

0343

BOX:

353

FOLDER:

3322

DESCRIPTION:

Ebens, Louis

DATE:

05/23/89



3322

POOR QUALITY
ORIGINAL

0344

WITNESSES:

Officer Cagney

Counsel,

Filed

Pleads

1889

May

THE PEOPLE,

vs.

B

Louis Eber
May 23/89

1567 600

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1889, Sec. 21 and
page 1889, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman

**POOR QUALITY
ORIGINAL**

0345

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Louis Ebens

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

Louis Ebens
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Louis Ebens

late of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *May* in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

David E. Leagney

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Louis Ebens

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Louis Ebens

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0346

BOX:

353

FOLDER:

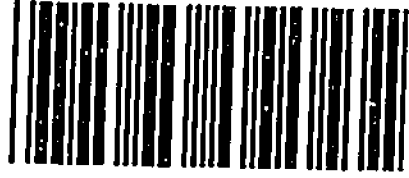
3322

DESCRIPTION:

Ericson, John G.

DATE:

05/22/89



3322

POOR QUALITY
ORIGINAL

0347

209
Filed
Counsel,
22 day of May 1889
Plends,

THE PEOPLE,
vs.
John S. Evinson
Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

A True Bill.

May 22/89
Foreman.

Foreman.

May 22/89

Witnesses:

Charles L. Duban
officer Logan

Wm. J. S. Evinson

262. W, 23. f
C L Duban
257. W 2.2 p. H
appears.

That Evinson
is

POOR QUALITY
ORIGINAL

0348

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

POLICE COURT

2 DISTRICT.

Charles L. Subar

of No. 251 West 22

Street, being duly sworn, deposes and says,

that on the 16

day of

May

1889

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

John G. Ericson

nowhere did commit the crime of
forgery under the following circumstances.
The defendant was in deponent's employ
and was sent by deponent to the
Ecclestin Savings Bank on said
date for the purpose of depositing
money. The defendant, after de-
positing said money, did then
and there procure feloniously
from said bank on deponent's
account, as deponent is informed
by Adolph A. Pieger, now
here, a clerk in said bank, the
sum of one hundred dollars, on
presentation of a certain false and
forged instrument in writing pro-
porting to have been signed by
deponent, which forged instrument
deponent annexed. Deponent avers
that defendant he dealt with as
the law directs.

Now I before me this
17 day of May 1889

Charles L. Subar

J. G. Duffey

John Justice

POOR QUALITY
ORIGINAL

0349

CITY AND COUNTY { ss.
OF NEW YORK,

Adolph A. Biegen
aged 21 years, occupation Club of No. 118 West 23d

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

Sworn to before me, this 17
day of May 1888

Adolph A. Biegen

PLG Duffy
Police Justice.

POOR QUALITY
ORIGINAL

0350

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

John E. Ericson

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

Sweden

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

Answer.

430 West 19th Street, New York

Question. What is your business or profession?

Answer.

Mechanical Dentistry

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 took the money, but
I returned it
J. Ericson*

Taken before me this

day of

March

1919

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0351

Police Court---2
District. 114

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles J. Julian
297 West 22
John S. Evers

No. 1, by

BAILED,

No. 2, by

No. 3, by

No. 4, by

Residence

Residence

Residence

Residence

Dated

188

Magistrate

Officer

Precinct

Witnesses

No.

No.

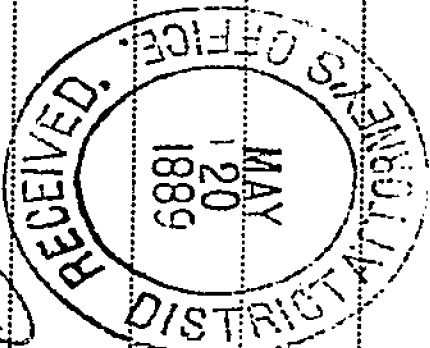
No.

No.

\$1000

to answer

to answer



Offence

Forgery

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

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

Dated May 17 188 [Signature] Police Justice.

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

Dated May 17 188 [Signature] Police Justice.

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

Dated May 17 188 [Signature] Police Justice.

POOR QUALITY
ORIGINAL

0352

138 Lefferts Place.

Chas. L. Huber

251 West 22nd St

Dear Sir:

NY

I see in this
mornings paper the arrest
of John Erickson. I wish
to inform you he was in
my employ for a few
months, and since he
left I found he had
approached to his own
use several bills paid
in the office while I

POOR QUALITY
ORIGINAL

0353

Abram; you will show
no charity in being kind
with him, I consider
him a dangerous man.

W. Jones

May 17/89 Samuel Abbott

8⁰⁰ Cam 37138

Grover Ericson
Tribune Building

~~Edw~~
Cushman

POOR QUALITY
ORIGINAL

0354

EXCELSIOR SAVINGS BANK,
118 West 23rd Street,
Near 6th Ave.

