

0438

BOX:

50

FOLDER:

583

DESCRIPTION:

Pattern, Benjamin

DATE:

10/20/81



583

0439

#11
Counsel,
Filed day of *Oct* 188
Pleads, *Nov 1st* *Guilty 21.*

THE PEOPLE

vs.
Benjamin Patten
not to be
5th
915
10/15
10/15
Homicide of the Degree of Murder
in the First Degree.

DANIEL G. ROLLINS,

Ordering to Court of Crier
and Services for trial
A True Bill. *Nov 14/81*

Wm. H. Thompson Foreman.

Ready guilty 3rd degree
McArthur
Fined and

the *11th* day of *Nov* 1881
Sent to N.Y. Prison
Nov 16/81

0440

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK. } ss.

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

Question.—What is your name?

Answer.—

Benjamin Patten

Question.—How old are you?

Answer.—

23 years old

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

115 E. 5th St.

Question.—What is your occupation?

Answer.—

Ice cart driver

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

I am not guilty

Prisoner cannot sign his name because paralyzed.

his
Benjamin Patten
made

Taken before me, this 3^d day of October 1881

Thomas C. Samp CORONER.

0441

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
Years.	Months.	Days.	<i>W.V.</i>	<i>Rosevelt Hosp.</i>	<i>Sept. 19. 81</i>

HOMICIDE.

Ind. No. 940

1881.

AN INQUISTION 270

On the VIEW of the BODY of

John N. Munroe

whereby it is found that he came to
his Death by the hands of

Guerrillas to the Head
inflicted with an ice
long in the hands of
Benjamin Patton who was
14th day of August, 1881

Conquest taken on the 3d day
of October 1881
before

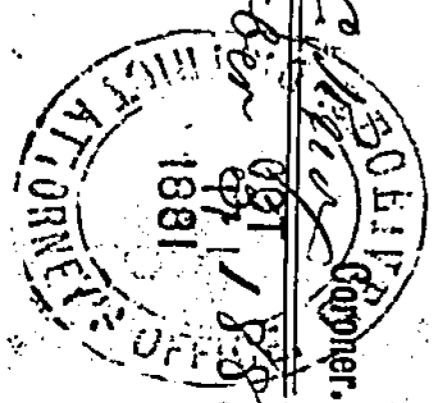
Thomas C. Munroe
Coroner.

Committed October 1881

Examined

Discharged

Date of death Sept. 19, 1881



0442

3rd Qu. 940 1881

HOMICIDE.

AN INQUISITION 970

On the VIEW of the BODY of

John H. Munroe

Whereby it is found that he came to
his Death by the hands of

Injuries to the Head
inflicted with an ice
barge in the hands of
Benjamin Patten de
14th day of August, 1881

Inquest taken on the 3d day
of October 1881
before

Thomas C. Patten Coroner.

Committed October 31, 1881

Granted

Discharged

Date of death Sept. 19, 1881

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE When Reported.
17 Years. Months. Days.	W. J.	Lowest Trip.	Sept. 19, 81

0443

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of *Coroners Office*
 No. *13 Chatham* Street, in the *4* Ward of the City of
 New York, in the County of New York, this *3rd* day of *October*
 in the year of our Lord one thousand eight hundred and *81* before
Thomas C. Knox Coroner,
 of the City and County aforesaid, on view of the Body of

John H. Munro lying dead at
Roosevelt Hospital Upon the Oaths and Affirmations of
 good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
John H. Munro came to his death, do
 upon their Oaths and Affirmations, say: That the said *John H. Munro*
 came to his death by *injuries the result of*
a blow inflicted with an ice-tongue, at the
hands of Benjamin Patton on August 4. 1877
in front of 75 Avenue D.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
 set our hands and seals, on the day and place aforesaid.

JURORS.

Horatio Whiting
John L. L. L.
W. H. Taylor
John Shuman
Joseph F. Tobin
J. C. Fisher
Gilbert Graham

Thomas C. Knox

CORONER, T. S.

0444

The People of the State of New York, on the
Complaint of

vs.

List of Witnesses.

Benjamin Patton

NAMES.

RESIDENCE.

<i>John H Munn</i>	<i>78th ave. D.</i>
<i>Ida S Munn</i>	<i>" " "</i>
<i>Ella Welch</i>	<i>73 " "</i>
<i>John Hanken</i>	<i>75 " "</i>
<i>Herman H Wilkens</i>	<i>Cor ave d 2nd 6th St</i>
<i>Geo A Churchman</i>	<i>275 7th St</i>
<i>Philip E Duvaline</i>	<i>Coroners Office</i>
<i>W. A. Kume</i>	<i>Roosevelt Hospital</i>

0445

Coroner's Office.

