

0543

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Sullivan, James

**DATE:**

09/13/88



3061

0544

Witnesses:

Steeper

Ma McIntenkey

Reed

832 Wash. St.

Mulchany by

his Ch. bond

Goody FD

Counsel,

Filed

13

day of

188

Pleads,

THE PEOPLE

vs.

P

James Sullivan

Grand Larceny, First Degree  
(From the Person.)  
[Sections 628, 630, 632 Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Steeper

Foreman.

Steeper

Steeper

Steeper

Steeper

0545

Witnesses;

Stuoper

Ma McIntenher

Rest

832 Wash fr.

Melchary dy  
his ch hirt

Goody 70

Counsel,

Filed

13

day of

188

Pleads,

THE PEOPLE

vs.

James Sullivan

Grand Larceny, 1st Degree  
(From the Person.)  
[Sections 528, 530 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Stuoper

Foreman.

Stuoper

Plead. G. J. m. a. p.

2-11-18

Stuoper

0546

**CORRECTION**



0547

**BOX:**

322

**FOLDER:**

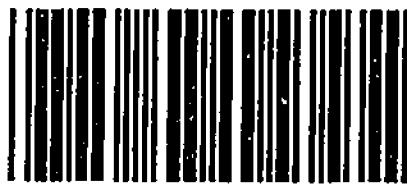
3061

**DESCRIPTION:**

Sullivan, James

**DATE:**

09/13/88



3061

0548

Witnesses:

*Scarp*

*Mr. McInteney*

*Rest*

*832 Wash St.*

*Mulchany by*

*his ch bond*

*Goody 70*

Counsel,

Filed

*13*

day of

188

Pleads,

THE PEOPLE

vs.

*P*

*James Sullivan*

*By*

JOHN R. FELLOWS,

District Attorney.

Grand Larceny, *First Degree*  
(From the Person.)  
[Sections 628, 680, 682 Penal Code.]

A True Bill.

*Scarp*

Foreman.

*Sept. 14/88*

*Heads of Jury*

*24th & 25th*

*Sept 18/88*

*J. H. H.*

0549

Police Court— District.

Affidavit—Larceny.

City and County } ss.  
of New York,

*Patrick M. Intyre*  
of No. *23 Schenck Street Brooklyn* <sup>N.Y.</sup> *Street*, aged *27* years,  
occupation *Laborer* being duly sworn

deposes and says, that on the *11<sup>th</sup>* day of *September* 188*8* at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and  
person of deponent, in the *night* time, the following property viz:

*One silver watch of the value  
of about Eight 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 *James Sullivan (now here)*  
for the reason that at about the hour  
of one o'clock on the morning of said  
day deponent was passing along North  
Street and had the said watch in the  
right hand lower pocket of the vest  
then worn on his person and part of his  
bodily clothing and said watch was attached  
to a chain which chain was fastened to  
the buttonhole in said vest. The defendant  
approached this deponent and seized the  
said chain and pulled said watch from  
said pocket and broke said chain  
and ran away with said watch Deponent  
is informed by Officer *John B. Shea*

Sworn to before me, this

day

1888  
Police Justice.

of the Sixth Precinct (now here) that he Shea  
 saw said defendant running and saw the  
 defendant throw away said watch which  
 watch deponent has since seen and identifies  
 as his deponent's property.  
 Sworn to before me } Peter H. McDuffie  
 this 4<sup>th</sup> September, 1888 } James V. Sullivan  
 Solon B. Smith

Police Justice



0551

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John E. Shea*  
aged *26* years, occupation *Police officer* of No.

*6 Beacon Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Patrick White*

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

Sworn to before me, this

day of

*11*  
*September* 188*8* *John E. Shea*

*Solomon B. Smith*

Police Justice.

0552

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James Sullivan* 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.

*James Sullivan*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*832 Washington Street, 3 months*

Question. What is your business or profession?

Answer.

*Book*

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*

*James Sullivan*

Taken before me this

*11*

*day of December 1907*

*John D. W. A. B.*

*Police Justice*



0554

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Sullivan*

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

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

The said

*James Sullivan*

late of the City of New York, in the County of New York aforesaid, on the *eleventh*  
day of *September* in the year of our Lord one thousand eight hundred and  
eighty *eight*, in the *night* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the value of  
eight dollars*

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



0555

SECOND COUNT—

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

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

The said

*James Sullivan*  
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 watch of the value of eight  
dollars

of the goods, chattels and personal property of one

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

*Patrick McIntyre*  
unlawfully and unjustly, did feloniously receive and have; the said

*James Sullivan*  
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.

0556

**BOX:**

322

**FOLDER:**

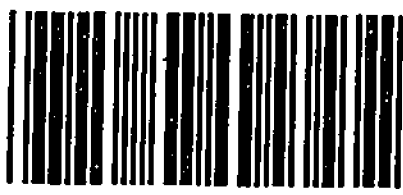
3061

**DESCRIPTION:**

Sullivan, John

**DATE:**

09/13/88



3061



POOR QUALITY  
ORIGINAL

0558

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 94 Park Ave Hoboken Street, aged 30 years,  
occupation Machinist being duly sworn

deposes and says, that on the 23 day of August 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and  
person of deponent, in the night time, the following property viz:

One watch, one chain and a locker  
all of the value of about Twenty eight  
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 Sullivan, now here

for the reason, to wit: that on the night  
of said day deponent was sitting on a  
stoop on James Street and had the  
said watch in the left side pocket  
of the vest then worn on his person  
and part of his bodily clothing and said  
watch was attached to a chain which  
chain was fastened to a buttonhole in  
said vest and the locker was attached  
to said chain. That deponent felt a tug  
at the said chain and saw the said de-  
fendant have said watch in his hand  
and the defendant then ran away leaving  
said watch fall but the same was

Sworn to before me, this  
day of  
1888  
at  
Police Justice.



POOR QUALITY  
ORIGINAL

0559

still attached to the said chain and said  
chain fastened to deponent's vest.

