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0215

BOX:
454

FOLDER:
4175

DESCRIPTION:
Lynch, Henry

DATE:
10/29/91

4175

Witnesses:

John T. Wheatley

Off Donnelly

Counsel,

Filed 29 day of Oct 189 1

Pleads,

THE PEOPLE

vs.

Henry Lynch

Grand Larceny, Degree Second

[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

S.P. 2 yrs 6 mo.

0217

Police Court— 6th — District.

Affidavit—Larceny.

City and County of New York, } ss.:

John J. Wheatley

of No. 2369 - 8th Ave Street, aged 26 years, occupation Milk dealer, being duly sworn deposes and says, that on the 25 day of October 1889 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One bay wagon and harness together of the value of Two hundred 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 Henry Lynch (now here) from the fact that since the commission of said offence deponent was informed by officer Thomas Connelly 33 Precinct Police (now here) that he saw Thomas Connelly arrested said defendant with the above described property in his possession which property deponent fully identifies as his.

John J. Wheatly

Sworn to before me, this 26 day of October 1889

Martin Conroy

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Donnelly

aged 45 years, occupation Police Officer of ~~No.~~ the 33rd Precinct ~~Street~~, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John J Wheatley and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 26 *day of* October 1889 } Thomas Donnelly

Charles N Tainter
Police Justice.

Sec. 198—200.

6 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Henry Lynch 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. Henry Lynch

Question. How old are you?

Answer. 23 years.

Question. Where were you born?

Answer. New York

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

Answer. 300 W 138th St, 3 years.

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 of taking the horse and wagon but did not know what I was doing being intoxicated at the time

Henry Lynch

Taken before me this 26 day of October 1899

Charles Corrigan Police Justice.

0220

Police Court— 6th District. 1350

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Whatley
236 9th Ave
Henry Gruda

2.
3.
4.

Offence Larceny
Felony

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated Oct 26 1891

Thomas Tormey Magistrate.

Officer.

03rd Precinct.

Witnesses Chas O'Neill

No. Street.

No. Street.

No. Street.

$ 1000 to answer

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 Alfred Jacobs

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One *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 October 26th *18*91 Charles N Tinker *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 h to be discharged.

Dated *18* *Police Justice.*

Name and Cell No. of Writer.
Henry Lynch,
220.

Full Address of Letter.
Hon. Randolph B. Martine,
Court of General Sessions,
Chambers Street,
New York.

Rules for Guidance of the Friends of Prisoners.

Letters should be confined to family or business matters. Put name and date of sentence on envelope. Daily, weekly sensational, immoral and political papers or books not allowed. Visits permitted once in two months; no visiting on Sundays or Holidays. Articles of cooked or prepared food, NOT EXCEEDING 100 LBS., allowed once in two months. Tea, coffee, or chocolate not allowed. Tobacco, underclothes, etc., may be sent at any time. Boxes and packages, by express, must be plainly marked with name and date of sentence of prisoner, and prepaid.

Sing Sing Prison, N.Y. July 7, 1893.

Hon. Randolph B. Martine,
Court of General Sessions, N.Y.

Dear Sir:

On Oct. 29th 1891 I pleaded guilty to grand larceny 2nd degree, and was sentenced by your honor to the state prison for two years and six months. I have addressed His Excellency the Governor of New York, asking special commutation for the following reasons: I. My record in the prison has been unexceptionable. II. I am the main support of aged parents (my father being now totally blind). They reside at 300 W. 130th St. N.Y. III. Though my act seemed to indicate technical guilt I solemnly

disclaim a criminal intention. I had been out the whole of the night before, drinking until I was wholly irresponsible for anything. IV. I was not then 23 years of age. I still have practically the whole of life before me. The lessons of my past two years have been hard, but well learned. This was my first offence, and my promise to my parents and herewith to your honor that I will totally abstain from liquor, and keep all my actions hereafter free from even the appearance of evil, — is as solemn and sincere as it is wise and salutary.

I herewith appeal to your honor to make such investigations of my case and previous character as you shall deem necessary, and in mercy and justice and write to the governor in my behalf. I am asking clemency so near the end of my term, because I can find honest employment now, and fear I cannot do so at the expiration when in the usual course I would be released.