TESTIMONY.

John Henry Munn. Grandfather of deceased residing at 78 Ave D. Henry Munn says. On August 4 - 1881 between 10 and 11 O'clock AM. I was in front of my door. Then commenced a quarrel across the way from me. between John H Munn and the prisoner. John H Munn had a piece of ice in his tongs he seemingly wanted to put it in the ice wagon. The prisoner would not let him. but pushed him to the doorway of 75 Ave D. deceased fell against the door. He got up and the prisoner pushed him against the door a 2nd time. the deceased caught hold of the railings and saved himself from falling. The 3rd time the prisoner slammed him against the door. then the boy deceased shoved ~~the~~ the prisoner out to near the curbstone. they separated. then they were talking at each other all the time. The prisoner then went and picked up the ice tongs which were lying near the ~~door~~ ^{stair} and walked up to deceased and hit him on the head with the ice tongs.

Then the blood began to flow from the cut which was over his left eye.

Taken before me
this 3 day of Oct 1881.

CORONER.

0446

Coroner's Office.

TESTIMONY.

which was the sound eye and the blood flowing over it blinded him. The prisoner struck him twice in the mouth. The deceased struck at the prisoner a number of times but I could not see that he reached him.

The prisoner then ran to the ice cart and got an ice axe. Saying at the same time - You son of a bitch I'll kill you. I could hear that as it was said aloud.

The axe was taken away from him by the standers. Some one induced the prisoner to get in the wagon and go away. I induced some one to take deceased to a doctor.

John D. Brown

Taken before me
this 3 day of Feb 1887

Thomas C. Knox CORONER.

0447

Coroner's Office.

TESTIMONY.

Ida S. Munn 78 Ave. D. being sworn
 says saw aunt of deceased on Aug.
 4th was in the window of my house
 when the quarrel took place across
 the way. I have heard the testimony
 of my father John Henry Munn and
 corroborate it in every way except
 that instead of picking up the ice trays
 from the sidewalk, the prisoner went
 to the ice wagon and got them and
 then struck deceased.

I knew the young man struck was John
 H. Munn.

Ida S. Munn

Taken before me
 this 3 day of Oct 1881

Thomas C. Barry

CORONER.

0448

1a

Coroner's Office.

TESTIMONY.

Ellen Welch 73 Am & being sworn says I knew John & Munn on Aug-4: I was standing in the carriage ferry residence. I saw John & Munn on the stop of 75 Ave D. I heard the prisoner say to him don't take that ice there. Munn had in his hands a piece of ice in an ice trap.

The prisoner Benjamin Patten got off the ice cart and went up to the deceased and struck him in the jaw. The boy stumbled against the stop and the prisoner struck him again. The boy for the first time spoke and said what did you hit me for?

A boy on the walk called Drummond said to deceased. Why don't you hit him. The boy Munn said I don't want to hit a cripple. as he said that. the prisoner went to the ice ^{cart} ~~trap~~ and got an ice trap and struck deceased. The blood flew from his head. before that I said to the prisoner don't you hit him, you'll kill him.

The deceased after being struck said I did not want to hit you but now I will. he then struck the prisoner

Taken before me
this 3 day of Oct 1881

Thomas C. Knapp

CORONER.

0449

16

Coroner's Office.

TESTIMONY.

me. the prisoner then went to the ice wagon and got an ice axe. it was taken away from him. They continued to quarrel down the street. I was in the area and they were above me I got my clothes stained with blood some one got the prisoner prisoner to drive away.

The deceased went down the Avenue with two boys - one of the boys was Drummond. Ed. H. H. H.

Taken before me
this 7 day of Oct 1881

Thomas C. Rens CORONER.

0450

Coroner's Office.

TESTIMONY.

Harmon H. Wilkins, 74 Ave. S. Smeagman
 Ave Ave S & 6th St being sworn says I have
 kept them 11 years. I knew John Williams
 and ~~deceased~~ prisoner Patton by sight

About 10 or 11 ~~days~~ one day, about a
 couple of months ago. I saw the prisoner
 striking a man on the head with an
 ice tong. The man struck on the head
 was 16 or 17 years ^{old} the blood came. They
 quarrelled some time after. The parties
 went away. The man that was hurt went
 towards 5th St and the wagon went the
 other way. I was on the opposite side
 of the street when the row occurred and
 could not see who the young man who
 was struck was. I don't know who
 drove the wagon away.

Harmon H. Wilkins

Taken before me
 this 3 day of Oct. 1881

Thomas C. Kemp CORONER.

0451

Coroner's Office.

TESTIMONY.

