

0009

BOX:

26

FOLDER:

314

DESCRIPTION:

Barry, James

DATE:

12/08/80



314

00 10

McBride

Counsel
M. J. [Signature]

Filed 8 day of Dec 1880

Pleads
Ind. Quality

THE PEOPLE

vs.

James Gary

INDICTMENT.
Larceny of Money, &c., from the person
in the night time.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Marshall W. Coppen

Foreman.

Part two- Dec. 23-1880

Tried and convicted

W. H. Spear

0011

Form 112.
STATE OF NEW YORK, } ss: Police Court—First District.
CITY AND COUNTY OF NEW YORK, }

of No. *Henry Smith*
House of Detention Street, being duly sworn, deposes
and says, that on the *21st* day of *December* 18 *80*
at 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: *Good and Lawful Money*
in bills of various denominations
all United States issue and Collectively

of the value of *forty five* 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 Barry*

Now here from the fact that deponent
on the night in question visited a
number of saloons in company with
the prisoner. That together they drank
several times deponent having exhibited
his money in the presence of the prisoner
that deponent sat on a chair in the saloon
39 Bowery and fell asleep but awoke in
a short time and found the prisoner's hand
in a pocket of deponent's pants which
contained said money. That deponent then
got up and walked into the street when he
immediately discovered the loss of said money
Henry Smith

Sworn to, before me, this

18

day

Police Justice

00 12

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

James Barry being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer,

Question. Where were you born?

Answer.

Question. Where do you live?

Answer

Question. What is your occupation?

Answer.

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

Answer

Taken before me this

Police Justice.

0013

COUNSEL FOR COMPLAINANT.

Name,
Address,

COUNSEL FOR DEFENDANT.

Name,
Address,

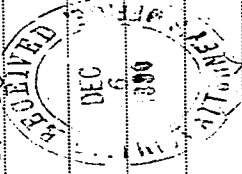
988
Police Court—First District.

THE PEOPLE & c.,
ON THE COMPLAINT OF

Henry Smith
Board of Detention

vs.

James Barry



BAILED

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

December 4, 1890

Magistrate.

Officer.

Clerk.

W. J. Barry
W. J. Barry

Witnesses:

Henry Smith
7300 to testify

5.00

to answer

at *General Sessions*

Received at Dist. Atty's office

0014

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present :

That

James Barry

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

on the *second* day of *December* in the year of our Lord one thousand eight hundred and eighty *at* the Ward, City and County aforesaid, with force and arms, in the night time of said day, three 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 thousand dollars, and of the value of one thousand dollars each : three 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 five hundred dollars, and of the value of five hundred dollars each : 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 hundred dollars, and of the value of one hundred dollars each : thirty 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 fifty dollars, and of the value of fifty dollars each : fifty 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 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 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 Treasury Notes), of the denomination of five dollars, and of the value of five dollars each : ninety 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 three dollars, and of the value of three 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 bank notes), 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 bank notes), 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 : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. 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 : gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each : sixty 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 : three hundred silver coins (of the kind usually called dimes), of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins (of the kind known as two cents), of the value of two cents 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,

of the goods, chattels, and personal property of one
the person of the said *Henry Smith*
from the person of the said *Henry Smith*
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.

on
then and there being found,
then and there

BENJ. K. PHELPS, District Attorney.

0015

BOX:

26

FOLDER:

314

DESCRIPTION:

Bearfort, George

DATE:

12/03/80

0016

No 280

Counsel
Filed 3 day of Dec 1880
Hears

Grand Larceny of Money, &c.
And like. *Willie Davis*

THE PEOPLE

-OS-

George Beaufort
2

BENJ. K. PHELPS,

District Attorney.

True Bill

W. H. Keene

Dec 3. 1876
For man.

Charles G. J.

CP. 1 year.

1880

CHAS. W. H. LORRAIN

THE JUSTICE OF THE PEACE OF THE DISTRICT OF COLUMBIA

0017

FORM 89 1/2

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK,

ss.

POLICE COURT—SECOND DISTRICT.

Edward Germain
of No. *166* *Bleecker* Street, being duly sworn, deposes
and says, that on the *24th* day of *October* 18*80*
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent,

the following property, to wit: *Good & lawful*
money of the United States
consisting of One note
or bill of the denomination
ten & value of Ten Dollars
four five dollar Bills
& Silver coin all

of the value of *Thirty four* 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 *George Bonfort*
(man here) who on said day
entered at deponent's place
apartment, and the pocket
book aforesaid was in
the pocket of a coat of
deponent's - pocketed up in a
drawer off of deponent's
apartment and deponent
left him alone in said
apartment for a short time
& no other person except
deponent & his companion
had access to said place
during the interim when deponent
was gone. Said money and the
coin aforesaid must be same. Edward Germain

Sworn to before me, this *26* day

of *Nov* 18*80*

William D. L.
Police Justice.

0018

July & County
of New York

Paul Mousson
of no 140 Thompson Street
being duly sworn says that
on the 24th day of Oct
1880 shortly after the
money was raised on
out-put in the fork
going to the oil - which
department has been read
department over George
Boufford and that he
has played quite a sum
of money, being the same
in his hand.

Paul Mousson
From before me
the 26th day of
November 1880
W. W. M. J. L.
Police Justice

00 19.

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK. } ss.

George Bonfort being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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

ANSWER.—

George Bonfort

Taken before me, this

16 day of

188

Police Justice

0020

969 do 280

Form 894
POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
James Thompson
166 1/2
Affidavit—Larceny.

DATED *Nov 26* 18 *80*

Wounded
Magistrate.
Quarles OFFICER.
16-

WITNESS:

RECEIVED
NOV 29 1880
DISTRICT ATTORNEY

570 TO ANS.

BAILED BY

No. STREET.

Oral

0021

CITY AND COUNTY }
OF NEW YORK, } ss.THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present :

That

George Beaufort

late of the First Ward of the City of New York,
in the County of New York, aforesaid on the *twenty-fourth* day of *October* in the year
of our Lord one thousand eight hundred and ~~seventy-eight~~ at the Ward, City and County aforesaid, with force
and arms, three 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 thousand dollars, and of the value of one
thousand dollars each : three 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 five hundred dollars, and of the value
of five hundred dollars each : 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 hundred dollars,
and of the value of one hundred dollars each : thirty 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 fifty dollars,
and of the value of fifty dollars each : fifty 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 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 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 Treasury Notes), of the denomination of five dollars, and of the value of five dollars
each : ninety 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 three dollars, and of the value of three 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 bank notes), 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 bank notes), 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), be-
ing 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 unsatis-
fied, 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 : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the
jurors aforesaid unknown, of the value of one thousand dollars. 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 : gold coin of the denomination to the jurors
unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver
coins (of the kind usually known as dollars), of the value of one dollar each : sixty 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 : three hundred silver coins (of the kind usually called dimes),
of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five
cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver
coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value
of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins
(of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of Amer-
ica, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomi-
nation 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 frac-
tional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one

*Edouard Bernain*then and there being found,
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.

0022

CITY AND COUNTY
OF NEW YORK

aforsaid
 And THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
~~in and for the City and County of New York, upon~~
 their Oath, *aforsaid* do further present

That

the said George Bearfort

late of the First Ward of the City of New York, in the year of our Lord one thousand eight hundred and ~~twenty~~ *fourth* day of *October* at the Ward, City and County aforesaid, with force and arms, three 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 thousand dollars, and of the value of one thousand dollars each: three 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 five hundred dollars, and of the value of five hundred dollars each: 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 hundred dollars, and of the value of one hundred dollars each: thirty 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 fifty dollars, and of the value of fifty dollars each: fifty 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 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 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 Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety 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 three dollars, and of the value of three 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 bank notes), 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 bank notes), 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: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. 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: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty 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: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents 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,

of the goods, Chattels and personal property of

Edouard Bernain

by a certain person or

and certain other persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Edouard Bernain

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

George Bearfort

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

BENJ. K. PHELPS, District Attorney.