I have the honor to be,
Very respectfully and sincerely,
Your honors obedient servant,
Henry Lynch.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Lynch

The Grand Jury of the City and County of New York, by this indictment, accuse Henry Lynch of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Henry Lynch

late of the City of New York, in the County of New York aforesaid, on the 25th day of October, in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, with force and arms,

one horse of the value of one hundred dollars, one wagon of the value of seventy-five dollars and one set of harness of the value of twenty-five dollars

of the goods, chattels and personal property of one John J. Wheatly

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

Henry Lynch

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

The said Henry Lynch

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

one horse of the value of one hundred dollars, one wagon of the value of seventy-five dollars and one set of harness of the value of twenty-five dollars

of the goods, chattels and personal property of one John J. Wheatty

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

unlawfully and unjustly did feloniously receive and have; the said

Henry Lynch

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.

0225

BOX:
454

FOLDER:
4175

DESCRIPTION:
Lynch, Joseph

DATE:
10/01/91

4175

0226

BOX:
454

FOLDER:
4175

DESCRIPTION:
Levy, Marcus

DATE:
10/01/91

4175

Witnesses:

Christopher Murphy

Off. Murphy Central

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

Joseph Lynch

Marcus Levy

Robbery, (Sections 224 and 22 , Penal Code.) Degree.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. O'Berry

Foreman.

October 14/91

POOR QUALITY ORIGINAL

COURT OF GENERAL SESSIONS PART III.

The People of the State of New York against Joseph Lynch and Marcus Levy.	Before Hon. Rufus B. Cowing and a jury.

Indictment filed October 1st, 1891.

Indicted for Robbery in the first degree.

New York, October 13th, 1891.

A P P E A R A N C E S.

For the People,

Assistant District Attorney Wauhope Lynn,

For the defendants,

Mr F. B. House and Mr T. J. Sullivan.

C H R I S T O P H E R M U R P H Y, a witness for the people, sworn testified:

I live at No.2100 Atlantic Ave., Brooklyn. I am a messenger boy by occupation. On the 11th of September I was in the employ of the Mutual District Messenger Company having an office at No.36 New Street in this City. On that day I got a call to go to Mr Holbrook's office, No.29 Wall St. When I went to Holbrook's office I was sent to the Leather Manufacturers Bank to cash a check for $15. I went to the bank, which is in the Drexel Building at the corner of Broad and Wall Sts. I went into the bank and got the cash for the check. When I came outside of the door of the bank, lynch, whom I had known before,

said to me "Give me $5." I says "No, what will I give you $5 for?" Then he grabbed hold of me by the hand and I pulled him along into the hall. He brought me over into a corner and told me that he was hard up; he said he was working for Thorne for $10 a week and he had asked him for a raise and he didn't get it and left. He told me I could give him $5 and take the othe $10 back to the man and say that was all the money I got at the bank. He said " If you get bounced on the head of it, me and my friend Levy will get you another job for $6 a week". I kept shouting for him to let go of me. He would not leave go. Then the janitor came up and wanted to chase us out for making so much noise. Lynch did all the talking. Levy caught hold of me by the hand and held me against the wall while Lynch put his hand in my pocket and took out $15. He gave me back $10. This money which they took was the property of Holbrook & Co. I reported the case at the office and on the next day both of the men were arrested.

CROSS EXAMINATION.

I had the conversation which I have stated with Lynch before the robbery was committed. I would know the janitor who spoke to us if I saw him. Lynch stood in such a position that he could see me while I was getting the check cashed. Lynch cursed the janitor when he interfered with us. This was at a quarter before 3 in the afternoon. There were not many people in the bank at the time. I Did not cry out very loud. I am seventeen years of age and have been working for messenger companies for about 3 years. I have known Lynch quite well for a couple of years

I have never been discharged from any telegraph company for stealing. Lynch first asked me for t he money and afterwards took it by force. It is not true that I gave him the $5 and told him to bet it on a certain horse for me. I have never bet on any horse races. I have lived with one of Pinkerton's detectives in Whitehall St. for the past 3 or 4 months. I do not live at home because I cannot agree with my step-mother.