John Hauken 75 Ave S. being sworn says. I am in liquor and feed business. Early in September I was in front of my liquor store ^{75 Ave S} my attention was called to a man in front of my store. I saw the prisoner and deceased there. deceased was bleeding freely from a wound on his head. deceased had nothing in his hands. the prisoner had an ice-tongs in his hands. deceased said you struck me without cause or to that effect. the quarrel was about bringing ice into a neighboring house. as I understood it.

The prisoner said to deceased I'll do it again. or I'd do it again.

They then had a hand fight. they both struck at each other. The prisoner then ran for the axe which was in the cart. the axe was taken out of his hands.

The ice wagon drove away. I don't know what became of the prisoner and deceased. I don't remember ever having seen deceased before. I heard of his death the morning he died.

John Hauken

Taken before me
this 3 day of Oct. 1881

Thomas C. Munn CORONER.

0452

Coroner's Office.

TESTIMONY.

George A Church M.D. 275 7th St. being
 sworn says. on Aug 4. 1888 bet 10 & 11 am
 John H Munn came to my office with
 an incised wound over left side
 of frontal bone - about 4 inches long. The
 periosteum was peeled up. I could discover
 no injury to the bone at that time. I
 sewed the wound up. It healed up with
 the exception of a quarter of an inch in
 the center. There was no inflammation
 nor erysipelas. Then there. about 4 days
 after sewing up the wound formed an
 abscess in the center of the wound.
 I opened it and found that the
 bone for an area of an inch was bare
 this was on the ~~the~~ site of the original
 wound.

I dressed it for about 3 weeks
 he then complained of pain in the head
 suffered to some extent from stupor,
 and showed that the brain was
 affected.

I had to go out of town but before going
 I called Dr. Estlin Mason in consulta-
 tion. The wound was opened more thoroughly
 and he was taken to Roosevelt Hospital
 within 3 hours after admission.

Taken before me
 this 3 day of Oct 1888

CORONER.

0453

Coroner's Office.

TESTIMONY.

an operation was performed by the Hospital
Surgeons. To elevate the depressed inner
table of the skull. The fracture was not
directly under the site of the original
wound. a piece of bone was re-
moved. I did not see the case
after that.

In my opinion the injuries received
on the day I first saw the case
caused the result that I saw at
Roosevelt Hospital.

Forrest Churchman.

Taken before me
this 3 day of Oct 1881

Thomas C. Kemp CORONER.

0454

Coroner's Office.

TESTIMONY.

John H. Munn was admitted to the Roosevelt Hospital Sept. 4/81 suffering from depressed fracture of skull, injury said to have been inflicted some days before admission to the Hospital by being struck on head with a pair of ice tongs. Patient was operated upon the day of admission. Depressed fragments of bone being elevated and removed. Patient was dull & stupid on admission & remained so (at times being delirious) until Sept. 19th when he died. Autopsy revealed an Abscess of brain, the pus being deeply seated in the left hemisphere.

H. A. Hume M.D.
House Surgeon
Roosevelt Hospital

Taken before me,
this 3 day of October 1881.

Thomas C. Stump CORONER.

0455

Coroner's Office.

TESTIMONY.

Philip E. Smith M.D. being sworn says.
 on September 19th 1881 at Roosevelt Hospital
 I made an Autopsy on the body of John
 H. Munn and found, an opening in the
 skull one and a half inches long and
 one half inch wide, extending obliquely
 from one and a half inches above the
 outer edge of the left eye-brow - to within
 one inch of the junction of the Frontal and
 Parietal bones.

On removing the calvarium the
 meninges of the brain were found inflamed
 and thickened.

An abscess containing about four ounces
 of pus was found in the left hemi-
 sphere of the Cerebrum under the fracture.

All other organs normal, except the
 kidneys which were congested.

From said Autopsy I am of the opinion
 that death is due to Coma from compression
 of the brain caused by an abscess in the
 brain - the result of a fracture of the skull.

P. E. Smith M.D.

Taken before me
 this 5 day of

Oct 1881

Thomas C. Mayo CORONER.

0456

Ans April 19/83

State of New York.

Executive Chamber,

Albany, April 9 1883

Sir: Application having been made to the Governor for the pardon of Benjamin Patten, who was sentenced on Nov. 16. 1881, in your County, for the crime of Manslaughter 3d ~~for the term of years and~~ to the State Prison Reformatory you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a pardon. Be pleased, also, to state the previous character of the convict.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully yours,

Samuel C. Young

To John McKeon Esq.
District Attorney, &c.