0023

BOX:

26

FOLDER:

314

DESCRIPTION:

Bennett, William

DATE:

12/22/80



314

0024

INDICTMENT
RETURNED
TO THE
COURT
AT
THE
CITY
OF
NEW
YORK
IN
THE
YEAR
OF
OUR
LORD
ONE
THOUSAND
EIGHT
HUNDRED
AND
EIGHTY
ONE

IN
CRIMINAL
MATTERS
TO
WIT
THE
GRAND
JURY
OF
THE
CITY
OF
NEW
YORK
DO
HEREBY
CERTIFY
THAT
THE
FOLLOWING
INDICTMENT
WAS
RETURNED
BY
THE
GRAND
JURY
ON
THE
27th
DAY
OF
DECEMBER
1880

Indictment - Larceny - *2nd*
Counsel, *22* day of Dec 1880
Filed *22* day of Dec 1880
Pleads *Not Guilty (2)*
THE PEOPLE
vs.
25. 08.
20713.
William Bennett
(Case)
(L. J. P. L.)
BENJ. K. PHELPS,
District Attorney.
Sent to Dec 27. 1880
Pleads guilty.
A TRUE BILL.
Marshall W. Cooper
Foreman.
S. P. 1/2 year.

0025

CITY AND COUNTY } ss.
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

William Bennett

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *eight* day of *December* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *eighty* at the Ward, City and County
aforesaid, with force and arms

*four jackets of the value of three
dollar and sixty three cents each*

of the goods, chattels and personal property of one

Christine W. Schildwachter

then and
there being found, 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.

BENJ. K. PHELPS, District Attorney.

0026

153 Nov 16

Counsel,
Filed 22 day of Dec 1898
Pleads Not Guilty (23)

THE PEOPLE

vs.

Indictment of Larceny.

I

William Bennett
(3 Cases)

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. M. Cooper

Foreman.

Entered
on another
ind.

0027

CITY AND COUNTY } ss.
OF NEW YORK

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

William Bennett

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the ~~fourth~~ day of *December* in the year of our Lord one
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms

*Three jackets of the value of three
dollars and ~~six~~ sixty six cents each*

of the goods, chattels and personal property of one

Samuel M. Lederer

then and
there being found, 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.

BENJ. K. PHELPS, District Attorney.

0028

152 Nov 16

Counsel,

Filed *22* day of *Dec* 1870

Pleas *Not Guilty* 23

THE PEOPLE

vs.

William Bennett

(3 over)

Indictment. — Larceny.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. H. Coffey

Foreman.

Indorsed

in case they

CLERK OF THE COURT
CHICAGO, ILL.

0029

Form 112.

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

Police Court—First District.

Christian W. Schildmacher
of No. 2292 3 Avenue Street, being duly sworn, deposes
and says, that on the 8 day of December 1880

at 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 the firm
of Schildmacher and Becker by
the following property, viz:

four Cardigan Jackets
the property of Schildmacher & Becker

all of the value of fifteen ³⁰/₁₀₀ Dollars,
the property of Schildmacher and Becker
dwelling in New York at No 2292 3 Avenue

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 William Bennett

(now present) Louis Bennett called
at deponent's place of business
2292 3 Avenue & asked to
have four cardigan jackets sent
to him on approval. Deponent
sent Philip Snyder whom
he employs to with Bennett
to a place in John Street near
Pearl and after Louis Snyder
has handed Louis Bennett the
jackets he disappeared and
has not been seen until the
15th inst. Christian W. Schildmacher

Sworn to, before me, this

16 day

1880

Police Justice

0030

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

.....being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to h , states as follows,
viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

Taken before me, this

day of

Police Justice.

0031

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

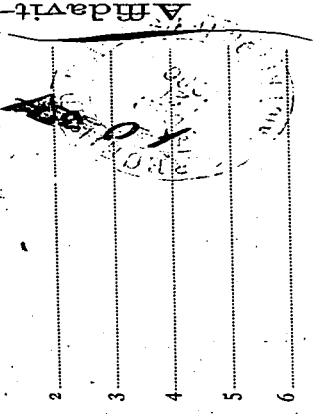
Address,

Police Court—First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Christian W. Schindler
2292-3rd Ave

William Bennett



Dated *December 16* 18*98*

Murray Magistrate.

Congress & Maloney
Central off.

Witnesses:

Paul Sessier

\$ *500* to answer

at *55* Sessions

Received at Dist. Atty's office

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0032

Form 112.

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

Police Court—First District.

James Phelan
of No. 207 + 209 Greenwich Street, being duly sworn, deposes
and says, that on the 10 day of December 1880
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, by trick and device

the following property, viz: Three cardigan jackets
the property of S. M. Lederer,
and of others

of the value of Eleven $\frac{50}{100}$ Dollars,
the property of Samuel M. Lederer and in care
and charge 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 William Bennett
(now here) for the reason that deponent was
ordered to go with said Bennett and to
take the aforesaid property, and to get
the money for the same. defendant took
to deponent to Clinton Hall on 8th Street
near Broadway and while in an office
said defendant conversed with a man
and defendant said to deponent go to 201
5th Street and tell defendant's brother Abe
and Sam to come up to said Hall to trap
on the cardigan jackets deponent relying
on said defendant statement. he left the

Served and returned

ss

Police Justice

0033

Form 112.

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

Police Court—First District.

James Phelaw
of No. 207 + 209 Greenwich Street, being duly sworn, deposes
and says, that on the 10 day of December 1880
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, by trick and device

the following property, viz:

Three Cardigan Jackets
the property of S. Lederer,
and of others

of the value of Eleven 50/100 Dollars,

the property of Samuel W Lederer and in care
and charge 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 William Bennett

(now here) for the reason that deponent was
ordered to go with said Bennett and to
take the aforesaid property and to get
the money for the same. defendant took
deponent to Clinton Hall on 8th Street
near Broadway and while in an office
said defendant conversed with a man
and defendant said to deponent go to 201
5th Street and tell defendants brothers Abe
and Sam to come up to said Hall to trap
on the Cardigan Jackets deponent relying
on said defendant statement he left the

Subscribed and sworn to before me this

Police Justice

0034

aforsaid property with said defendant
deponent was unable to find abe and
day at the address given by ^{said} defendant
and when deponent returned to said Hall
said defendant and said property was
missing. deponent has not seen said ^{defendant} since
until the 15th day of December 1888 when
deponent fully identified him as the
person that did take and carry
away the aforsaid property by trick
and device as aforsaid
sworn to before me this
16 day of December 1888

James P. Heland
J. M. Murray Police Justice

0035

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.

..... being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to h , states as follows,
viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer,

Question. Where were you born?

Answer.

Question. Where do you live?

Answer

Question. What is your occupation?

Answer.

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

Answer.

Taken before me, this

day of

Police Justice.

18

0036

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Phelan
207 & 209 Greenwich St.

vs.
William Bennett

Affidavit—Larceny

1
2
3
4
5
6

Dated *19 Dec* 18*80*

Murray Magistrate.

Inspector and Notary Officer.
D.P. Clerk.

Witnesses: *Julius O. Rouse*
207 Greenwich St.

Sam L. Lacey

\$ *5.00* to answer
at *8 P.M.* Sessions
Received at Dist. Atty's office

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0037

Court of General Sessions,

The People
vs
William Burnett

City & County of New York, William
Burnett the above named
Defendant being duly
sworn deposes and says
That Defendant was indicted
on the 22^d day of December
1880 for Grand Larceny
and on the 23^d day of
December called to appear
to answer and defend.
That Defendant cannot
sufficiently swear to that the
Clerk for the room where
the Clerk, proprietor of
the Hotel on Broadway
on the 23^d day of December
will testify that on the

0038

29th day of November 1888
 Defendant was an owner
 of the lot at Ferry Road and
 or assuming the cut and clay
 and that defendant did
 not have any other
 right or claim of the owner
 of said clay
 That this application
 is made in good faith
 and not for the purpose
 of delay

Given & before me
 this 23rd day December 1888

W. J. Burnett

The People

vs

William Burnett

Applicant

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

Police Court—First District.