J E R E M I A H J. M U R P H Y, a witness for the People, sworn testified.

I am a detective sargeant connected with Police Headquarters. Our office was informed of this robbery on the day after its occurrence. I made an investigation of the case. I went with the boy to Brooklyn and arrested the two defendants at the Brooklyn end of the Bridge. I told the defendants I was an officer and wanted to take them to New York. On the way over Lynch wanted to know what he was arrested for. I told him that the boy Murphy claimed that he and Levy had stood him up and robbed him. He denied that he had done anything of the kind at all. I brought them to Police Headquarters.

CROSS EXAMINATION.

I have made an investigationinto Lynch's character. I have found that he has been employed by Thorne & Co., brokers, for some years and has borne a good character.

D E F E N C E.

E D W A R D M c M A N U S, a witness for the defendant, sworn testified:

I am cashier for T.W. Thorne & Co., stock brokers, No.30 Broad St., this City. I have known the defendant Lynch during the time he has been in the employ of that concern about four and a half years. I regard him as a truthful, honest boy. His conduct while in our employ was always acceptable.

M O S E S P. W E S T E N, a witness for the defendant, sworn testified:

I live at No.29 Wall St. I am the janitor of the Leather Manufacturers Bank. It is a very busy time in that bank between half past two and 3 o'clock every afternoon. I was the janitor of that bank all during the month of September. I do not remember seeing the defendants or the complainants near that bank on the day they have testified to. The glass in the doors of that bank is ground glass and you cannot see through it.

J O H N O ' B R I E N, a witness for the defendants, sworn testified.

I live at No.334 East 110th St. I have known the defendant Lynch about 8 years. From my general experience the character of the boy for honesty is good.

C A T H E R I N E L Y N C H, a witness for the defendants, sworn testified:

I am the mothe of the defendant Lynch. I live at No.217 Pearl St., Brooklyn. The defendant has always been a good honest boy, has resided with me and always brought me his earnings.

J O S E P H L Y N C H, one of the defendants, sworn testified:

I am nineteen years of age. I live with my mother in Brooklyn. Prior to my arrest in this case I was never arrested before charged with any crime. I was in the emplo of Thorne & Co., stock brokers, at No.30 Broad St., for four years and 7 months. Previous to that I was a telegraph messenger boy. I have known the boy Murphy about 3 years. I did not see him drawing money in the bank as he has testified. When he came out of the bank I did not grab him by the arm and with the assistance of Levy take $5 from him. He does not tell the truth when he says we took the money from him by force. Levy and myself were coming through the Drexel Buildin on that day. I saw the boy Murphy and he called me. He said "I have $15 here which I just drew for Holbrook & Co. I wanted tosteal $5 of it. Yo take this $5 and meet me at the foot of Wall St. and we will bet it on a horse." I told him I didn't want to do that, that he would lose his place and I would get into trouble. He said "That will be all right, if I lose this place I will get on another company." I wanted the boy to take his money back but he would not do it, and at last I consented to meet him. I knew it was wrong at

the time I took the money from the boy. Levy was about ten feet away from me at the time I was having this talk with the boy. Levy and I went to the foot of Wall St. and waited 25 minutes for the boy but he did not come. We then went home.

CROSS EXAMINATION.

I gave Levy $2 of the money and spent the rest. I had never bet on a horse race for that boy before. I had bet on horses for other boys. I was not working that day because I was sick in the morning. The defendant Levy did not know what I was talking to the boy about until I got out on the street and told him. I had been in company with Levy during all that afternoon. This transaction took place about a quarter of three. We visited a man in New St. and I waited on the outside for him very nearly an hour. We started to go home and went through the Drexel Building as a short cut. We came over to New York together on that day at about 11 o'clock, and spent the day around Wall St. Part of the money was spent in purchasing two neckties at 50 cents apiece. I have never returned any of the money to the boy or to Holbrook & Co. I was earning $30 a month with Thorne & Co.

B R I D G E T O ' B R I E N, a witness for the defendant, sworn testified.