0457

Court of General Sessions of the Peace of
the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

against

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

committed as follows:

The said

late of the eleventh Ward of the City of New York, in the County of
New York, aforesaid, on the fourth day of August
in the year of our Lord one thousand eight hundred and eighty-one at the Ward,
City and County aforesaid, with force and arms, in and upon one

in the peace of the People of the State then and there being, willfully, feloniously, and
with a deliberate and premeditated design to effect the death of him the said

And that he the said

the said

with a certain

which

he

the said

in his right hand then and there had and held
the said John A. Munn and upon the

of

then and there wilfully, feloniously; and with a deliberate and premeditated design to
effect the death of him the said John A. Munn
did strike, stab, cut and wound, giving unto him the said

A. Munn then and there with the

aforesaid, in and upon

of him the said John A. Munn one mortal wound of
the breadth of one inch and of the depth of one inch of which
said mortal wound he the said John A. Munn

at the Ward, City, and County aforesaid, from the day first aforesaid, in the year
aforesaid, until the nineteenth day of September

in the same year aforesaid, did languish, and languishing did live, and on which
nineteenth day of September

in the year aforesaid, he the said John A. Munn at the Ward,
City and County aforesaid, of the said mortal wound did die.

And so the Jurors aforesaid, upon their oath aforesaid, do say that he the said

the said John A. Munn in the manner and form, and by

the means aforesaid, at the Ward, City, and County aforesaid, on the day and in the
year aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to

effect the death of him the said John A. Munn
did kill and murder 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.

DANIEL G. ROLLINS, District Attorney.

0458

BOX:

50

FOLDER:

583

DESCRIPTION:

Pendergast, Thomas

DATE:

10/13/81



583

0459

1881
Counsel, *Myers*
Filed *13* day of *Oct*
Pleads *Not Guilty* n.

THE PEOPLE

vs.

James Lendergan

INDICTMENT.
Larceny from the person.

DANIEL C ROLLINS,
DISTRICT ATTORNEY.

District Attorney.

A True Bill.

Wm. H. Hays Foreman.

Oct 24. 1881

*I find guilty of larceny
James Lendergan*

20

0460

H. B.
District Police Court *John Brennan, aged 50*
CITY AND COUNTY } *John, Confectioner,*
OF NEW YORK, } ss.
of No. *1054 - 3rd Avenue Street,*
being duly sworn, deposeh and saith, that on the *10th* day of *October* 18*80*
at the *21st* Ward of the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent *and from deponent's person,*

the following property viz.:

One silver watch, of the value
of Ten 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 *Thomas Bendergast,*

now here, from the fact that
at the hour of 9 o'clock on the night
of said day deponent stood at the
corner of Lexington Avenue and
3rd Street and said watch was
then contained in the left side
pocket of the coat then worn
upon the person of deponent.
That deponent felt a click or tug
at said watch and turning round

Sworn before me this

day of

Police Justice.

187.

0461

deponent caught said defendant
close to deponent and having
said watch in his hand.

Sworn to before me this
11th day of October 1880

John Brennan
J. W. Patterson & Co. Agents

DISTRICT POLICE COURT.

AFFIDAVIT—Larceny.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
VS.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

0462

Sec. 198-200.

4 DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss

Thomas Pendugast

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.

Thomas Pendugast

Question. How old are you?

Answer.

Twenty-one years of age

Question. Where were you born?

Answer.

New York City

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

Answer.

132 Henry St. Four years

Question. What is your business or profession?

Answer.

Printer

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 of the charge, and I desire further examination here

Taken before me, this *11th*
day of *October* 188*8*

Thomas Pendugast

J. M. Patterson

Police Justice.

0463

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

Sec. 208, 209, 210 & 212.

Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Hammond
1054 23rd Ave

Thomas Pendergraft

Offence, *Larceny from the*
person

Dated *October 11* 188 *1*

J. M. Patterson Magistrate.
Joseph 21 Officer.
Clerk.

Witnesses

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

Remd to one, At General Deane

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 *Thomas Pendergraft*

held to answer the same
guilty thereof, I order that he be committed to the City Prison until he give such bail
of the City of New York

Dated *October 11* 188 *1* *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.

4940

Sec. 208, 209, 210 & 212.

Police Court--4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John L. Harrison
1054 3rd Ave
Thomas Sondergraft

BAILED,

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

Dated *October 11* 188*1*

J. M. Patterson Registrar.
Brophy Officer.
21 Clerk.

Witnesses _____
No. _____ Street, _____
No. _____ Street, _____
No. _____ Street, _____



sent to ans. at General Sevens

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 *Thomas Sondergraft*

held to answer the crime
guilty thereof, I order that he be committed to the City Prison with such bail as the Warden or Keeper of the City Prison may require, and be committed to the Warden or Keeper of the City Prison with such bail as the Warden or Keeper of the City Prison may require.

Dated *October 11* 188*1*

John L. Harrison
Police Justice.

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

Dated _____ 188*1*

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 _____ 188*1*

Police Justice.

