0366

BOX:
339
FOLDER:
3204
DESCRIPTION:
Roberts, William
DATE:
01/31/89

3204

Witnesses,

Off J McCarthy
Co

Defts Ch is that
of a Confirmed
Criminal Life,
his Recordwitness
FR

393. Blake & Sullivan

Counsel,

Filed 21 day of Jan 188 9

Pleads, Not Guilty

THE PEOPLE

vs.

William Roberts
alias
Morris Rohland

Burglary
Larceny
Receiving

[Section 508, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

Tried & convicted (as charged) 8.

A True Bill.

Thos B Sullivan

Foreman.

Offence confirmed
FR

0368

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

POLICE COURT— 3d DISTRICT.

John McCauley

of No. Police Office Police Street, being duly sworn, deposes and says that on the 25 day of January 1889 at the City of New York, in the County of New York, Defendant

arrested William Roberts (prisoner) at the hour of Six Thirty P.M. on the above night at the Elevated Road Station at 1st Ave & 1st Avenue and found in his possession and concealed on his person a "Jimmy" or Dead Bolt lock (here shown) Implements adapted and commonly used for the commission of Burglary" and this deponent charges the said defendant with the intent to use the same &c all of which is in violation of Section 508 of the Penal Code of the State of New York

Sworn before me
this 26th day of January 1889

John McCauley

Police Justice

0369

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

William Roberts 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. William Roberts

Question. How old are you?

Answer. 22 Years

Question. Where were you born?

Answer. New York

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

Answer. Rivington Street about three weeks

Question. What is your business or profession?

Answer. Agent

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 did not know they were Burglary Instruments as they were wrapped up in paper and cloth

William Roberts

Taken before me this 29 *day of* January *188* 8

Police Justice.

0370

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 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 January 29 188 9 *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.*

0371

#393 6156

Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John McCauley
vs.
William Roberts
2
3
4

Offence Passing Bad Money

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street

Dated January 29 1889

Magistrate.

McCauley & Brin Officer.

C S Precinct.

Witnesses Arthur O'Brien

No. Arthur Office Street.

Richard Conroy

No. Keeper of Kings Co. Jail Street.

$ 1000 to answer G J Kly

Keeper to be subp'd to bring commitment

0372

DETECTIVE BUREAU

Police Department of the City of New York

No. 300 MULBERRY STREET,

NEW YORK, Feby 8 1889

Frederick Smyth
Recorder
D. L.

I herewith submit the following report in reference to Wm Roberts, alias Morris Roland, alias Mo. Robinson (who was tried & convicted before you on Wednesday last), in reference to his testimony as to residence, whereabouts on day of arrest &c.

At North East Corner of 92nd St & 3rd Ave, which is a Lager Beer Saloon, neither the Proprietor or Bartender knew any man named John Williams, nor did the bartender remember any such occurrence as described by defendant, when two men stood at the bar and one gave the other a parcel or package to take down town — after having several drinks together. This place of business is adjacent to the Lang Brewing of Gotham. And Geo Ringler and his

0373

DETECTIVE BUREAU

Police Department of the City of New York

No. 300 MULBERRY STREET,

NEW YORK, ... 188

patrons are principally Brewery hands, and thinks, if any strange men were in his place of business on that day, that he would remember it. Also made inquiry at North East corner of 92nd St & 2nd Ave, with like result, no such man as John Wilbur being known to the proprietor or bartender of this Lager Beer Saloon.

In regard to defendants testimony that his right name was Wm Roberts and that he lived with his parents at No 57 or 59 Rivington St. I beg to state that I visited the locality and ascertained there was no "No 57" on the said street and at No 59 Rivington St which is occupied by a very respectable family named Ehrlinger who have resided in the 10th Ward of this city the last 30 years - Mrs Ehrlinger informs me that no family but her own has occupied said premises during the last 10 years, positively none by the name of Roberts

0374

DETECTIVE BUREAU

Police Department of the City of New York

No. 300 MULBERRY STREET,

NEW YORK, 188

On Exhibiting defendants picture to Mrs Ehlinger she recognized him as a man who occupied a furnished room in her house under the name of Robinson, and who she ordered out of her premises on January 21 last, four days previous to his arrest, showing conclusively that he did not live at 59 Ringgold St when arrested. Mrs Ehlinger states that he was in her premises about 2 weeks and during that time her housekeeper (who also identifies defendants picture) complained to Mrs Ehlinger that she found defendant in the Dining Room downstairs, when he had no business, his room being on top floor of building. That he had come into the Dining Room without knocking and all of the silverware was exposed on the Buffet. A few days after Mr Lamy another gentleman residing in the house came to Mrs Ehlinger and informed her

0375

DETECTIVE BUREAU

Police Department of the City of New York

No. 300 MULBERRY STREET,

NEW YORK, ... 188

that he had send defendant in his stocking feet, rummaging through the upper part of dwelling, when it was supposed there was no one upstairs, and Mrs Ehlenjer thereupon ordered him out of her house.

No 2½ Roosevelt St is a small building about 8 feet wide and is at present occupied as a Sugar Store. The proprietor who has only been there about one month does not know of any such man as John Miller. The premises were formerly occupied by Jerry alias Jaggy McCarthy a Marked Burglar whose picture #1778 adorns the Rogues Gallery, and who was sent to the State Prison for 20 years for being implicated in the Mark Burglaries at Astoria L.I. some years ago, and was a rendezvous for the most desperate thieves in this country.

0376

DETECTIVE BUREAU

Police Department of the City of New York

No. 300 MULBERRY STREET,

NEW YORK, 188

The defendant has been a thief from childhood, having been in the Home of Refuge, Penitentiary B.I., State Prison and Kings Co Penitentiary

Thos Murphy
Chas D. Drew
Det. Sgts.

0377

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
William Roberts
otherwise called
Morris Robbins

The Grand Jury of the City and County of New York, by this Indictment accuse William Roberts, otherwise called Morris Robbins ——— of the crime of possessing burglars' implements, as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of ~~General~~ Sessions ~~of the Peace,~~ holden in and for the ~~City and~~ County of ~~New York~~ Kings, ~~at the City Hall,~~ in the ~~said~~ City of ~~New York,~~ in the County of Kings aforesaid ——— on the ——— twenty second ——— day of ——— October ———, in the year of our Lord, one thousand eight hundred and eighty nine ———, before the Honorable Henry A. Moore, County Judge of the said County of Kings, Recorder Savage and William Shedden, Justices of the Sessions of the said County of Kings, ——— ~~and~~ Justices of the said Court, the said William Roberts, otherwise called Morris Robbins, ——— by the name and description of Morris Robbins ——— was in due form of law convicted of a felony, ——— to wit: burglary in the third degree ——— upon a certain indictment then and there in the said Court depending against him ——— the said William Roberts otherwise called Morris Robbins by the name and description of Morris Robbins ——— as aforesaid, ———

for that he ———

then ——— late of the said City of

Broadway ~~City of New York~~, in the County of ~~New York~~ Kings aforesaid, on the

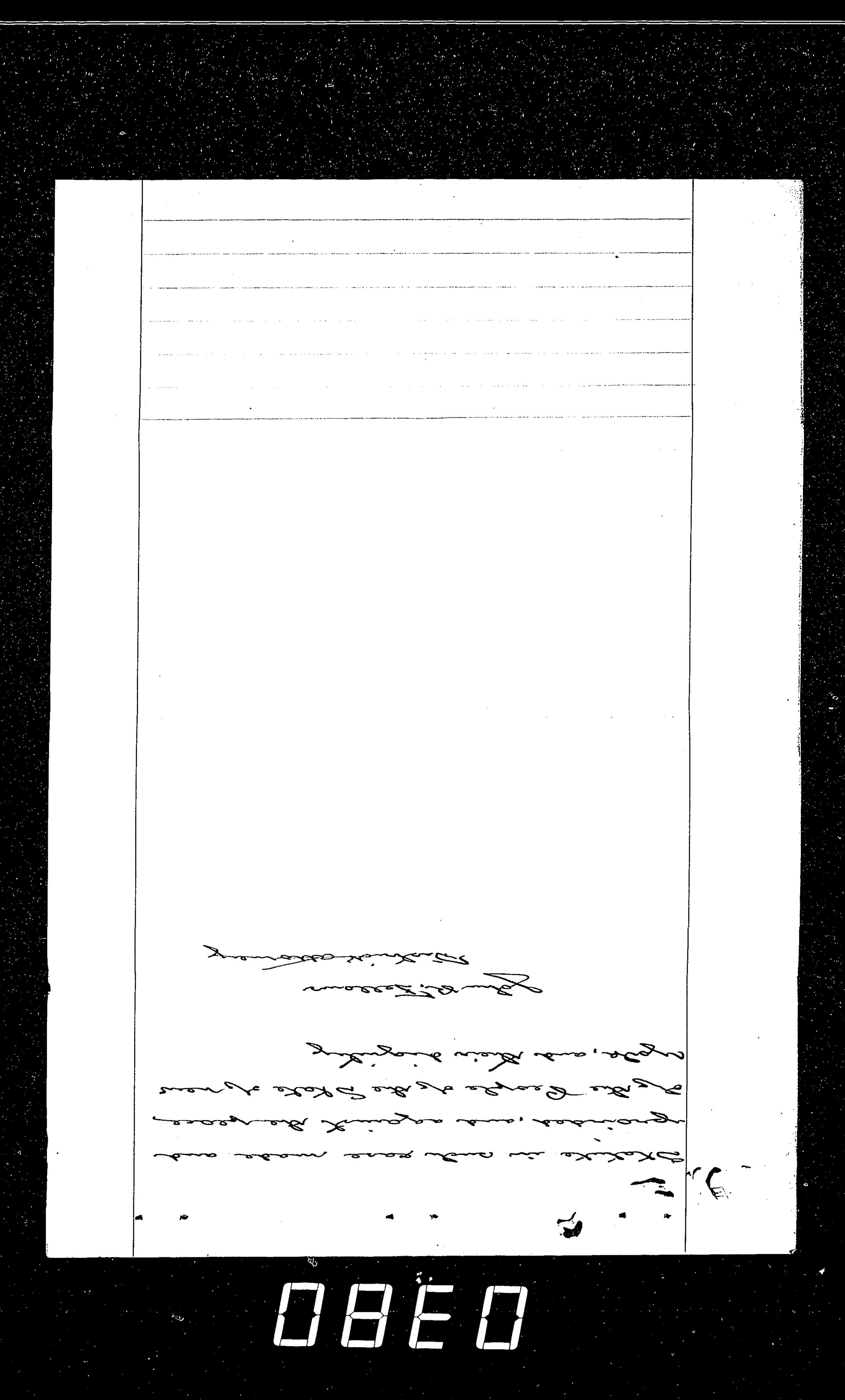
seventh day of September in the

year aforesaid, at the City and

County aforesaid, with force and arms, the dwelling house of Pauline Frederic there situate, then & feloniously and burglariously did break into and enter, the said dwelling house being then and there a building in which divers goods, merchandise and valuable things were then and there kept for use, sale and deposit; the same being the goods, chattels and personal property of Pauline Frederic with intent the said goods, merchandise and valuable things in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

And Thereupon, upon the conviction aforesaid, it was considered by the said Court of ~~General~~ Sessions of the ~~Peace,~~ County of Kings, and ordered and adjudged that the said William Roberts, otherwise called Morris Robbins by the name and description of Morris Robbins as aforesaid, for the felony and larceny aforesaid whereof he was so convicted as aforesaid, be imprisoned in the Penitentiary of the said County of Kings, at hard labor for the term of three years and six months, as by the record thereof doth more fully and at large appear.