I live at No.334 East 110th Stee t in this City. I have known the defendant Joseph Lynch since his birth. I know many other people who know him. His reputation for honesty is good.

E U G E N E M O N G O L E, a witness for the defendants, sworn testified.

I live at No.105 Bridge St., Brooklyn. I know the defendant Levy. His character for honesty is good.

J A M E S M c C O R M I C K, of No.245 Front St., Brooklyn, Louis Wintleberg, of No.225 York St., Brooklyn, Dennis J. Bee, of No.22 Chambers StL, New York, Lena Levy, the mother of the defendant, and Mary Lynch, all testified to the good character of the defendant Levy.

M A R C U S L E V Y, one of the defendants, sworn testified:

I live at No.141 Sand St., brooklyn. I was arraignd in this court in the month of June last charged with grand larceny and acquitted. On the day of this occurrence I met the defendant Lynch and came to New York with him. We remained around Wall and New Streets for two or three hours. At about 20 minutes of 3 we started for home. As a short cut we went through the Drexel Building. In the Drexel Building Lynch met the boy Murphy and they had a conversation together for a few minutes. I saw the boy Murphy hand Lynch some money. I could not say how much it was. Lynch and I then walked out together. I heard the story of the boy Murphy on t e stand. It is not true that the money was taken from him by force. I did not touch the boy or have any part in taking the money from him He gavebthe money to Lynch voluntarily.

CROSS EXAMINATION.

I work for the Knickerbocker Ice Company. I was not working on the day of this alleged robbery. I got $2 of this money from Lynch. I had no idea it was stolen at the time Lynch gave it to me. I am positive that I saw Murphy hand a bill to Lynch. I spent the $2 which Lynch gave me. We were on our way to this city on the following day when we were arrested. I had known Lynch for some time before we were arrested. You can gofrom Broad to Wall St. through the Drexel Building. My purpose in coming to New York on that day was to see a man who kept a plumbing sho in New St. While I was talking with him Lynch remained outside.

J O S E P H L Y N C H, recalled:

It was a mere co-incidence that I met Murphy coming out of the bank. It is an easy way to get from Broad to Wall Streets through the Drexel Building.

R E B U T T A L.

J O H N D O W L I N G, a witness for the people, sworn testified.

I am a police officer attached to the First Precinct. On the 11th of September last my post was on Wall Street. At about ten minutes of thre that day Christopher Murphy came to me and made a complaint as to something that had happened to him.

A L F R E D M. T I T U, a witness for the people, sworn testified:

I am Superintendent of the messenger department of the Mutual District Telegraph Co. Christopher Murphy was in our employ on the 11th of September last. He came to me and made a complaint on that day.

O W E N J. S U L L I V A N, a witness for the people, sworn testified.

I am clerk in the telegraph office at 36 New Street. On the 11th of September at about half past two I received a call for W. C. Holbrook & Co., 52 Exchange Place. I sent the boy Christopher Murphy on that call. He returned to the office afterwards.

The jury returned a verdict finding both defendants guilty of robbery in the first degree with a recommendation to the mercy of the Court.

Indictment filed Oct.1-/891

COURT OF GENERAL SESSIONS

Part III.

THE PEOPLE &c.

against

JOSEPH LYNCH and MARCUS LEV

Abstract of testimony on trial New York Nove October 13th 1891.

0238

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company **TRANSMITS** and **DELIVERS** messages only on conditions limiting its liability, which have been assented to by the sender of the following message: Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of **Unrepeated Messages**, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.
This is an **UNREPEATED MESSAGE**, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager. NORVIN GREEN, President.

NUMBER	SENT BY	RECD BY		CHECK
24			86 Paid	6 ex

RECEIVED at the WESTERN UNION BUILDING, 195 Broadway, N. Y. 10/9 1891

Dated 386 West st ny 9

To S House

25 Twenty five Chamber st

Mr Jos Lynch who is a cliff of yours ny is the only support of a widowed mother I have know him from boyhood as an honest industrious and trustworthy boy

Wm J Plant
105 adam st Bklyn

Western Union Telegraph Co.