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

Thomas Pendergast

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

Thomas Pendergast

of the crime of

Larceny

(from the person)
committed as follows:

The said

Thomas Pendergast

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

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

*One watch of the value of ten
dollars*

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

DANIEL C. ROLLINS,

~~DEPUTY DISTRICT ATTORNEY~~ District Attorney.

0466

BOX:

50

FOLDER:

583

DESCRIPTION:

Philp, Sidney

DATE:

10/12/81



583

0467

188 /
Counsel, *W. H. C. A.*
Filed *12* day of *Oct*
Pleads *Not guilty (C.A.)*

THE PEOPLE
vs.
B
Sidney H. Ship
and *Frank* Embezzlement
Larceny.

DANIEL G. ROLLINS,
District Attorney.

A True Bill.

W. H. C. A.
W. H. C. A.

0468

POLICE COURT—SECOND DISTRICT.

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

merchant

Alexander F. Reid, 41 years.

of 149 Duane

Street, being duly sworn, deposes

and says, that on the

15th

day of August

1881

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

Sidney W. Philp. (nowhere)

not being an apprentice nor within the age of
eighteen years and by virtue of his employment as clerk
of this defendant, did without defendant's consent see.
beggle, convert to his own use, take, make away with
and appropriate the sum of sixty six dollars and
seventeen cents the property of this defendant, that the
said Philp by virtue of his employment as clerk
collected from one Joseph Young the sum of
sixty six dollars and seventeen cents. And that
the said Young has informed this defendant
that he has said Young has to this said
Philp the said money. This defendant further
deposes and says that he has not received
the said sum or any part thereof and
that the said Philp has embezzled, and
converted to his own use the said sum
of sixty six dollars and seventeen cents.
I swear to these matters.

Soth day of September 1881

Alfred Smith
Police Justice

Alex. F. Reid

State of New York

City and County of New York } S.S.

Theodore Tuley of No 445 W 53rd street being
duly sworn deposes and says that on or about
the 15th day of August he was in the employ
of Joseph Young. That on or about that day he
saw the said Young pay into the hands of

0469

Sidney W. Philp the sum of sixty six dollars and seventeen cents. That the said Philp presented to the said Young the memorandum hereunto annexed and that he saw the said Philp receive the said sum of money and attach his initials thereto. Dated: 5.10.81. And knows the same to be in the proper handwriting of the said Philp.

Worn before me this
30th day of September 1881

Th. Felt.

Place Justice

State and County of New York

City and of New York S.S.

I, John Young of A-428, West 53rd Street being duly sworn depose and say that on or about the 15th day of August 1881, Sidney W. Philp came to him and presented for payment a memorandum of goods purchased of the said Philp by virtue of his employment as clerk for Alexander Reid & that department paid to the said Philp the sum of sixty six dollars and seventeen cents in full payment of said memorandum. That the said Philp thereupon signed and made the sum of \$66.17 and that department is informed by the said Reid that the said Philp has now transferred any part of the said sum of money to him the said Reid.

Worn to before me this 30th day of Sept 1881

[Signature]
Alexander Reid

Police Court — Second District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Dated,

Witnesses,

Committed in default of \$

Bailed by

No

0470

Sec. 198—200.

2nd

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Sidney W. Philp

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.

Sidney W. Philp

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Canada

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

Answer.

353 W. 41st

The last six years

Question. What is your business or profession?

Answer.

Acrobat

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

Answer.

I have nothing to say

Taken before me, this *30*

day of *September* 188*7*

Sidney W. Philp

Edouard Simet
Police Justice.

0471

BAILED,

No. 1, by Richard M. Smith
Residence 423 17th St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Sec. 208, 209, 210 & 212.

Police Court

2nd District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Alexander F. Lee
149 6th Ave. St.
Henry W. Smith
Offence, Indecent Exposure

Dated September 28th 1887

Smith Magistrate.

Chas. J. Smith Clerk.

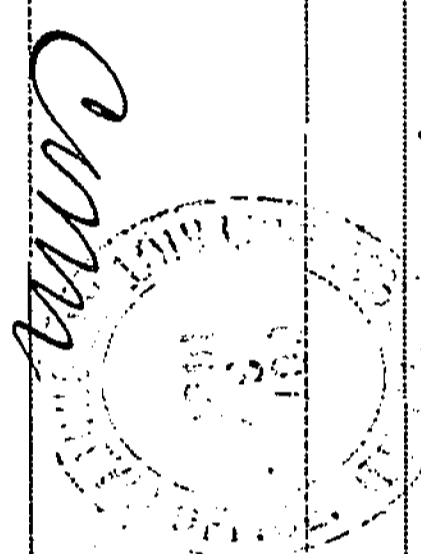
Witnesses Chas. J. Smith

No. 445 W. 5th Street,

Rocky Young

No. 147 1st Street,
425 W. 5th

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 _____

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

Dated Sept 30th 1887

John A. Smith Police Justice.