And the said William Roberts, otherwise called Morris Robbins, late of the City of New York, in the County of New York aforesaid, having been so as aforesaid convicted of the said felony and larceny in manner aforesaid, afterwards, to wit: on the twenty-fifth day of January, in the year of our Lord one thousand eight hundred and eighty-nine at the City and County aforesaid, with force and arms, did unlawfully have in his possession in the night time of the said day a certain jack-knife, and a certain tool and implement adapted, designed and commonly used for the commission of burglary and larceny, commonly called a jimmy, under circumstances evincing an intent to use and employ the same in the commission of some crime to the Grand Jury aforesaid unknown, against the form of the



1860

0382

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ross, Alexander
DATE:
01/23/89

3204

Witnesses:

Henry F. Brown

1451 W. Spinn
229 Broadway

Counsel,

Filed 23 day of Jany 1889

Pleads, Not guilty

THE PEOPLE

28
349 W17
Parker

vs.

P

Alexander Ross

Grand Larceny Second degree.
[Sections 528, 537, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Thos B Worley
Foreman.

Part III January 31/89
Pleads Guilty.
State Reformatory Elmira

0384

Police Court 2 District. **Affidavit—Larceny.**

City and County of New York, } ss.:

Henry Fairfax Brown

of No. 220 W. 24 Street, aged 37 years, occupation Gateman Elevated R.R. being duly sworn deposes and says, that on the 13th day of January 188 9 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Good and lawful money of the united states. consisting of Goed Coin of different denominations to the amount and of the value of three hundred and forty 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 Alexander Rose. (Kirkoe)

from the fact that at the hour of 7 O'clock am said date deponent went to work leaving said sum of money in his trunk in deponents bed room which is the front hall bed room on the top of said premises. and when deponent returned at the hour of 7 O'clock P.M same day deponent discovered that said sum of Money had been taken stolen and carried away from said trunk.

Deponent is informed by James Mooney of No 220 W 24th St. the gentleman that deponents boards with that at about the

Sworn to before me this day 188

Police Justice.

hour of 12 O'clock M said date the said defendant who had previously boarded in said premises came and rang the door bell and requested him Mooney to allow him the said defendant to go up stairs and lie down in the room occupied by two of deponents boarders who this defendant had roomed with. which he Mooney did. the said defendant then went up stairs in said premises and remained for about one hour when he left.

Deponent further says that the said defendant has since admitted and confessed in open Court in the presence and hearing of deponent and Officer John Carey that he did feloniously take steal and carry away said sum of money

Wherefore deponent prays the said defendant may be held and dealt with according to law

Sworn to before me
this 16th day of Jany 1889

J F Brown

Wm Patterson
Police Justice

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ..... 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 ..... 188 . ..... *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.*

Police Court, ... District.

THE PEOPLE, &c.,
on the complaint of

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

vs.

Offence—LARCENY.

Dated 188

..... *Magistrate.*

..... *Officer.*

..... *Clerk.*

Witnesses, ...

No. ..... *Street,*

No. ..... *Street,*

No. ..... *Street,*

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

0386

CITY AND COUNTY OF NEW YORK, } ss.

James Mooney

aged 48 years, occupation Harness Maker of No. 220 W. 24th Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Henry L. Brown and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 *day of* Jany 188 } James Mooney

J McCleacism

Police Justice.

0387

Sec. 193—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Alexander Ross 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. Alexander Ross

Question. How old are you?

Answer. 28 years old

Question. Where were you born?

Answer. Ireland

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

Answer. 349 Dr 17th St

Question. What is your business or profession?

Answer. Porter.

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

Alexander Ross

Taken before me this 16 *day of* August 188 { Thos Gallagher *Police Justice.*

0388

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 Alfen Dant

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

Dated January 16 188 9 J. M. Patterson *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.*

0389

Police Court--- 2 86 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry L. Brown
220 West 24th

1 Alex Ross

2

3

4

Offence Larceny

Dated January 16 188 9

Patterson Magistrate.

Carey & Logan Officer.

16 Precinct.

Witnesses James Mooney

No. 220 W. 24 Street.

No. Street.

No. Street.

$ 1000. to answer

Comd

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

0390

District Attorney's Office.

PEOPLE

vs.

Alexander Russ

Mr. Jerome

Deft will plead guilty He desires to be sent to the reformatory. Mr. Levin his counsel will see you Good character heretofore Please see to it that he goes to Elmira

Jerome

0391

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Alexander Ross

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

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

The said Alexander Ross

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

divers gold coins of the United States of a number, kind and denomination to the Grand Jury aforesaid unknown of the value of three hundred and forty dollars

of the goods, chattels and personal property of one Henry F. Brown

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.

0392

BOX:
339
FOLDER:
3204
DESCRIPTION:
Rossi, Nicolo
DATE:
01/15/89

3204

Witnesses:

Francis H. McNeil

It appearing by the within affidavits that it is impossible to secure the attendance of Mr. Francis H. McNeil *a material and necessary witness for the People and without whose evidence a conviction cannot be had. I therefore respectfully recommend that the defendant herein* Nicolo Rossi *be discharged on his own recognizance.*

N. Y., Jan. 31st *1889*

John R. Fellows
District Attorney.

for Grand Jury
ask

Counsel, [illegible]

Filed 5 day of Aug 1889

Pleads, Originally

THE PEOPLE

vs.

Nicolo Rossi

Grand Larceny Second degree
[Sections 528, 531, 532 Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Thos B Woolsey
Foreman.

Originally
Deft discharged on his own Recog on motion of Dist Atty Rec Inst
JM

POOR QUALITY ORIGINAL

0394

16th **District Police Court**

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

Francis H. McNeil, 35 years, carpenter, of No. Ogden Avenue ~~Street~~, Highbridge, being duly sworn, deposes and says, that on the 29th day of December 1888 in the rear of deponent's residence, 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 cooking stove of the value Thirty 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 Nicolo Rossi, now here, from the fact that deponent saw said Rossi in the act of taking, stealing and carrying away said property.

Francis H McNeil

Sworn before me this 29th *day of* December *1888*

Police Justice.

0395

Sec. 198—200.

6 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Nicolo Rossi 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. Nicolo Rossi

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Italy

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

Answer. 145th St & Southern Boulevard; 1 year

Question. What is your business or profession?

Answer. Junk Dealer

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
Nicolo × Rossi
mark

Taken before me this 2nd *day of* December, 188 8

[illegible]

Police Justice.

0396

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 Nicola Rossi

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven *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 December 30 188 8 ..... *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.*

0397

BAILED,

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

Police Court--- 6 - 2012 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Francis X. McNeil
Ogden ave
Nicholas Rossi Nicholas Bridge

1 .....

2 .....

3 .....

4 .....

Offence Larceny Felony

Dated December 30th 188 8

Welde Magistrate.

Schuster Officer.

33rd Precinct.

Witnesses.....

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 700 to answer G.S.

Cm 9 d 2

0398

DIRECTIONS.

☞ The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the New Court House in the Park.

☞ When you arrive at the witness room, hand this Subpœna to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York.

To Francis M. Olmes

of No. High Bridge Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, at the Grand Jury Room, in the third story of the Sessions Building adjoining the New Court House in the Park, in the City of New York, on the 24th day of instant, at the hour of 10½ in the forenoon of the same day, to testify the truth and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Nicolo Rossi

And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon FREDERICK SMYTH, Recorder at the City Hall, in our said City the first Monday of in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

0399

Court of General Sessions.

THE PEOPLE

vs.

Nicolo Rossi

City and County of New York, ss.:

Henry Schorske being duly sworn, deposes and says: I am a Police Officer attached to the 33rd Precinct, in the City of New York. On the 23rd day of Jany 188 9, I called at Ogden Avenue High Bridge, (Chatham's Building) the alleged residence of Francis N. McNiel the complainant herein, to serve him with the annexed subpœna, and was informed by his wife that said McNiel was now at work in New Jersey, and she did not know when he would return to New York. ~~She~~ said McNiel had resided at said premises for a very short time previous to ~~this occur~~ ~~ence~~ the commission of the crime charged to defendant.

Sworn to before me, this 24 day of Jany 188 9

Henry Schorske

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

Francis H. McNeil

vs.

Nicola Rossi

Offence: Assault

JOHN R. FELLOWS,
District Attorney.

Affidavit of Police Officer

Henry Shorske

35 *Precinct.*

Failure to Find Witness.

0401

DIRECTIONS.

☞ The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the New Court House in the Park.

☞ When you arrive at the witness room, hand this Subpœna to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York.

To Francis H. McNeil

of No. High Bridge Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, at the Grand Jury Room, in the third story of the Sessions Building adjoining the New Court House in the Park, in the City of New York, on the 21st day of January instant, at the hour of 10½ in the forenoon of the same day, to testify the truth and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Nicola Rossi

And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon FREDERICK SMYTH, Recorder at the City Hall, in our said City the first Monday of January in the year of our Lord 1888.

JOHN R. FELLOWS, *District Attorney.*

0402

Court of General Sessions.

THE PEOPLE

vs.

Nicola Rossi

City and County of New York, ss:

John H. Huntley being duly sworn, deposes and says: I reside at ~~No.~~ 149th St. & Prospect Ave Street, in the City of New York. I am a ~~Subpoena server~~ clerk in the office of the District Attorney of the City and County of New York. On the 19th day of Jany. 1889, I called at Ogden Avenue, High Bridge, (Chatham's Buildings) — the alleged residence of Francis McNiel the complainant herein, to serve him with the annexed subpoena, and was informed by his wife that said McNiel had left said premises, and had gone to New Jersey. She did not know where he would return to New York. I had served ~~said~~ McNiel personally with a subpoena on January 5th, ~~but~~ and he ~~did not~~ appeared.

Sworn to before me, this 24 day of Jan. 1889

Jas. F. Driscoll
COMMISSIONER OF DEEDS,
N. Y. C.

