

0767

BOX:

515

FOLDER:

4693

DESCRIPTION:

Hawkins, Burrell

DATE:

03/16/93



4693

Witnesses:

Ben J. Brown

Geo. Weston

Counsel,

Filed *16* day of *March* 1893

Pleads, *W. J. Smith*

THE PEOPLE

33

145 N. 24th vs.

Printed

Bureau Newspaper

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

DE LANCEY NICOLL,

District Attorney.

March 93

A TRUE BILL.

Wm. W. Neaton

Foreman.

Sept 2 - March 28, 1893.

trial and convicted as

assault 3rd degree, with

strong recommendation for

prison for 30 days.

0768

0769

Police Court— 2 District.City and County {
of New York, } ss.:

George Weston
 of No. 215 West 29 Street, aged 38 years,
 occupation Piano player being duly sworn
 deposes and says, that on the 8 day of March 1893 at the City of New

York, in the County of New York, Beaten
 he was violently and feloniously ASSAULTED and ~~beaten~~ by Burrell Hawkins

(Now here) from the following facts
 to wit. That while walking on
6th Avenue he was assaulted by
 defendant who did pull a
 revolving pistol loaded with
 powder and ball and pointed
 the same at deponent saying you
 black son of a bitch I am going
 to kill you and then and then
 Kicked ^{him} on the abdomen

George Weston

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
 any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
 for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 8 day
 of March 1893 } George Weston

W. H. [Signature]
 Police Justice.

0770

Sec. 193-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Burrell Hawkins

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. Richmond Va

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

Answer. 145 West 27 Street two months

Question. What is your business or profession?

Answer. Actor

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

Answer.

I am not guilty
Burrell Hawkins

Taken before me this

day of

March

1933

W. J. Brady

Police Justice.

0771

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

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

Dated, *March 8* 189*3*.....*Wm. H. Brady* Police Justice.

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

Dated,.....189.....*Police Justice.*

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

Dated,.....189.....*Police Justice.*

07

102 2 50
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Weston
215 W. 29
Burrell Hawkins

Offense Assault
Felony

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, March 8 1893

Grady _____ Magistrate.

Brown _____ Officer.

19 _____ Precinct.

Witnesses _____

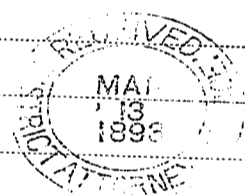
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer B.S.

Chm-
\$1000 & Feb 10. 1000.



Court of General Sessions.

City and County of New York.

Part II.

-----X
 The People :
 vs : Before the
 Burrell Hawkins. : Hon. Rufus B. Cowing,
 : and a jury.
 -----X

Indicted for assault in the first degree.

Indictment filed March 16th, 1893.

Tried March 28th, 1893.

-----X
 Appearances:
 Assistant District-Attorney Davis for the People.

Jacob Berlinger, Esquire, for the Defense.

-----X

G E O R G E W E S T O N, called by the people, being duly sworn, testified that he was a banjoist and lived at No. 215 West 29th street. On the 8th of March, 1893, about ten minutes of three in the afternoon he went into the saloon at No. 461 Sixth avenue. The defendant came in about five minutes later. The defendant went to speak to him, the witness, but he refused to speak to the defendant. The defendant then said, "I want you to go up to 32nd street with me. He, the witness, said, "No." A gentleman came in and he, the witness, went with the gentleman up to 32nd street to see about some work. The defendant followed them. When they got to No. 109, three gentlemen stood on the sidewalk, Dick Stonewall, Dick Jones and his barkeeper. The place was called a club room. The defendant came up and caught him, the witness, by the breast. His, the witness's, coat was buttoned up. He broke the defendant's hold and the defendant caught him again and pulled his gun out of his, the defendant's, right hand pocket and said, "You black son of a b---, I am going to kill you." He, the witness, threw up his hands and Dick Jones jumped down off the stoop and took hold of the defen-

G E O R G E W E S T O N, called by the people, being duly sworn, testified that he was a banjoist and lived at No. 215 West 29th street. On the 8th of March, 1893, about ten minutes of three in the afternoon he went into the saloon at No. 461 Sixth avenue. The defendant came in about five minutes later. The defendant went to speak to him, the witness, but he refused to speak to the defendant. The defendant then said, "I want you to go up to 32nd street with me. He, the witness, said, "No." A gentleman came in and he, the witness, went with the gentleman up to 32nd street to see about some work. The defendant followed them. When they got to No. 109, three gentlemen stood on the sidewalk, Dick Stonewall, Dick Jones and his barkeeper. The place was called a club room. The defendant came up and caught him, the witness, by the breast. His, the witness's, coat was buttoned up. He broke the defendant's hold and the defendant caught him again and pulled his gun out of his, the defendant's, right hand pocket and said, "You black son of a b---, I am going to kill you." He, the witness, threw up his hands and Dick Jones jumped down off the stoop and took hold of the defen-

dant's right hand and said, "Burrell, put that gun away." The defendant caught him, the witness, again and hit him over the head with the gun. He, the witness, said, "Don't kill me Burrell." The defendant said, "You black son of a b-- , I am going to kill you." The defendant pointed the pistol at him, the witness, when he first grabbed him. The defendant pointed it at his chest. He, the witness, said, "Come down as far as the avenue," and he commenced to get weak from a kick the defendant had given him. The defendant followed him to 30th street and Sixth avenue, where he, the witness, saw an officer. He said to the officer, "Officer this man has got a gun and is going to kill me sure." The officer said, "Where is he," and he, the witness, pointed the defendant out. The defendant started to run. In striking him, the witness, the defendant did not break his hat, but scratched his forehead. He was laid up for two days and saw a doctor who came to the house. The officer arrested the defendant and searched him and found the pistol. He, the witness, had done nothing to the defendant. In cross-examination, the witness testified that his name

0777

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was Watson. In the Jefferson Market Police Court he remembered testifying that he was hit on the head twice with the pistol in the hands of the defendant. He remembered being asked by the counsel for the defendant to show the marks of the blows and answering that he was not hit at all, but warded off the blows. He, the witness, had had no trouble with the defendant. The reason the defendant wanted him to go up to 32nd street, was that he, the witness, owed the defendant \$3 and the defendant wanted him to go there to see a man named Thurber who had paid him, the witness, some money for the defendant. The money was paid him for the defendant's work in a minstrel show and he, the witness, collected it. He did not give the money to the defendant and was held in the police court on the charge of larceny, to be tried in Special Sessions. Thurber was not present at the trial and he, the witness, was discharged. He, the witness, offered to pay the defendant down at the court. Before that he did not have the money to pay the defendant. He, the witness, also collected the money for the other persons of the company. He kept it because they were not in

the city at the time. He, the witness, did not carry a knife. In Nail's saloon the defendant had a quarrel with him. In front of No. 109 32nd street, he, the witness, did not open his mouth. The defendant kept cursing him. This was where he saw the pistol first. He, the witness, had carried a knife but did not have one with him that day. He used the knife cutting bridges for the banjo and left it home that day.

R O B E R T J. B R O W N, being duly sworn, testified that he was an officer attached to the 19th precinct. He arrested the defendant on the 8th of March about 3:20 o'clock. He first saw the defendant at 7th avenue and 30th street. The complainant called his, the witness's attention to the defendant. The complainant was in company with the defendant. The complainant told him the defendant had a revolver and had threatened his life. The complainant pointed the defendant out to him, the witness, and the defendant started to run down the avenue and he followed the defendant to 28th street and overtook him and arrested him. Then he, the witness, searched the defendant and found a revolver in his overcoat pocket. The revolver was loaded.

He took the defendant to the station house. He did not ask th defendant any questions. The complainant went along with them. He, the witness, did not notice any bruises on the complainant. In the station house the complainant explained that he had had some trouble with the defendant over \$3 that he, the complainant, owed the defendant, and that the defendant had drawn a revolver on him and threatened to shoot him, and that he, the complainant, had asked the defendant to go down to his house and see if he could get the \$3. Then they both went down the avenue until the complainant met him, the witness, when the complainant called to him to arrest the defendant. The complainant said he had been kicked several times in the stomach and the defendant had threatened to kill him. In the police court the complainant seemed to walk lame. On the way to the court the defendant said the complainant had drawn a knife on him. This was about a quarter of an hour afterwards. The defendant had no wounds. He, the witness, did not search the complainant to see if he had a knife.