Pay no Charges to Messenger unless written in Ink in Delivery Book.

DELIVERED FROM WESTERN UNION BUILDING,
195 Broadway, Cor. Dey St.

No. 467

Paid. 25 Otamba

OFFICE OF THE
Scientific American,
MUNN & CO., Editors and Proprietors.
No. 361 Broadway.
O. D. MUNN.
A. E. BEACH.

New York, Oct 6th 1891

Fredk Hause, Esq.

Dear Sir —

Being informed that you are Counsel for Mr. Joseph Lynch, I take the liberty of addressing you the following note.

I have known Joseph for three or four years quite intimately, and always found him to be strait —

forward, honest and industrious, there having been several money transactions between us, and I never had occasion to doubt his integrity. I feel confident there is some mistake in the present instance.

Respt Yours

W. A. Singer

"Mailing Dept"
Sci American
NY City.

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Established 1845. ....Weekly, $3.20 a Year; $1.60 Six Months.

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New York Oct 7th 71

To whom this may concern:

This is to certify that Joseph Lynch has been in my Employ as collector for about one year and I would trust him with anything in the world. Would recommend him to anyone wanting a trustworthy man. Have Known him from childhood

Hugh Dinnin
Sanitary Engineer
53 Nassau St
N.Y.

Oct. 9th 1891

To Whom it may concern.

The bearer Joseph E. Lynch whom I have known for five or six years having been employed with me at the same place of business, for that length of time always found him to be honest & upright.

Respectfully

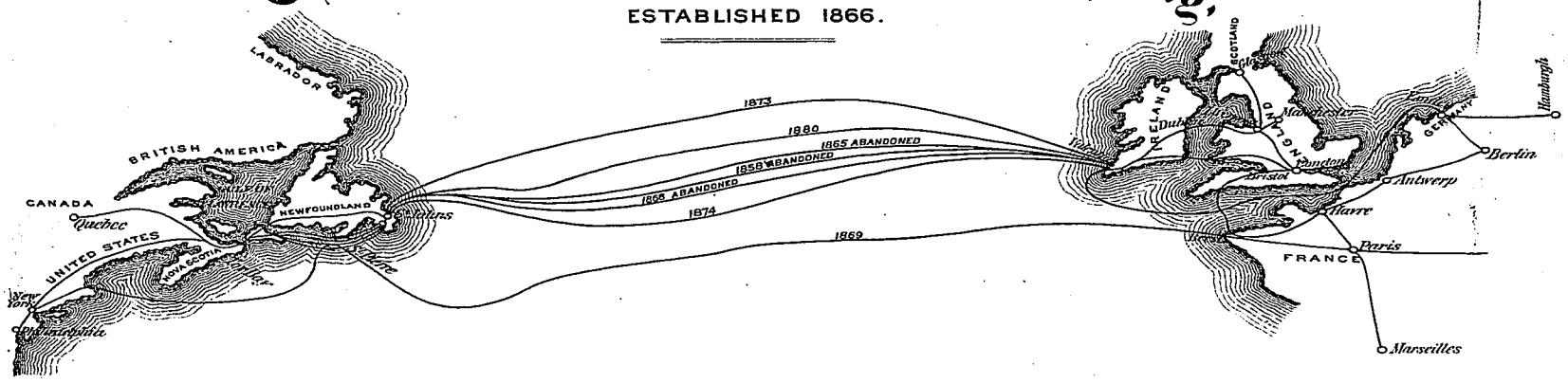
E. D. MacNamara Cashier

0245

Form No. 19

The Anglo-American Telegraph Company, LIMITED.

ESTABLISHED 1866.



DIRECT COMMUNICATION BETWEEN AMERICA AND EUROPE BY FOUR CABLES.

8 Broad Street,
Oct. 8th New York, 1891

To Whom It May Concern —

This is to Certify that the bearer Joseph Lynch is now in my employ and I have always found him honest and trustworthy. I have known him for the past twelve years and have always considered him as being a smart industrious young man of good moral habits and not taken to drink

his position under me will always hold good as I always consider him honest and trustworthy have always found him.