John H. Huntley
Subpoena Server.

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

Thomas H. McNeil

vs.

Nicolo Rossi

Offence: Larceny

JOHN R. FELLOWS,
District Attorney.

Affidavit of:

John W. Huntley
Clerk ~~*Subpœna Server.*~~

Failure to Find Witness.

040
E0

0404

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nicolo Rossi

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

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

The said Nicolo Rossi,

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

one stove of the value of thirty dollars

of the goods, chattels and personal property of one Francis H. McNiel

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 Nicolo Rossi

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

The ~~said~~ Nicolo Rossi

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 stove of the value of thirty dollars

of the goods, chattels and personal property of one Francis H. McNiel

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

unlawfully and unjustly, did feloniously receive and have; the said Nicolo Rossi

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.

JOHN R. FELLOWS,
District Attorney.

0406

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ruckert, Max
DATE:
01/23/89

3204

Witnesses:

Frank A. Anderson

#32 Moskau

Counsel,

Filed 23 day of Jany 1889

Pleads, Not guilty

THE PEOPLE

vs.

Max Ruckert

ATTEMPTING SUICIDE.
(Section 174, Penal Code).

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Theo Bellows
Foreman.

Jany 23/89.

Plead Guilty
Max Ruckert

0408

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 4th DISTRICT.

Frank S. Anderson

of No. 58 Dupont st. Greenpoint L.I. ~~Street,~~ aged 35 years,

occupation Collector being duly sworn deposes and says,

that on the 12 day of January 1889

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

Max Puckett (name here) did feloniously attempt suicide. That said Puckett did willfully jump into the river at the foot of East 3rd st. street against of Colors law of the above date with intent to take his own life

F. S. Anderson

Sworn to before me, this 13 day of January 1889

Police Justice.

0409

Sec. 198—200.

.....District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Max Rheakt .....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. Max Rheakt

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. Germany

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

Answer. No Home

Question. What is your business or profession?

Answer. Waiter

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

Answer. I am not guilty

his
Max + Rheakt
mark

Taken before me this 1 day of 188 .....

Police Justice.

0410

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 Alexander

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Two *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 July 27 188 *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.*

0411

#432

Police Court--- 4 District. 71

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank S Anderson
58 Dupont st
Green Point

Max Rucker

2

3

4

Offence Assault

Dated January 12 188 9

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 500 to answer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

0412

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Max Gudbert

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

of the CRIME OF ATTEMPTING SUICIDE, committed as follows:

The said Max Gudbert,

late of the City of New York, in the County of New York aforesaid, on the twelfth day of January, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with intent to take his own life, did feloniously rush and throw himself into the waters there known as the East River, and with the same intent aforesaid did then and there feloniously drink and submerge his body in the waters aforesaid.

the same being an act dangerous to human life, 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.

0413

BOX:
339
FOLDER:
3204
DESCRIPTION:
Rush, Ellen
DATE:
01/24/89

3204

265

F. P.

Counsel,

Filed, 24 day of Jany 1889

Pleads, Not guilty

THE PEOPLE,

vs.

B

Ellen Rush

RECEIVING STOLEN GOODS.

(Section 550, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Thos B Woolsey

Foreman.

Part III January 28/89.

Tried and Acquitted

Witnesses:

John Ollris

Officer Cosgrove 21P

0415

Police Court, 1st "**District.**

City and County of New York, } ss.

of No. 23 Church Street, aged 65 years, occupation Expressman being duly sworn, deposes and says, that on the 9th day of January 1889, at the City of New York, in the County of New York, Ellen Rush (another) did knowingly receive into her custody, she well knowing at the time the same to have been stolen, a tub of butter valued at twelve dollars, the property of Chauncey A Morris and in the care and custody of deponent, for the reasons following, to wit: on the said date deponent missed the said tub from a wagon of which he was in charge, and is informed by Officer Patrick Coogan then present that he Coogan found the said tub in a bed-room of the premises of this defendant, and the said defendant admitted to him Coogan to having bought the said tub from Thomas Hickey and John Gearity who are now under arrest for having stolen the said tub for three dollars. The said Officer further informs deponent that he was informed that the said Hickey & Gearity were seen going into the premises adjoining that of the defendants Rush's, or ~~the~~ to the roof of the same and descend into deponents premises with the said butter in their possession. The said Hickey and Gearity admit to having sold the said tub for three dollars to the defendant Rush.

John Morris

Sworn to before me this 10th day of January 1889

Patrick Coogan

Police Justice

0416

CITY AND COUNTY
OF NEW YORK, } ss.

aged 17 years, occupation Laborer of No. 26 Pearl Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Harris and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 10 *day of* January 1889 } John Gearity

Police Justice.

0417

CITY AND COUNTY
OF NEW YORK, } ss.

Thomas Hickey

aged 12 years, occupation Laborer of No. 26 Washington Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Morris and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 10 *day of* January 188 } Thomas Hickey

John Ferrier

Police Justice.

0418

CITY AND COUNTY
OF NEW YORK, } ss.

Patrick H. Cosgrove

aged 30 years, occupation Police officer of ~~No.~~ 2nd Precinct ~~Street~~, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Norris and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 10 *day of* January 188 9

Patrick H. Cosgrove

G. Meyer Wahl

Police Justice.

0419

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Ellen Rush

Question. How old are you?

Answer. 45 years

Question. Where were you born?

Answer. Ireland

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

Answer. 23 West St. 5 years

Question. What is your business or profession?

Answer. Housekeeper

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

Answer. I am not guilty

her
Ellen X Rush
mark

Taken before me this 10 *day of* February 188 9

P. Ehrenfried *Police Justice.*

0420

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 January 10 188 9 ..... *Police Justice.*

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

Dated January 18th 188 9 ..... *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.*

0421

265

Police Court--- 1 District. 62

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Norris
23 vs. church
Ellen Rush

2
3
4

Offence Recovery Statutory penalty

BAILED
No. 1, by Mathew Stoish
Residence 43 Liberty Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street

Dated January 10 1889
Ford Magistrate.
Cosgrove Officer.
2 Precinct.
Witnesses Call the officer
No. Off. Flynn Street.
Thomas Tighley
No. John Gunty Street.
Held for the Grand Jury
No. 500 Street.
$ 500 to answer
Bailed

0422

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Ellen Burke

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

of the CRIME OF RECEIVING STOLEN GOODS, *committed as follows:*

The said Ellen Burke,

late of the City of New York, in the County of New York aforesaid, on the eighth day of January in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, with force and arms,

one hundred and twenty-five dollars,

of the goods, chattels and personal property of one Thomas O. Harris, Thomas Hickey, John Keating, and

by — certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Thomas O. Harris, —

unlawfully and unjustly, did feloniously receive and have; the said

Ellen Burke,

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.

JOHN R. FELLOWS,
District Attorney.

0423

BOX:
339
FOLDER:
3204
DESCRIPTION:
Rush, John W.
DATE:
01/29/89

3204

0424

BOX:
339
FOLDER:
3204
DESCRIPTION:
Dwyer, Daniel J.
DATE:
01/29/89

3204

0425

BOX:
339
FOLDER:
3204
DESCRIPTION:
Bowman, William

DATE:
01/29/89

3204

344

R. Greenthal

Counsel,

Filed 29 day of May 1889

Pleads, Not guilty

THE PEOPLE

vs.

John W. Rush

Daniel J. Dwyer

William Bowman

Grand Larceny, 2nd degree.

[Sections 528, 530, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

No. 29 Indictment

POOR QUALITY ORIGINAL

0426

344

Witnesses,

Counsel,

Filed 29 day of May 1889

Pleads,

THE PEOPLE

vs.

John W. Rush

Daniel J. Dwyer

William Bowman

Grand Larceny, 2d degree.

[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Foreman.

No. 2. Indictment for Grand Larceny 2d Degree

No. 44,812 Mot. to P. & A.

Filed 11/89

0428

Police Court 3 District.

Affidavit—Larceny.

City and County of New York, } ss.:

Hiram L. Jelliff

of No. 329 W. 32d Street, aged 32 years,

occupation Hardware Merchant being duly sworn

deposes and says, that on the 14th day of December 188 8 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:

Good and lawful money of the United States to the amount and value of one hundred and sixty six dollars. and notes representing ten hundred and seventeen dollars. together of the value of Eleven hundred and Eighty three dollars.

($1183.00)

the property of Deponent. and deponents father. Hiram Jelliff. 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 John Rush and Daniel Dwyer (both now here) and one William Bowman. not yet arrested. from the fact that, on Tuesday Morning December 14th 1888. deponent discovered that said property was missing from his place of business at No 329 W. 32d street. Deponent notified the police of his loss. when Detectives Carey and Logan of the 16th Precinct Police arrested the said defendant Rush, who is employed by deponent, and who had a key of deponents place of business. in his possession. on suspicion of having

Sworn to before me this day of 188

Police Justice

committed said larceny
when he the said defendant Rush
admitted and confessed to said detectives
in deponents presence. that the defendant
Dwyer introduced him to the said William
Berman not yet arrested. in order that he
Berman might plunder deponents store.
and that he Rush gave Berman the key
of deponents store ~~to the said Berman~~ in the
night of the 19th of December. and that he
Berman returned the key to him Rush on
following morning and that he Berman
told him Rush. that he had robbed deponents
store. deponent is informed by detective John
Carey that the defendant Dwyer admitted
to him in the presence of detective Geary
& Ingram. that he did introduce Rush to
Berman.

Wherefore deponent charges the said John H. Rush
and Daniel Dwyer. (true name) and the said William
Berman not yet arrested. with having together and acting
in concert with each other and feloniously taking
stealing and carrying away

Dated _____ 188 _____ Police Justice.

quility thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
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 _____ 188 _____ *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

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

quility of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ *Police Justice.*

Police Court, _____ *District.*

Offence—LARCENY.

THE PEOPLE, &c.,
on the complaint of

vs.

1 _____
2 _____
3 _____
4 _____

Dated _____

Magistrate. *Officer.* *Clerk.*

Witnesses, _____ *Street,* *Street,* *Street,* *Sessions.*

No. _____
No. _____
No. _____

$ _____ *to answer* _____

0430

CITY AND COUNTY OF NEW YORK, } ss.

John Carey

aged ..... years, occupation Police Officer of No. 10th Precinct Police Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Hiram Kellogg and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 21 *day of* June 188 } John Carey

G. Humphreys

Police Justice.

0431

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Rush

Question. How old are you?

Answer. 17 years old

Question. Where were you born?

Answer. New York

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

Answer. 438, Or, 19th St 2 years

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 am not guilty

John Rush

Taken before me this 19 *day of* Dec *188*

B Wherry

Police Justice.