B U R R E L L H A W K I N S , the defendant, called by the

0780

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defense, being duly sworn, testified that he did not have a revolver in his pocket now. He lived at No. 145 West 27th street. He was a comedian, dancer and singer and vaudeville performer. He had known the complainant for nineteen years. On the 8th of March he saw the defendant between 2 and 3 o'clock in Nail Bros saloon, No. 461 Sixth avenue. Previous to this he had played for the complainant in a concert that was given on February 13th, at Carnegie Music Hall, under the auspices of the "Black Patti." Madame Thurber engaged the complainant to get the banjo players and after that she was to pay him and he was to pay the people he engaged. On the night of the 13th of February he, the defendant, performed with the complainant as one of ten banjo players. For this he was to receive \$3. The people that were to pay the complainant were not there and the players were around a week looking for their money and they began to get uneasy. On the day in question he, the defendant, had been to see about the money and went into Nail's saloon with two companions. The complainant was in the billiard room. Previous to this he, the defendant, had heard

several people say that they were told that the complainant had got the money. He, the defendant, said, "Mr. Weston, did you receive that money yet?" The complainant said no. He, the defendant, said, "It is very strange. You don't seem to be putting yourself out much about it." There is rumors around here that you did get it." The complainant spoke up and got mad and showed fight. He, the defendant, said he would bring the complainant up to the club in 32nd street and see the persons who said he had received the money from Mrs. Thurber to pay the banjo players. The complainant said he would go up there. The complainant took out a knife and picked his fingers and nails with it. He, the defendant asked what he was going to do with the knife. Mr. Nail came in and asked him to quiet down and he did and went and sat at the back part of the bar room. He did not hit the complainant over the head with the pistol. The complainant went out of the saloon and he, the defendant, went on up to the club. He had kicked the complainant, he acknowledged that. It was because the complainant would not give him his money and reached for his knife. He, the

defendant, did pull a pistol when the complainant was drawing his knife. He did not point it at the complainant. He, the defendant, had the pistol in his overcoat pocket. He had no permit to carry a pistol, but carried it only when he was travelling. He had no intention to fire it. He simply pulled it out to show the complainant, because the complainant was going for his knife. This occurred in 32nd street.

J O S E P H M O O R E, being duly sworn testified that in the fall his business was singing and the summer waiting, at the West End Hotel, Long Branch. He knew the defendant and he, the witness, was in Nail's saloon on the day in question and saw the altercation there but saw no knife or pistol. He knew the complainant and had worked for him. He would not believe the complainant under oath. He had known the defendant four or five years. He worked in the same companies with the defendant and the complainant. He knew nothing of the defendant's character at all except that he had always known him to be a gentleman.

J O H N J O N E S, being duly sworn testified that he was a song-and-dance artist and a professional man.. He

was in Nail's saloon on the 8th of March. He heard the defendant say to the complainant, "What are you going to do with that knife." He saw the blade of the knife in the complainant's hand. He was afraid the complainant was going to hurt the defendant so he asked the defendant to take a walk. The defendant was a particular friend of his and he did not want him to get hurt, so he called him away. The defendant was a very nice quiet man.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Burrell H. Hawkins

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

Burrell H. Hawkins

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

The said

Burrell H. Hawkins

late of the City of New York, in the County of New York aforesaid, on the *2nd* day of *March* in the year of our Lord one thousand eight hundred and ninety-*four*, with force and arms, at the City and County aforesaid, in and upon the body of one *James C. West* in the peace of the said

People then and there, feloniously did make an assault and to, at and against the said *James C. West* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said

Burrell H. Hawkins in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge *the same* with intent *to kill* the said *James C. West*

thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Burrell H. Hawkins

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

The said

Burrell H. Hawkins

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

James C. West in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against the said *James C. West*

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said

Burrell H. Hawkins

in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there *aimed and present with intent to* shoot off and discharge *the same* 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.

DE LANCEY NICOLL,

District Attorney.

0785

BOX:

515

FOLDER:

4693

DESCRIPTION:

Hayes, George

DATE:

03/23/93



4693

0788

BOX:
515

FOLDER:
4693

DESCRIPTION:

Walters, Frederick

DATE:
03/23/93



4693

Witnesses,

Chas. E. Tice

Counsel,

Filed

1893

Pleads,

THE PEOPLE

vs.

George Hager
and

Fredrick Walters

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. H. Hester,
Foreman.

Chas. E. Tice

Wm. H. Hester
Chas. E. Tice
Wm. H. Hester

Burglary in the Third Degree.
Section 498, Code of Laws of the State of New York.

078

0788

Police Court— District. 3

City and County of New York, ss.:

Michael Gohaleen
of No. 107 Rivington Street, aged 25 years,
occupation Stand Keeper being duly sworn

deposes and says, that the premises No 106 Ludlow Street, 10 Ward
in the City and County aforesaid the said being a Stand in front of
said premises and which was occupied by deponent as a cigar cigarettes and soda water stand
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking the
pad lock from the door of said stand
with an iron instrument

on the 18 day of March 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of Cigarettes of the
value of Ten dollars
\$ 10 00/100

the property of Stand
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

George Hayes and Frederick Walters (both men)
for the reasons following, to wit: deponent securely locked
said stand at the hour of 12:30 A.M. on
said date. that he is informed by
Officer Flay that he arrested the defendants
at the hour of 2 A.M. on said date
with said property in their possession.
that deponent has identified said property
as the property of deponent. Deponent found
that the lock was forcibly removed from said
premises
Michael Gohaleen

Sworn to before me this
18th day of March 1893

Charles E. Police Justice

0789

Sec. 198—200.

1883
District Police Court.

City and County of New York, ss: .

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

Question. What is your name?

Answer. Fred Walters

Question. How old are you?

Answer. 23 Years

Question. Where were you born?

Answer. New York

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

Answer. 72 Bowery

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty

Fred Walters

Taken before me this

day of

1883

Police Justice.

0790

Sec. 198—200.

3

1882

District Police Court.

City and County of New York, ss: .

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

Question. What is your name?

Answer. *George Hayes*

Question. How old are you?

Answer. *21 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *72 Bowery*

Question. What is your business or profession?

Answer. *Labourer*

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

Answer. *Am not guilty*

George Hayes

Taken before me this *18*
day of *March* 189*5*

Police Justice.

079

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

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

Dated, Nov 18 189 3..... Police Justice.

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

Dated,..... 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

070

189 308
Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Whalen
107 Richmond
George Hayes
2 Frederick Walters
3
4

Offense, Bill of Sale

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

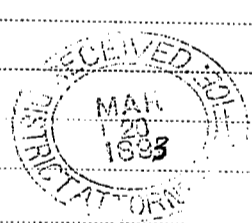
Dated, March 18th 1893
Rich Flay Magistrate.
Officer.
Precinct.

Witnesses
No. Street.

No. Street.

No. Street.

\$ 1000 to answer



N.Y. March 23/93

To whom it may concern

I do know Mr. Edm. Rogersky and as far I
can say that he has
always been honest.

Yours
Joseph Kipnick

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*George Hayes
and
Frederick Walters*

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

George Hayes and Frederick Walters

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

The said

George Hayes and Frederick Walters, both

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the
eighteenth day of *March* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *right* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one *Michael Johalen*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said *Michael
Johalen* in the said *building*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

SECOND COUNT—

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

George Hayes and Frederick Walters
of the CRIME OF *Petty* LARCENY _____ committed as follows:

The said

George Hayes and Frederick Walters, both

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

two hundred packages of cigarettes
of the value of five cents each
package

of the goods, chattels and personal property of one

Michael Yohalen

in the

building

of the said

Michael Yohalen

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

0792

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
George Hayes and Frederick Walters
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

George Hayes and Frederick Walters

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,

*two hundred packages of cigarettes
of the value of five cents each
packages*

of the goods, chattels and personal property of

Michael Yohalen

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

Michael Yohalen

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

George Hayes and Frederick Walters

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.

DE LANCEY NICOLL,

District Attorney.

0797

BOX:

515

FOLDER:

4693

DESCRIPTION:

Henry, James

DATE:

03/20/93



4693

copy to pro 7-12-1893

Witnesses:

Geo Smith

Officer Smith the
complainant writes
has appeared and
testified that he knew
nothing of the occurrence
the foundation of the
written indictment.
He being no officer
of Securing a conviction
I recommend that he
shd. be discharged on
his own recognizance

May 9th 1898
I concur in above
James J. Brady
A.D.C.

Counsel,

Filed

Pleads,

ENTERED
T.J.W.

THE PEOPLE

vs.

B

James Henry

[Signature]

DE LANCEY NICOLL,

District Attorney.

[Signature]
7/12/1893

A True Bill.

April 11, 1898
May 13/98
Paul Discharged

POOL SELLING.
(Section 351, Penal Code and Chap. 479,
Laws of 1897, SS. 4 and 7.)

137

May 13/98

0799

TURF COMMISSION CO.

Commission Merchants.

As Commission Agents, I ask you
to send for me to Race Track at

Gloucester

2 Dollars, to be placed on the
following combined Horses.

Franklin
in 1st race

at track quotations, if such can there
be obtained.

I now pay Ten Cents, your charge
for executing this commission.