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

Dated Oct 1 1887

John A. Smith 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 _____ 1887

Police Justice.

2140

Sec. 205, 206, 210 & 212.

Police Court

2nd District.

THE PEOPLE, &c
ON THE COMPLAINT OF

Alexander F. Lee
1419 Grant St.

Sidney W. Phelps

Offence, *Obstruction of Justice*

Dated *September 20th* 188*1*

Sanctis Magistrate.

Murphy Officer.
20th Clerk.

Witnesses
Jess Tate

No. *445 W. 5th* Street,

Joseph Young

No. *445 W. 5th* Street,

No. _____ Street.

COM

BAILED,

No. 1, by *Richard Marshall*

Residence *423 West 134th* Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

Police Justice.

Dated _____ 188

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

Dated *Oct 1* 188*1*

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

Dated *Sept 20th* 188*1*

guilty thereof, I order that he be admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden or Keeper of the City Prison until he give such bail.

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 of the same, I order that he be admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden or Keeper of the City Prison until he give such bail.

0473

Sec. 568.

2nd District Police Court.

UNDERTAKING TO ANSWER Annual SESSIONS.

CITY AND COUNTY }
OF NEW YORK, } ss.

An order having been made on the 13th day of October 1881 by
Solon B. Smith a Police Justice of the City of New York, That
Sidney W. Philip be held to answer upon a charge of
Embazzlement

upon which he has been duly admitted to bail, in the sum of five Hundred Dollars.

We, Sidney W. Philip Defendant of No. 753
West 41 St Street; Occupation Saloon, and
Richard Gledhill of No. 433 West 134 St Street;
Occupation Paper Hangings Surety, hereby undertake
that the above named Sidney W. Philip shall appear and answer the charge above-
mentioned, in whatever Court it may be prosecuted: and shall at all times render him self amenable to the orders
and process of the Court; and if convicted, shall appear for judgment, and render him self in execution thereof,
or if he fail to perform either of these conditions that he will pay to the People of the State of New York, the sum
of five Hundred Dollars.

Taken and acknowledged before me, this

13th day of October 1881

Solon B. Smith
POLICE JUSTICE.

Sidney W. Philip
Richard Gledhill

0474

CITY AND COUNTY } ss.
NEW YORK, }

Richard D. Gladhill
day of *October*
1881
Sworn to before me, this *1st*

Richard Gladhill
the within named Bail and Surety being duly sworn, says, that he is a resident and *free*
holder within the said County and State, and is worth *Five* 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 *House and lot Situate -*
And known as No 423 West 34th Street -
in New City -
Rich D Gladhill

New York Sessions.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Undertaking to Answer.

Taken the day of 188

Justice.

Filed day of 188

0475

Sold by

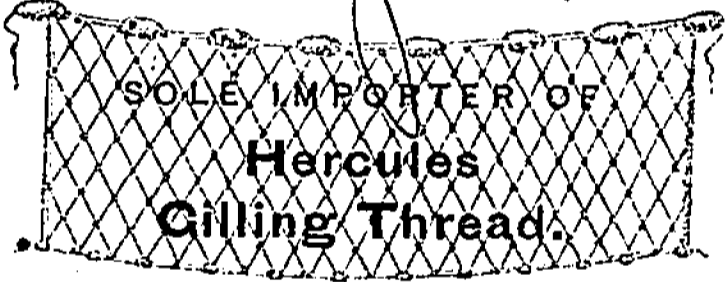
Pay no Money to Agents or Salesmen without written authority.

Claims to be made within Five Days after Receipt of Goods.

Hemp, Flax, Jute, and Tow.

NEW-YORK, *July 25th* 1881.

M. Jos. Young



Bought of Alex. F. Reid,

TWINES, YARNS, CORDAGE, &c.

TERMS CASH.

Bills not paid when due subject to Sight Draft without notice.