0432

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

2 District Police Court.

Daniel J. Dwyer 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. Daniel J. Dwyer

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. New York

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

Answer. 402 W 26th St. New York

Question. What is your business or profession?

Answer. Truck 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 not guilty

Daniel J. Dwyer

Taken before me this 2 *day of* 188

Police Justice.

0433

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

John Carey

of No. 16th Precinct Police, aged ..... years,

occupation Police Officer being duly sworn deposes and says

that on the 18th day of December 188 8

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

John W. Bush and Daniel Dwyer (both now here) on suspicion of Grand Larceny.

Deponent further says that he has not sufficient evidence now in court to make a complaint. and prays that the said Bush and Dwyer may be held a reasonable time to enable deponent to secure further evidence.

John Carey

Sworn to before me, this 20 day of Dec 188 8

G. Murphy Ward

Police Justice.

0434

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

John W. Rush
Daniel Dwyer

AFFIDAVIT.

Dated Dec 20 1888

Ford Magistrate.

Carey and Logan Officers.

Witness,

Comp for Ex Dec 21st, 2.30 P.M.

Disposition,

0435

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 John Rush

Daniel J. Brown

guilty thereof, I order that he be held to answer the same and he 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 he give such bail.*

Dated Dec 26 188 8 ..... *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.*

0436

$2000. bail each
for Cy Dec 26th 2.30 P.m.
The Justice presiding
at the 2nd Dist Police
Court in my absence
will hear & clear and
determine the within case
G Simmons Jr
Police Justice

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by Gustav Weis

Residence 455 West 40th Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

344 2 1996

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Hiram L. Jelliff
329 West 32d
1. John Rush
2. Daniel J. Dwyer
3. Wm Bowman
4. .....

Offence Larceny
Felony

Dated Dec 21 188

Lord Magistrate.

Carey & Loyer Officer.

16 Precinct.

Witnesses John Carey

No. 16th Precinct Police Street.

Pur Rush & Prim Lost
as extra

No. ..... Street.

Wm. Kaufman No 27 Lexington Ave

No. ..... Street.

$ 2000 to answer .....

RECEIVED
DEC 27 1888
DISTRICT ATTORNEY'S OFFICE

0437

FIVE THIEVES IN ONE HAUL.

The Kearney & Foote Co., dealers in files at No. 101 Chambers Street, have for some time missed goods from their shelves that had not been sold. The goods that thus mysteriously disappeared were always of the most valuable and most readily convertible into cash. Concluding that a thief was at work, the firm hired Pinkerton's detectives to catch him. Still the stock kept diminishing, but the detectives failed to find out how. Then the firm went to Inspector Byrnes. The Inspector told off five of his men, Detectives Reilly, Kiernan, Lewis, Creed, and Titus, with orders to report where the leak was.

Last night when the officers were watching the store, hidden from sight, they saw five strangers go in, stay a quarter of an hour, and came out loaded with packages. They arrested them and found that the packages contained files worth nearly $500. At headquarters, where they were locked up, the five were recognized as professional thieves, most of them ex-convicts. They all claim to be peddlers, and the arrest furnishes a clew perhaps to the mystery of the cheapness of some of the tools sold from street-stands. Their names are John Gable, Peter Dalton, James Roberts, Joseph Meyer, and James McMahon. They are all young men.

The outside thieves were assisted by John W. Rush, a clerk in the place, aged sixteen years, who has been aiding to rob his employers for the last three months. He has made a confession. Altogether about $1,200 worth of files were stolen, and Rush was paid about $250 for his share. In his confession Rush said that the gang proposed to rob the safe, and that he was to be "knocked on the head" while the work was being done, to avert suspicion.

0438

[redacted]

earney & Foot Co.,

MANUFACTURERS OF

WORKS AT
PATERSON, N.J.
U.S.A.

FILES AND RASPS.

JAMES D. FOOT, PRES'T. & TREAS.
JAMES KEARNEY, VICE PRES'T. & GEN'L MANAGER.
SANDFORD D. FOOT, SEC'Y.

OFFICE, 101 CHAMBERS ST.
NEW YORK

Feb. 2, 1889

Messrs. Hiram Jelliff & Son,

277 9th Ave.,

Gentlemen:—From enclosed clipping you will see that we can sympathize with you in your experience with John W. Rush. In our case ~~prosecution~~ sentence was withheld subject to his good behavior and we are interested to know what was done in your case. If agreeable kindly advise and oblige

yours respect'y,

J. D. Foot Pres.

0439

[redacted]

Kearney & Foot Co.,

MANUFACTURERS OF

WORKS AT
PATERSON, N.J.
U.S.A.

FILES AND RASPS.

JAMES D. FOOT, PRES'T. & TREAS.
JAMES KEARNEY, VICE PRES'T. & GEN'L MANAGER.
SANDFORD D. FOOT, SEC'Y.

OFFICE, 101 CHAMBERS ST.
NEW YORK.

Feb. 2, 1889

Messrs. Hiram Jelliff & Son,

277 9th Ave.,

Gentlemen:—From enclosed clipping you will see that we can sympathize with you in your experience with John W. Rush. In our case ~~prosecution~~ sentence was withheld subject to his good behavior and we are interested to know what was done in your case. If agreeable kindly advise and oblige

yours respect'y,

J. D. Foot Pres.

0440

ESTABLISHED 1854.

OFFICE OF
HIRAM JELLIFF & SON,
277 NINTH AVENUE,
Bet. 26th and 27th Sts.
Hardware Headquarters.

New York Feby 4/89.

Hon. Randolph B. Martine
Dear Sir.

I, not presuming, would beg leave to call your attention, to enclosed note, addressed to me, also clipping accompanying same, bearing some what, mysterially on, our case against John Rush et al., this would seem to convey the idea that this same John Rush was not, so innocent, simple, a youth, as one might, at first suppose and would not profit, by his previous experience.

0441

Hoping this may not have been presumptuous, but, thinking perhaps we should acquaint you of these facts in the case we are

Yours Respectfully
Thomas J. Shaffer Jun.

0442

ESTABLISHED 1854.

OFFICE OF
HIRAM JELLIFF & SON,
277 NINTH AVENUE,
Bet. 26th and 27th Sts.
Hardware Headquarters.

New York Jan 17/89.

Hon. John R. Fellows.
Dist. Atty City N.Y.
Dear Sir.

write you, to beg leave to be excused from appearing before the Board of Inquiry to-morrow A.M. according to appointment, as my Father has been taken seriously ill, and if I am obliged to come to-morrow would have to close up my business; for we have only a green clerk who came to us on Wednesday and who cannot take charge not being acquainted

0443

with goods or prices. Our business being retail, we only employ one clerk outside of ourselves to do our business.
Therefore if reasonable and possible I would be glad to have your case postponed for another week, awaiting your decision, I am

Yours Respectfully
Thomas L. Yellott
No. 329 W. 32 St
Store 277 - 9th Ave

0444

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

[illegible]

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse [illegible] of the CRIME OF GRAND LARCENY IN THE [illegible] DEGREE, committed as follows:

The said [illegible] late of the City of New York, in the County of New York aforesaid, on the [illegible] day of [illegible], in the year of our Lord one thousand eight hundred and eighty- [illegible], at the City and County aforesaid, with force and arms, in the [illegible] 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 one hundred and sixty six 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 one hundred and sixty six dollars; divers United States Silver Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of one hundred and sixty six dollars; divers United States Gold Certificates of a number and denomination to the Grand Jury aforesaid unknown, of the value of one hundred and sixty six dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of sixty six dollars, and divers promissory notes for the payment of money, being then and there due and unsatisfied (a more particular description whereof is to the Grand Jury aforesaid unknown) for the payment of and of the value of six hundred and seventeen dollars, of the goods, chattels and personal property of one [illegible] 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.*

0445

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ryan, John C.
DATE:
01/09/89

3204

Witnesses:

Casper Pratzman
office J. T. Cuff 23rd

9042

Counsel, A. H. B.

Filed, 9 day of Jany 188 9.

Pleads, Not guilty 10

THE PEOPLE,

vs.

John C. Ryan

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

Feb 12

Cp 2 Inch 22. 1889
Tried & acquitted

A True Bill.

Thos B Woolsey

Foreman.

T.

0447

Court of General Sessions of the Peace

The People &c.
vs.
John C. Ryan

John T. Duff, being duly sworn, deposes and says: I am a police officer attached to the 23rd Precinct of this City. I arrested the above-named Defendant, charged with forgery, on Dec. 27th 1888, on complaint of Caspar Protzmann.

The said complainant has since died. I saw him as he lay in his coffin. The exact date of his death I cannot recall, but to the best of my knowledge it was about six weeks ago.

Sworn to before me this 21st day of Mar. 1889.

John T. Duff

M. Von Gerichten
Notary Public
N. Y. Co

COURT OF GENERAL SESSIONS

The People vs. John Ryan.	BEFORE THE HONORABLE RUFUS.B.COWING.

Tried March II th, I889, before the Hon. Rufus B.Cowing and a Jury. Indicted for Robbery in the First degree.

Indictment filed January 11, 1889.

Appearances.

Assistant District Attorney Forster for the People.

Messrs. Purdy & McLaughlin for the Defense.

William.E.Mitchell, the complainant, testified that, about five minutes past I2, on the morning of the second day of January, I889, he was on his way home.He was going up the

stair-way of the Second Avenue Elevated Railway, when he saw two men on the last landing, who were acting as if they were drunk. They were staggering around, and he tried to get past them. A friend who was with him did get past them. As he, the complainant, tried to pass them, one of the men seized him by one arm, and the other man seized him by the other arm, and held him back against the railing. The prisoner at the bar was one of these two men. The third man, who escaped, struck his, the complainant's, friend, when his friend tried to help him. He, the complainant, ran after the two men, who had hold of him, and cried out for the police. When the defendant at the bar got to the foot of the stairs, he stepped around and stood in front of a liquor store. The defendant's companion ran across the square, and was captured by a police officer who brought him back. Then his, the complainant's friend, Mr. Eagan, pointed out the prisoner to the officer as one of the two men who had committed the robbery, and the officer arrested the defendant.

In the struggle on the stairs, while he was held by the defendant and his companion, his scarf and scarf pin were stolen.