Wherefore deponent charges said defen-  
dant with attempting to take said and  
carry away from the person of this  
deponent the aforesaid

Sworn to before me } Edward. Hubert  
this 23<sup>rd</sup> August 1888 }

Wm. C. Wey

John Hubert

POOR QUALITY  
ORIGINAL

0560

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Sullivan* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty. I never saw this man before.*

*John Sullivan*

Taken before me this

23

day of August 188

Police Justice.

POOR QUALITY  
ORIGINAL

0561

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Miller*  
*99 East 10th St.*  
*John Muller*  
*100 East 10th St.*  
*Attempt to murder*  
*Paul Jones*

Dated

*August 23*  
188*8*

Magistrate

*James*

Officer

*Conrad*

Precinct

*4*

Witness

*J. P. L. & Co.*

No.

Street

No.

Street

No.

Street

No.

Street

No.

Street

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

*defendant*

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

Dated *Aug 23* 188*8* *John D. Jones* Police Justice.

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

Dated *23* 188 *John D. Jones* 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.



The People v. John Sullivan  
County General Sessions Part I  
Before Judge Cowing Oct. 24, 1886  
Indictment for an attempt at grand larceny  
in the first degree.

Edward Huber sworn and examined,  
testified: I live 92 Park Avenue Hoboken. What is  
your business? Mechanic. Did you ever see  
this man at the bar before, John Sullivan? I saw  
him the night he was trying to steal my watch.  
On or about the 23d of August last? I could not  
tell exactly what date of the month, about that date.  
Tell what occurred and where it was? It was  
in James Street in this city. I got a drink  
and I went out in the street to get a little  
fresh air and I sat down on a stoop and  
fell asleep. I felt a touch on my vest pocket.  
I woke up and I saw this boy, (the defendant)  
He ran away and dropped the watch; he  
had my watch in his hand when I woke  
up and opened my eyes; he dropped it and  
ran away. There was a wagon across the  
street; he ran around the wagon and I  
ran after him. I halloed to the policeman  
and he ran into the policeman's hand  
and he arrested him. It was Officer Cirtlander.  
The first thing that you knew was you felt  
a tug at your watch and chain and you  
then woke up? Yes sir. What did you see then?



I seen this man had the watch in his hand and dropped it, it was hanging this way when I ran after him. He did not separate it from your chain? No sir, he did not. Neither the watch or chain were separated from your person? No sir. Cross Examined. What time did you come to New York that day? The same evening about an hour before that time. You were drinking a good deal at the time? I drink a glass of beer but that night I had a little more. You stated on your direct examination you were drinking and you went out and stayed out on the street and you went asleep? Yes sir. You stated on your direct examination that this defendant pulled at the watch and had it in his hand when you woke up? Yes. That woke you up did it? That woke me up. And then you started to halloo police? Yes sir. Was anybody else about there? I did not see anybody. Then ~~you~~ you woke up then you say you saw the defendant right by you - did you see the watch in his hand? I seen the watch in his hand when I opened my eyes and I started to run after him. When you woke up the watch was in his hand? Yes sir. You don't know where that watch was

before you saw it in his hand? I had it in my pocket. I am sure of that the last that you knew of it it was in your pocket? Yes sir. You do not remember the exact date? I do not remember the exact date of the month. Do you remember what month it was? Yes sir, it is about two months ago now since it happened. What time of day or night was it? I think it was about between ten and eleven o'clock at night. Are you sure it was as late as eight o'clock? It must be after that. What time did you get drunk and go to sleep? I left Hoboken I think about 9 o'clock at night. Were you drunk when you left Hoboken? I had a few glasses of beer in me. I came from a pic nic. Where did you get the balance? In James street. You do not know the saloon? I know where I go there again. Have you any idea how long you slept when you went out into the street and sat down? I think it was about a couple of minutes, it could not be longer than ten or fifteen minutes. What was it, a silver or a gold watch? The watch was silver.



Frederick J. Furlander, sworn and examined by Assistant District Attorney Parker testified as follows. You are attached to the Fifth Precinct I believe and you arrested the defendant on or about the 23<sup>d</sup> of August? Yes in about half past twelve in the morning. As I was patrolling on Chambers St. I saw the last witness sitting on a stoop in front of 78 James St. As I passed by him he looked up. I passed along about a block from him when I heard the cry of "Police". I turned around and I saw the prisoner and a man running after him down James St. I gave the alarm rap with my club and that brought eight or ten policemen to my assistance. The prisoner was running towards them and when he saw them he turned and ran around a wagon and I stopped him. The last witness accused him of taking the watch out of his pocket. He said, I did not take it, he has the watch in his pocket. That was about fifty yards from where the complainant was sitting on the stoop. I heard the cry of "Police" about two minutes after I saw the complainant sitting on the stoop. I had gotten a short block away when I first saw the complainant he was sitting up and had his hat in his hand. The prisoner pleaded guilty to an attempt at grand larceny in the second degree.

POOR QUALITY  
ORIGINAL

0566

Testimony in the  
case of  
John Sullivan  
filed Sept.  
1888.



POOR QUALITY  
ORIGINAL

0567

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 Sullivan*

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

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

The said

*John Sullivan*

late of the City of New York, in the County of New York aforesaid, on the *twenty third*  
day of *August* in the year of our Lord one thousand eight hundred and  
eighty-*eight*, in the *night* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the value of twenty  
dollars, one chain of the value  
of five dollars, and one locket  
of the value of three dollars,*

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

0568

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Sullivan, Thomas J.

**DATE:**

09/13/88



3061

POOR QUALITY  
ORIGINAL

0569

Witnesses:

1179124550

Counsel,

Filed

13 day of

1888

Pleads,

Chargenly

THE PEOPLE

vs.

Thomas J. Sullivan

ASSAULT IN THE THIRD DEGREE  
(Section 219, Penal Code).

JOHN R. FELLOWS,

District Attorney.

Nov 22 1888

A True Bill.

Jooper Foreman.