149 Duane Street, cor. West Broadway.

2 boxes fine Shire Yarn
nos. 297 8000s. 8/4 6617
Today Paid

0476

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Sidney W. Philp

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

of the CRIME OF

committed as follows:

The said

Sidney W. Philp
late of the First Ward of the City of New York, in the County of New York, aforesaid
not being an apprentice or person within the age of eighteen years, on the *fifteenth*
day of *August* in the year of our Lord one thousand eight hundred and
eighty *one* was employed in the capacity of a clerk and servant to one

Alexander I. Reid

and as such clerk and servant, was entrusted to receive a certain sum of
money to wit the sum of sixty six dollars
and seventeen cents in money and of the
value of sixty six dollars and seventeen
cents

and being so employed and entrusted as aforesaid, the said

Sidney W. Philp by virtue of such employment
then and there did receive and take into his possession the said certain
sum of money: to wit the sum of
sixty six dollars and seventeen cents in
money and of the value of sixty six
dollars and seventeen cents

for and on account of

Alexander I. Reid

his said master and employer; and that the said

Sidney W. Philp

on the day and year last aforesaid,
with force and arms, at the Ward, City and County aforesaid, fraudulently and feloniously did
take, make away with and secrete, with intent to convert to his own use, and did fraudulently
and feloniously embezzle and convert to his own use, without the consent of said master and
employer, and did fraudulently and feloniously and without the consent of his said master and
employer withhold, appropriate, apply and make use of the said certain sum
of money to wit the sum of sixty six
dollars and seventeen cents in money
and of the value of sixty six dollars
and seventeen cents

(Over.)

0477

of the goods, chattels, personal property and money of the said *Alexander I. Reid* which said goods, chattels, personal property, and money had come into his possession and under his care, by virtue of his being such clerk and servant as aforesaid, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

And the Grand Jury aforesaid, by this indictment, further accuse the said *Sidney W. Philp* of the CRIME OF *Larceny*

committed as follows:

The said *Sidney W. Philp*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year last aforesaid, at the Ward, City and County aforesaid, with force and arms, fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Demand Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: one hundred 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 the denomination of two dollars, and of the value of two dollars each: one hundred and twenty 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 the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as a bank note), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: thirty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: two hundred and forty silver coins (of the kind usually known as shilling pieces), of the value of twelve and a half cents each: three hundred silver coins (of the kind usually known as half dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as three cent pieces), of the value of five cents each: one thousand coins (of the kind known as three cent pieces), of the value of three cents each: three thousand copper coins (of the kind known as cents), of the value of one cent each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each.

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

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

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

~~Divers Coins, of a number, kind, and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of~~

66/1/12

0478

of the goods, chattels and personal property of ~~one~~ *the said*
Alexander J. Reid

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

DANIEL G. ROLLINS, District Attorney.

0479

BOX:

50

FOLDER:

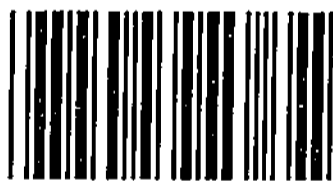
583

DESCRIPTION:

Pollock, Louis

DATE:

10/24/81



583

0480

11/19/84

Counsel, *A. C. B.*
Filed *14* day of *Oct* 188*4*
Pleads *Not guilty* *25*

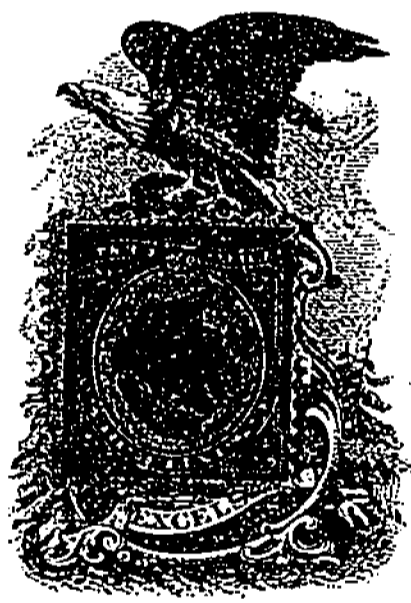
THE PEOPLE
vs.
INDICTMENT.
FORGERY in the Third Degree
Louis Pollock.
I.

DANIEL C. ROLLINS,
BENJ. K. PHELPS,
District Attorney.

A True Bill.

Wm. H. H. Foreman.
Oct 25. 1884.
Reads For 4 day
State Refor. by Squire.

0481



N^o. 1372 NEW YORK Oct 18th 1881

FIFTH NATIONAL BANK

Pay to the order of Bieber Bros. (or Bearer)

Three hundred ⁰⁰/₁₀₀ DOLLARS

\$ 300 ⁰⁰/₁₀₀

Bieber Bros.

Willard & Hastings, Stationers, 40 Fulton St. N.Y.