CITY AND COUNTY OF NEW YORK, Theodore Litts
of No. 318 East 27th Street, being duly sworn, deposes
and says, that on ^{or about} the 29th day of November 18 80
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent.

the following property, viz: one Ladies silk Fur lined
cloak and one Girls cloak in all
the property of Humphreys (ranger
and ampton)

of the value of Forty seven $\frac{25}{100}$ Dollars,
the property of Thomas Simpson, William Crawford
and James Simpson, ^{partners} and in care and charge
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 William Bennett

(now here) for the reason that while deponent was standing on Canal Street in said city, waiting for a horse car said Bennett came up to deponent and asked him to go across the street with a letter and that he said defendant would pay deponent twenty cents for the delivery of said letter as defendant gave deponent said letter he said to deponent let me hold your package which contained the aforesaid property, ^{until you return} deponent let said defendant have said package and ran

0040

across ~~the~~ street with said letter but was unable
to find the party to whom it was addressed
to and when deponent returned said
defendant was missing and the aforesaid
property ~~and since so~~ deponent has not
seen said defendant since the aforesaid
day until the 15th day of December 1880
and fully identifies him as the person that
did take and carry away the aforesaid
property by trick and device as aforesaid

sworn to before me this 3rd day of December 1880
16 day of December 1880

Thos Lee Little
Mary Police Justice

0041

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

William Bennett being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. William Bennett

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 25 East 3rd St

Question. What is your occupation?

Answer. upholster

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

Answer. I am not guilty

William Bennett

Taken before me this

10. day of December 1880

Police Justice.

0042

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Police Court—First District

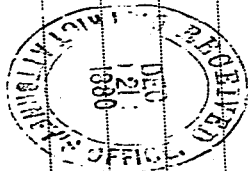
THE PEOPLE, &c.,

ON THE COMPLAINT OF

Theodore D. ite
318 E 27th St

vs.

William Bennett



Attavit—Larceny.

Dated *16 December 1908*

Murray Magistrate.

Diagnose Officer.
and Maloney Central Office

Witnesses:

\$ *1000* to answer *Chm*
at *General* Sessions.

Received at Dist. Atty's office

[Signature]

BAILED.

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0043

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present :*

That

William Bennett

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

*one ring of the value of eight
hundred dollars*

of the goods, chattels, and personal property of one

Margaret Monyea then and
there being found, 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.

0044

And the Jurors aforesaid, upon their oath aforesaid, do further present,
That the said

William Bennett

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

*One ring of the value of eight
hundred Dollars*

of the goods, chattels, and personal property of the said

Margaret Monea
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Margaret Monea
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

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

BENJ. K. PHELPS, District Attorney.

0045

11/16

Counsel
Filed
Plends
day of Dec, 1880

THE PEOPLE

vs.

Larceny, and Receiving Stolen Goods.

William Bennett
(Prisoner)

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Marshall A. Coffey
Foreman.

Witness
Margaret Moryea
38 Farok St

0046

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

William Bennett

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the ~~twenty ninth~~ day of ~~November~~ in the year of our Lord one
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms

*Two cloaks of the value of twenty
three dollars and sixty two cents each*

of the goods, chattels and personal property of one

Thomas Simpson

then and
there being found, 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.

BENJ. K. PHELPS, District Attorney.

0047

BOX:

26

FOLDER:

314

DESCRIPTION:

Berger, Ida

DATE:

12/27/80



314

278

The People vs. Ida Berger
 Indictment for grand larceny from the person in the
 night time

Court of General Sessions. Before
 Judge Geldersleeve. January 4. 1881.
 William H. Thompson, sworn and exam-
 ined testified. I live in Brooklyn Eastern
 district. Were you on the night of the
 25th of December? I was on my way to Houston
 street ferry or Grand street ferry. Did you
 pass through Forsythe st.? Yes sir. State to the
 jury what occurred to you in Forsythe st.?

This prisoner accosted me in front of the
 house and said there was a woman dying
 or hanging. I could not say which. I went
 up one flight of stairs; she opened the bed-
 room door and wanted me to come in.
 There was no person in the room. I turned
 to go back and another woman shoved me
 right in and wanted to know what was
 the matter? Both of them held on to me
 and pulled my coat back and this woman
 went through me and took twenty six
 dollars out of my pocket. I held her
 wrist and the money in it and the
 other woman came to her assistance
 and cuffed me around a good deal.
 Both got away from me in the house.
 I went down and called an officer
 and he arrested her. The twenty six

0049

dollars was in my left hand pants pocket. I had six dollars and ninety cents in my right hand pants pocket. They did not get that. I got it back in the station house. She did not cry out; she came up to me and said, "Here, here, a woman hanging, a woman dying. I went in the hall with her up stairs. She pointed up ahead of me. I went up with her. It was this woman who took the money. Cross examined. I am not a married man. I believe the prisoner was alone when I saw her in Forey the street. Did you not make a bargain to stay with her that night at that time? No sir. Did you not pay her the sum of \$2.50 for the purpose of sleeping with her? No sir, not a cent. What was your condition as to sobriety at that time? I had some liquor taken. I had not an extravagant deal taken. Were you not so drunk that she refused to go to bed with you? No sir. Did you not make a proposition to commit some very dirty act which she repudiated and would not permit you to do? No sir. Did you not then demand the money back you had given her? I demanded the money she took out of my pocket. I paid her no money. I immediately called out for a policeman.

0050

when I got outside the door. I knew I had the money in my pocket before I went into the house; it was rolled up in bills in my pocket. I had twenty six odd dollars in one pocket and six or seven dollars in another pocket. I remonstrated with her when she put her hand in my pocket. I did not tell the Magistrate that I made no attempt to stop her. I was fined ten dollars for being drunk and disorderly by the Magistrate John H. Leighton, sworn and examined. I am a police officer and arrested the prisoner on complaint of Mr. Thompson; he was in the house 101 Persythe St. He came out on the stoop and halloed "Police." I was on the next block. I heard him and I went there. He made the same charge he makes now that this woman robbed him of twenty six dollars; he did not say anything about another woman at the time, but when he got to the station house he said there was another woman there at the time. Cross Examined. The complainant was under the influence of liquor and he was ordered to be locked up for intoxication. I went to the place and did not find another woman. I took nineteen dollars from the prisoner and returned it to her by order of Judge Hoffman. The

money was not exhibited to the complainant to my knowledge. It was two five dollar bills, a two dollar bill and the rest one dollars, the complainant said he lost two tens and the rest in small bills.

Ida Berger, sworn and examined in her own behalf said. I met the complainant in Grand street and he took me to 101 Forsythe St. and he made an engagement with me for two dollars and a half, he gave me two dollars and a half and he knocked me on the bed and he asked me to do something. I told him I would not do it if it cost me my life, he wanted his money back that he gave me and I would not give it to him. He halloed for police and the policeman came, he searched me; there was no other woman there except the woman that took the bed money from him. I did not go out of the house until I was arrested. That money was my own, I was going to put it in the bank the next day. I had never seen this man before. I live in 47 Elizabeth St. I just came from Norfolk street. I was washing that day. I did not take his money, I do not know who took it, he was drunk; I told him I did not want to go in, he dragged me in. I have never been arrested before. The jury rendered a verdict of guilty. She was sent to the penitentiary for one year.

0052

Testimony in the case
of
Edna Berger
filed Dec. 27.

0053

FORM 112.

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

Police Court—Third District.

of No. Grand St. Williamsburg House of Settlements Street, being duly sworn, deposesand says that on the 20th day of December 1880at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from her and the possession of deponent,

the following property viz.: Twenty six dollars in good & lawful
currency paper & coin of the United States Government
to wit: two bills of the denomination & value of ten dollars
each, one bill of the denomination & value of two
dollars and four bills of the denomination &
value of one dollar each

of the value of Twenty six 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 Ida Berger (nowhere)

for the reason that deponent entered the premises
Nº 101 Horseyth street, that the accused cried
out "A woman is dying" deponent entered
the hall way in response to the cry of distress
When deponent was seized by the accused and
one other woman unknown to deponent by
the arms and the said Ida Berger then and
there took these and carried away from the
left pocket of deponent's pantaloons the
aforsaid property.

William Thompson

Sworn to, before me this

day of

1880

A. J. Morgan. POLICE JUSTICE.

0054

Police Court—Third District

CITY AND COUNTY } ss.
OF NEW YORK }

Isa Reger being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows.

viz:

Question. What is your name?

Answer. Isa Reger

Question. How old are you?

Answer. Thirty two

Question. Where were you born?

Answer. Switzerland

Question. Where do you live?

Answer. 47, Elizabeth

Question. What is your occupation?

Answer. Watchmason

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

Answer. Not guilty

J. W. L. [Signature]

Taken before me, this 24th day of Dec 1890
at New York, Police Justice.

0055

COUNSEL FOR COMPLAINANT.

Name.....
Address.....