Part 3, November 22, 1888

Complaint sent to Special Person



POOR QUALITY  
ORIGINAL

0570

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas J. Sullivan*

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

*Thomas J. Sullivan*

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

The said

*Thomas J. Sullivan*

late of the City of New York, in the County of New York aforesaid, on the *seventh*  
day of *August* in the year of our Lord one thousand eight hundred and  
eighty-eight at the City and County aforesaid, in and upon the body of one *William*  
*Scheffers* in the peace of the said People then and there being, with force  
and arms, unlawfully did make an assault, and *him* the said *William*  
*Scheffers* did then and there unlawfully beat, wound and ill-treat, to the great damage  
of the said *William Scheffers* 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

0571

**BOX:**

322

**FOLDER:**

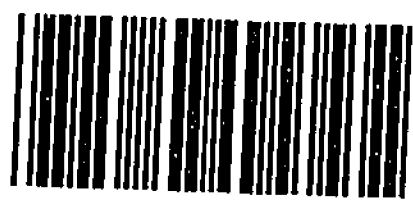
3061

**DESCRIPTION:**

Sulzer, Frederick

**DATE:**

09/20/88



3061

POOR QUALITY  
ORIGINAL

0572

Witnesses :

Counsel,

Filed

day of

1888

Plsds,

THE PEOPLE

OS.

17. Rump

Frederick Sulzer

72 Nov 26/88.

trial & convicted under 3.

with strong plea to mercy

Nov-26-1888 JOHN R. FELLOWS,

District Attorney.

Robbery, [Sections 224 and 228, Penal Code].

degree.

Feb-15-1889

Oct 22 1889

A TRUE BILL

W. W. Waples Foreman.

Chas. W. Waples



POOR QUALITY  
ORIGINAL

0573

Went of General Sessions

The People vs

Frederick Sulger

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

100 EAST 23<sup>d</sup> STREET,

New York, July 28 1888

CASE NO. 36712-

DATE OF ARREST

July 27 1888

OFFICER

Reilly 12<sup>th</sup> Dist

CHARGE

Robbery.

AGE OF CHILD

14 years

RELIGION

Protestants

FATHER

Edward-

MOTHER

Mary-

RESIDENCE

127 Remington St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT boy was working up to a few days ago, when he was laid off for a week. He was arrested about 1 year ago for larceny & discharged, parents are respectable.

All which is respectfully submitted,

Wm. J. Terry  
President

To The Dist Atty.

POOR QUALITY  
ORIGINAL

0574

*Court of General  
Sessions*

*The People vs*

*quitt*

*Frederick C. C. C.*

*W. C. C.*

PENAL CODE, §

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

ELBRIDGE T. GERRY,

*President, &c.,*

100 East 23d Street,

NEW YORK CITY.

POOR QUALITY  
ORIGINAL

0575

Sec. 192.

3 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice  
of the City of New York, charging Fredrich Bulger Defendant with  
the offence of Robbery

and he having been brought before said Justice for an examination of said charge, and it having been made to  
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-  
ing thereof having been adjourned,

We, Fredrich Bulger Defendant of No. 127  
Remington Street; by occupation a Varnish man  
and Christian Reichen of No. 127 St Ann Lane  
Street, by occupation a Rooper Surety, hereby jointly and severally undertake that  
the above named Fredrich Bulger Defendant  
shall personally appear before the said Justice, at the 800 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Seven  
Hundred Dollars.

Taken and acknowledged before me, this 22

day of July 1888

John J. Gorman POLICE JUSTICE.

Fred Bulger

Christian Reichen



POOR QUALITY  
ORIGINAL

0576

CITY AND COUNTY  
OF NEW YORK, } ss.

Sworn to before me this  
29<sup>th</sup> day of July  
1888  
John J. Madden Police Justice.

Christian Reichert

the within named Bail and Surety being duly sworn, says that he is a resident and holder within the said County and State, and is worth ~~Four~~ <sup>Five</sup> Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of

One house and lot  
of ground situated at No 578 E.  
1<sup>st</sup> Street in said City - value  
of the value of Five Thousand  
dollars  
Christian Reichert

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the day of 1888

Justice.

POOR QUALITY  
ORIGINAL

0577

The People

vs

Frederick Sulzer.

Before

Hon. Rufus B. Loring,  
and a jury.

Indicted for Robbery in

the First Degree

Indictment filed May 1/88

Tried, 26<sup>th</sup> November 1888.

5



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

-----:  
The People :  
against : Before,  
Frederick Sulzer : Hon. Rufus B. Cowing  
Indicted for Robbery in the First : and a Jury.  
Degree :  
Indictment filed, August, 1888. :  
-----:  
Tried November 26, 1888.

APPEARANCES:

Assistant District Attorney Goff, for the People:  
Mr. Lorenz Zeller, for the Defence.

-----oooo-----  
HERMAN MOSCHOWITZ, the complainant, testified that he  
lived at 164 Wood Street, and that he was a bottler by  
occupation. On the night of the 27th. of July he was  
in Norfolk Street, at the corner of Delaney. He met the  
defendant Sulzer. The defendant asked him for a cent.  
There were several other boys with the defendant. They



2.  
were on a wagon standing in the gutter at the side of the walk. The defendant got down from the wagon and came towards him, the complainant. The defendant asked him for a cent, and he, the complainant, said that he had none. Then the defendant held him by the hand, and called to the other boys to come down, and, while the defendant held his hands, the other boys took from his pocket 22 cents and 3 cents worth of candy. The the two boys got upon the wagon again and he, the complainant went in search of a police officer. He found officer Reilly and went back with the officer to the wagon. The defendant was on the wagon at that time, but the boy who put his hand into his, the complainant's, pocket and took the money was not there. When the defendant was arrested by Officer Reilly, he, the complainant, told the officer what the defendant had done, and the defendant said that it was not he that did it.

CROSS-EXAMINATION: The complainant testified that he had never seen the defendant before. The prisoner was the first one of the boys from the wagon to speak

3.

to him. The defendant said, first, "give me a cigarette" and when he, the complainant said that he had no cigarette, the defendant said, "give me a cigarette or a cent."

-----0000-----

OFFICER JOHN J. REILLY, of the 12th. Precinct, testified that he arrested the defendant on the complaint of the complainant, about 7 o'clock on the evening of the 28th. July. He, the officer, went to the wagon and two boys started to jump out, and he caught the defendant. The defendant said that he didn't do it. He took the defendant to the station house and searched him. He didn't find any money in his pockets, but found candy- broken mixed candy.