"""""""""""""""""""""""

Under cross-examination, the complainant testified that

the man who was with the defendant was named Smith, and he had since been tried. The defendant seized him by the left arm and Smith by the right arm. It was Smith that grabbed his scarf pin. There were three men altogether, but one escaped. He, the complainant, had been that evening to the Sickles Building, at No. 95 Nassau street, to see the janitor, who was a friend of his. They did not send out for beer, but they had two drink~~'s~~ of whiskey. He, the complainant, stayed until about II o'clock, and walked slowly up Park Row and met his friend Eagan. They had a cigar together, and walked up to Chatham Square. Before he went to the Sickles Building, he visited his brother-in-law, in II4th street, and had one drink there. He was not under the influence of liquor. His pin was worth about $25, and he bought it in the fall of I888, and paid a friend $I8, for it. He did not know what it cost originally, but he valued it at $25. """""""""""""""

Officer George P. Baker testified that he was an officer of the Fourth Precinct. At about five minutes past twelve, on the morning of January 2nd, he was standing about sixty feet from the corner of Olivers~~t~~reet and Chatham Square, on the New Bowery. He heard a cry of "stop thief" and "police". He looked in the direction of the elevated station, and saw

two men running from the stairs of the station towards the middle of the square. He ran after them and they seperated, one going in the direction of Mott street, and the other in the direction of Doyer street. He followed the one that ran in the latter direction and caught him. He knocked him down there, because, if he had got into the small streets there, he might have got away. He took the prisoner back to where the complainant was, and met Officer Conovan, who was in citizen's clothes. He gave Smith into the charge of Officer Conovan, and ran down towards the elevated station. There Mr. Eagan, the complainant's friend, pointed out Ryan as one of the men who had robbed his friend. Ryan said nothing. He, the witness, ~~took~~ and Officer Conovan took Smith and Ryan to the Station House. There the complainant and Mr. Eagan postively identified both Ryan and Smith. Neither Ryan nor Smith made any reply.

"""""""""""""""""

For the defense, John Ryan testified that he was a painter by trade. He was twenty two years old. He had never been charged with any crime before. He worked for his father, who lived at No. 15 City Hall Place. He felt sick on New Years' day and stayed in bed. At 6o'clock, his mother ~~wanted~~ woke him up, and asked him if he would have some supper.

After supper he went to the theatre. He left the theatreat half-past eleven o'clock, and walked down the left hand side of the Bowery. At Chatham Square and Oliver street, he saw a crowd. He stopped and looked on. Some body pointed out a man and said" there is one of them". The man ran past him, Ryan, and stumbled at his feet. The officer made a grab at him, but the man jumped up and ran into the crowd and got away. Then the officer caught hold of him, Ryan, and took him to the Station House. In the Station House, he gave the name of Ryan because his father was well known. His real name was Matthew Carsey. He did not rob the complainant, and knew nothing of the robbery until he was identified by the complainant as one of the robbers.

"""""""""""""""""

Under cross-examination, the defendant testified that he had been to the London Theatre. He did not know Smith. He did not ask the officer why he was arrested, because he was so much surprised.

"""""""""""""""""

Caroline Carsey the defendant's mother corroborated the defendant as to his being asleep at home until 6 o'clock.

"""""""""""""""""

The People
vs
John Ryan
— " —
Tried Mar. 11th '89

0454

9-21-'88.—2500.

No. A C 2 G 3 New York, Dec 21st 1888

No. **First National Bank,**

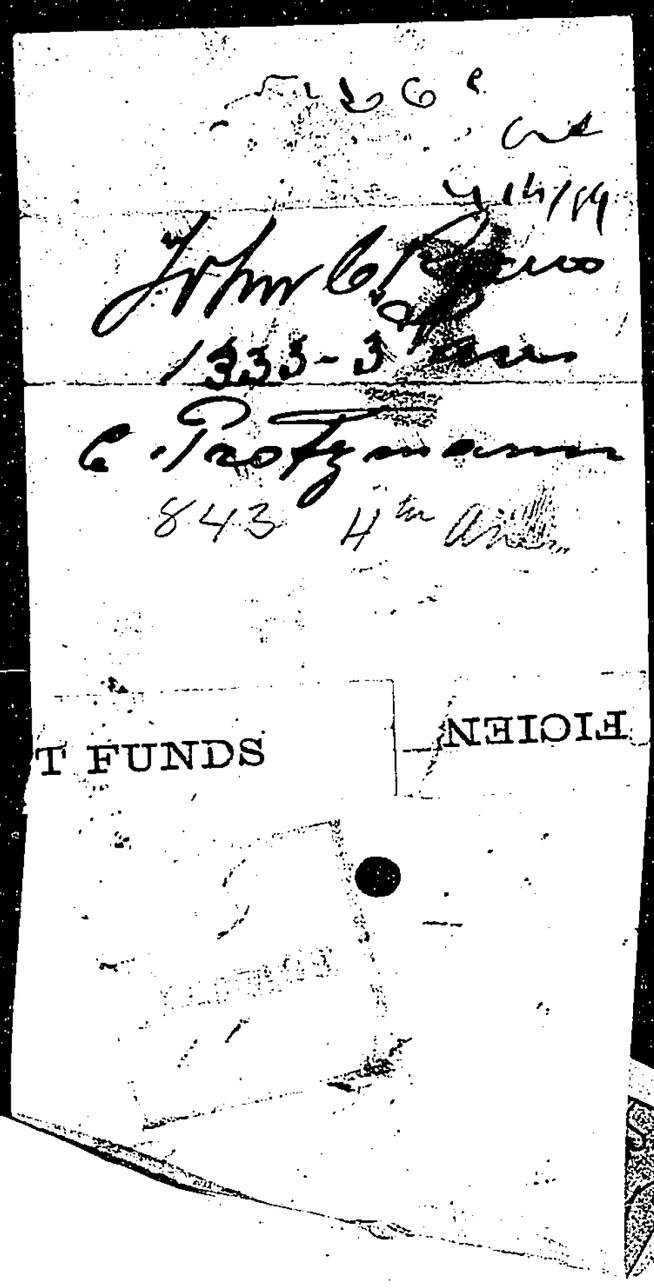
Pay to the order of Barr & Co. or order

Fifteen 75/100 Dollars.

$15. 75/100

William A. Butler

0455



year of our
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New York,
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NOW, I, the
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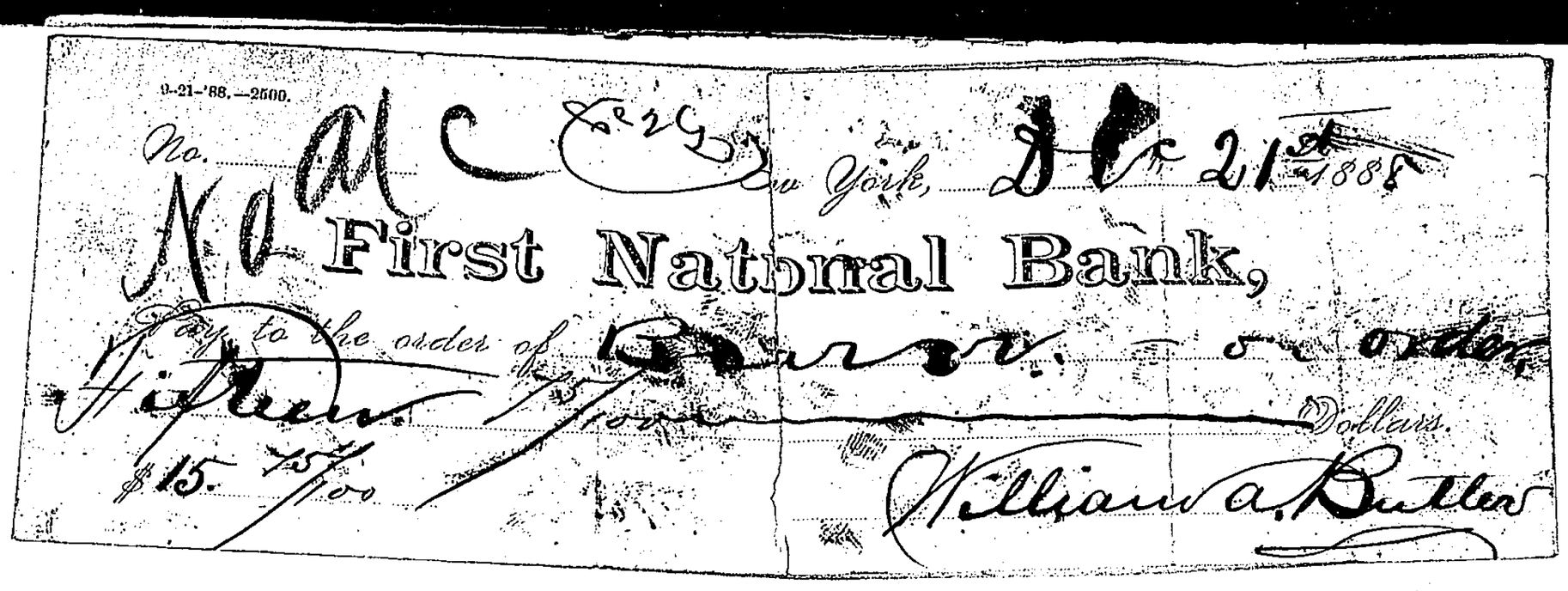
clerk as
, and all
for want

0456


9-21-'88.—2500.

No. 8 C 625 New York, Dec 21st 1888

No. First National Bank,

Pay to the order of Barrow & order

Fifteen 75/100 Dollars.

$15. 75/100

William A. Butler

United States of America,
State of New York. } ss.

On the twenty fourth *day of* December *in the year of our Lord one thousand eight hundred and eighty* eight *at the request of* **THE FIFTH AVENUE BANK OF NEW YORK** *of the City of New York, I,* **JAMES H. ROBERTSON,** *a Notary Public duly commissioned and sworn, dwelling in the City of New York, did present the original* ~~NOTE~~ check *hereunto annexed* at the First National Bank *in said City, and demanded payment thereof, which was refused;* **Whereupon,** *I, the said Notary, at the request aforesaid did* **Protest,** *and by these presents do publicly and solemnly* **Protest,** *as well against the* ~~Maker~~ drawer *and Endorsers of the said* ~~NOTE~~ check *as against all others whom it doth or may concern, for exchange, re-exchange, and all costs, damages and interest, already incurred, and to be hereafter incurred, for want of payment of the same.*

Thus Done and Protested, *in the City of New York, aforesaid, in the presence of John Doe and Richard Roe, witnesses.*

IN TESTIMONIUM VERITATIS.

C 2

James H. Robertson
Notary Public.

Page 824
§ 15-20

Protest.

ON

William A. Butler

FOR

The Fifth Avenue Bank of New-York

OF THE CITY OF NEW YORK.

Dec. 24th 1888.

JAMES H. ROBERTSON,
NOTARY PUBLIC,
120 BROADWAY, N. Y.

T. S. VAN VOLKENBURGH,
COUNSELLOR AT LAW,
120 BROADWAY, N. Y.

FEES, $ 1.37
5
7.12

0458

6 e 1

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.: POLICE COURT— 4th DISTRICT.