COUNSEL FOR DEFENDANT.

Name.....
Address.....

POLICE COURT—THIRD DISTRICT.

AFFIDAVIT—LARCENY
THE PEOPLE, &c.,
ON THE COMPLAINING OF
William H. Thompson
House of Representatives
in default
\$300.00
for perjury
1. *10/10/1900*
2. *10/10/1900*
3. *10/10/1900*
4. *10/10/1900*
5. *10/10/1900*
6. *10/10/1900*
7. *10/10/1900*
8. *10/10/1900*
9. *10/10/1900*
10. *10/10/1900*

Dated *Dec. 21* 1900
Hogan Magistrate
Kay Clerk
10 Clerk

Witness
1000 to answer
1000 to answer
Received at Dist. Atty's Office,

0056

CITY AND COUNTY } ss.
OF NEW YORK,THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Ida Berger

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

on the *twentieth* day of *December* in the year of our Lord one thousand eight hundred and eighty *at the Ward, City and County aforesaid, with force and arms, in the night time of said day, three 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 thousand dollars, and of the value of one thousand dollars each: three 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 five hundred dollars, and of the value of five hundred dollars each: 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 hundred dollars, and of the value of one hundred dollars each: thirty 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 fifty dollars, and of the value of fifty dollars each: fifty 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 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 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 Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety 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 three dollars, and of the value of three 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 bank notes), 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 bank notes), 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: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. 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: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty 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: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents 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,*

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

BENJ. K. PHELPS, District Attorney.

0057

BOX:

26

FOLDER:

314

DESCRIPTION:

Bieyer, Marx

DATE:

12/02/80



314

0058

BOX:

26

FOLDER:

314

DESCRIPTION:

Dunn, Peter

DATE:

12/02/80



314

0059

BOX:

26

FOLDER:

314

DESCRIPTION:

Feehaen, Michael

DATE:

12/02/80



314

269

Day of Trial

Counsel, *Mitchell & Co.*

Filed *1st* day of *Nov* 1880

No 2 & 3
Plends *Not Guilty*

THE PEOPLE
vs
1. Mary Sawyer
2. John J. Dunn
3. Michael Dehaen

BENJ. K. PHELPS,

District Attorney.

x No 2 sent to House of Reps.

A TRUE BILL
W. H. King

Part No Dec. 2, 1880. Foreman

not. pleads / Burg 3.

No 1. Guilty to the 1st.

No 2 & 3 tried & No 3

acquitted. No 2 charged with

with a recommendation to mercy x

0061

Police Office, Third District.

City and County } ss.:
of New York,

No. of 102 7th

John White

Street, being duly sworn,

deposes and says, that the premises No. 102 in the rear of No 307 5309 East 11th Street Ward, in the City and County aforesaid, the said being a frame building and which was occupied by deponent as a stable

were **BURGLARIOUSLY** entered by means of forcibly intruding the staples which fasten the door of the stable and breaking open a trunk containing china ware on the afternoon of the 21st day of November 1880, and the following property, feloniously taken, stolen and carried away, viz. A quantity of china ware, cups, saucers all of the value of twelve dollars

the property of C. J. Preacht of No 74 University Place no charge of this deponent as bailer 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 Max Beyer, Peter Dunn and Michael Fickau

for the reasons following, to-wit: That the said Max Beyer acknowledges and Confesses to this deponent that he took part in the offense mentioned property and that he sold the said property to Peter Dunn he the said Peter and the said Michael Fickau acted as his accomplices. That the said Peter and the said Michael accompanied him the said Max Beyer upon his entering the said stable for the second time. Deponent saw the said Peter Dunn and Michael Fickau standing near the entrance of the stable when the said Max Beyer was caught in the premises by one Thomas McDuffy who delivered him into the custody of this deponent, John White

Sworn to before me this 22nd day of November 1880

John White

0062

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Michael Feehan 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.—

Michael Feehan

Question.—How old are you?

Answer.—

17 years

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

403, 59th

Question.—What is your occupation?

Answer.—

I used to work in a Paper-factory

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

Answer.—

I am not guilty. I had nothing to do with it.

Michael Feehan

Taken before me, this

12th day of *Nov*

18

A. J. Morgan
Police Justice

0063

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, ss.

Peter Dunn

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.—

Peter Dunn

Question.—How old are you?

Answer.—

15 Years

Question.—Where were you born?

Answer.—

Dublin Ireland

Question.—Where do you live?

Answer.—

Corner 110th St & 1st Ave

Question.—What is your occupation?

Answer.—

I was a cigar maker.

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

Answer.—

I bought the cup & saucer off of Max Biegs. I did not know that they were stolen. I did not go to the stable with him. I am not guilty.

Peter Dunn

Taken before me, this

22 day of Nov

1898

A. J. Morgan
Police Justice

0064

Police Court—Third District.

CITY AND COUNTY OF NEW YORK, ss.

Max Meyer

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.—

Max Meyer

Question.—How old are you?

Answer.—

17 years

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

23 / 1st St. R.

Question.—What is your occupation?

Answer.—

Old car

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

Answer.—

I have nothing to say

Max Meyer

Taken before me, this

12

day of

March

1898

Police Justice

J. J. Morgan

0065

Form 116.

No 269

POLICE COURT--THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Offence, BURGLARY.

John White

187-7-11

Max Meyer

Chris Dunn

Michael Julian

Dated Nov. 22 1880

Magistrate.

Benjamin Robinson

Officer.

Clerk.

17

Witness

17th St. 520 E 12th St.

Chas. W. Benjamin

128 E. 12th St.

Chas. W. Benjamin

213 Broadway

Chas. W. Benjamin

524 E. 12th St.

11th St. to answer committed.

Received in Dist. Atty's Office,

Bill Pratt

0066

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Marc Beyer, Peter J. Dunn and*
Michael Dechaen

late of the ~~Seventeenth~~ *twelfth* Ward of the City of New York, in the County of New York,
aforesaid, on the ~~twelfth~~ *first* day of ~~November~~ *November* in the year of our Lord one
thousand eight hundred and eighty ~~with force and arms, at the Ward,~~
City and County aforesaid, the ~~stable~~ *stable* of

John White there situate, feloniously and
burglariously, did break into and enter, the same being a building in which divers
goods, merchandise, and valuable things were then and there kept for use, sale and
deposit, to wit: the goods, chattels, and personal property hereinafter described, with
intent the said goods, chattels, and personal property of ~~the said one~~

Charles A. Trevett then and there being, then and there
feloniously and burglariously to steal, take and carry away, and

twelve cups of the value of fifty cents each
twelve saucers of the value of fifty cents each

of the goods, chattels, and personal property of the said

Charles A. Trevett

so kept as aforesaid in the said *stable* then and there being, 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.

0067

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said *Marc Bieger, Peter J. Dunn*
and Michael Dechaen each

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

twelve cups of the value of fifty cents each
twelve saucers of the value of fifty cents each

of the goods, chattels and personal property of

Charles A. Frevett

by a certain person or persons to the Jurors aforesaid unknown, then lately before
feloniously stolen of the said

Charles A. Frevett

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have
(the said

Marc Bieger, Peter J. Dunn and Michael Dechaen

then and there well knowing the said goods, chattels, and personal property to have
been feloniously stolen,) against the form of the Statute in such case made and pro
vided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0068

BOX:

26

FOLDER:

314

DESCRIPTION:

Birmingham, Thomas

DATE:

12/14/80



314

0069

33

Day of Trial
Counsel, *G. G. [unclear]*

Filed 14 day of Dec 1850.

Pleads *Cha. Quincy (Ct. [unclear])*

THE PEOPLE

vs.

Thomas Birmingham
B.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. A. [unclear]

Foreman.

February 11. 1851.

*Filed & Certified to
the Court and
J. W. [unclear]*

Recd

John N. Muggs

307 East 11th St

0070

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the *Cornus Office*
 No. *40 E 4th St* Street, in the *15* Ward of the City of
 New York, in the County of New York, this *30* day of *Oct*
 in the year of our Lord one thousand eight hundred and *80* before

THOMAS C. KNOX, Coroner,
 of the City and County aforesaid, in view of the Body of

Louis Le Maire

now lying dead at

331 W 19th St

Upon the Oaths and Affirmations of

seem 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

Louis Le Maire came to his death, do,
 upon their Oaths and Affirmations, say: That the said

Louis Le Maire
 came to his death by injuries caused by being run
 over by a car driven by *Thomas Birmingham*, at cor of *22nd*
St and *7th Ave* on *Oct 18th 1880*. and we find *Birmingham*
 guilty of careless driving

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.