\$ 100 ⁰⁰/₁₀₀

New York, May 16th 1889

Received from the EXCELSIOR SAVINGS BANK,
One hundred ⁰⁰/₁₀₀ Dollars,
on account of Bank Book No. 10195.
Charles L. Dubay

POOR QUALITY
ORIGINAL

0355

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

THE PEOPLE OF THE STATE OF NEW YORK

against

John G. Ericson

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

John G. Ericson
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John G. Ericson

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

certain receipt for money

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

\$100.00

New York, May 16th 1889

*Received from the Excelsior Savings Bank,
One hundred ⁰⁰/₁₀₀ Dollars.*

on account of Bank Book No. 10195-

Charles L. Dubar

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

POOR QUALITY
ORIGINAL

0356

SECOND COUNT:—

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

— John G. Ericson —
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John G. Ericson
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter,
dispose of and put off as true, a certain forged instrument and writing, *to wit: a*
certain receipt for money —

, which said forged *receipt* —
is as follows, that is to say:

\$100⁰⁰/₁₀₀ *New York, May 16th 1889*
Received from the Excelsior Savings Bank
One hundred ⁰⁰/₁₀₀ Dollars
on account of Bank Book No. 10195
Charles L. Dubar

with intent to defraud, *He* — the said John G. Ericson —
then and there well knowing the same to be
forged, against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0357

BOX:

353

FOLDER:

3322

DESCRIPTION:

Esposito, Domenico

DATE:

05/15/89



3322

POOR QUALITY
ORIGINAL

0358

Witnesses:

Salvatore Porallo

Oppose Craig

Counsel,

Filed

15

day of May, 1886

Pleads,

with null.

THE PEOPLE

Grand Larceny Second degree.

[Sections 528, 531 — , Penal Code].

Domenico Esposito

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Edward W. [Signature]

Foreman.

Part III June 28, 1886
Tried and convicted
after the trial
J. J. [Signature] [Signature]

POOR QUALITY
ORIGINAL

0359

COURT OF GENERAL SESSIONS.

P a r t I I I .

The People of the State of New York. :
a g a i n s t : Before Hon.
DOMENICO F S P O S I T O . : Randolph B.
: Martine, and a
: Jury.

Indictment filed, May 15th, 1889.
Indicted for Grand Larceny in the Second Degree.

New York, June 3rd, 1889.

APPEARANCES: For the People Assistant District Attorney James Fitzgerald.

For the Defendant. J. R. Heinzelman.

SALVATORE VARRALOA, a witness for the people, sworn testified:

I live at No. 49 Mulberry Street. On the 24th of December last I lived at No. 28 Roosevelt Street.

I know the defendant. On the 22nd of December he came to my house, and secured a room, and he stayed there for two days. I kept a restaurant and boarding house. On the night of the 24th of December, I slept in a room next to my saloon, and the defendant slept in the room beyond me. It was necessary for him to pass through my room in order to reach his. There were other boarders in the house but their doors were locked. I went to bed on that night at about 11 o'clock. I left my gold watch and chain of the value of \$70 and \$70 in cash in my pants laying on the chair. I got up next morning at about five o'clock and saw the defendant

**POOR QUALITY
ORIGINAL**

0360

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running down the street with a bundle which I supposed contained my clothes. I recognized my vest and pantaloons. I didn't follow him because I was not dressed up. I had him arrested some time afterwards over in Brooklyn. I have not seen my watch or the \$70 since that night.

Cross-examination.

Defendant told me where my watch was. He told me it was in some pawn shop over in Brooklyn.

Q Was it necessary for this man to pass through your room to go to the street. A. Yes sir, thats the only way he could get out. There was also an Alley way there which he could go through. I saw the defendant in Brooklyn on Union Street and had him arrested. I followed him for some distance, and I called a policeman and when I got the policeman he ran away. The defendant admitted before the police Court that he took the property but said he handed it to another man.

ARCHIBALD M. CRAIG, a witness for the people sworn testified:-

I am a police officer attached to the Sixth Precinct. I arrested the defendant on the 10th of May at 53 Mulberry Street. I had a conversation with the defendant in the English language, and asked him why he didn't a save trouble and give this man his watch and chain. He said he didn't have it. I said "Aint you got the ticket of it", and he said "No, my partner

**POOR QUALITY
ORIGINAL**

0361

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has it". I asked him where the partner was and he said in Brooklyn. I asked him if he could get the man the tickets, and he said he pawned the watch in one place and the chain in another. He said you take me over to my partner near the Elevated Railroad where this pawn shop is, and I will get the watch and chain back for him.

Cross-examination.

The prisoner said in the Police Court that he was guilty. He said that he took the watch and handed it to another man.