Caspar Rotzmann

of No. 843 - 4th Avenue ~~Street~~, being duly sworn, deposes and says that on the 21st day of December 188 8

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

John C. Ryan, now here, did feloniously make, forge and utter the annexed false, forged and fraudulent instrument in writing purporting to be a check on the "First National Bank" for the sum of fifteen dollars and seventy five cents, and did write and forge to and upon said instrument the name of "William A. Butler," with the intent to cheat and defraud.

That said defendant then and there presented said check to deponent and asked deponent to cash the same, and stated and represented to deponent that he had received said check from his employer for work and labor performed by him.

That deponent believing said statement and representation thereupon gave said defendant the sum of fifteen 75/100 dollars in exchange for said check.

That thereafter deponent was informed by Walter K. Hunt, here present, that said check was worthless and of no value whatever, said Hunt being Book-Keeper of said Bank,

0459

And said Hunt further informs deponent that the signature "William A. Butler", attached to said check as the drawer thereof, is not the signature of W. A. Butler who is a depositor in said Bank, but is a forgery.

Sworn to before me this 29th day of December 1886 } Corydon Hoffman

S M Pleasons Police Justice

Police Court, _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0460

CITY AND COUNTY
OF NEW YORK, } ss.

Walter N. Hunt

aged 30 years, occupation Book-Keeper of No. 2 Wall ——— Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Caspar Rotzmann and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 29th *day of* December 188 8

Police Justice.

0461

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John C. Ryan

Question. How old are you?

Answer. 43 years of age

Question. Where were you born?

Answer. Ireland

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

Answer. 1333 Third Ave. 18 months

Question. What is your business or profession?

Answer. Paver & flagger

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

Answer. I am not guilty. I got the check from Hugh McCormack

John C. Ryan

Taken before me this 29 *day of* November 188 6

J. Mott Hallinan Police Justice.

0462

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 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 Dec. 29 188 8 *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.*

0463

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Police Court--- 14 District.

No. 2009

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Caspar Rotgerinn
843 vs. 4th ave

John C. Ryan

2 .....

3 .....

4 .....

Offence Forgery

Dated December 29th 188 8

Patterson Magistrate.

Cuff Officer.

23 Precinct.

Witnesses Waldo K. Hunt

No. 2 Wall Street.

Wm A. Burton

No. Ed. Adamson Street.
89 Greenwich

No. ..... Street.

$ 1500. to answer G. S.

Cond

0464

New York, March 21st 1889.

A Transcript from the Records of the Deaths Reported to the Health Department of the City of New York.

County of New York.

STATE OF NEW YORK.

CERTIFICATE OF DEATH,

IN THE CITY OF NEW YORK.

No. of Certificate 3140

Should be Certified by the head of the family or other responsible friend.

1. Full Name of Deceased, (Write legibly and spell correctly. If an infant not named, give parents' names.) Caspar Pretzmann
2. Age, 44 years, 8 months, 4 days. Color (Race, if other than the white.)
3. ~~Single~~, Married, ~~Widow or Widower.~~ (Cross out the words not required in this line.) 4. Occupation, Restaurateur
5. Birthplace, (State or Country.) Germany (How long in the United States, if of foreign birth.) 20 years
6. How long Resident in this City, 20 years
7. Father's Birthplace, (State or Country.) Germany Father's Name, Caspar Pretzmann
8. Mother's Birthplace, (State or Country.) " Mother's Name, Eva "
9. Place of Death, (Please state name of Institution.)
   No. 243 – 4 Ave Street, 19th Ward.
10. Residence before admission into the Institution, (Name of Street and Number of House.)
    (Signature and Residence of Reporter.) Francis Keil 162 E 53d St

Should be Certified by the Physician.

11. **I Hereby Certify,** that I attended deceased from Jan 17 1889 to Jan 17 1889 that I last saw him alive on the 27 day of Jan 1889, that he died on the 28th day of Jan 1889, about 3.30 o'clock, A.M. ~~or P.M.~~, and that, to the best of my knowledge and belief, the Cause of his death was as hereunder written :

	(Write opposite each cause; if unknown, it should be so stated.) Duration of Disease in Years.	Months.	Days.	Hours.†
Chief and Determining * Bronchitis			14	
Consecutive and Contributing Pneumonia catarrhalis			6	

† The duration of each Disease, when given, is reckoned from its commencement until death.

Sanitary observations, Disease on Veng pulmonalis

Witness my hand this 28 day of Jan 1889

Place of Burial, Lutheran (Signature,) R. G. L. Dieffenbach M. D.,

Date of Burial, Jan 30 89

Undertaker, Helm & Simon 936-1 Ave Residence, 332 E 48 St

*By first floor is meant the floor immediately above or on a level with the grade of the street adjoining; the basement floor is below the level of the adjoining street.

5-

A True Copy.

C. G. Herman

Chief Clerk.

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

0465

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
[signature]

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

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

The said [signature],

late of the City of New York, in the County of New York aforesaid, on the twenty-first day of December, in the year of our Lord one thousand eight hundred and eighty-eight, 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: an order for the payment of money by the name called Frank Draper,

which said forged Frank Draper

is as follows, that is to say:

No. New York Dec 21st 1888

First National Bank,
Pay to the order of Bearer on order
Fifteen 75/100 Dollars.
$15.75/100 William A. Sutton

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.

SECOND COUNT:—

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

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

The said

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,

which said forged

is as follows, that is to say:

with intent to defraud , the said 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.

0467

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ryan, John
DATE:
01/11/89

3204

Witnesses;

Herman Bernstein

Probably Recess

Co appeal

F.S.

Counsel, Mr. Meyer

Filed 11 day of May 1889,

Pleads, Originally H

THE PEOPLE

vs.

John Ryan P

Burglary in the Third degree.
Petit Larceny and
Receiving
[Section 498, 526, 528, 530 & 531].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos B Woolsey
Lang 1/89 *Foreman.*

Leander D. Lyon
9 Mos Bx

F.S.

0469

Police Court— 3 District.

City and County of New York, } ss.:

Heyman Bimstein

of No. 20 Forsyth Street, aged 37 years, occupation Clothing dealer, being duly sworn deposes and says, that the premises No. 20 Forsyth Street, Ward in the City and County aforesaid the said being a four Story brick building the Basement of and which was occupied by deponent as a Clothing Store ~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly opening the lock in the door leading to said basement, then forcibly breaking a hole in the inside of the door

on the 31 day of December 1888 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

five suits of Clothing of the Value of Nine dollars

the property of deponent and S. Friedman

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

John Ryan (Murderer)

for the reasons following, to wit: Deponent in the Evening of the 30th day of December 1888 at the hour of 8 oclock securely locked the said described door leading to said Store and the above described property was in said Store at that time, deponent is informed by James J. Turner of the 11th Precinct Police that at the hour of about 4½ oclock in the Morning of the 31st day of

0470

December 1888 he saw said defendant
Cunning from the direction of defendants premises
with a bundle in his possession and when
he said defendant saw said officer he
dropped said bundle and ran away
that he was after pursued said defendant
and caught him, and then picked up
the bundle thrown away by said
defendant which contained four pairs
of Clothing defendant fully identifies
said Clothing as the property stolen
from defendants

Sworn to before me this
31 day of August 1888
John J Brennan

his
Hyman × Bernstein
mark

Police Justice.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 188

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.

Police Court, ____ District.

Offence—BURGLARY.

THE PEOPLE, &c.,
on the complaint of

vs.

1 ____
2 ____
3 ____
4 ____

Dated 188

Magistrate.
Officer.
Clerk.

Witnesses, ____

No. ____ *Street,*
No. ____ *Street,*
No. ____ *Street,*

$ ____ *to answer General Sessions.*

0471

CITY AND COUNTY
OF NEW YORK, } ss.

James J. Turner

aged ..... years, occupation Police Officer ..... of No.

Thirty 11 Precct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Hyman Bernstein

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

Sworn to before me, this 31
day of December 188 8

James J. Turner

John J. Sullivan
Police Justice.

0472

Sec. 198—200.

3rd District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Ryan

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. 234 Pearl Street 8 months

Question. What is your business or profession?

Answer. Painter

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

John Ryan

Taken before me this 31 *day of* December 188 8

Thos. J. Brennan *Police Justice.*

0473

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 Adamson

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 Dec 31 188 8 John J Gorman *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.*

0474

BAILED,

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

Police Court--- 3 **District.** 15

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Heyman Binstein

vs.

20 Forsyth St

1 John Ryan

2 .....

3 .....

4 .....

Offence Assault

Dated Dec 31 188

Gorman Magistrate.

James J Turner Officer.

11 Precinct.

Witnesses Same officer

No. ..... Street.

No. ..... Street.

No. ..... Street.

$ 1500 to answer G. S.

Case

Burg 3 pl & v Burg

JAN 3 1889 RECEIVED

0475

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 Ryan

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

John Ryan

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

The said John Ryan

late of the South Ward of the City of New York, in the County of New York, aforesaid, on the thirty-first day of December in the year of our Lord one thousand eight hundred and eighty-eight, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the store of one

Hyman Birnstein

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Hyman Birnstein

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

SECOND COUNT—

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

of the CRIME OF Petit LARCENY committed as follows:

The said John Ryan

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

five coats of the value of one dollar each,

five vests of the value of fifty cents each, and

five pair of trousers of the value of one dollar each pair

of the goods, chattels and personal property of one Hyman Birnstein

in the store of the said Hyman Birnstein

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

0477

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said John Ryan of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

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

five coats of the value of one dollar each, five vests of the value of fifty cents each, and five pair of trousers of the value of one dollar each pair

of the goods, chattels and personal property of one Hyman Bernstein by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Hyman Bernstein unlawfully and unjustly, did feloniously receive and have; the said

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

JOHN R. FELLOWS,
District Attorney.

0478

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ryan, John
DATE:
01/30/89

3204

Bail on Appeal fixed at three thousand (3000) dollars. see order inside June 3, 1889

Witnesses:

John Platt

363 J. J. Walsh

Counsel,

Filed 30 day of Jany 1889

Pleads, Not guilty

THE PEOPLE

vs.

John Ryan

20 Madison Avenue

P

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos B Woolsey

Foreman.

Part III February 13/89

Tried and Convicted

Feby 15/89

S.P. 10 yrs.

R.B.M.

15

0480

LAW OFFICE OF
ROGER FOSTER,
EVENING POST BUILDING,
206 & 208 BROADWAY.

People
—vs—
Ryan

Asst 1st Dep

New York. February 7 1889

Dear Sir:

In the above case please subpoena as witnesses Mr Brown an employee of Geo. Munro 27 Vandewater St. and one Dougahue whose address I will try and furnish early to-morrow morning.

Truly Yours
Roger Foster
Per B.
Atty. for Plaintiff.