George Smith

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

POLICE COURT—

3

DISTRICT.

of No. 11th Precinct

Street, being duly sworn, deposes and

says that on the

10th

day of

March

1893

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

James Henry

(now here) did at premises 197 Bowery, keep a room or a part thereof and who occupied such premises with books and paraphernalia for the purpose of recording and registering bets or wagers dependent upon the result of a trial or contest of speed of beasts to wit: horses. in violation of section 351 of the Penal Code.

Deponent further says: that on said day he visited said premises and saw a number of other persons there and saw paraphernalia to wit: blackboards in the room having marked thereon the names of horses and figures marked against each name which deponent understood to be the amounts of the odds bet against each of said horses and deponent selected one of the names of said horses marked on said blackboard to wit: "Frank C" a horse who was to race in a contest at a race track at Gloucester in the State of New Jersey and deponent saw the defendant behind a partition in said room and ^{deponent} filled out a blank furnished in the room, similar to the one hereto annexed

000

and gave defendant two dollars and ten cents to bet on said race which money defendant accepted and deponent heard said bet called to some other person behind said partition and the defendant gave deponent the annexed ticket as evidence of said bet. That said bet was made from the quotations marked on said blackboard namely two to twenty four upon which quotation deponent gave defendant said two dollars as a stake or wager.

Sworn to before me }
 this 10th March 1893 }
 Charles N. Lantier
 Police Justice

George Smith

Police Court, District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

0002

Sec. 198—200.

1883

3 District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. *James Henry*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *571 Third Avenue 5 months*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer. *I am not guilty -*
Las Henry.

Taken before me this

10

day of March 1893

Charles J. Smith

Police Justice.

0003

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

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

Dated, March 10 1893 Charles N. Laintor Police Justice.

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

Dated, March 10 1893 Charles N. Laintor Police Justice.

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

Dated,.....189..... Police Justice.

000

1372
Police Court---

279
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Smith
vs.
James Henry

Offense
Regularity
bet & wages

BAILED,

No. 1, by Chas. Smith
Residence 64 East Street.

No. 2, by Joseph J. Gleason
Residence 216 E 60 Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

2 _____
3 _____
4 _____

Dated, March 10 1893

Tamlin Magistrate.

Smith Officer.

22 H Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer Chas.

Bailed



00005

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Henry

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse

James Henry
of the crime of keeping a room for the purpose of recording and registering bets and wagers, and
of selling pools, committed as follows:

The said

James Henry
late of the *Fourth* Ward of the City of New York, in the County of New York aforesaid,
on the *fourth* day of *March* in the year of our Lord
one thousand eight hundred and ninety *three*, at the Ward, City and County aforesaid,
and not upon any grounds or race track, owned, leased, or conducted by any association incor-
porated under the laws of this State, for the purpose of improving the breed of horses, where
racing was then lawfully had, with force and arms, did unlawfully and feloniously keep a certain
room in a certain building there situate, for the purpose of therein recording and registering bets
and wagers, and of selling pools, upon the result of trials and contests of speed and power of
endurance of beasts, to wit, horses; against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York and their dignity.

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

James Henry

of the crime of knowingly permitting a room to be used and occupied for the purpose of
recording and registering bets and wagers, and of selling pools, committed as follows:

The said

James Henry

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the *owner* of certain room in a certain building there situate, with force and arms, unlawfully and feloniously did knowingly permit the said room to be used and occupied for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed, and power of endurance of beasts, to wit, horses; 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.

Third Count, And the Grand Jury aforesaid, by this indictment, further accuse the said *James T. Conroy*

of the crime of keeping, exhibiting and employing devices and apparatus for the purpose of recording and registering bets and wagers, and of selling pools, committed as follows:

The said *James T. Conroy*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being the *owner* of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein keep, exhibit and employ, divers devices and apparatus (a more particular description whereof is to the Grand Jury aforesaid unknown) for the purpose of recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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.

Fourth Count, And the Grand Jury aforesaid, by this indictment, further accuse the said *James T. Conroy*

of the crime of becoming the custodian and depository, for hire and reward, of money staked,

0007

wagered and pledged upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said

James H. Gray

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was then lawfully had, being then and there the *owner* of a certain room in a certain building there situate, with force and arms, did unlawfully and feloniously therein then and there become the custodian and depository, for hire and reward, of certain money, to wit : the sum of *\$100* dollars in lawful money of the United States of America, which said money was then and there by one *Smith* staked, wagered and pledged upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *S. A. C.* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situate at *Brooklyn* in the County of *Kings* in the State of *New York* and commonly called the *Brooklyn Race Track*, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the circumstances and manner of, upon, and in which the said money was so staked, wagered and pledged as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

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

James H. Gray

of the crime of recording and registering a bet and wager, committed as follows :

The said

James H. Gray

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose

0000

of improving the breed of horses; where racing was then lawfully had, with force and arms, did unlawfully and feloniously record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Jack* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at

~~in the County of~~ _____ in the State of *New York*

and commonly called the _____ Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

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

James H. ...

of the CRIME OF POOL SELLING, committed as follows:

The said *James H. ...*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold, to one *George Smith* and to divers other persons, to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Jack* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year afore-

said, at a certain place and race track situated at
~~in the County of~~ _____ in the State of _____
 and commonly called the _____ Race Track,
 and which said trial and contest was had, holden and run on the day and in the year aforesaid at
 the place and race track aforesaid (a more particular description of which said trial and contest,
 and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid
 unknown, and cannot now be given), 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.

Seventh Count, And the Grand Jury aforesaid, by this indictment, further accuse the
 said *James H. [unclear]*

of the crime of recording and registering bets and wagers, committed as follows:

The said *James H. [unclear]*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year
 aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned,
 leased, or conducted by any association incorporated under the laws of this State, for the purpose
 of improving the breed of horses, where racing was then lawfully had, with force and arms, did
 unlawfully and feloniously record and register, and cause to be recorded and registered, divers
 bets and wagers, then and there made by and between divers persons to the Grand Jury aforesaid
 unknown, upon the result of divers certain trials and contests of speed and power of endurance of
 and between divers horses (a more particular description whereof, and of each of them, is to the
 Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year
 aforesaid, at a certain place and race track situated at _____
~~in the County of~~ _____ in the State of _____
 and commonly called the _____ Race Track, and which
 said trials and contests were had, holden and run on the day and in the year aforesaid, at
 the place and race track aforesaid (a more particular description of which said trials and contests
 and of the said bets and wagers so as aforesaid then and there made upon the same, is to the
 Grand Jury aforesaid unknown, and cannot now be given), 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.

0010

Eighth Count, And the Grand Jury aforesaid, by this indictment, further accuse the
said *James Henry*

of the crime of pool selling, committed as follows :

The said *James Henry*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, and not upon any grounds or race track owned,
leased or conducted by any association incorporated under the laws of this State, for the purpose
of improving the breed of horses, where racing was then lawfully had, with force and arms, did
feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold
to divers persons, to the Grand Jury aforesaid unknown, divers pools upon the result of divers
trials and contests of speed and power of endurance of and between divers horses (a more par-
ticular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) there-
after to be had, holden and run on the day and in the year aforesaid, at a certain place and race
track situated at *4th Ave. 100 ft. N. of 1st St.* in the County of

and commonly called the *James Henry* Race Track,
and which said trials and contests were had, holden and run on the day and in the year aforesaid,
at the place and race track aforesaid (a more particular description of which said trials and con-
tests and of the pools upon the same so as aforesaid then and there sold, is to the Grand Jury
aforesaid unknown, and cannot now be given), 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.

DE LANCEY NICOLL,
District Attorney.

0011

BOX:

515

FOLDER:

4693

DESCRIPTION:

Herr, John

DATE:

03/15/93



4693

08 12

Witnesses:

John A. McArthur

Counsel,

Filed

15 March 1893

Pleeds,

THE PEOPLE

vs.

John Stern

Grand Larceny, [Sections 688, 689, Penal Code.] Degree.

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Wm. V. Keaton

Toreman.

John A. McArthur

6 mos Pen Pr.

0813

Friend Billy
I am sorry I
can't I don't

I will see you
next week
and set off
with you
your friend
John

I am going
home

0014

Police Court

2

District.

Affidavit—Larceny.

City and County
of New York, } ss:

William Cone

of No. 204 East 17th Street, aged 26 years,
occupation Bookkeeper being duly sworn,deposes and says, that on the 28th day of February 1897 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the Day time, the following property, viz:Personal
clothing, a set of Cooper works, two
albums, a gold headed umbrella and
other property to all of the value
of seventy five dollars.

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by John Herr nowLew. The defendant was rooming
with deponent and had access to
said property and is absconded
with the said property and subsequently
defendant sent the law ticket
for part of said property in a letter
signed John Herr and
and defendant confessed to de-
ponent and to officer John H.
Holland of the Detection Bureau
that the defendant had stolen
said property.

William Cone

Sworn to before me, this

day

of

March 1897

Police Justice.