0482

City and County of {
New York } ss

Charles E Thomas Paying Teller of the Ninth
National Bank being duly sworn deposes
and says that on the 15 day of October
1881 at the City and County of New York
Louis Pollock (now here)

did present the annexed check to deponent
as paying teller of said Bank and deponent
did then and there pay him in money
belonging to said Bank on said check
the sum of Three hundred dollars

Deponent charges that said Pollock at
the time and place aforesaid did falsely
and feloniously make forge and counterfeit
the annexed check it purporting to be a
check on the aforesaid Bank whereby said
Bank was ordered to pay Breber Bros (or
Beaver) and which check purported to be
signed by Breber Bros and dated on
the 15 day of October 1881 and did then
and there utter and publish the said
check as true with intent to defraud
the Ninth National Bank and said
Breber Bros

Charles E Thomas

Sworn to before me this
20 day of October 1881
Wm. J. Smith Police Justice

0483

City and County of
New York

Gerson Bieber of No 70 Mercer Street being
duly sworn deposes and says that he is
one of the firm doing business at No 70
Mercer Street. That said firm keeps an
account at the Ninth National Bank
in said City said account being kept
in the name of Bieber Brothers
Deponent says that the signature Bieber
Bros on the annexed check on said
Bank said check being dated October
15. 1881 being for three hundred dollars
is forged Deponent says that ^{neither} he nor his
brother ~~never~~ signed their names to
said check and never authorized any
person ^{to sign} their names to said check

Gerson Bieber

Sworn to before me this

20 day of October 1881

R. P. R. Police Justice

0484

Sec. 198-200.

First DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Louis Pollock 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. Louis Pollock

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. England

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

Answer. 224 Chrystie St for 5 mo

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 confess I did it

Taken before me, this 20
day of Oct 1881

Louis Pollock

B. J. Murphy Police Justice

0485

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

Sec. 208, 209, 210 & 212.

Police Court, Frank District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles E. Thomas

Paying Teller 9th St. N. Y.

407 Broadway

Louis Pollack

1 _____
2 _____
3 _____
4 _____

Offence, Forgery

Dated October 20 1881

B. H. Bishop Magistrate.

O'Neill Central Officer.

Clerk.

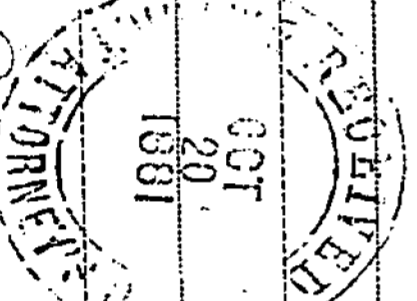
Witnesses Newton Beebe

No. 70 Mercer Street,

No. _____ Street,

No. _____ Street,

Conrad



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 Louis Pollack

guilty thereof, I order that he held to answer the same and he be be admitted to bail in the sum of 100 Hundred Dollars and be committed to the Warden or Keeper of the City Prison until 1 of the City of New York he give such bail.

Dated October 20 1881 B. H. Bishop 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.

9840

Sec. 208, 209, 210 & 212.

Police Court - First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles E. Thomas
Paying Toller 9 1/2 Cts. 1/2 cent
407 Broadway
Louis Pollock

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated October 20 1881

B. H. Buxby Magistrate.

O'Neill Central Officer.

Clerk.

Witnesses.

No. 70 Mercer 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 Louis Pollock

guilty thereof, I order that he be admitted to bail in the sum of Twenty Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated October 20 1881 Police Justice.

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

Dated October 20 1881 Police Justice.

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

Dated October 20 1881 Police Justice.

0487

Court of General Sessions of the Peace of
the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

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

committed as follows:
The said

Louis Pollock against

Louis Pollock
of the crime of
Forgery

Louis Pollock

late of the First Ward of the City of New York, in the County of New York, afore-
said on the *fifteenth* day of *October* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty one* with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing

to wit: of the kind commonly called a
bank check

which said false, forged and counterfeited
is as follows, that is to say:

No. 1323

New York Oct. 15th 1881

The Ninth National Bank

Pay to the order of Bieber Bros. (or Beaser)

Three hundred $\frac{00}{100}$ ————— Dollars

\$300. $\frac{00}{100}$

Bieber Bros.

with intent to injure and defraud

The Ninth National Bank.
Gerson Bieber

and divers other persons; to the jurors aforesaid unknown
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity

0488

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

Louis Pollock

of the CRIME OF

Uttering a forged instrument

committed as follows:

The said

Louis Pollock

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said

*The Ninth National Bank, Person
Bieber*

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing. *to wit: of the kind*

commonly called a bank check

which said last-mentioned false, forged and counterfeited

bank check

is as follows, that is to say:

No. 1323

New York Oct. 15th 1881

The Ninth National Bank

Pay to the order of Bieber Bros. (or Bearen)

Three hundred, ⁰⁰/₁₀₀ Dollars

\$ 300 ⁰⁰/₁₀₀

Bieber Bros.

the said

Louis Pollock

at the same time *he* so uttered and published the last-mentioned false, forged, and counterfeited

bank check

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, 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.

DANIEL C ROLLINS,

District Attorney.