-----

The Complainant, being re-called testified that the candy that was taken from his pockets was broken mixed candy of the kind described by the plaintiff.

-----0000-----

FOR THE DEFENCE: FREDERICK SULZER, the defendant, testified that he lived at 127 Rivington Street with his



4.

parents. He had learned a carpenter's trade and was working in Centreville, N.J. with Mr. Heyers, a carpenter and plumber. He didn't see the complainant and did not take any money from him. He had returned from work and had had his supper and had gone to the corner to sit on the cart with some boys for a moment or two before the police officer and the complainant came up to the wagon. The complainant said something to the officer that he, the defendant, did not hear and the officer told him to come down from the wagon and he did so. When the complainant made the charge against him, in the presence of the police officer, he denied that he had had anything to do with it.

-----  
?  
LUDORICCO testified that he was a keeper of a fruit stand at Essex and Rivington Street, He had known the defendant for about 7 years. He knew his reputation for truth and veracity and it was good. He had left the defendant in charge of his stand several times, and had never missed anything.



5.

CROSS-EXAMINATION: He testified that he had had the defendant arrested on one occasion for stealing fruit from his stand; but, his complaint was made upon information from several other boys, and in the morning, in the police court, when he found that he had been misinformed he withdrew the charge.

THEODORE SCHMIDTZ, testified that he was a manufacturer of britannia ware and an importer of table and pocket knives, living in Brooklyn. He knew the prisoner at the bar. He had been in his employ for eight months. He knew him to be industrious and honest.

FREDRICK DRUMPLER, testified that he was a cigar maker at 123 Rivington Street. He knew the defendant and his family for about 12 years. He had lived in the next house to them, and he knew the defendant's character to be good.

A written recommendation of the defendant from John Farrol, Business Manager of the Catholic World, was laid in evidence, by consent.

----- 0000 -----

POOR QUALITY  
ORIGINAL

0583

Police Court District.

CITY AND COUNTY  
OF NEW YORK, } ss

Heyman Mos Kowitz  
of No 16 1/2 Ridge Street, Aged 15 Years  
Occupation Reader  
being duly sworn, deposes and says, that on the  
27 day of June 1888, at the 13<sup>th</sup> Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

Twenty two cents good and lawful  
current money of the United States  
and about three cents worth of  
Candy-

All of the value of Twenty five cents DOLLARS,  
the property of Complainant  
and that the deponent has a probable cause to suspect, and does suspect, that the said property was  
feloniously taken, stolen, and, carried away, by force and violence as aforesaid by

Frederick Salzer (you here)  
and two unknown boys; in the  
following manner, to wit: at about  
seven o'clock on said date and  
night deponent was passing  
along Norfolk St, going North  
and said defendant Salzer, stopped  
deponent and asked him for a cent,  
and when refused, grabbed this  
deponent and held him while  
said two unknown men went  
through, and took from deponent's  
pocket, with force and violence, and

day of

Sworn to before me this

188

Police Justice



POOR QUALITY  
ORIGINAL

0584

Against Dependent Hill, The said  
man and property, and now this  
deponent prays that said defendant  
(now here) may be dealt with as the  
law direct

Sworn to before me } of No. 100  
This 28th day of Aug 1888 }  
John J. ... 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 1888 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888 Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1. 2. 3. 4.

Offence—ROBBERY.

Date 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.



POOR QUALITY  
ORIGINAL

0585

Sec. 188-200.

CITY AND COUNTY OF NEW YORK, ss. :

3

District Police Court.

*Frederick Saper* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*

*Fred Saper.*

Taken before me this  
day of *May* 188*8*

Police Justice.

0586

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

Dated May 20 1880 Wm. J. Brown Police Justice.

Dated May 30 1888 Wm. H. Murray Police Justice.

*Dated*.....188.....*Police Justice.*

POOR QUALITY  
ORIGINAL

0587

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frederick Sulzer*

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

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

The said *Frederick Sulzer*,

late of the City of New York, in the County of New York aforesaid, on the *Twenty-*  
*ninth* day of *July*, in the year of our Lord one thousand eight  
hundred and eighty-*eight*, in the day/time of the said day, at the City and  
County aforesaid, with force and arms, in and upon one *Wayman Morken*,  
in the peace of the said People, then and there being, feloniously did make an assault, and  
*two silver coins of the United States, of the*  
*kind called dimes, of the value of ten cents*  
*each, four nickel coins of the United States*  
*of the kind called five cent pieces, of the value*  
*of five cents each, and twelve cents of the*  
*United States of the kind called cents of the*  
*value of one cent each, and a quantity of*  
*candy of the value of three cents,*

of the goods, chattels and personal property of the said *Wayman Morken*,  
from the person of the said *Wayman Morken*, against the will,  
and by violence to the person of the said *Wayman Morken*,  
then and there violently and feloniously did rob, steal, take and carry away, (the said

*Frederick Sulzer* being then and there  
aided by an accomplice actually  
present, whose name is to the Grand  
Jury aforesaid as yet unknown) —

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

*John R. T. Adams*

*District Attorney*



0588

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Swan, Mary

**DATE:**

09/11/88



3061

0589

Witnesses:

Sept. 11  
are her children  
are in R.C.P.

7/11

Counsel,

Filed

Pleads,

188

THE PEOPLE

vs.

Mary Swan

Burglary in the 1st Degree.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Verapay

Foreman.

Sept 19/77

Edward H. Bayley  
J. M. S. P. S.

0590

3rd  
Police Court District.