0015

522 V. TURF COMMISSION CO. 1893.

RECEIVED Dollars, to be sent on Commission
to Race Track and there placed on

1st
Horse 1st of 2d
1st, 2d or 3d

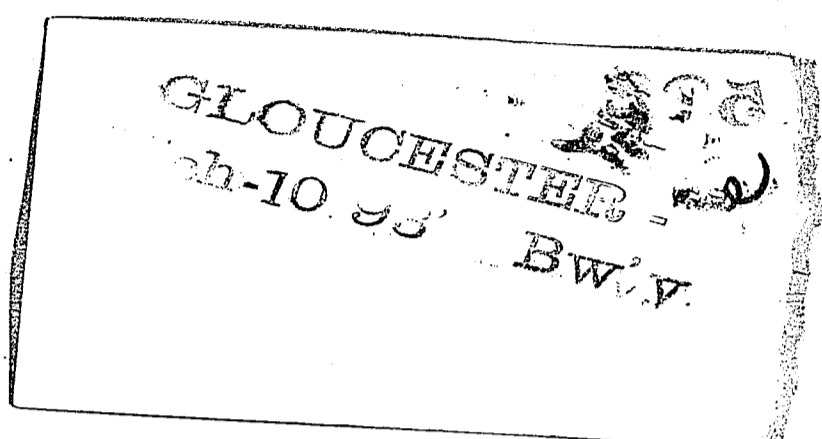
at track quotations, if such can there be obtained.

It is understood and agreed, that the undersigned act in the premises as
common carriers only, for the purpose of transferring the money above men-
tioned to the place designated. **CHARGE FOR COMMISSION, TEN CENTS**

NOTICE—Amount of Order returned, less commission.
where a failure to execute is due to accidental or other
unavoidable delay in transmission.

HURLEY & CO., PR., 52 E. 4TH ST

08 16



0017

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *John Herr*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N. S.*

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

Answer. *208 E. 17th St. Cook & Smith*

Question. What is your business or profession?

Answer. *Cook*

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

Answer. *There was another party in with me John Herr*

Taken before me this *11th*
day of *March* 188*8*
John J. Brady
Police Justice.

00 10

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

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

Dated Mar 11 1893 Thos. J. Brady Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

08

84 / 276
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. Cone
294 E. 17th
John Herr

Laurens
J. C.
Offence

1
2
3
4

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Date March 11 1897
Grady Magistrate.
Deaf to Holland Officer.
C. C. Precinct.

Witnesses,
No. Street.
No. Street.



No. Street.
\$ 500 to answer G. S.
Comm

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Kerr

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

of the CRIME OF GRAND LARCENY IN THE
as follows:

The said

John Kerr
late of the City of New York, in the County of New York aforesaid, on the *28th* day of *February* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms,

divers articles of clothing and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of thirty dollars, fifteen printed books of the value of two dollars each, two albums of the value of five dollars each, some umbrellas of the value of ten dollars, and divers other goods, chattels and personal property, (of a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of thirty dollars,
of the goods, chattels and personal property of one *William Bone*

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

De Lancey Nicoll,
District Attorney

002

BOX:

515

FOLDER:

4693

DESCRIPTION:

Higgins, Joseph

DATE:

03/11/93



4693

Witnesses:

Counsel,

Filed

1893

Pleads,

THE PEOPLE

22

228 4 29th vs.

Johnson

Joseph Higgins

Forgery in the Second Degree.
[Sections 511 and 561, Penal Code.]

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

W. W. Keaton,

Foreman.

Subscribed 24/93

Heads Gmity

Pen one year

0023

Police Court, 2 District.

1901

City and County of New York, ss.

Charles Rose

of No. 219 West 29th Street, aged 60 years,
 occupation Horse Shoen being duly sworn, deposes and says,
 that on the 6th day of March 1897, at the City of New
 York, in the County of New York,

Joseph Higgins, now
 here, did make utter and forge a certain
 instrument of writing hereunto annexed
 forging deponent's name to an order
 written on one of deponent's bill heads,
 and addressed to one of deponent's
 customers with the intent to create a
 pecuniary demand by said customer
 against deponent. The defendant
 had been in deponent's employment, and
 knew of deponent's business, and on
 said date, the defendant presented
 the aforesaid forged order, purporting to
 be signed by deponent and addressed
 to M. Purgel requesting the
 payment of fifteen dollars on
 deponent's account, and deponent
 is informed by William Lough, now
 here, that on said date he was
 present when the said defendant
 presented the said forged order at
 the store of the said Purgel at
 393 Fourth Avenue, and the defendant
 then and there received the said
 fifteen dollars on said forged order
 thus obtaining said money on deponent's
 credit by means of said forged
 order.

sworn to before me this 6/2 o'clock
 5th day of March 1897,
 (J. H. [illegible])
 John [illegible]

0024

CITY AND COUNTY }
OF NEW YORK, } ss.

William Lange
aged 26 years, occupation clerk of No. 123 South Avenue Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Charles Rose
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 9 day of March 1898 } William Lange

Thos. J. Brady
Police Justice.

0025

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Joseph Higgins*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *225 West 29th St - New York.*

Question. What is your business or profession?

Answer. *Wine Shop*

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

Answer. *I have nothing to say*
Joseph Higgins

Taken before me this

day of

March

188

John J. Brady
Police Justice.

0026

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

Joseph Higgins

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

Dated Mar 9 1897 Thos. J. Brady Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

002

105
Police Court--- 2
281 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Rose
219 W. 29
Joseph Higgins

Offence
Larceny

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated March 9 1893
G. S. Greedy Magistrate.
John J. O'Connor Officer.
19 Precinct.

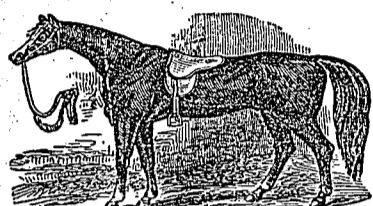
Witnesses M. Lange
No. 387 Street.

No. Street.

No. \$500 to answer G. S.
J. Com.



0020

New York, *March 6th 1893**M*

TO CHARLES ROSE, Dr.
HORSE SHOER,

158 WEST 30th STREET,
Bet. 6th & 7th Aves.

Mr Purvial

*Sir please
give bearer fifteen Dollars 15⁰⁰*

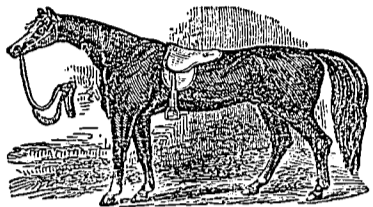
*As I am very short of
Money and Oblige Yours*

Respect Charles Rose

0029

New York, *March 6th* 1843

M



TO CHARLES ROSE, Dr.
HORSE SHOER,

158 WEST 30th STREET,
Bet. 6th & 7th Aves.

Mr. Purvot
Sir please
give bearer fifteen Dollars 15⁰⁰
As I am very short of
Money and Oblige Yours
Respect Charles Rose

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Higgins

The Grand Jury of the City and County of New York, by this indictment, accuse
Joseph Higgins
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Joseph Higgins

late of the City of New York, in the County of New York aforesaid, on the
day of *March* in the year of our Lord one thousand eight hundred and
ninety- *three*, at the City and County aforesaid, with intent to defraud, feloniously did
forge a certain instrument and writing, which said forged instrument and writing is as follows, that
is to say:

New York, March 6th 1893

2m

*to Charles Rose, Dr.
Horse Shaver,
158 West 30th Street,
Bet. 6th & 7th Aves.*

Mr. Purvagal

*Sir Please give
bearer fifteen Dollars 15/00 as I
am very short of money and
Oblige Yours
Resd Charles Rose*

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

SECOND COUNT.

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

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

The said

Joseph Higgins

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

New York, March 6th 1893

M

*To Charles Rose, Dr.
Horse Shaver,
158 West 30th Street
Bet. 6th & 7th Aves.*

Mr Curvagal

*Sir Please give
bearer fifteen Dollars 15/00 As
I am very short of money and
Oblige Yours
Resp Charles Rose*

the said

Joseph Higgins

then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0032

BOX:

515

FOLDER:

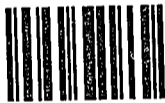
4693

DESCRIPTION:

Hirsch, Louis

DATE:

03/22/93



4693

0033

BOX:

515

FOLDER:

4693

DESCRIPTION:

Jones, Sydney

DATE:

03/22/93



4693

0034

BOX:

515

FOLDER:

4693

DESCRIPTION:

Johnson, Harry

DATE:

03/22/93



4693

0035

BOX:
515

FOLDER:
4693

DESCRIPTION:

Brennan, John

DATE:
03/22/93



4693

0036

POOR QUALITY
ORIGINAL

Witnesses:

Subpoena
offered in this case
for ~~the~~ the the

Part I

April 4 1893

I have examined the
case against No
2 herein and find
that there is no
evidence ^{that} shown
even justifying the trial
of that case. I therefore
recommend that
the indictment
be dismissed as
to him

H. D. Macdonald
Asst

Counsel,

Filed 13th day of March 1893

Pleas

THE PEOPLE

vs.