Chas. Parker
Louis A. Linder
Stanton Dewey
George Brown
George M. Scharl
Philip H. Hays
Reuben J. Hays

Thomas C. Knox
 CORONER, E. S.

0071

CORONER.

St Anna C. Hunt

Sworn to before me
this 22 day of July 1887

Margaret Newman

[illegible]

0072

TESTIMONY.

Margaret Lemann wife of deceased being
 sworn says: Deceased left home on Oct 18 -
 Monday at 1 PM; at 2 PM he came back
 hurt said ~~he~~ ^{he} ~~was~~ ^{was} ~~knocked~~ ^{knocked} ~~him down~~
 and run over him on car 22nd St & 7th Ave
 a horse and Coops. The driver after running
 over him drove off - he was taken to
 Adams St. near by. My daughter Emma
 Lemann of 10 St & 6th Ave. said the Coops
 belonged in the stables on 22nd bet 7 & 8th Ave
 the Workingman's Union of 23rd St Church bet 6 & 7th Ave
 told her. Dr. Mason was called to attend him
 said he had two ribs broken and sustained
 internal injuries. he died at 4 1/2 AM
 Oct 21 - 1880

Margaret Lemann

Sworn to before me
 this 22 day of Oct 1880

Thomas C. Reed CORONER.

0073

Coroner's Office.

TESTIMONY.

Officer Wm. Kame Special Offr of C.P.M. being
 sworn says I arrested prisoner for run-
 ning over deceased on information from
 Mr. Dryer 264 N 22 St and Mr. Byrnes
 one of his assistants. That Thomas Perkins
 was the man who ran over deceased.

On Friday evening I was informed of
 death of Mr. Lemare and I had
 been told by Mr. Dryer that one of these
 men had run over a man. Mr. Dryer
 had discharged the man the next day
 after the accident. Perjury Law, ³³³
 Sec. 77-11-

William Cairns

Taken before me,
 this 30 day of Oct 1880.

Thomas C. Kemp CORONER

0074

Coroner's Office.

TESTIMONY.

Thomas J. Clark 308 W 24th St. Henry
 sworn says. On Oct 18 - bet 12 $\frac{1}{2}$ & 1 PM
 I was in the office of Jst West Court - NW
 cor 22nd & 7th Ave. I noticed a cat com-
 ing down 7th Ave driving very fast. The
 cat turned in 22nd St. close to curb
 on right and upper side of the curb. an
 old gentleman who was just going to cross
 the street was run over and
 run over. The old gentleman was picked up
 he was slung on the corner.

The cat drove on at the same high rate
 of speed until he went a third of the
 block when his tail flew off on
 the box of the cat and rolled to the
 ground. He stopped got off and picked
 it and got on the cat. and drove
 off at full speed again down 22nd
 toward 8th Ave. He had a long
 coat on and a high hat. I thought
 he wore dark side whiskers. I went
 down stairs to the sidewalk and saw
 a number of people around Mr Le-
 man who was standing up.
 I remarked that the man should
 be taken to a doctor. I then saw

Taken before me,

this 31 day of Oct 1880.

Thomas C. Clark

CORONER.

0075

2

Coroner's Office.

TESTIMONY.

that the old gentleman had a clasp
out over the eye and seemed
badly injured. I said to take him
to the drug store -

I went down 22 St. to find the
man when a gentleman told me that
the cat that ran over deceased came
from a living stable down the street.
I met them and ^{found} the driver un-
telling the horse from the cat.
I found the proprietor and ^{told} him of
the occurrence. He asked me if
I saw it. I said yes. I left the
office went to dinner.

When the driver got off the cat to
pick up his hat. He seemed in-
toxicated.

The driver did seem to check his horse
when turning the curb or slack his speed.

John J. Clark

Taken before me,

this 30 day of Oct 1880

Thomas C. [Signature] CORONER.

0076

Coroner's Office.

TESTIMONY.

Dr R. S. Good Mason 64 W
 20th St being sworn says R
 was called to see Louis Demare
 213 W 19th St. I found him
 suffering from Shock with
 cold Extremities: rapid pulse
 inability to move - subsequently
 examined him: found 2 ribs
 broken - 5th on left & 6th on Right
 side - bloody sputa were noticed
 at future visits from laceration
 of Pleura: there was laceration
 of skin over right elbow: deep and
 extensive: I attended him for 3
 days: on night of Oct 20th 80 he
 died from Shock and combined
 influence of these injuries: ~~attest~~
~~that the~~ ~~injuries~~ ~~at that~~
 time: I understand them to have been
 caused by being run over by a
 Carriage or Carriage at 22nd St & 7th Ave.
 R. S. Good Mason M.D.

Taken before me,
 this 2nd day of Oct 1880.

Thomas C. Kings CORONER

0077

TESTIMONY.

Philip E. Doolan has been sworn says I
have viewed body of deceased and find
that death is due to Throat from
fracture of 5th rib on right side and 6th on
left side and laceration of the pleura

P. E. Doolan M.D.

Sworn to before me
this 30th day of October 1880

Thomas C. Rury CORONER.

0078

MEMORANDUM.

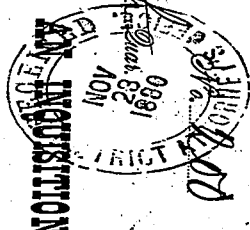
AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
69	Years.	Months.	Days.	France	231 W. 19 th St
					Oct 22 1880

N. Meam on 20th of line
 looks 25th years of age
 Middle but 7x8 in 20th

France

a beautiful order of
 American soldier
 Marshall W. Cooper
 Thompson

K.



On the VIEW of the BODY of
 Louis Severin

whereby it is found that he came to
 his death by being run
 over by a cab driven by
 Thomas Brownshaw
 on or about 12th Oct 1880
 and was found lying
 some yards from the
 street

Report taken on the 30th
 of October 1880
 by

THOMAS C. KNOX, Coroner.

Thomas C. Knox, Coroner
 held in 1880.

John O'Meara, 308 E 11th
 St. New York

0079

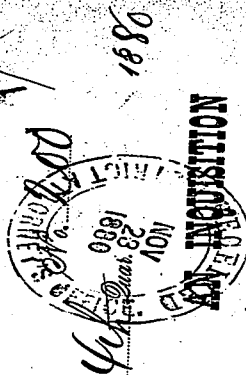
MEMORANDUM.

AGE.	PLAGE OF NATIVITY.	WHERE FOUND.	DATE.
69 Years.	France	231 yr. 19, St.	Oct 22 1880

N. Mason Cor 20 28 28
Explos 23 24 near 7. Am
Dishes bet 7 x 8 am 20 28

Police

K.



On the VIEW of the BODY of

Louis Lemaire

whereby it is found that he came to his Death by being run over by a cart driven by Thomas Birmingham on or about 22nd Dec and 2nd Dec on Oct 11-1880 and was found Birmingham having equally of several drawings

Inquest taken on the 30th day of October 1880 before

THOMAS C. KNOX, Coroner.

Thomas Birmingham held in \$500.00.

John H. Muegge, Sec. S. H. M. St. Surety Co.

a burial order for
Herminded in Degree
Marshall W. Cooper
Forman

0001

Thursday 18th day of Oct in the year of our
 Lord 1880 until the 20th day of Oct
 in the year aforesaid, did Langnick
 and Langnickling Chad live, and on
 which 8th day of April in the year
 aforesaid, the said F F At the
 City of Va aforesaid, & At the said
 preping squeezing dragging & mortal bruising
 wounding, crushing & contusing and such mortal
 wounds and fractures ^{of the} aforesaid, did die
 Aged 40 years

People
are
Monarch
Brimley's name
W. C. Campbell
King Run over by
horse & very old

Change with Care.

He considered decent.