City and County } ss.:  
of New York,

of No. 6 Man in Street, aged 50 years,  
occupation Carpenter being duly sworn

deposes and says, that the premises No. 6 Man in Street, 3 Ward

in the City and County aforesaid the said being a Dwelling and

Boarding House and which was occupied by deponent as a Dining Room

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

were BURGLARIOUSLY entered by means of forcibly

pulling open one of the shutters on the front basement window and raised the window and entered therein

on the 31<sup>st</sup> day of August 1887 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of wearing apparel and  
brockery and cooking utensils &c  
of the value of One Hundred Dollars

the property of Deponent

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

for the reasons following, to wit:

deponent securely locked and fastened the doors and windows in said premises at about the hour of ten o'clock P.M. on said date and at about the hour of ten o'clock & forty five minutes deponent was awakened by his sister-in-law Johanna. He and informant then saw the said deponent crawl into the basement window and deponent went down stairs and found



0591

the defendants in the basement and the  
defendants ran out the back basement door  
and out of the door leading into an alley  
from the yard of said premises

Sworn to before me this

2<sup>nd</sup> day of Sept 1888 } John Morris

John Morris

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 1888 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

1

2

3

4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0592

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged

35

years, occupation

*Johanna Haurahan*  
needle work

of No.

6 Manjui

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

20th

day of

Sept

188

*Johanna Haurahan*

*J. Hennipond*

Police Justice.

0593

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*May Swan* 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. *May Swan*

Question. How old are you?

Answer. *42 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *261 Maurice St one year*

Question. What is your business or profession?

Answer. *Domestic*

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*  
*May Swan*  
*Frank*

Taken before me this

day of

188

Police Justice.



0594

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court---  
District, 1342

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Morris  
& Margaret  
Mary Martin

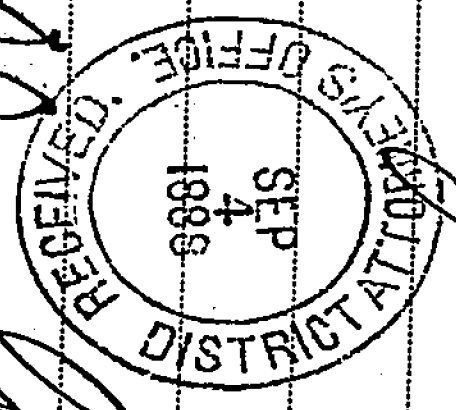
Offence Burglary

Dated Sept 2 1888

Magistrate

Ed. Thackeray  
12  
Precinct Officer

Witnesses  
Thomas H. Hanchman  
No. 6  
Street



No. 1000  
to answer

John Morris

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 Sept 2 1888 J. Henry Bond Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

0595

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against,

*Mary Swan*

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

*Mary Swan*

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

The said *Mary Swan*.

late of the *Fifteenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *thirteenth* day of *August*, in the year  
of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, about the  
hour of *seven* o'clock in the *night* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of one *John Morris*.

there situate, feloniously and burglariously did break into [and enter, there being then and there  
some human being, to wit: *The said John Morris*.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods  
chattels and personal property of the said *John Morris*.

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,

*John R. Bellows,*  
*District Attorney*

0596

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Swartz, Max

**DATE:**

09/24/88



3061



POOR QUALITY  
ORIGINAL

0597

Counsel,

Filed 24 day of Sep. 1888

Pleads, *Chinquilly* (25)

THE PEOPLE

vs.

*Max Swartz*

JOHN R. FELLOWS,

District Attorney.

*Oct 9 By request of D.A. counsel*

*H D M*

A True Bill

*Verapoz*

Foreman.

*Subl. Request*

*Part II Oct 17/88*

*Bail discharged*

2

Witnesses:

*Oct 9. On the within named  
within, and for the reason  
that the People cannot,  
under the circumstances,  
make out a case  
recommended that the  
defendant be dismissed  
unless they recognize  
the same.*

*Robertson*

Grand Larceny Second degree  
[Sections 628, 681, 559 Penal Code]

POOR QUALITY  
ORIGINAL

0598

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

3 District Police Court.

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

Question. What is your name?

Answer. *Mafe Martz*

Question. How old are you?

Answer. *30 years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *111 East 10th St. 6 years*

Question. What is your business or profession?

Answer. *Cotton*

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 and*  
*demand an examination*  
*with his lawyer*  
*Mark*

Taken before me this  
day of *Sept*

188*8*

Police Justice.

POOR QUALITY ORIGINAL

0599

Sept. 18. 1888  
Sept. 18. 1888

The preceding Magistrate  
in my absence, will  
before him and  
delivered to the  
Clerk of the Court  
Clerk of the Court

BAILED

No. 1, by Maure Blumberg

Residence 306 Street

No. 2, by 53 61st Street

Residence Street

No. 3, by Street

Residence Street

No. 4, by Street

Residence Street

Sept 18. 230 per

21 228 3 1491  
Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

36  
1888  
Sept 18  
1888

1888  
Sept 18  
1888

1888  
Sept 18  
1888

1888  
Sept 18  
1888

1888  
Sept 18  
1888

1888  
Sept 18  
1888

1888  
Sept 18  
1888

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 Regen

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, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated Sept 18 1888 Regen Police Justice.

I have admitted the above-named Regen to bail to answer by the undertaking hereto annexed.  
Dated Sept 18 1888 Regen Police Justice.

There being no sufficient cause to believe the within named Regen guilty of the offence within mentioned, I order he to be discharged.  
Dated Sept 18 1888 Regen Police Justice.



New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Max Swartz.

As complainant, in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. My reasons for so doing are that I am not after reflection able to say with any degree of certainty that the coats found in the possession of the defendant belong to me. I have been informed by Eli Pinless, representative of the firm of J. J. Weaver & Co. that one of the largest cloth houses in the State, that the material out of which the coats were made can be bought at their house, as well as at any other cloth house in the City, and the same is sold to most of the Tailors & Clothing merchants of this City who make coats clothing out of the same. and for fear that I might be the means of unintentionally doing an injustice, I took this step.

Witness

A. Marks

District Atty. City

David Kion

POOR QUALITY  
ORIGINAL

0601

Grand Jury Room.

PEOPLE,

vs.

Max Schwartz

recovered  
crypt. ~~theft~~ found in  
the possession of  
left. value of 2.00  
6 coats.

found them in  
left. store  
Ret. one + the left.  
surrendered the  
others, promising  
\$200. if complaint  
could not be made  
against him.