Louis Storch

James Jones

Harry Johnson

and John Brennan

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

1-3 1-3
Ed. Ref. 1-3
Wm. H. H. 1-3
April 12/93

1-3 1-3
Foreman. 12

Read by J. J. 1-3
No. 2. on recm of Dist. Att. 1-3
indict. dis. 1-3
no. 1-3

Registry in the Third Degree
Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

0037

POOR QUALITY
ORIGINAL

Witnesses:

Supp. on
off. the
1/4

Part I

April 4 1893

I have examined the
case against No
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of that case. I therefore
recommend that
the indictment
be dismissed as
to him

H. P. Macdonald
Asst

Counsel,

Filed day of March 1893

Pleas

THE PEOPLE

vs.

Louis Throck

Sydney Jones

Harry Johnson

John Brennan

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

No 1-3 + 4

Wm. H. Hutton

April 12/93

Foreman.

1-3 + 4

I read Bill today
No. 2. on rec. of Dist. Atty.
indict. dis. R. M.
No. 3. rec. of complaint

Rec'd in the Third Degree
Section 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Police Court 2 District.

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

Morris Marx
of No. 102 to 106 Wooster Street, aged 29 years,

occupation Manufacturer of ladies and boys' waists being duly sworn

deposes and says, that the premises No 102 to 106 Wooster Street,

in the City and County aforesaid, the said being a four story brick

building and which was occupied by ~~deponent~~ as a Marx Brothers on the 3d floor

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

were **BURGLARIOUSLY** entered by means of forcibly breaking
off a bolt on the door of deponent's
premises.

on the 11 day of March 1899 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity
of silk waists and silk gowns
of the value of about seven hundred
dollars \$ 700

the property of Deponent's firm of Marx Brothers
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
Louis Hench, Sidney Jones, and Harry
Johnson all now here.

for the reasons following, to wit: Deponent left the said
premises securely locked and closed on
Saturday night March 14 1899 at 6.15
o'clock P.M. and the said premises
were found open as aforesaid and the
said property was missing. The said
Harry Johnson was employed in the
said building and had a key to the
front door of the lower floor, and

Defendant is informed by Detectives John J. Clerkin and William Brown that the said Henry Johnson admitted to them that he committed the ~~crime~~ said burglary, and the Defendant Herish also made such admissions, and a part of said property was found in the possession of the Defendants Herish and Jones at their residence N 7 Stanton Street secured in a wardrobe.

Done & before me this
14th day of March
1899

Notary Public
John Fisher

Thomas M. M. M.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
Burglary
Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0040

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Louis Hirsch*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *7 Marston St. 3 days*

Question. What is your business or profession?

Answer. *Bar tender and waiter*

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

Answer. *I am not guilty.*
Louis Hirsch.

Taken before me this

day of

*March 1908**Police Justice.*

004

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Sydney Jones*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *M. S.*

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

Answer. *Refused.*

Question. What is your business or profession?

Answer. *Shut Maker*

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

Answer. *I am not guilty - I know nothing about it.*

Sydney Jones

Taken before me this

day of

March 188*7*

Wm. J. Brady
Police Justice.

0042

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

William Browne
aged _____ years, occupation Detective of No. 8th Avenue

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

Sworn to before me, this 14 day } William Browne
of New York 1898

W. H. Bay Police Justice.

0043

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 40 years, occupation Detective of No. 12 Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Morris Mark
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 14 day
of March 1899

John J. Barker

W. S. [Signature]

Police Justice.

0044

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Harry Johnson*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *N. Y.*

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

Answer. *Brooklyn no home*

Question. What is your business or profession?

Answer. *Kutter*

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

Answer. *I am not guilty*
Harry Johnson

Taken before me this

day of

March

1899

Police Justice.

0045

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

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

Dated March 14 1899 W. J. Herch Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

004

B.O. 132

Police Court---

289

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Morris Marx

102 No. 100 St.

Louis Herch

Arthur Jones

Harry Johnson

John Brennan

Murphy

Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

March 14 189

Grady

Magistrate.

Clarker & Brewer

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ 2000 to answer

G. S. J.

Down

0047



Court of General Sessions,
Judge's Chambers,
32 Chambers Street.

New York, _____ 189

At General

24 fourth ship

2 or 3 years.

John Bush - Brennan

(Morgan Rope Works -
Brookport ny -
Harry Johnson =

Grand. museum

Butt Essex orchard

Lewis Hirsch - 25 -
= Graco =

0048

Police Court, 2 District.

1961

City and County of New York, ss.

Marri Meort
 of No. 102 to 106 Worster Street, aged 29 years,
 occupation Manufacturer of Wauks being duly sworn, deposes and says,
 that on the 11th day of March 1897, at the City of New
 York, in the County of New York, John Brennan

now here was one of the men
 engaged in committing a burglary
 in the store of Mauk Brothers
 at 102 to 106 Worster Street; that
 the other defendants were Harry Johnson
Louis Hirsch and Edney Jones; and
 that these other three defendants
 have been held in the court to
 answer said charge, and that they
 are now awaiting the action of the
 grand jury. Deponent has heard
 the confession of the defendant
 in the presence of officer John
4 clerk of the 1st precinct
 that he, defendant was one of
 the said burglars, and the de-
 fendant was also implicated by
 confession of the other defendants. Deponent
 asks that defendant be committed
 to answer said charge together
 with the other defendants.

Sworn to before me this
18th day of March
1897.

John Brennan
John Brennan

Mornstman

0049

CITY AND COUNTY } ss.
OF NEW YORK, }

1021

aged 40 years, occupation Policeman of No. 8th Street

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

Sworn to before me, this 11 day
of March 1897

John I. Clarke

John P. Bouchie Police Justice.

0050

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

John Brennan

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

N. Y.

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

Answer.

Boston Mass. 7 years

Question. What is your business or profession?

Answer.

Steward

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

Answer.

I have nothing to say

John Brennan

Taken before me this

day of

March

188

John McLaughlin
Police Justice.

0051

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

John Brennan

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

Dated *March 18* 1873. *John P. [Signature]* Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

005

B.O 132

Police Court--- 2

308

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Morris Mark

John Brennan

2

3

4

Indicted with
Hersch, et al.

Brayley
Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated March 18 1889

Voorhis Magistrate.

Clarke & Brown Officer.

Precinct.

Witnesses Call off Clarke

No. Street.

No. Street.

No. Street.

\$ 2500 to answer G.S.

RECEIVED
MAR 18 1889
DISTRICT COURT

0053

483

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

- against

Louis Hersch, Sydney Jones, Harry Johnson and John Brennan.

The Grand Jury of the City and County of New York, by this indictment, accuse
Louis Hersch, Sydney Jones, Harry Johnson and John Brennan
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *Louis Hersch, Sydney Jones, Harry Johnson and John Brennan, all*
late of the *Eighth* Ward of the City of New York, in the County of New York aforesaid, on the
eleventh day of *March* - in the year of our Lord one
thousand eight hundred and ninety-*three*, in the *right*-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one *Morris Marx*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said *Morris Marx*
Marx in the said *building*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

SECOND COUNT—

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

Louis Hirsch, Sydney Jones,
Harry Johnson and John Brennan,
 of the CRIME OF *Grand LARCENY* in the first degree, committed as follows:

The said *Louis Hirsch, Sydney Jones,*
Harry Johnson and John Brennan, all

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

one hundred and thirty waists
of the value of three dollars each,
and twelve pieces of silk of the
value of thirty dollars each
piece

of the goods, chattels and personal property of one

in the

building

of the said

Morris Marx

there situate, then and there being found, in the

building

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

0055

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said *Louis Hirsch, Sydney Jones, Harry Johnson and John Brennan* of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Louis Hirsch, Sydney Jones, Harry Johnson and John Brennan*, all 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 hundred and thirty wares of the value of three dollars each and twelve pieces of silk of the value of thirty dollars each piece

of the goods, chattels and personal property of

Morris Marx
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Morris Marx*

unlawfully and unjustly did feloniously receive and have; (the said *Louis Hirsch, Sydney Jones, Harry Johnson and John Brennan* 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.

DE LANCEY NICOLL,

District Attorney.

0056

BOX:

515

FOLDER:

4693

DESCRIPTION:

Hobenstock, Louis

DATE:

03/29/93



4693

0057

Witnesses:

Wm E. Ball
Chas. E. Barker

Subpoena
affidavit
Apr 26 1893

Counsel,

Filed, 29 day of March 1893
Pleads, Wm E. Ball

THE PEOPLE

427-2
17 P. 1893

Louis Hobenstok

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

Part I
Apr 10 1893

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John W. Heuler
Sgt 2 - April 24 1893
Jury and Coroner.
Foreman. 26

SP. 370 P.
April 26/93

POLICE COURT,
SECOND DISTRICT,
W. L. OAKSEY, JR.
STENOGRAPHER.