Decent was really over-

with ghorn fault -
if carrying it and the
dearnt fault

Pushed over the

horse -

Twist horse

0082

WITNESS.	RESIDENCE.	HOW SERVED.	DEFENDANT.
Margaret Lemaire	213 W 19th St		Thomas Birmingham
Off Cairns	16 16th Precinct		"
Thomas J Clark	308 W 24th St		"
Mr Dryer	264 W 22nd St		"
Mr Byrnes	"	"	"
B Osgood Mason M.D.	64 W 20th		"
J E Doherty M.D.	Coroner's Office		

The People
vs
Thomas Birmingham
Indictment for manslaughter February 18th 1889.

Court of General Sessions Part 7
Before Recorder Smythe

Mr. Beecher I will ask the stenographer to take the admission of Counsel.

Counsel I consent as the doctor is not here and the wife of the deceased is not here that there will be no dispute that this man was injured, that the couple went over him, and that subsequently he died from the injuries, and that the couple was driven by the prisoner.

Mr. Beecher I will read the deposition of Dr. Mason taken before the Coroner's Inquest, and that will be taken in connection with the admission of counsel. Dr. R. Osgood Mason, 64 West Twentieth St. being sworn says, "I was called to see Louis Le Maine, 213 West Nineteenth St. I found him suffering from shock with cold extremities, rapid pulse, inability to move. Subsequently examined him, found two ribs broken, fifth on left and sixth on right side. Bloody sputa was noticed at future visits from laceration of the pleura. There was laceration of skin over right eye brow, deep and extensive. I attended him for three days; on night of October 20, 1888 he died from shock and combined influence of these injuries received at that time. I understood them to have been caused by being run over by a couple in a carriage at Twenty Second St. and Seventh Avenue."

0084

Mr. Beecher.

(Signed) R. Osmond Mason.

The admission as to Mrs. Le mair's testimony is that Mr. Lemaire went out in the afternoon and returned, left home at about one and about two came back, suffering from injuries of which he died." Thomas J. Clark, sworn and examined, testified. I am Court attendant of the eighth civil district Court; it is located on the south west corner of Twenty Second St. and 7th Avenue; on the 18th of October last I was in the office of the Court in the middle of the day I was sitting near the window. I could see up Seventh Avenue, I could not see down. Did you see any one run over that day on that corner? I did, sir. I noticed this Mr. Lemaire, I did not know his name at that time. I knew him as French Louis, he lived around the neighborhood for many years. I noticed him crossing the Avenue, going up the Avenue and when he got over near the upper crossing I noticed a couple coming round, at least drove around the corner. The horse struck the old gentleman, the couple knocked him down and went over him. How near was Mr. Lemaire to the upper crossing at the time he was struck by the horse? He was very close. How many feet do you suppose? I should think he was within a few steps of it.

0085

By the Court. Might be anywhere from six to nine feet? Yes sir. Was he knocked down and the coupee went over him did it? Yes sir. How was he walking as to speed? Walking very slowly. Did you notice how long it took him to pass from the lower to the upper curb? It took him some time, he was an old gentleman and had been an invalid for some time, he was walking slowly; he had no cane. I saw the coupee come round the corner, it was driven quite fast. I saw it possibly within ten or fifteen feet before it came to the corner of Twenty Second St and Seventh avenue. The coupee was coming down the avenue and Mr. Lemaire was going up the avenue, so that the two were coming towards each other. Did you notice the driver do anything before he got to the corner after he got in sight? No sir. What did he do after the man was run over? He continued on till he got opposite to the fifth house in Twenty Second St and then his hat fell on the street. He stopped and picked up his hat and went down the street. Did he go back at any time to the place where the accident happened? I did not see him. Did you hear him say anything? No sir. Did you see him turn around or look or do anything? No sir. He stopped to pick up his hat and drove down the street. I saw the old

0086

Mr. Beecher

(Signed) R. Osgood Mason

The admission as to Mr. Le mair's testimony is that

gentleman picked up and he remained on the upper crossing of Twenty Second St. and Seventh Avenue for some little time. He was picked up right near the crossing and remained on the curb stone some length of time. I went over to where he was standing. I noticed then, I said to some young men that were standing by, "you had better take this man to the doctor." I noticed that the man was bleeding about the face and head. I don't know what became of him then. I went to see if I could overtake the driver of the coupee. I did find him. I walked down to the livery stable in Twenty Second St. near Eighth Avenue and I said to Mr. Dyer, who is here in Court, I saw a man unhitching the horse, the defendant was away back in the stable. I did not see his face, he was in the stable. He was unhitching the horse ~~that~~ I ran over the man. I noticed the horse strike this old gentleman and the coupee pass over him. What part of the old gentleman's body did the horse strike? The shoulders here. How did he fall? Right down. As far as I can recollect he fell with his head nearer to the north, he fell down on his side. I saw the coupee pass over him, it passed over his side. I think it was the wheels passed over him.

0087

Cross Examined. I think I have known Mr. Lemaire about ten years. I knew that he always wore glasses. I think he wore glasses that morning. I was sitting in the Clerk's office of the Court, that is nearer to Seventh Avenue than the Court room. I was waiting the hour of one to go to my lunch. I noticed the old gentleman coming along the street, at least passing the curb, and while he was crossing towards Twenty Third St. ~~you~~ I saw this couple driven down from Twenty Third St. towards Twenty Second St. As Mr. Lemaire went up the couple came down. It was only a one horse couple. I first noticed it when it was about ten or more feet from the crosswalk, from Twenty Second St. I did not notice that he attempted to check the horse. I do not recollect that I stated so before the Coroner. I think the chest of the horse struck Mr. Lemaire, but I did not notice which side. The man fell and the horse passed over him and also the couple with speed. I know the livery stable where this couple belonged was in the same block between Seventh and Eighth ave. in Twenty Second St. belonging to Mr. Dreyer. I went there afterwards. I never spoke to Mr. Lemaire in my life. Can you identify the man who drove that couple now? I knew the man that did it, I cannot identify him. I mean the day of the occurrence he had a livery coat on him and his face was hidden, considerable and that I afterwards met him. I saw him at the Coroner's jury and

0088

also saw him here I cannot swear that the prisoner is the man who drove the coupee. Charles H. Dreyer sworn and examined. I live in Mamaroneck, Westchester Co. I keep a livery stable at 264 West Twenty second st. between the Seventh and Eighth Aves. I know the prisoner about a year; he is in my employ as a driver. he was in my employ as a driver on the 18th of October last. I could not tell you whether he had been out that day or not. I have two coupees in my employ, one like the other. There is the box first and then there is another what we call a dog seat on top of that. I should the driver's seat was between six and seven feet from the ground; the height of the tallest horse I have is five feet and four inches. The box of the driver is higher than the back of any of your horses, and it stands as high as the head of an average horse. Cross Examined. I do not remember exactly the day of this accident. I heard of the accident, I saw Birmingham that day, I judge I saw him fifteen minutes after the accident from what I had. After I heard of the accident he was in the stable taking care of his horse. I saw him come in with the coupee, the usual slow joggling gate. I sent him out that morning, he had on a livery coat; the hat he wore did not belong

0089

to him. When he was in your employ how was his character as to sobriety? Very good. Was he a careful driver? Very careful. I never knew him to have an accident in my life. I have not got a speedy horse in the stable there was nothing speedy about this particular horse, a good slow jogging mare we call it. I have driven it myself many times. Mr. Clark first informed me of this accident. I could not tell you how long Birmingham was gone without looking at my book. He was sent out I suppose to drive a call; when he came in he was sober; he took a bay mare when he went out; she is a very quiet animal. I believe the prisoner went out about noon, for the foreman had gone to dinner. I was standing in front of the door where he came in. Did you see him when he turned the corner of Seventh Avenue and Twenty Second St. I was too far away. I never saw him until he got within a hundred feet or so of the stable. My stable is one door from Eighth Avenue. I did not see him turn round the corner and did not see at what rate he was driving, when I first saw him he was driving at a slow jog. The only time she does go lively is when she is returning to the stable. Thomas J. Clark sworn and examined recalled. When this man's hat fell off did you notice anything in his manner that specially attracted your attention? Yes sir. I thought by the way the man acted getting off the coffee and picking up the

0090

also saw him here. I cannot swear that the prisoner is the man who drove the coupe.