NO -  
no testimony as to the  
left or theft

Walter F. Ford

POOR QUALITY  
ORIGINAL

0602

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT, DISTRICT.

of No.

occupation

that on the

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

POLICE COURT, DISTRICT.

Street, aged

being

day of

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

Street, aged

being

day of

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

years,

deposes and says,

that on the

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

DISTRICT.

years,

deposes and says,

that on the

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

Sworn to before me, this

188

day

Police Justice,

*David Lion*  
of No. *36* Street, aged *25* years,  
occupation *Merchant*  
that on the *30* day of *September* 188*8*  
at the City of New York, in the County of New York, *Deponent*  
caused the arrest of one  
*Maximatz* (now here) for the  
reason that on said day and  
date *Deponent* found in the  
possession of said *Maximatz*  
property of the value of *fifty*  
one dollar (\$*51*) which was  
stolen from *Deponent* on  
or about the first of August  
last past, and said property  
was fully identified as said



POOR QUALITY  
ORIGINAL

0603

Stolen property, and now  
deporter charges Band Smith  
with being a receiver of said  
stolen goods and property and  
prays that he may be dealt with  
as the Law directs  
Sworn to before me by David Dixon  
this 11<sup>th</sup> day of Sept 1888  
J. B. [Signature]  
Deputy Justice

Police Court-- District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFRIDA VIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

POOR QUALITY  
ORIGINAL

0604

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.  
OF NEW YORK,

An information having been laid before Harry Ford a Police Justice  
of the City of New York, charging Max Swartz Defendant with  
the offence of Receiving Stolen Goods

and he having been brought before said Justice for an examination of said charge, and it having been made to  
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-  
ing thereof having been adjourned,

We, Max Swartz Defendant of No. 99  
Bay St Street; by occupation a Clerk  
and Isaac Blumberg of No. 53 East Broadway  
Street, by occupation a Manufacturer Surety, hereby jointly and severally undertake that  
the above named Max Swartz Defendant  
shall personally appear before the said Justice, at the 3 District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of 100  
Hundred Dollars.

Taken and acknowledged before me, this 11  
day of September 1888.

J. Henry Smith P. L. C. JUSTICE.

Isaac Blumberg

POOR QUALITY  
ORIGINAL

0605

CITY AND COUNTY } ss.  
OF NEW YORK,

Sworn to before me, this  
day of *October* 188*8*  
*John J. [illegible]* Police Justice.

*Isaac Blumberg*  
the within named Bail and Surety being duly sworn, says, that he is a resident and  
holder within the said County and State, and is worth *Twenty* Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and  
liabilities, and that his property consists of *the House and*

*lot located at No 306 Henry*  
*Street said City. Said property being*  
*worth twenty one thousand dollars*  
*subject to a mortgage of fifteen*  
*thousand dollars*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the *188* day of *October*

Justice.

*Isaac Blumberg*



POOR QUALITY  
ORIGINAL

0606

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 Smarby*

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

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

The said *Max Smarby*.

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

*six coats of the value of twelve*  
*dollars each,*

of the goods, chattels and personal property of one *David Lion*, -

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.

POOR QUALITY  
ORIGINAL

0507

SECOND COUNT—

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

*Max Smarby* —

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

The said *Max Smarby* )

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,

*six coats of the value of*  
*twelve dollars each,*

of the goods, chattels and personal property of one *David Sion* —

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

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

*Max Smarby* —

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.

0608

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Swentzel, Walter T.

**DATE:**

09/24/88



3061



0609

**BOX:**

322

**FOLDER:**

3061

**DESCRIPTION:**

Swentzel, John

**DATE:**

09/24/88



3061

Witnesses;

Counsel,

Filed

24 day of

1888

Pleads,

W. J. Dwyer

THE PEOPLE

Grand Larceny, Second Degree  
(From the Person.)  
[Sections 628, 631, 550 Penal Code.]

1st

Walter J. Dwyer

and

John B. Dwyer

JOHN R. FELLOWS,

District Attorney.

A True Bill.

1. Dwyer, on file  
2. Raul Dwyer

Foreman.

Oct 4/10

9.5.10

From an examination  
made of the within case  
concerning of an examination  
of the complainant and  
one of the defendants (billed)  
I am of the opinion that  
said deft (billed) John Dwyer  
is entirely innocent of the crime  
and in view of the fact  
the complainant is not  
positive that he lost an  
 stolen, nor of the defendant  
I am of the opinion further  
that a conviction can not  
be obtained, and do re-  
commence that both defts  
be discharged on their own  
 recognizance of William Dwyer  
Oct 4/10

Oct 9/10

Vernon M. Davis  
Clerk

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Walter  
and  
John B. L. Swartzel

As complainant in the above case, I beg to recommend the defendants to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. — I am not willing to swear or even say that John B. L. Swartzel saw Walter when he took my watch chain as I could not see John's face, & Walter was standing between us with his back to John. —

As to Walter, we had been drinking together all day & Walter ~~was~~ ~~was~~ under the influence of liquor. — at the time the watch chain was taken, I made no resistance or remonstrance although I saw the act. — I supposed he was taking it for safe keeping & to prevent me from rolling on it. — I did not imagine Walter guilty of any criminal intent.



until I demanded the return  
of my papers about 15 minutes  
later, the waiter stated that  
he knew nothing of it & I firmly  
believe that he had wholly  
forgotten what he did, by reason  
of his muddled condition - I  
have associated with Wallin  
for more than two years &  
have never known him to do  
a dishonest act. - The watch  
was on the ~~finger~~ of John J. Lyons

Witness

William F. Frote

POOR QUALITY  
ORIGINAL

06 13

Court of  
General Sessions  
People vs

against  
Jno. P. L.  
Severely et

affiants vs

ALMET R. LATSON,  
Attorney for *defendant*  
TEMPLE COURT, NEW YORK CITY.

Due service of a copy of the within this  
day of 188 is hereby  
admitted.

To

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

-----X  
THE PEOPLE &c.,

vs.