The People vs
Wm E. Ball

Louis Habenstock

Examination Before Judge Voorhis
March 18 1892

For the defendant, Mr. M. Clelland

William E. Ball. The confounding
witness, being cross-examined on his
affidavit before and says:

Q Do you know the defendant

A I know the man from being
interested in the case.

Q When did you first know
him?

A The first time I knew him
was on Thursday morning when
he was in court.

Q Now you know nothing of
the case except what you
learned

A Except what I heard.
Re-direct by the court

Q You were employed by the
Rusgits Fur Company?

A Yes

Q You are familiar with the goods
with which they deal.

A Yes sir.

Q I'm goods and fur skins?

A Yes sir

Q Manufactured and unmanufactured?

A Yes sir

Q Are you familiar with the
marks upon goods that they
have sold?

A Yes sir

Q Are there marks by which
those goods can be identified

A Yes sir

Q The first time you met Louis
Hakenstock the prisoner was
in Court for say?

A Yes sir

By Mr McClelland

Q Q - after the larceny?

A - Yes sir: Day before yesterday
By the Court

Q Were there a loss of some
foods by the farm by whom
you are employed?

A Yes sir

Q What were these foods that
were stolen?

A In the best of my knowledge
that were nine seal skins
and one we got on the thief.

Q On Shirley?

A Yes sir

Q He was in your employ?

A Yes sir.

Q You found a skin in his
possession?

A Yes sir

Q You got the property?

A Yes sir

Q And they were this goods
missing?

A Yes sir

Q That had been taken from

time to time

A Yes sir

Q Were any of these goods marked
or that you could identify them

A Since March & they were
marked goods

Objection

Q Were the goods so marked
that you could identify them?

A Yes sir, yes sir, so mark them,

Q Did you see any of these
goods after they had been
so stolen?

A Yes sir

Q Did you recognize them
as part of the same goods
that had been stolen?

A I did, yes sir

Q In what manner did you
identify them

A By marks

Q Which you saw upon the
goods?

A Yes

Q When did you see any of the

goods so stolen?

A At 36 Bond Street, at
Solomon Kutner's place

Q In the possession of Solomon
Kutner

A Yes Sir.

Q Did you have any interview
with the defendant Habenshook
— any conversation in relation to
the property that was stolen.

A I did.

Q When?

A On the morning after the
prisoner Shirley was remanded.

Q Where was it?

A At his residence.

Q Who was present?

A — The Detectives Brown and
Blacker, the prisoner and
myself.

Q What was the conversation as
near as you can remember?

A The conversation was from
information given me by the
prisoner that he had ^{over} stolen

seal skins stole from our
 form to the Mr Habenstock
 for four dollars per skin.
 That he had received the
 money at his house and
 also received money from his
 boy; also delivered goods
 to the man and food
 to his boy on the street.

Q That is what the prisoner
 Shirley said in the presence
 of the prisoner Habenstock.

A Yes.

Q What did Habenstock say?

A He denied.

Q In what words?

A He denied it; he said he
 did not deal in skins;
 did not handle skins; that
 he sold the cuttings and
 pieces.

Q Did you see any goods
 there of yours?

A None that I could identify.

Q Is that all that he said?

A He said we should examine
the place. I went out and
found his boy at the corner
of Brower and First Street
Q who was present?

A There was nobody present
but the boy

Q Hahenstock was not present

A No.

Q The boy -

A The boy said so.

Q You charge Hahenstock on the
information furnished you by
Shirley

A And his son.

Q That he had received these
goods from Shirley that were
stolen by him, and that the
defendant paid four dollars
a skin - also his son
received goods.

objected to.

Q You testified that the
complainant charged Hahenstock
at that time that he had

received some of her goods
from his son.

A I did.

Q Now examined

Q - Who was present at that
time?

A In Hohenstock's house.

Q Where was it that L gave
you any information about
the alleged receiving by the
father?

A On the Bowery in the
presence of Detective Brown
and Clarke and Shirley.

Q Was there any place and
any time that anything was said
by the son?

A Walking along the street

Q Who was present?

A Detective Brown had the
boy and Gross walking
with Detective Clarke and
Shirley.

Q Hohenstock was not present

A No

By the Court

Q - Did you charge him then at the time you called at his house?

A Yes I did.

Q Charged Hebenstock to his face?

A Yes.

By Mr. McClelland

Q - What did Hebenstock answer

A - He said that he did not deal in cutlery.

Charles E. Shirley sworn as a witness for the people. Affores and says:-

By the Court

Q - You were in the employ of the ^{Disposit} ~~Disposit~~ Ice Company

A Yes Sir

Q Were you acquainted with Mr. Hebenstock the defendant ^{Louis} Hebenstock

A Yes

Q Have you had any business transactions with him in relation to seals or

the delivery of goods of the nature
of fur skins.

A Yes sir.

Q When?

A I went for them myself. I forget
what date a couple of times -
just after the holidays.

Q The latter part of January?

A Yes sir.

Q You went to Hohenstein Place?

A Yes sir. I received four dollars
from himself a couple of weeks
for a skin.

Q What he purchased of you?

A Yes.

Q What kind of skin?

A Seal skin - the same as there.

Q Whose skins were these?

A Of Mr. Rusz's Fur Company.

Q How many did you sell him
about?

A About 8 or 9 skins.

Q And what was the price that
was given for each skin?

10 A Four dollars apiece he gave me

Q Did you sell them at different
time?

A Yes sir.

Object 2

Was examined by Mr. McChesney

Q What did you take there on the
15th day of March

A On the 14th, I gave a skin
to the boy on Tuesday.

Q On Tuesday you gave a skin
to the boy?

A Yes sir, he put it in his pocket
along with some cuttings and things
from the ash can. — He took them
off about half past 11 or quarter
to 12 o'clock, and he came
back with four dollars.

By the court

Q Did you see him deliver them
to his father

A Not that one,

Object 2

Q You handed them to the boy
on the 15th?

A Yes - it was on Friday
 2 The 14th or 15th

A Yes.

2 You handed skins belonging to
 the Ruzs's Fur Company to the
 son of Hohenlock?

A Yes sir.

2 What did you say?

A I said nothing - told him to bring
 the money over after it before
 dinner.

2 When was it that you
 handed some of the stolen goods
 belonging to the Ruzs's Fur Company?

A I could not tell the day - the
 middle of last month about.

2 The first time?

A Yes sir.

2 You handed these stolen goods
 to person of Hohenlock?

A Yes sir.

2 And received from the boy some
 money?

A I did.

12 2 as you stated?

A Yes sir - four dollars
 stolen &

The Court - I will make the complaint
 to charge that this offense was
 committed on the 15th of February
 instead of the 15th of March and
 the complainant Ball will be re-sworn
 to it.

Complainant Ball re-sworn.

Defendant Shirley cross-examined

Q You have been arrested charged
 with stealing these goods.

A Yes.

Q - And you pleaded guilty?

A Yes.

Q Have you been informed by
 anyone as to what would be
 the result of your testimony here?

A Not at all

Q What did you expect

A I do not know

19 Q You have not any expectation?

A No sir, this was the first time
I have been arrested.

Q Don't you believe that by
furnishing testimony that it would
have some effect upon the amount
of punishment you would receive?

A No sir.

Q Did the Detective or the
officer who arrested you
make any promises to you?

A No sir.

Q You stated that you had
direct conversations with
Hakenstock for some of these
skins.

A Yes sir.

Q Were those skins marked
as A-1 skins?

A Yes.

Q Did you mark them
as A-1 skins?

Q You sold more than one?

A Yes sir.

Q How many?

14 A Five or six

Q Did you have a conversation with him at the time you sold them?

A I brought it to his man. He opened it and examined it and handed me four dollars and I walked out.

Q Did he make any remarks?

A No remarks at all about it.

Q What he was going to do with them?

A No Sir.

Q Were they skins that belonged to the stock of Purget & Co taken from their stock?

A Yes Sir.

Q Did he ask you how they came to be in your possession?

A No Sir.

Q Did you make any representations to him as to how they came in your possession?

A None at all.

15-2. Q Did he know you were

in the employ of Ruszits?

A Yes Sir

Q Did you represent yourself as one of Ruszits firm?

A One of the employees

Q Did you say to him that you were the owner of these goods?

A I did not Sir

William E. Ball Recalled by the Court

Q What was the market value of these skins?

A What was the value of the skin later about February 15? What is this one worth?

A This one skin is worth \$35 - they run from \$30 to \$75

Q What was the average?

A \$50

Q Did Hahenstock deal with you from?

A No, Sir

16 Q at all?

A No Sir

Q Did you authorize Shirley
to dispose of these goods?

A No

Q Did he have any authority?