Manager John B. Hendrickson
Angl. Amn Tel Co New York

OFFICE OF
A. PODESTA,
AGENT FOR JAMES H. TARR'S
Copper Paint, Yacht Composition for Wood Bottoms, Seam Paint,
AND IRON WOOD PAINT,
No. 107 SOUTH STREET,

New York, Sept 26 1891

In behalf of Joseph Lynch I do here with state that I have know Joseph for the past Three 12 years and always found him to be an exceptionally honest and upright boy. I have at various time entrusted him with Large sums of money also valuables of different discriptions and would without a moments hesitation do so again Joseph has heretofore born an excellent Character among his friends and associates. I have also had occasion to meet his folks & found them to be very respectible people and honest

Yours Very truly A. Podesta

Court of General Sessions.

THE PEOPLE ETC.

-agst-

JOSEPH LYNCH

City and County of New York, SS:-

Bridget O'Brien O'BRIEN, being duly sworn, deposes and says, that She resides at No. 334 East 110th Street, in the City of New York.

Deponent further says, that She has known the defendant from his infancy, viz., about 19 years, and that during that time, deponent has borne an irreproachable character, and an unblemished reputation. That the defendant's father died when he was about five (5) years old, and that he has always been respectful and obedient to his mother, with whom he has continuously resided. That that the defendant comes from a very respectable family, and that he has always been honest, sober and industrious, and has never before been charged with the commission of any offense against the law. That deponent knows a great many other people who are well acquainted with the defendant, and it is their opinion that the defendant is a respectable, honest and industrious young man.

Sworn to before me this)
8th day of October, 1891.) Bridget O'Brien

Frederick B. Fouse
Commr of Deeds
N.Y. City & Co.

Court of General Sessions.

THE PEOPLE ETC.

-agst-

JOSEPH LYNCH

City and County of New York, SS:-

John O'BRIEN, being duly sworn, deposes and says, that he resides at No. 334 East 110th Street, in the City of New York.

Deponent further says, that he has known the defendant ~~from his infancy~~, viz., ~~twenty~~ about eight (8) years, and that during that time, deponent has borne an irreproachable character, and an unblemished reputation. That the defendant's father died when he was about five (5) years old, and that he has always been respectful and obedient to his mother, with whom he has continuously resided. That that the defendant comes from a very respectable family, and that he has always been honest, sober and industrious, and has never before been charged with the commission of any offense against the law. That deponent knows a great many other people who are well acquainted with the defendant, and it is their opinion that the defendant is a respectable, honest and industrious young man.

Sworn to before me this)
8th day of October, 1891.)

John O'Brien

Frederick B. Hand
Com. Deeds

Court of General Sessions.

THE PEOPLE ETC.

-agst-

JOSEPH LYNCH

City and County of New York, SS:-

NEWBERRY D THORNE, being duly sworn, deposes and says, that he is a member of the firm of T. W. Thorne & Co., who are engaged in business as brokers and bankers, at No. 30 Broad Street, in the City of New York. That the defendant has been in the employ of deponent's said firm for almost five years, and that during that time, deponent and his said firm have always found the defendant to be honest, straight-forward and industrious in every respect. That the defendant handled and was entrusted with large sums of money, amounting often to as much as five thousand ($5,000.) dollars, and that although he had ample opportunity to steal and rob his employers, if he chose, he has never been known to do so. Deponent further says, that the defendant has never been arrested before, nor has he ever before been charged with the commission of any criminal offense, as deponent is informed and verily believes.

Newberry D. Thorne

Sworn to before me this)
9th day of October, 1891.)

Hugh Dinnin

NOTARY PUBLIC, KINGS CO.,
CERTIFICATE FILED IN N. Y. CO.

Sir:—

Please take notice, that the within is a true copy of an in this action, this day duly filed and entered, in the office of the Clerk of this Court.

Dated, N. Y., *189*

Yours &c.,

LEVY, FRIEND & HOUSE,

Att'ys for

To *Esq.,*

Attorney for

U.S. General Sessions **Court.**

The People &c.

against

Joseph Lynch.

Affidavits &c.