JOHN B.L. SWENTZEL.  
-----X

City and County of New York. SS:-

John B.L. Swentzel being  
duly sworn says. I am the defendant above-named. I reside  
at No. 933 8th Avenue, New York City. I am a dentist and  
practice my profession in the City of New York, having an  
office at No. 258 Grand Street. On Sunday the 9th day of  
September 1888, I left my home at about 8-45 o'clock A.M.  
and went directly to my said office in Grand Street, reach-  
ing there at about 9-30 o'clock. I remained there at-  
tending solely to professional duties, until 12-30 o'clock,  
when I went directly home, reaching there about 1-30 o'clock.  
I remained at home until about 4.30 P.M. when I left for  
the purpose of visiting my brother Walter, who was then em-  
ployed as a drug clerk at No. 321 Kent Avenue, New York  
City. I reached his store about 4-50 o'clock, having  
stopped nowhere in the meantime. I found my brother more  
or less intoxicated. I remained in conversation with him  
for a time not exceeding ten minutes, and was about to  
leave when a person, who afterwards proved to be one John  
Lyons came from a back room and immediately demanded from



my brother the return of his watch and chain, stating that my brother had taken it from him. He was greatly intoxicated, and when my brother denied all knowledge of the watch and chain personal violence seemed imminent. I inquired of my brother who the man was, and what chain and watch he was talking about, and what he knew concerning it. He replied, that the man was a friend of his, that they had been out together all morning, and that he had been sleeping in the inside room at his, my brother's, invitation, but that he knew nothing about the watch and chain. I believed my brother's story and said so, whereupon Lyons became angry at me and broke into a drunken fury. At this time a policeman was called in and I was arrested. I was never in the room back of the drug store, nor more than half way into the store itself. I never saw the man Lyons before in my life, nor do I know anything of the truth of the charges made by Lyons against my brother, other than as stated above. I had never seen his watch and chain, nor do I know that he had one.

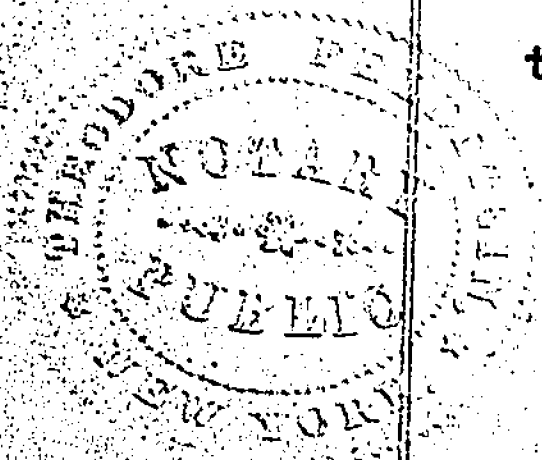
I have been in practice in my profession for *and eleven years in all* ~~seven~~ years last past in the City of New York. I have never before been arrested in my life, or accused of any unlawful act. I have never been intoxicated in my life, and on the said 9th day of September, I had not touched a drop of intoxicating liquor of any sort whatsoever.

Sworn to before me  
this 26th day of Sept. 1883.

John B. K. Swentzel

*Murderer Field*

*Notary Public  
N.Y.*



COURT OF GENERAL SESSION OF THE PEACE  
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

-----x  
THE PEOPLE &c.,  
vs.  
JOHN B.L. SWENTZEL.  
-----x

City and County of New York.SS:-

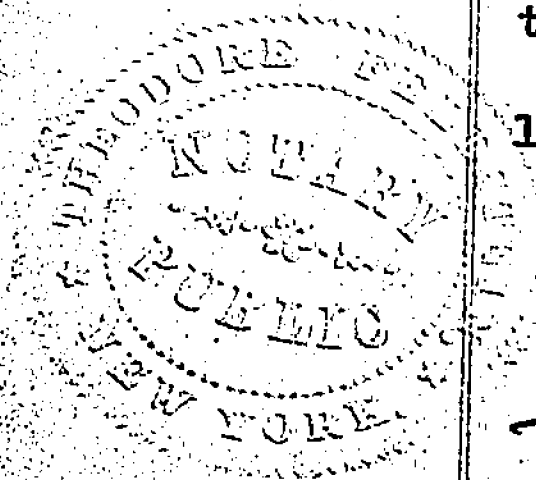
William L. Drummond being duly sworn says that he has been personally and intimately associated with the defendant above-named, both in business and social ways for *four* years last past. That to deponent's personal knowledge said defendant has led an honest, sober, upright life throughout that time. That his opportunity for observation has been continuous from day to day.

Deponent further says that on the 9th day of September 1888, said defendant was at his office No. 258 Grand Street, New York City, from *9-30* o'clock in the forenoon of that day to *12-30* o'clock in the afternoon of said day, during all of which time he was engaged in professional duties and did not leave said office until the hour named.

Sworn to before me  
this 26th day of September  
1888.

William L. Drummond

*Murray Feldstein*  
*Notary Public*  
*N.Y.C.*



POOR QUALITY  
ORIGINAL

0617

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

-----X  
THE PEOPLE &c.,  
vs.  
JOHN B.L. SWENTZEL.  
-----X

City and County of New York. SS:-

Alfred A. Liscomb being duly sworn says, he is the father-in-law of the defendant above named. That on Sunday the 9th day of September 1888, he was at his home during all the day, to wit No. 933 8th Avenue, where deponent and family including defendant, his wife and child then resided and yet resides. That on said day defendant Swentzel left the house at about 8-45 o'clock in the forenoon as was his custom to attend to his professional duties, and returned at about 1-30 o'clock in the afternoon. That defendant remained within the house from that time until about 4.30 P.M. when he left saying he was about to visit his brother Walter.

Sworn to before me

this 27th day of Sept. 1888.

;

Alfred A. Liscomb

*A. G. W. Smith*  
*Notary Public*  
*N. Y. Co.*



POOR QUALITY  
ORIGINAL

05 18

COURT OF GENERAL SESSION OF THE PEACE  
IN AND FOR THE CITY AND COUNTY OF NEW YORK.