A He did not have authority
to dispose of anything of the
port - He was not in that
capacity

William Brown, Police Officer of the
8th Precinct, being duly sworn
before and says:-

Q Were you present at the time
of the visit to Hohenstock with
reference to the goods that was
stolen from Augustus Dan Co?

A Yes

Q Did you see Hohenstock
there?

A Yes Sir

Q What did he say relative to
these goods?

A He said he did not know
anything about them. Previous

to you going there the prisoner
(Shirley) described them - he
gave the name of the man
and the name of the boy,
and the prisoner (Shirley) told
me his name was Hohenbach.

Q He told you he had sold
them goods to Hohenbach

A Yes.

Q The boy had also taken
some goods from you to his
father?

A He himself had taken them
over. Hohenbach denied
all knowledge of the skins
and denied all knowledge
of the prisoner.

At the closed move to dismiss
the complaint and to discharge
the defendant on the ground
that the testimony of the witness
Shirley is that of an accomplice
and that the defendant cannot
be convicted ~~on~~ upon such

testimony without corroboration.

Motion denied

Jt held to answer \$1000 bail

0077

Police Court, 2 District.

1901

City and County of New York, ss.:

William E. Ball

of No. 73 Mueen Street, aged _____ years,
 occupation fur dealer being duly sworn, deposes and says.
 that on the 15 day of March 1899, at the City of New
 York, in the County of New York,

Louis Hobiurlock, I now
 depose, did receive a quantity of
 stolen goods knowing the same to
 have been stolen, for the following
 reasons:— One Charles E. Shirley
 was detected in the act of stealing
 furs from the John Ruszits Fur Co.
 and part of said stolen property
 was turned to the possession of the
 defendant, by Detectives William
E. Browne and John J. Clarke
 now here, who informed deponent
 that they had traced said stolen
 goods through the defendant's
 store, and the said Charles E.
Shirley, after confessing that he
 had stolen the said goods, also
 informed deponent that he
 had sold the same to the
 defendant for about one
 eighth the market value.

W. E. Ball

SWORN TO BEFORE ME

THIS 16 DAY OFMarch 1899John P. McCarthy
POLICE JUSTICE.

0076

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Charles E. Shuley
aged _____ years, occupation elevator man of No. _____

2699 1st Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of William E. Ball

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

Sworn to before me, this 16 day } Charles E. Shuley
of New York 1893 }

John P. Donovan Police Justice.

0079

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged _____ years, occupation William Brown of No. _____
John Brown Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of William E. Ball
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 16 day of March 1893 } William Brown

John Pollock Police Justice.

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CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged _____ years, occupation _____ of No. _____

_____ Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of _____

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

Sworn to before me, this _____ day
of _____ 189 _____

John J. Clarke

John J. Clarke
Police Justice.

00001

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Louis Hobnutock*

Question. How old are you?

Answer. *46 years*

Question. Where were you born?

Answer. *England*

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

Answer. *17 Second St - 3 years*

Question. What is your business or profession?

Answer. *Farmer*

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

Answer. *I am not guilty*
Louis Hobnutock

Taken before me this

day of

March

1883

Police Justice.

0002

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

Louis H. Branstock

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

Dated March 16 1897 John McWoodley Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

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B.O. 245
Police Court--- District. 332

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. E. Ball
73 Mercer
Louis Hobinstock

Recum
Offence after goods

BAILED,

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

2 _____
3 _____
4 _____
Dated March 16 1899

Voorhis Magistrate.
Brown & Clarke Officer.
Precinct.

Witnesses Call Officer

No. _____ Street.
Charles E. Shirley
City Prison
No. _____ Street.

No. _____ Street.
\$ 1000 to answer
95

\$1000 for Ex - Mar 18. 9 a.m.

COURT OF GENERAL SESSIONS OF THE PEACE---Part 2.

CITY AND COUNTY OF NEW YORK.

THE PEOPLE,
vs.
LOUIS HOBENSTOCK.

BEFORE

HON. JAMES FITZGERALD,

AND A JURY.

TRIED, NEW YORK, APRIL 20, '93.

INDICTED FOR RECEIVING STOLEN GOODS.

INDICTMENT FILED MARCH 29TH, 1893.

11 11 12 12 13 13 14 14 15 15 16

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY THOMAS J. BRADLEY,

For THE PEOPLE.

JAMES D. MCCLELLAND, ESQ.,

FOR THE DEFENSE.

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0005

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WILLIAM E. BALL, a witness for The People, sworn, testified, that he is a clerk and salesman for the Ruszits Fur Company, of 73-75 Mercer Street, New York City. He first miss stock of the company in balancing up their books for the year on January 31st, 1893. He missed two seal skins. On March 8th he missed three and on March 13th two skins. They were all marked. The witness reported the loss to the police, and in consequence of that Detective Brown and the witness secreted themselves in a closet on the 6th floor of the building where the witness worked. While so secreted he saw Charles E. Shirley come up in the elevator and take a skin out of the reel of skins in the Foreman's office, and Detective Brown jumped out and arrested him. Shirley pleaded guilty in the police court. In consequence of information received from Shirley, Detective Brown and Officer Clark and the witness and the defendant went to 17 2nd Street, the defendant's place. The witness said to the defendant, "Where are those skins that you re-

ceived from Shirley?" The defendant said, "I didnt receive any skins from him at all. All that I do is to receive the cuttings that the boy picks out of the ash cans that are swept from the workshop." Then Officer Clark and the witness began to search the house but they found nothing. Afterwards the defendant said that he had paid Shirley 15 cents a day or 90 cents a week to allow his boy to pick cuttings or sweepings out of the can. The witness asked where the boy was, and the defendant's wife started to put on her hat and shall and go out but the witness stopped her. Then the witness waited in the street until the boy came along, and then spoke to him, and in consequence of that conversation they went to 36 Bond Street, Solomon Kuttner's place, and there they found two sealskin caps made from a marked sealskin. He saw the marks on them, and identified the skins by such marks.

In

C R O S S - E X A M I N A T I O N

the witness testified that he did not find any skins stolen from his employers in the possession of the

defendant. Cuttings are pieces that are cut from the skins and fall into the working drawer of the cutter. They are not waste. The waste are the sweepings from the floor, which are thrown into the ash can. No one has the sale of the waste in the witness's concern. It is thrown into the ash can by the boy that sweeps the shop.

CHARLES E. SHIRLEY, a witness for The People, sworn, testified that he is 42 years of age, and has a wife and four children. He was last employed by the Rusitz Fur Company from May 16th, 1892 to March 15th, 1893--- up to the time of his arrest. Joseph Hobenstock, the defendant's son, came to pick skins out of the company's ash cans--cuttings or sweepings, from the ash cans. He came usually about 8 o'clock every morning. The witness ran the elevator. The defendant came around to the Rusitz Fur Company to see his son. He saw him, the witness, the first time about the middle of February. The defendant asked him, the witness, in to have a drink

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and said, "If you have anything worth anything bring it over Shirley, bring it over, and I will make it right with you." A week after that conversation, the witness went to the defendant's place, 17 2nd Street, The witness brought a sealskin with him. He got it from the Rusitz Fur Company, from the top floor, in the Foreman's office. He went to the defendant's about 7 o'clock after he got through with his work. The defendant and his wife and son were present. The witness said, "Louis, here is a skin." The defendant examined it and paid him \$4, and said, "Come over again when you have got anything." About a week after that the witness sold another skin to the defendant for \$4. The defendant said, "If you have anything to bring over, let Joe bring it over in the morning, and that will save you the trouble of coming over." The witness sold about 8 skins altogether, of which Joe took over six. The defendant paid the witness \$4 for each skin. The witness was arrested on March 15th about a quarter past 6 in the evening by Officer Brown, and he pleaded guilty of larceny. He had a conversation with

the officer and in consequence of it he was taken to 17 2nd street, and the defendant denied having any skins and they searched his premises. Then Officer Brown saw the defendant's son coming along the street and stopped him. Then they went to Kuttner's, at 34 Bond Street, and two pieces of skin were taken from a hat block there by the officers.

In

C r o s s o- E x a m i n a t i o n .

the witness testified that before he worked for the Rusitz Fur Company he worked two months on the

Broadway Railroad and previous to that he worked for ten years on the 8th Avenue Railroad as a car driver. The defendant sent the witness over 90 cents a week for the sweepings out of the ash cans. He was not instructed by his employers to do that.

WILLIAM BROWN, a witness for The People, sworn, testified that he is attached to the 8th Precinct. On March 15th

the witness Ball called upon him at the station house, and, on consequence of that, he went to 71-73 Mercer Street. He went into a closet on the sixth floor and waited there for a few minutes, and Shirley came on the elevator and took a skin and the witness then arrested him. The next day Shirley pleaded guilty. In consequence of a conversation with Shirley the witness went to No.17 2nd Street. The witness asked the defendant if he had bought any skins from Shirley and he said no. The defendant's place was then searched but no skins were found. The witness asked the defendant's wife for the defendant's son. She said he was expected home about 11 o'clock. In a few minutes she started to put on her street things and go look for the boy but was prevented by the witness Ball. About a half an hour later the witness saw the boy in the street. In consequence of a conversation with him, they went to Kuttner's, 36 Bond Street, and they searched his place, and Ball found a couple of caps there on the hat block. He took the caps and arrested Kuttner. The defendant was also arrested.