Assistant District Attorney Jerome
New York.

0481

Crash.

Part 3 for Feley 13th

Subpoena also

F. Berger,
27 Vanderwater St.;
John K. Platt,
27 Vanderwater St.,

The officer named on the papers as making the arrest.

W.J.

0482

District Attorney's Office.

Part III

Wednesday Feby 13th

PEOPLE

vs.

John Ryan

All Subpoenas

and Counsel Notice

issued Friday Feby

8th for Friday 13th.

H. M.

0483

Court of General Sessions

The People
vs.
John Ryan

John Platt, 13 Cooper Place, Brooklyn. I am a foreman in the printing establishment of George Munroe, 17 to 27 Vandewater Street. On the 2d of January, 1889, I left my said place of business at ten o'clock in the evening. About fifteen feet from the main door of the said building, at the junction of Rose and Duane Streets, I met the defendant standing in the door of the adjoining ~~another entrance to said~~ building. Upon recognizing him, I greeted him in a friendly manner, and he asked me, whether I would reinstate him or bar him out of employment forever in our establishment. I had discharged the defendant from my department on the 27th of December, 1888, for neglecting his work and being drunk. When he put the above question to me, I told him, that I could not

re-instate him, and that he had to blame himself for it. We walked together for about sixty feet ~~across~~ Rose and up Bourbon Street, when he suddenly placed himself in front of me and fired one pistol shot at me. The ball did not hit me. He immediately cocked the revolver again and snapped it in my face, but it did not go off. Thereupon I ran away from him, he pursuing me, snapping the revolver again behind me, but it did not go off. Fearing that a ball might enter my body at any moment, I halted and begged him not to shoot, but at the same moment he fired a ball at me. It passed me near and I felt the heat of it. I again begged him not to shoot, but he replied: "I'll kill you, you son-of-a bitch! Give me my girl back." He snapped the revolver several times again, until I grapped him by both arms, after which I held him, until a police officer came to my rescue and arrested the defendant. The revolver was taken

0485

from the defendant by the officer
The captain examined the revolver
at the station house. Two of its
chambers were emptied, and five
were loaded.

363

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

John Ryan

BRIEF OF FACTS.

For the District Attorney.

Dated January 15 1889

Edward Gross

Deputy Assistant.

0487

PEOPLE

vs.

John Ryan

Trial Witnesses:

John Platt
Munroe's Printing establishment

Ef to 2nd Vanderwater

Officer Weidenmayer
4th Precinct

COURT OF GENERAL SESSIONS

Part III.

The People of the State of New York, against JOHN RYAN .	Before Hon. Randolph B. Martine, and a Jury.

Indictment filed January 30th 1889 .

Indicted for Assault in the 1st degree.

New York , February 13th 1889.

APPEARANCES: For the People, Asst? Dist. Atty. Jerome.

For the Defendant Mr. James J. Walsh.

JOHN PLATT, a witness for the People, sworn, testified:

I am a printer by trade and am employed as a foreman in the printing establishment of George Munro at No. 17 Vandewater Street in this city . For three years previous to December 1888 the defendant John Ryan was employed under me in that printing house . He was employed as a press feeder . On the morning of the 27th of December I came into the shop to go to work; the defendant was at work, having his sleeves rolled up; I called him and told him that I did not want him any more because he had stayed away from work and got intoxicated.

He then asked me if he was laid off for good and I told him he would find that out when I sent for him; he then said "You son of a bitch I will fix you for this, I will see you alone". He then left the establishment. I did not see the defendant again until the evening of January 2nd at 10 o'clock at night. On that evening I left the printing house at a little before ten and was walking towards the Brooklyn Bridge on my way home; at the corner of Rose and Duane Street the defendant approached me I said "Good evening John"; he said "John, are you going to bar me out altogether?"; I told him that I had not barred him out that he had barred himself out, that he would go away and stay away and get intoxicated and that he was keeping good men out of positions; that I could not put up with him. He then said something about having to support somebody which I did not understand, and any how I told him it was his own fault, that I had to get another man in his place and I had done so; then he said "Then there is no show" and I told him "no" and he said "Take that you son of a bitch" and the flash of a revolver passed by my right eye.

Q. How close was he standing to you ? A. Facing each other; we were walking sideways! he on the right and I on the left and when I said "No" he turned around and the flash passed by my right eye. He held the revolver in his right hand.

Q. What did you do ? A. I was stunned; I lost consciousness for a moment and I then heard the revolver click.

Q . How many times did you hear it click ? A. Twice . I took the opportunity then to run and I started and ran towards Park Row; the defendant pursued me; while he was running after me I heard the clicking of the revolver --I heard it click as many as three times . After I had run about two hundred and fifty feet I turned around and begged him not to shoot"I said to him "Dont John, dont put it away you might shoot me with that ball". I did not hear him say anything . The revolver went off once I could not tell exactly which way it was pointed. When I turned around and asked him not to shoot the revolver went off and I could fell the heat of the ball go by my neck . I heard him say "You son of a bitch I will kill you". When the officer came up to arrest him he said "You son of a bitch I will have your! life yet ". I made a charge against him in the station house .

CROSS EXAMINATION:

A young man named Bergen stood nearby when I discharged the defendant on the 27th of December .

Q. Was it your intention to discharge the defendant for good on the 27th of December ? A. I dont really know whether I did ~~not~~or not; itwould dep end upon his behavio

Q. Has not this defenadant on other occasions waited for you outside of Munro's place when he had ben laid off ?

A. He approached me twice .

Q. From the a ppearance and manner of the defendant on the 27th of December when he made the threat in the shop did you think he meant to carry it out ?

A. Well, I did not take much stock in what he did say .
Q. When the first shot was fired how far away from the defendant were you ? A. I was touching him. I did not see where the pistol was aimed at any time; al l I kn know is that the shots passed close to my face .
Q. At the time you saw the pistol aimed it did not go off ? A. When I saw the pistol in his hand he was pulling the hammer up and it would not go offp that was right before the officer came .

FRANK BERGEN, a witness for the People, sworn, testified

I am em-ployed in George Munro's printing house in Vandewater Street in this city . On the 27th of December last I was working there; I remember on that day seeing Mr. Platt and the defendant in conversation in the printing house. I heard Ryan saying "You son of a bitch you are no good" and something about I will see-- I did not hear the full sentence. Then Ryan went away.

CROSS EXAMINATION:

Q? You owe your place in that establishment to Mr. Platt ? A. No sir; I owe it a to a young man who recommended me to mMr. Platt .
Q. Mr. Platt employs you ? A. Yes sir; he is the foreman .
Q. And he can discharge you if he pleases ? A. Certainly .

FREDERICK WEDEMYER, a witness for the People, sworn, testified:

I am an officer of Police in this city . On the evening of the 2nd of January in Duane Street near Park Row at about ten o'clock I arrested the defendant . When I came along Mr. Platt had hold of Ryan's hand; in that hand Ryan held the pistol. I took the pistol off of the defendant and took him to the station h use . I identify the pistol which is shown me as the pistol which I took from the defendant . I did not examine the pistol . I heard two shots that night before I came upon the scence . The shots were about two minutes apart . I had no conversation with the defendant .

D E F E N C E .

JOHN RYAN, the defendant, sworn, testified:

I live at No. 80 Madison Street in this c y . i was employed in George Munro's printing house for three years previous to this occurrence . I have been in the printing business ever since I was a boy .

Q. You heard what Mr. Platt said about your making a threat on the 27th of December ? A. I did not make that threat .

Q. Did you threaten you would fix him ? A. No sir .

On the morning of the 27th of December I went to work. The assistant foreman told me not to go to work and I went over and asked Mr. PlattWhat was the matter that I could

not go to workand he said "I laid you off"; I said "For how long?"; he said "I will send for you when I want you". I said "You allowed me to go away and put a substitute in my place" ; he said "That is enough I dont want any more from you"; and I said to him "You son of a bitch you are no good".

Q. Did you make a threat to fix him or to see him alone?

A. No sir . I next saw Mr. Platt on the 20th of January at about ten o'clock in the evening. I knew I could see him at that hour as he was working nights; I went there for the purp-sose of asking him to put me back to work.

Q..You fired two shots and snapped the revolver once did you not ? A. Yes sir . I did not snap it two or three times as he says . I did not aim any of the shots at Mr. Platt. I fired one shot in the air and one in the ground.

Q. Did you intend to kill that man ? A. No sir .

Q. Did you intend to hurt him ? A. No sir .

Q. Did you intend athat any of the bullets shoud take effect in his body ? A. No sir .

Q. Did you not have plenty of opportunity to shoot him if you wanted any of those shots to go into his body ?

A. Yes sir; he was walking right alongside of me and I could not help missing him .

Q. What was your intention ? A. My intention was to frighten him .

Q. Had you frightened him before ? A. Yes sir. Last summer he laid me off and I met him at the door one day

and I said yo him "Mr. Platt are you going to take me back" and he said he did not know; I said "If you dont take me back I wont go to the Union for you like all the rest". They had brought charges against Mr. Platt in the Union.

Q. And that action on your part had the efect of getting you back at that time ? A. Yes sir .

Q. You thought if you went down this time you could get back ? A. Ye s sir; I thought I could do the same thing .

Q. Did you make use of any such words as Mr. Platt ha s testified to on the night of the shooting ?

A. No sir .

CROSS EXAMINATION:

I bought this pistol,from a boy on last fourth of July. I had not been carrying the pistol right along. I had it in my house and on the night before New Years I put it into my pocket to go out and blow off the New Year with it . I kept it in my pocket from that time on not thinking anything about it . It is a small pistol . I drank considerable on New Years day making calls but I was quite so er when I met Mr. Platt on the night of the 2nd of January . On the 2nd of January I was talking with a man named Philip Donohue about Platt and I told him that Platt was no good . . I have never been in State Prison or the Penitentiary; I was on the Island at one time for ten days for being drunk . The

time I went to frighten the complainant in the summer I did not have any pistol with me. Before I fired the shots to scare him I told him that I had a mother and some little sisters to take care of and he said he did not give a damn for me or my family--and with that I ~~to~~ took the revolver from my pocket and fired one shot in the ground . When he ran I ran after him to hsee if he would not put me back to work . I told the clerk in the Police Court that Platt hit me . That was a lie.

PHILIP DONOHUE, a witness for the Defendant, sworn, testified:

I have been subpoenaed here by the District Attorney !.

Q. Did you have any agreement with the defendant that he would shoot Platt ? A . No sir .

CROSS EXAMINATION:

I was with Ryan on the 2nd of January . We had some drinks together and we conversed about Mr. Platt .