-----X  
THE PEOPLE &c.,  
vs.  
JOHN B.L. SWENTZEL.  
-----X

To the District Attorney for the City and County of New  
York--

I, Hugh J. Grant, Sheriff of the City and County  
of New York do hereby certify that I am personally acquaint-  
ed with John B.L. Swentzel the defendant above-named and  
his family. That said defendant is by profession a den-  
tist, and resides at No. 933 8th Ave. in said City. To  
my personal knowledge said defendant is a quiet, peaceable,  
and law abiding citizen without reproach and of good re-  
pute. From my personal knowledge and intimacy with him and  
his family I conceive him incapable of having committed the  
crime of grand larceny, of which he stands accused. His  
reputation in the community for integrity and honor are  
unexceptional.

Dated, New York Sept. 27th, 1888.

POOR QUALITY  
ORIGINAL

06 19

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

-----X  
The People &c.,

vs.

John B.L. Swentzel.  
-----X

To the District Attorney of the City and County of New  
York--

I Thomas Killilea, Captain of the Pre-  
cinct of Police, in the City of New York, do hereby certi-  
fy that I am personally acquainted with John B.L. Swentzel,  
the defendant above-named and his family. That said defend-  
ant is a dentist by profession, residing lately at the  
Windsor, corner of 53rd Street and Braodway, and now at  
No. 933 8th Ave, in said City. To my personal knowædge  
said defendant is a quiet, peaceable and law abiding citi-  
zen, and in my opinion incapable of being guilty of the  
crime of grand larceny in the second degree of which he  
stands accused. My knowledge extends over a period of

*five years last year*  
Dated New York City Sept. 27th, 1888.

POOR QUALITY  
ORIGINAL

0520

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 141 Mulberry Street, aged 28 years,  
occupation Real Estate Agent being duly sworn

deposes and says, that on the 9<sup>th</sup> day of September 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and  
of deponent, in the day time, the following property viz :

One hunting Case gold watch  
with plated gold watch chain  
attached together of the value of  
Seventy five dollars  
(~~\$~~ 75.00)

the property of Deponent

and that this deponent

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

John B. L. Sventzel (both now here)  
from the fact that at about the  
hour of 3 o'clock P.M. said date  
deponent went into the drug store at  
no 321 10th Avenue where the defendant  
Walter T. Sventzel is employed and  
at that time deponent had said  
watch in the inner left hand pocket  
of his vest with said chain attached  
to it the other end of the chain made  
fast to a button hole of said vest  
and after deponent got in said store  
the defendant Walter invited deponent  
into a back room and told him to



0621

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  
 \_\_\_\_\_  
 Police Justice  
 Sum to be paid to me  
 this 10th day of Sept 1888  
 \_\_\_\_\_  
 Justice of the Peace  
 Dated \_\_\_\_\_ 1888  
 John Byrnes  
 I have admitted the above named  
 to bail to answer by the undertaking hereto annexed.  
 \_\_\_\_\_  
 of the City of New York, until he give such bail.  
 \_\_\_\_\_  
 Hundred Dollars  
 and be committed to the Warden and Keeper of the City Prison  
 \_\_\_\_\_  
 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
 \_\_\_\_\_

Police Court, \_\_\_\_\_ District, \_\_\_\_\_

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 \_\_\_\_\_ Sessions. \_\_\_\_\_

POOR QUALITY  
ORIGINAL

0622

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Walter J. Szwedzel*

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

Question. What is your name?

Answer.

*Walter J. Szwedzel*

Question. How old are you?

Answer.

*34 years old*

Question. Where were you born?

Answer.

*Maryland*

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

Answer.

*321. South Ave. 2 weeks*

Question. What is your business or profession?

Answer.

*Druggist*

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 and  
demand to be examined  
Walter J. Szwedzel*

Taken before me this

*188*

*William J. ...*  
Police Justice.



POOR QUALITY  
ORIGINAL

0623

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

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

Question. What is your name?

Answer. John B. L. Swentzel

Question. How old are you?

Answer. 31 years old

Question. Where were you born?

Answer. Maryland

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

Answer. 930. 8th Ave. 5 Mrs

Question. What is your business or profession?

Answer. Dentist

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 and  
demand an Examination  
J. B. L. Swentzel.

Taken before me this

day of

188

John B. L. Swentzel  
Police Justice.



POOR QUALITY  
ORIGINAL

0624

BAILLED,  
No. 1, by Michael J. L. L. L.  
Residence 100 W. 10th St.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court--

District--

17-1436

THE PEOPLE, &c.,  
VS. THE COMPANY OF

Offence

Dated Sept 10 188

Magistrate

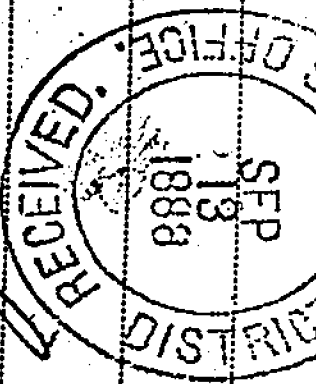
Officer

Precinct

Witness John M. M.

No. 10 Avenue

No. 28 St.



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

to answer

Carroll

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 Walter S.

Swentzel and John B. L. Swentzel 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 Sept 10 188 John B. L. Swentzel Police Justice.

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

Dated Sept 10 188 John B. L. Swentzel Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0625

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*  
*Walter T. Swentzel and*  
*John B. R. Swentzel*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Walter T. Swentzel and John B. R. Swentzel*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said *Walter T. Swentzel and John B. R. Swentzel, both*  
late of the City of New York, in the County of New York aforesaid, on the *ninth*  
day of *September* in the year of our Lord one thousand eight hundred and  
eighty-*eight*, in the *day* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the value of seventy*  
*dollars, and*  
*one chain of the value of five*  
*dollars*

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

POOR QUALITY  
ORIGINAL

0626

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
*Walter T. Swentzel and John B. R. Swentzel*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows: §

The said *Walter T. Swentzel and John B. R. Swentzel, both*  
late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms,

*one watch of the value of seventy  
dollars, and  
one chain of the value of five  
dollars*

of the goods, chattels and personal property of one

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

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

*Walter T. Swentzel and John B. R. Swentzel*  
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.