but he was under the influence of liquor. After the accident I remained in my position possibly five or seven minutes. I then went down stairs and looked for the man he hurt. I told some one that the man ought to be taken to the doctor when I saw the blood coming from his face on the sidewalk. Thomas Birmingham sworn and examined testified in his own behalf. I have been in this country eighteen years. I have been in this city about a year. I was out in the country for some time, working as coachman and gardener. A year ago last Spring my little boy met with an accident - we were about 24 miles upon the Jersey road - he had a spine disease, and we got a letter from a gentleman we lived with to a place up in Fifty ninth St. I went as coachman to the Druggist. On the 18th of October last I drove a call about noon I guess to Fifty Second St. and Madison Ave., drove a lady. I left the lady at Thirty Seventh St. convenient to Fifth Ave. I came down Seventh Avenue to Twenty Second St. Then I got back I suppose it must be in the neighborhood of half past one or a well up to two o'clock. I came down on the west side as far as Twenty Third St. west of Seventh Avenue. Then I came as far as that I was obstructed on that side and I went on the east side for the simple reason that there was not much traffic there. Then I came right

0091

across Twenty Second St. from the opposite or east side to the west going towards Eighth Ave. Did you notice this old man with spectacles? I did. Yes. How far was he from you when you first noticed him? I suppose he must be from the distance of the curb, probably about three or four yards. Then you turned into Twenty Second St. from the Seventh Avenue, how near did you turn to the curb? I was coming I suppose within about a yard or probably nine feet of the curb and I halloed to this old gentleman. I pulled the horse up to a certain extent and I had an idea that he observed me and that he would make a halt. My horse was not exactly a fast horse, but always understood when she was going home. I came to the conclusion I had the privilege to pass, instead of that it appears that he got in contact with the forward or hind wheel, I could not tell which. The horse never knocked him down, I don't believe he did. I passed along, of course you have got to look ahead. I had an idea the matter occurred was something similar to it and I went right along and the horse was something I could not very well control, he took my attention. I did the best I could getting into the stable. My hat fell off as I was going through Twenty Second St. and I stopped the horse and got it. Did you look towards Seventh Ave. crosswalk? Yes, sir. What did you see there?

0092

Twenty Second St. when you saw him there? Yes sir. I was turning to the right. Did you turn sharp? No sir. Are you near sighted yourself? No sir. You have got good sight? Pretty good. How near were you to the avenue when your hat dropped off? I suppose I must have been about a couple of hundred feet probably. You were down pretty near your own stable were you not? Yes sir, it is quite a long block there. And when you got down you saw nobody at all near Seventh avenue, no crowd, nothing at all of that sort? No sir. Did you tell Mr. Dyer you had this accident? No sir, nothing at all about it because I drove in and Mr. Dyer don't come out of the office as a general thing. I saw him in the office when I drove in. I was satisfied, of course, that something had occurred. Did you know that you had an accident, that you had struck this man and knocked him down? Yes, certainly. When did you find that out? I had an idea that it occurred just the time I met in collision with the man. You did feel that you came in collision with something? Yes sir. Did you try to find out who you came in collision with? I was trying, but this other gentleman came in and told about it when I had my horse hitched. You looked up to see if there was an accident and you saw nothing? Nothing. When you went down to Twenty Second St. were you nearer to the

0093

I saw nothing more than usual. Did you see a

gutter, Twenty Second St., to the north side, than to the south side, the south side is where the Courthouse is, the north side is towards Twenty Third St. I was nearest to the up town side, Twenty Third St. I was about three feet probably. Cross Examined I am not exactly a temperate man, I take a glass of ale occasionally. I am sure I took no drink that day, not till night. I believe it was Monday the 18th of October. I was arrested the following Saturday morning. I don't know whether I took any drink previous to my going out on that call, I might have taken a glass of beer after my dinner, as a general thing I do do it. I could not really tell whether I took any drink before the accident or not. I was coming down on the righthand side of Seventh Avenue. I know the law requires me to keep on the righthand side. There was an obstruction at Twenty Third St. and I turned over to the lefthand side to avoid the obstruction. It extended to pretty near the railroad track. How far down from Twenty Third St. did the obstruction extend? I guess it must be probably about fifty feet, a couple of houses. I kept on down the lefthand side of the street, the moment I turned into Twenty Second St. the road was clear. I had a clear view from the point where I turned the crossing and the street at that point.

John Smith, sworn. My business is plumbing and gas fitting. I know Thomas Birmingham sixteen years; he is an honest, upright, faithful man. The following is the affidavit of Dr. Mason: Dr R. Osmond Mason, 64 West Twentieth St. being sworn says. I was called to see Louis Lemaire 213 West Nineteenth St. I found him suffering from shock with cold extremities, rapid pulse, inability to move. Subsequently examined him, found two ribs broken, fifth on left and sixth on right side: bloody sputa was noticed at future visits from laceration of pleura. There was laceration of the skin over right eye brow, deep and extensive. I attended him for three days; on night of October 20, 1880 he died from shock and combined influence of these injuries received at that time. I understood them to have been caused by being run over by a couple or carriage at Twenty Second St. and Seventh Ave. R. Osmond Mason, M. D.
Taken before me this 28th day of October 1880.
Thomas C. Knox, Coroner.

The jury rendered a verdict of guilty of assault and battery.
He was sent to the penitentiary for one year.

0095

I saw nothing more than usual. Did you see a

testimony in the case
of

Thomas Birmingham
pled before

City and County }
of New York } ss.

The jurors of the People of
the State of New York in and for the
body of the City and County of New York,
upon their oath present:

That Thomas Birmingham, late of
of the City and County of New York,
on the eighteenth day of October in the
year of our Lord one thousand eight
hundred and eighty with force and
arms in a public highway and street
of and in said City of New York in
the County of New York aforesaid in
and upon one Louis Rémairé then and
there lawfully being in the ^{Peace of the People of} State of
New York, feloniously and wilfully did
make an assault, and a certain cart and
vehicle of the value of ten dollars then
and there drawn by a certain horse
which he the said Thomas Birmingham
was then and there driving in and
along said street and highway, in
upon and against him the said Louis
Rémairé feloniously and wilfully, did
then and there force and drive, and
him the said Louis Rémairé, did thereby
then and there throw to and upon the

ground and did then and there wilfully and feloniously force and drive the said horse and two of the wheels of the said cart and vehicle against upon and over the head, body, chest, arms, and legs of him the said Louis Lemaire then lying upon the ground and thereby did then and there press, squeeze, drag and mortally bruise, wound, crush, and contuse the body, head, arms and legs of him the said Louis Lemaire and give to him the said Louis Lemaire in and upon the body, head and ribs of him the said Louis Lemaire and divers mortal wounds and fractures (a more particular description of which is to the jurors aforesaid unknown and cannot now be given) of which said pressing, squeezing, dragging and mortally bruising, wounding, crushing and such wounds and fractures as aforesaid, he the said Louis Lemaire on and from the said eighteenth day of October in the year of our Lord one thousand eight hundred and eighty until the twentieth day of October in the year aforesaid did languish and languishing did

0098

live, and on which eighth day of
April, ~~and the year~~ aforesaid, the said
Louis Romaine at the City and County
aforesaid, of the said pressing, squeezing,
dragging and mortal bruising, wounding,
crushing and contusing and such mortal
wounds and fractures so given as aforesaid
did ~~dit~~ 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.
Bry. A. Phelps
District Attorney.

0099

BOX:

26

FOLDER:

314

DESCRIPTION:

Bloom, Mary

DATE:

12/07/80



314

0100

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Mary Bloom

late of the *twenty second* Ward of the City of New York, in the County of
New York, aforesaid, on the *thirtieth* day of *August* in the
year of our Lord one thousand eight hundred and ~~seventy eight~~ *eighty* with force and
arms, about the hour of *eight* o'clock in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Johanna Zohemann
there situate, feloniously and burglariously did break into and enter ~~by means of forcibly~~

he the said

Mary Bloom

then and there intending to commit some crime therein, to wit: the goods, chattels, and
personal property of

Johanna Zohemann

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

And the jurors aforesaid, upon their oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County
aforesaid, the said

Mary Bloom

late of the Ward, City, and County aforesaid,

Two coats of the value of three dollars each
Two pair of pantaloons of the value of two dollars each
Two vests of the value of two dollars each
One hat of the value of one dollar
One skirt of the value of one dollar

of the goods, chattels, and personal property of the said

Johanna Zohemann

in the said dwelling house then and there being, 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.