MICHAEL J. COFFEY, a witness for the defendant, sworn, testified:

I am a printer and have been such for seventeen or eighteen years. I have known Mr. Platt for about three years. His reputation for truth and veracity is bad .

Q. Would you believe him under oath ? A. No sir .

CROSS EXAMINATION:

I have heard Mr. VanRiper, and Mr. Brown and Mr. McKirvey speak about Mr. Platt's c aracter for truth

and vera city . They said it was bad . They were employed in Munro's at the same time I was .

R E B U T T A L .

JOHN PLATT, recalled:-

Mr. VanRiper spoken of by the last witness is sick. Mr. McKirvey and Mr. Brown are here .

JOHN P. BROWN , and James MCKIRVEY, tes ified that they never said to Mr. Coffey that the character of Platt for turth and veracity was bad or that they would not believe him under oathn.

~~GEORGE MUNRO, a member of the publishing company of Munro~~ and Company tes ifed to the good character of Platt and that he had always found him truthful while in his employ . He would believe him under oath .

The Jury returned a verdict of GUILTY of Assault in the First Degree .

Indictment filed Jan.30-1889

COURT OF GENERAL SESSIONS
Part III.

THE PEOPLE &c.

against

JOHN RYAN.

Abstract of testimony on trial New York, February 13th 1889.

N.Y. Supreme Court.

The People &c

vs

John Ryan.

To John R. Fellows Esq, District Attorney.
Please take notice that I will move on the annexed affidavit and on all the proceedings had in this action and on the minutes of the trial herein, which said minutes are now in your possession, at the Chambers of the Supreme Court at the Court House in the City of New York at 10.30 a.m of the 29th day of May 1889, that the defendant John Ryan be admitted to bail pending appeal.
Dated May 28th 1889.

James J. Walsh
Counsel for defendant

0499

New York Supreme Court,

The People &c

vs

John Ryan.

City County and State of New York s.

James J. Walsh being duly sworn says that he is the counsel for the defendant in the above named criminal action. That said defendant John Ryan was indicted for the crime of assault in the 1st degree said indictment being duly presented in the Court of General Sessions of the City of New York. On the 15th day of January 1889 defendant was tried and convicted under said indictment and sentenced to the state prison for a period of ten years. That thereafter and on the 28th day of March 1889 defendant filed a notice of appeal from said judgment of conviction. That upon the minutes of the trial herein and on the affidavit of the defendant Presiding Justice Van Brunt of the Supreme Court on the 28th day of March 1889 granted the statutory certificate that in his opinion there was reasonable ~~ground~~ doubt that the judgment should stand and on the 31st day of March 1889 a certified copy of said certificate was filed with the Sheriff of the County of New York and said certificate was also filed with the notice of appeal with the Clerk of the Court of General Sessions - said certificate stays the execution pending the appeal. Defendant is now actually confined in the City Prison and the appeal herein cannot be heard until the October Term. Deponent asks that defendant be admitted to bail pending said appeal and further asks that

N.Y. Supreme Court

The People

vs

John Ryan.

Notice of motion and affidavits in application to admit to bail pending appeal.

James Mowbray
Counsel for defdt
No 25 Chambers St
N.Y. City

Due and timely service of within notice and affidavits is hereby admitted. Dated March 28th 1887

Thos R Fellows
Dist Atty
per McC

Bail in fixed at the sum of fifteen hundred dollars as all of sureties and defendant's friends and acquaintances are poor people and defendant will find it very difficult to furnish bail in ten hundred dollars.

Sworn to before me this 28th day of March 1887

James Mowbray

Thos Williams
Recorder
Tony Prabbi
Notary Public

N. Y. Supreme Court.

The People &c

against

John Ryan.

Affidavit and Notice of Motion to admit to bail pending appeal.

James J. Walsh
Counsel for deft
No 25 Chambers St.
N. Y. City.

0502

At a Special Term of the Supreme Court of the State of New York, held in and for the City and County of New York in the Court House of said County on the 29th day of May 1889.

Present. Edward Patterson

Justice.

The People of the State of New York

against

John Ryan.

On reading and filing the affidavit of James J. Walsh herein and also the minutes of the trial of this criminal action and on hearing James J. Walsh Esq Counsel for defendant in favor of the motion to admit the defendant to bail pending appeal to the General Term of the Supreme Court. and John R. Fellows Esq not opposing for the people.

It is Ordered, that said defendant John Ryan be admitted to bail in the sum of three thousand dollars pending his appeal from a judgment of conviction of assault in the first degree, had at the Court of General Sessions on the 16th day of January 1889, to the General Term of this Supreme Court.

New York June 3 1889

Enter

N. Y. Supreme Court.

The People &c

against

John Ryan.

Order admitting defendant to bail pending appeal.

James J. Walsh,
Counsel for deft.
No 25 Chambers St.
N.Y. City.

0504

LAW OFFICE OF
ROGER FOSTER.
EVENING POST BUILDING,
206 & 208 BROADWAY,

People on Complaint of Platt
—vs—
Ryan.

New York, January 4th, 1889

Dear Sir:--

Mr. George Munro, the well known publisher, has retained me to assist, so far as you will allow, in the prosecution of John Ryan for an assault with intent to kill, committed with a loaded revolver upon John K. Platt on the evening of January 2nd, 1889. The criminal had been discharged by Platt from Mr. Munro's employ; and the assault was committed for purposes of revenge and was accompanied by threats to kill. Two shots were fired at Platt and several ineffectual attempts to shoot were made but frustrated by the snapping of the revolver. Ryan was committed without bail to be held for the Grand Jury by a Magistrate in the Tombs Police Court on the morning of January 3rd, 1889.

You would oblige me by notice of any proceedings that will be or need to be taken in the matter. If any further proceedings will take place in a Police Court, I shall be glad of an authorization to appear on behalf of the people. I will gladly furnish you with any information or aid you in the matter as far as in my power. Hoping that the trial will reach a speedy determination, I remain

truly yours

Roger Foster

Hon. John R. Fellows,
District Attorney,
New York.

Mr. Mr. Cole.
Keep Mr. Foster advised of each step in this case
J. R. Fellows

0505

Police Court— 1 District.

CITY AND COUNTY OF NEW YORK, } ss.

John Platt

of No. 17 to 27 Vandewater Street, Johnson

being duly sworn, deposes and says, that

on Wednesday the 2nd day of January

in the year 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Ryan.

(now here) who wilfully and maliciously discharged the contents of two barrels of a loaded revolver at the body of deponent

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 3rd *day of* January 188 9

John Platt

Johnson Ford POLICE JUSTICE.

0506

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. John Ryan

Question. How old are you?

Answer. Twenty years

Question. Where were you born?

Answer. New York.

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

Answer. 80 Madison St. 2 months

Question. What is your business or profession?

Answer. Painter

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

John Ryan

Taken before me this 3 *day of* January 188[illegible]

[illegible] Police Justice.

0507

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 K Leffendum

guilty thereof, I order that he be held to answer the same and he be ~~*admitted to bail in the sum of*~~ ~~*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.*~~ *be legally discharged*

Dated Jan 3rd 188 9 *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.*

0508

363 / 45

Police Court--- ..... **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Platt

(2) Vandewater St

1. John Ryan

2.

3. ✓

4.

Offence

Dated Jan 3rd 1889

Good ..... Magistrate.

Friedmeyer ..... Officer.

4 ..... Precinct.

Witnesses Officer

No. ..... Street.

Roger Foster

No. 208 ..... Street.

Notify ~~to appear~~ first

No. ..... Street.

$ ..... to answer

Asst. Master

BAILED,

No. 1, *by* .....

Residence ..... *Street.*

No. 2, *by* .....

Residence ..... *Street.*

No. 3, *by* .....

Residence ..... *Street.*

No. 4, *by* .....

Residence ..... *Street.*

0509

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 Ryan

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

The said John Ryan late of the City of New York, in the County of New York aforesaid, on the second day of January, in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, in and upon the body of one John Platt in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said John Platt a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said John Ryan in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent him the said John Platt 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 John Ryan of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Ryan 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 John Platt in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said John Platt a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said John Ryan 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 shoot off and discharge, 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.

05 10

BOX:
339
FOLDER:
3204
DESCRIPTION:
Ryan, John
DATE:
01/31/89

3204

Witnesses:

Ann Ryan

Off. Mat. J. McCauley 324

#391

Counsel,

Filed 31 day of Jany 1889

Pleads, Not Guilty

THE PEOPLE

40 165th st. & 10th ave Saloon. vs.

John Ryan P

Grand Larceny Second degree.

[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos Brooley

Foreman.

Part III February 5/89

Pleads Petit larceny.

Sten 11 mos.

B.M.

T-

0512

Police Court— 8 District.

Affidavit—Larceny.

City and County of New York, } ss.:

Anna Ryan

of No. 10th Avenue 165 Street, aged 38 years, occupation Widow being duly sworn deposes and says, that on the 22nd day of January 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:

two earrings and one diamond brooch three gold chains and two trinkets—all together of the value of One 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 John Ryan (now here) from the fact that the defendant was in the employ of deponent and about her premises, that on the 22nd day of January 1889 deponent lost said said property and was subsequently informed by the defendant that he had stolen a portion of said property to wit—the diamonds, that he directed her to a pawn office where she recovered said diamonds and that the defendant stated he had received no ticket from said Pawn Broker

Anna Ryan

Sworn to before me, this 30 day of January 1889

Police Justice.

0513

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. John Ryan

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. US.

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

Answer. none

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty
John Ryan

Taken before me this 4th *day of* December 188[illegible]

[illegible]

Police Justice.

05 14

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 [illegible] *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 [illegible] 188 [illegible] *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.*

05 15

#391 — 137

Police Court--- 5 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Geo Ryan
10 Ave & 165th St

1 John Ryan

2

3

4

Offence Larceny

Dated Jan 33 1889

White Magistrate.

McCauley Officer.

33 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$1000 to answer GJ

Ex Jan. 25/9.30

Cm

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0516

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 Ryan

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

The said John Ryan

late of the City of New York, in the County of New York aforesaid, on the twenty-second day of January in the year of our Lord one thousand eighty hundred and eighty-nine, at the City and County aforesaid, with force and arms, two earrings of the value of ten dollars each, one brooch of the value of fifty dollars, three chains of the value of ten dollars each, and two trinkets of the value of five dollars each

of the goods, chattels and personal property of one Anna Ryan

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~~

SECOND COUNT—

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

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

The said John Ryan

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,

two earrings of the value of ten dollars each, one brooch of the value of fifty dollars, three chains of the value of ten dollars each, and two trinkets of the value of five dollars each

of the goods, chattels and personal property of one Anna Ryan

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

unlawfully and unjustly, did feloniously receive and have; the said

John Ryan

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.

JOHN R. FELLOWS,
District Attorney.