LEVY, FRIEND & HOUSE,

Defendant's ATTORNEYS,

25 CHAMBERS ST., NEW YORK.

Due and timely service of a copy of the within

.....is hereby admitted,

this_____day of_____189

Attorney for

Court of General Sessions

We the undersigned Jurymen in the Cases of the People vs. Lynch & Levy convicted on Oct 14. 1881. do respectfully ask this honorable Court in addition to our recommendation of Mercy - to extend every leniency and send both defendants to the Elmira Reformatory

Thomas Mac Kinnon
Henry Levy
Andrew Lawson
Samuel Locke
[illegible]
Frank W. Fleisler
Myer Rosenfeld
Joseph Yourkavitz
William Reinhart
John Crane

0252

Police Court 1st District.

CITY AND COUNTY OF NEW YORK, } ss

Christopher Murphy

of No. 36 New Street, Aged 17 Years

Occupation Messenger being duly sworn, deposes and says, that on the 11 day of September 1891, at the 1st Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the United States consisting of three bills of the denomination and value of Five dollars Each all

of the value of Fifteen DOLLARS,

the property of Hollrook and Company

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 force and violence as aforesaid by Joseph Lynch and Marcus Levy (both new here) Deponent says that said Levy caught hold of him by the hands and held him while said Lynch took the aforesaid money from the pocket of the coat then and there worn by him and thereafter ran away together. Deponent says that said Lynch handed him ten dollars back before he ran away.

Christopher Murphy.

Sworn before me this 14 day of September 1891

John R. Hall

Police Justice

Sec. 198—200.

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph Lynch being duly examined before the undersigned 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. Joseph Lynch

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. 217 Pearl St B.klyn 1 year

Question. What is your business or profession?

Answer. Clerk

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

Answer. I deny the charge

Joseph Lynch

Taken before me this 14 day of Sept 1881

Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Marcus Levy being duly examined before the undersigned 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. Marcus Levy

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. N Y

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

Answer. 141 Sand St Bklyn 4 years

Question. What is your business or profession?

Answer. Brass polisher

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

Marcus Levy

Taken before me this 7 *day of* Sept *1899*

Police Justice.

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Police Court ..... 1 ..... District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Prosecutor Thomas Hughes
No. 26 Bleecker St
Joseph Lynch
Witness Acey B

3. .....
4. .....

Offence Robbery

Dated Sept 14 1891
Before Smith Magistrate.
Thomas Hughes Officer.
C-8 Precinct.
Witnesses Capt Wm Sy
No. ..... Street.
No. ..... Street.

RECEIVED SEP 1891

BAILED,
No. 1, by John Knight Lynch
Residence 334 Cooper Ave Street.
No. 2, by Charles Quigett
Residence 167 North St Street.
No. 3, by .....
Residence ..... Street.
No. 4, by .....
Residence ..... Street.

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 they *be held to answer the same and* they *be admitted to bail in the sum of* Two *Hundred Dollars,* Each *and be committed to the Warden and Keeper of the City Prison, of the City of New York, until* they *give such bail.*

Dated Sept 14 *18*91 Solon B Smith *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.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Joseph Smith and
Marcus Berry

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

Joseph Smith and Marcus Berry

of the CRIME OF ROBBERY in the First degree, committed as follows:

The said Joseph Smith and Marcus Berry, both

late of the City of New York, in the County of New York aforesaid, on the Seventh day of September, in the year of our Lord one thousand eight hundred and ninety-one, ~~in the time of the said day,~~ at the City and County aforesaid, with force and arms, in and upon one Christopher Murphy in the peace of the said People then and there being, feloniously did make an assault; and

Three promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of Five dollars each; Three promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of Five dollars each; Three United States Gold Certificates, of the denomination and value of Five dollars each; Three United States Silver Certificates, of the denomination and value of Five dollars each;

of the goods, chattels and personal property of the said Christopher Murphy from the person of the said Christopher Murphy, against the will and by violence to the person of the said Christopher Murphy then and there violently and feloniously did rob, steal, take and carry away, the said Joseph Smith and Marcus Berry, and each of them, being then and there aided by an accomplice actually present, to wit: each by the other.

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