Wm. T. Phelps, District Attorney

0101

WILLIAM COUNTY }
OR NEW YORK, }

And THE JURORS ^{aforesaid} OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, ~~present~~ ^{aforesaid} do further present:

That Mary Bloom —

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the ~~thirtieth~~ day of August in the year of our Lord
one thousand eight hundred and ~~seventy~~ eighty with force and arms, at the
Ward, City and County aforesaid,

Two coats of the value of three dollars each
Two pair of pantaloons of the value of two dollars each
Two vests of the value of two dollars each
One hat of the value of one dollar
One skirt of the value of one dollar

of the goods, Chattels and personal property of Johanna Zohlmann
by a certain person or
~~and certain other~~ persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said Johanna Zohlmann
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have
(the said

Mary Bloom —

then and there well knowing the said goods, chattels, and personal property to have
been feloniously stolen). against the form of the Statute in such case made and pro-
vided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0102

12

Filed 7 day of Dec 1889
Pleas

THE PEOPLE,

vs.

Harry Abram
(alias)

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Wm. Wells W. Carter

Foreman.

Indictment for Receiving Stolen Goods.

0103



City of New York Recorder's Chamber

New York 1871

Sealed

vs.

Bloom

Warrant of arrest 22^d Dec.

Shames the debt for

7 years. She has been

accused of stealing

a chair - stealing it.

Leaving it naked in a

hallway in 42 front

Before this she was convicted

of theft. At Special Session

and sent to Penitentiary

0104

Person
Person
Mention as to Church

0105

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Mary Blom 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 her, states as follows, viz:

Question. What is your name?

Answer. *Mary Blom*

Question. How old are you?

Answer. *Nineteen years*

Question. Where were you born?

Answer. *New York City.*

Question. Where do you live?

Answer. *780 Eleventh Avenue.*

Question. What is your occupation?

Answer. *Servant.*

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

Answer. *I took the articles named in the charge.*

x Mary Blom

Taken before me this

29

day of January 1897

Maxwell
Police Justice.

0106

First District Police Court

CITY AND COUNTY OF NEW YORK.

Cornelia Pignaut
of No. 125 92nd Street, betw^{en} 4th Street and 50th Avenue
being duly sworn, deposes and saith, that on the 13th day of September 1880
at the said premises in the 22nd 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,

the following property viz: one nightgown, - one small piece of
cloth, 4 yards of blue flannel, two counterpane flannels, two
white sheets, two blue and one brown rasher,
one lace dress and cap; one pair of plated
bracelets, one brown wrist, one ladies skirt
one boys light over coat - one sweater
basket, one reticel, one table cloth,
one nine yard of tulle netting, in all
of the value of thirty two dollars and
forty-five cents.

the property of deponent and her husband Eugene
Pignaut

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 *Mary Bloom* (now here) for

the reason following to wit: that on said day
the 13th day of September 1880, said articles were
in said premises and said Mary Bloom had then
charge of said articles, during the temporary
absence of their deponent, when in the evening of
said day their deponent returned, said Mary Bloom
had left said premises and said articles were missing
and since that time said Mary Bloom has acknowledged of
having taken said articles and to have pawned the
same.

Cornelia Pignaut

Sworn before me this 13th day of September 1880
Maxwell District Justice

0108

Police Office, Fourth District.

City and County }
of New York, } ss.

Johann Zehlmann
of No. *413 West 38th* Street, being duly sworn,
deposes and says, that the premises No. *455 West 40th*
Street, *22nd* Ward, in the City and County aforesaid, the said being a *tenement* dwelling
and which was occupied by deponent as a *dwelling*
were **BURGLARIOUSLY**
entered by means *of forcing open a door leading into*
said premises, by thrusting open said door

upon
on the *thirtieth* of the *thirtieth* day of *August* 18*77*
and the following property feloniously taken, stolen and carried away, viz.:

two suits of clothes, and one hat, one
white shirt in all of the value of
fifteen dollars.

the property of *deponent a widow, and in her charge.*
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 *Mary Bloom*

for the reasons following, to wit: *that said articles were*
on said day at the hour of about seven
O'clock and 30 minutes A.M. in said premises,
that at about said hour this deponent
after securely locking said door left said
premises and returned at about ten O'clock
A.M. on said day and found said door forced
open and said articles missing, that said
Mary Bloom, known to officer Joseph
Cutrell

of 22nd Recd. Police of having taken
said articles.

known to before me

Isaac Kaplan

this 29th day of November 1884

Mercutio C. C. C. C.

Police Justice

City of New York, Co. and County of New York

Joseph Cottrell being duly sworn says
he has heard read the foregoing affi-
davit and that portions referring to him
is true upon his own knowledge

known to before me this Joseph Cottrell
29th day of November 1884

Mercutio C. C. C. C.

Police Justice

0110

Police Office, Fourth District.

City and County
of New York,

ss.

Johann Zohmann

of No. *413 West 38th*

Street, being duly sworn,

deposes and says, that the premises No. *455 West 40th*

Street, *22nd* Ward, in the City and County aforesaid, the said being a *brick* dwelling

and which was occupied by deponent as a dwelling

entered by means

of forcing open a door leading into

said premises, by thrusting open said door

on the ~~thirtieth~~ of the ~~thirtieth~~ day of August 1887

and the following property feloniously taken, stolen and carried away, viz.:

*two suits of clothes, and one hat, one
white shirt in all of the value of
fifteen dollars.*

the property of *deponent a widow, and in her charge*.
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 *Mary Bloom*

for the reasons following, to wit:

*that said articles were
on said day at the hour of about seven
o'clock and 30 minutes A.M. in said premises
that at about said hour this deponent
after securely locking said door left said
premises and returned at about ten o'clock
A.M. on said day and found said door forced
open and said articles missing, that said
Mary Bloom, acknowledged to officer *Joseph
Cattell**

0111

of 22nd Precinct Police of having taken
said articles. & I have Raphaelman

known to before me

This 29th day of November 1884

Mercer Otterbourg

Police Justice

State of New York, City and County of New York
Joseph Cottrell being duly sworn says
he has heard read the foregoing affi:
davit and that portion referring to him
is true upon his own knowledge

Known to before me this Joseph Cottrell
29th day of November 1884

Mercer Otterbourg

Police Justice

0112

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Mary Bloom 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 her, states as follows, viz:

Question. What is your name?

Answer. *Mary Bloom*

Question. How old are you?

Answer. *Nineteen years*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *788 Eleventh Avenue*

Question. What is your occupation?

Answer. *Housewife*

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

Answer. *I took the articles as stated and named in the charge*
+ Mary Bloom

Taken before me this

29

day of

Nov

1897

Police Justice.

0113

12
Police Court--Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Johanna Schlessinger
413 W 88 St
vs.
Mary Blum

Offence, *Burglary*

BAILED:

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated

November 29

188*8*

Magistrate.

Attesty
22 Nov

Officer.

Callard

Clerk.

Witnesses, *and officer*

\$500. to Mrs G. J.

Can

Received in District Att'y's Office,

0114

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Mary Bloom

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

One shirt (of the kind called a night shirt) of the value of
one dollar
One yard of cloth of the value of one dollar
Four yards of cloth (of the kind called flannel) of the
value of one dollar each yard
Five skirts of the value of two dollars each
Two waists of the value of four dollars each
One overskirt of the value of two dollars
One coat of the value of five dollars
One Basket of the value of one dollar
Three yards of silk of the value of fifty cents
each yard
Two bracelets of the value of fifty cents each
One satchel of the value of fifty cents
One cloth (of the kind called a table cloth)
of the value of one dollar

of the goods, chattels, and personal property of one

Eugene Pignat

then and
there being found, 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.

0115

And the Jurors aforesaid, upon their oath aforesaid, do further present.

That the said

Mary Bloom

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

One shirt (of the kind called a night shirt) of the value of one dollar.

One yard of cloth of the value of one dollar

Four yards of cloth (of the kind called flannel) of the value of one dollar each yard

Five skirts of the value of two dollars each

Two waists of the value of four dollars each

One overskirt of the value of two dollars

One coat of the value of five dollars

One basket of the value of one dollar.

Three yards of silk of the value of fifty cents each yard

Two bracelets of the value of fifty cents each

One satchel of the value of fifty cents

One cloth (of the kind called a table cloth) of the value of the value of one dollar

of the goods, chattels, and personal property of the said

Eugene Poignant

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Eugene Poignant

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Mary Bloom

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

BENJ. K. PHELPS, District Attorney.