----- D E F E N S E -----

DOMENICO ESPOSITO, the defendant sworn testified:-

I live in Brooklyn near the Hamilton Ferry. In December last I boarded at the Complainant's house. On the morning of the 24th of December I got up at about half past six o'clock and washed my face. I commenced to dress myself and went out into the yard, and in the yard I met another young man, and he says where are you going to work.. I says "I am going to look for work" He says "Those are my trousers and vest on that chair, , hand them to me". I took the trousers and vest off the chair and gave them to this man. . The proprietor was asleep in bed at the time. The chair was close to the head of the bed. I didn't know they belonged to the proprietor but believed they belonged to this man. It was daylight at this time. Soon after I handed the clothing to this man I left the house and

**POOR QUALITY
ORIGINAL**

0362

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went over to Brooklyn to look for work. I dont understand English, and I dont speak it. I never saw the watch or chain or anything. I have never been arrested before in my life. I didn't tell the policeman that I had a partner who had pawn tickets for the watch and chain

Cross examination. I slept in the complainant's house two nights. I dont know the name of the man to whom I handed the clothing. I didn't understand the policeman when he spoke to me. I told him the same story as I told here to-day. I told him if he would let me alone I would try and find the other man, and find out what he did with the watch and chain. I went away on that morning before the proprietor woke up. I went down along the river front looking for work as a longshoreman. There was an Italian interpreter in the Police Court and I spoke to him. I said I had taken the trousers and vest but that I handed them to another man.

----- R E B U T T A L -----

SALVATORE VARRALOA, recalled.

On the morning of the 24th when I got up there was nobody up yet. The night before I had locked the different boarders into their rooms and they could not get up until I let them out. The defendant told me that the watch had been pawned for \$25 in a very narrow street in Brooklyn. I charged defendant 50 cents for the accomodation I gave him that night.

**POOR QUALITY
ORIGINAL**

0363

5

DOMENICO ESPOSITO, recalled.

I was only charged 10 cents for my bed on the night of the 24th of December. I didn't pay 50 cents for the room. We slept two persons in each bed. In the room in which I slept there were three beds.

THE JURY RETURNED A VERDICT OF GUILTY
OF GRAND LARCENY IN THE SECOND DEGREE.

POOR QUALITY
ORIGINAL

4360

2

DOMENICO ESPOSITO, recalled.
I was only charged 10 cents for my bed on the
night of the 24th of December. I didn't pay 50 cents
for the room. We slept two persons in each bed. In the
room in which I slept there were three beds.
THE JURY RETURNED A VERDICT OF GUILTY
OF GRAND LARCENY IN THE SECOND DEGREE.

Indictment filed May 15-1889

COURT OF GENERAL SESSIONS

Part III.

The People &c.

against

DOMENICO ESPOSITO.

Abstract of testimony on
trial New York, June 3rd
1889.

POOR QUALITY
ORIGINAL

0365

Police Court First District.

Affidavit—Larceny.

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

Salvatore Varallo

of No. 49 Mulberry Street, aged 25 years,
occupation Restaurant being duly sworn
deposes and says, that on the 21st day of December 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

One gold watch and chain of the value of
One hundred and forty five Dollars and
Good and lawful money of the United
States issue to the amount and value
of Seventy dollars, making a total
Value of two hundred and fifteen (215)
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 Domenico Esposito, (now here)
who admitted and confessed in deponent's
presence, that he did take, steal and carry
away said property and gave the same
to another person

Salvatore Varallo

Sworn to before me, this 10th day
of May 1888

William J. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0366

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

First District Police Court.

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

Question. What is your name?

Answer. *Domenico Esposito*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *Near south ferry in Brooklyn - 22 Calvar Ave.*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer.

*I admit that I took the said
property and handed the same to
another man*

Domenico Esposito
subscribed

Taken before me this *10th*
day of *April* 188*8*
H. W. J. Smith
Police Justice.

POOR QUALITY
ORIGINAL

0367

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... *First* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Salvatore Carole
44 Mulberry
Manhattan City

Offence

Grand Larceny

Dated

May 10th

1889

Grand

Magistrate.

Graig

Officer.

Orchard

Precinct.

Witnesses

Orchard

No. 1

Orchard

No. 2

Orchard

No. 3

Orchard

No. 4

Orchard

No. 5

Orchard

No. 6

Orchard

No. 7

Orchard

No. 8

Orchard

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

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

Dated *May 10th* 1889 *J. Henry P. P.* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

POOR QUALITY
ORIGINAL

0368

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Domenico Esposito

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *Domenico Esposito* -

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

The said *Domenico Esposito* -

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

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

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

dollars ; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *thirty*

*dollars, one watch of
the value of one hundred dollars
-and one chain of the value of for-
ty-five dollars*

of the goods, chattels and personal property of one *Salvatore Varallo*
then and there being found,

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

JOHN R. FELLOWS, *District Attorney.*