WILLIAM KUTTNER, a witness for The People, sworn, testified that he lived at 33 Bond street, and that his place of business is at the same address. He is a furrier. He sometimes bought from the defendant seal pieces. He paid him \$10, \$12 or \$15 for small lots. He bought from the defendant four or five times altogether, his first purchase being about six months ago, and his last being four or five weeks ago. Some of the pieces were small and some were large. The officers arrested him and searched his place and took away two seal caps. He testified in the police court that he bought no whole skins from the defendant. Altogether he bought about 8 or 10 pounds of skin from the defendant. The witness also bought from a Mr. Hirsch, in Bleecker Street, Corner of South 5th Avenue. He bought from him about six months ago---about a month after New Year's. He also bought pieces from a man named Isenberg, in Spring Street. He bought seal pieces last from Isenberg about three months ago. He also bought other small pieces from all kinds of parties, one named Maylander. He bought seal pieces from him. Sometimes he did and

0092

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and sometimes he did not get a bill for purchases.

EMIL J. STAKE, a witness for The People, sworn, testified that he is Treasurer of the Rusitz Fur Company. The goods were marked under his instructions. The marks on the caps shown to him were put on the goods in the Rusitz Fur Company's store. The witness identified them. None of the goods referred to had been sold or given away or worked up in stock. No portion of the marked goods was sent out by direction of the Rusitz Fur Company.

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Louis Hobenstock

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

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

The said *Louis Hobenstock*

late of the City of New York, in the County of New York aforesaid, on the *fifteenth*
day of *March*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*nine sealskins of the value of
fifty dollars each*

of the goods, chattels and personal property of one *a corporation known*
as the Ruszits Typ Company
by *one Charles E. Shirley and*
certain other persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Corporation*

unlawfully and unjustly did feloniously receive and have; the said

Louis Hobenstock

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0094

BOX:

515

FOLDER:

4693

DESCRIPTION:

Hoogendorm, Harry

DATE:

03/20/93



4693

Witnesses:

Mary W. L. L. L.

Counsel, by

Filed

day of March 1893

Pleds, by

THE PEOPLE

vs.

Harry Hoogendorn

Grand Larceny, (From the Person) Degree 2nd [Sections 528, 529, 530 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. W. Keaton

Foreman.

Reads Bill 2nd

By 1778 6000

Read for record

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Mary M^c. Gifford
 of No. *117 West Washington Place*, aged *28* years,
 occupation *Ladies Underwear* being duly sworn,
 deposes and says, that on the *11* day of *March* 189*3* at the City of
 New York, in the County of New York, was feloniously taken, stolen and carried away
 from the possession of deponent, in the *day* time, the following property, viz:

*a pocketbook, containing good and
 lawful money, of the amount of thirty
 six dollars and twenty four cents*
(\\$36 $\frac{24}{100}$)

the property of *deponent*

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloni-
 ously taken, stolen and carried away by *Harry Morganborn*

(now here) from the following facts to wit:
 that about the hour of 5-45 o'clock P. M. of
 said date, while deponent was ascending the
 stoop of her residence at the above mentioned
 address, she suddenly felt the aforesaid
 pocketbook, containing said sum of money, being
 feloniously taken from her hand, and that
 she immediately discovered the defendant
 running away, and that deponent is informed
 by Officer Bernard M^c. Laughlin of the 15th
 Precinct Police, that he found a pocketbook
 containing the sum of thirty six dollars and
 twenty four cents, in the possession of the
 defendant, and that deponent had seen

Subscribed and sworn to before me, this *day*
 of *March* 189*3*

Notary Public
 Police Justice

said pocketbook, found in the possession of the defendant by said Officer and fully recognizes the said pocketbook and contents thereof as her property and as the aforesaid property stolen from her on said date - defendant therefore asks that the defendant may be held to answer -

Sworn to before me this } Mary M. Gifford
 12 day of March 1893 }
 J. W. Gifford
 Police Justice

0098

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Harry Hoggendorf

Question. How old are you?

Answer.

24 years -

Question. Where were you born?

Answer.

New Jersey -

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

Answer.

Notoken New Jersey

Question. What is your business or profession?

Answer.

Cook

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

Answer.

I have nothing to say
H. Hoggendorf

Taken before me this

day of

March 12 1903

Wm. J. Brady
Police Justice.

0099

CITY AND COUNTY } ss.
OF NEW YORK, }

1921

aged 15 years, occupation Precinct Police of No. 15
Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Mary M. Gifford
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

of

March 12 day 1893

Bernard M. Laughlin

W. H. Brady

Police Justice.

0900

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 450 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated March 12 1893 Wm. H. H. H. Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

090

118 278
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary M. Gifford
114 W. Washington St.
Harry Morganston

Jarcon
from the prison

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
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Dated March 12 1893
Magistrate.
Officer.
Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer



G

Edw

at 2

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harry Hoogendoorn

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

Harry Hoogendoorn

of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Harry Hoogendoorn

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

the sum of thirty-six dollars and twenty-five cents in money, lawful money of the United States of America, and of the value of thirty six dollars and twenty-five cents and one pocket-book of the value of one dollar

of the goods, chattels and personal property of *one Mary Mc Gifford* on the person of the said *Mary Mc Gifford* then and there being found, from the person of the said *Mary Mc Gifford* then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

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

The said

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

the sum of thirty-six dollars and twenty-four cents in money, lawful money of the United States of America, and of the value of thirty-six dollars and twenty-four cents, and one pocketbook of the value of one dollar

of the goods, chattels and personal property of one

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

Mary Mc Gifford
unlawfully and unjustly, did feloniously receive and have; the said

Harry Hoagendorn
then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0904

BOX:

515

FOLDER:

4693

DESCRIPTION:

Horrocks, Herbert

DATE:

03/22/93



4693

[illegible]

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Grand Larceny, Sections 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1370, 1

Wm. H. Brown

My Heart,

Foreman.

Feb 23/93

[illegible]

1 of 10

0905

Police Court— District.

Affidavit—Larceny.

City and County {
of New York, } ss.of No. 293 Church Street, aged 52 years,
occupation Truckmandeposes and says, that on the 18 day of March 1893 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

A piece of woolen goods
valued at one hundred dollars

the property of N. B. & L. A. Marks — and in the care
and custody 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 Herbert Horrocks (now here)

for the reasons following to wit: on said
date said property was on a truck (which truck
was in front of No 292 Church St.) deponent
saw the defendant take said property from
said truck and run away with it.
deponent followed him and caused his
arrest. deponent fully identified the property
found in defendant's possession as property that
was on said truck.

John Callahan

Sworn to before me this
of March 1893

Police Justice.

Sec. 198—200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Herbert Horrocks

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

England

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

Answer.

No home

Question. What is your business or profession?

Answer.

Salesman

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

Answer.

*I am guilty**Herbert Horrocks*

Taken before me this

day of *March* 1893*John Hegan*
Police Justice.

0908

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

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

Dated, March 19 1893 John Ryan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

090

Police Court---

315 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Callahan
293 Church St.
Herbert Horrocks

2

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4

offense Larceny

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, March 19 1883

Ryan Magistrate.

Kennedy Officer.

5 Precinct.

Witnesses John Callahan Jr

No. 293 Church Street.

No. Street.

No. Street.

\$1000 to answer G.S.

C R

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Herbert Horrocks

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

Herbert Horrocks

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

The said *Herbert Horrocks*

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *March* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms,

*one piece of cloth of the
value of one hundred
dollars*

of the goods, chattels and personal property of one

Louis A. Marks

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

De Lancey Nicoll
District Attorney

091

BOX:

515

FOLDER:

4693

DESCRIPTION:

Hughes, Samuel

DATE:

03/22/93



4693

0912

POOR QUALITY
ORIGINAL

Witnesses:

Thomas Garrison
4477 32 20
Baymore
219

Counsel,

Filed ¹⁸³ 22 day of March 1893

Pleads,

THE PEOPLE

vs.

Samuel Hughes

Grand Larceny, Second Degree,
[Sections 623, 631, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. H. Heaton
Foreman.
March 23/93
Heaton & Co.
House of Representatives

0913

POOR QUALITY
ORIGINAL

Witnesses:

Counsel,

Filed ¹⁸³ 22 day of March 1893

Pleads,

15 *Bayard* THE PEOPLE

vs.

Samuel Hughes

Grand Larceny, Second Degree,
[Sections 53, 54,
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Wm. H. Heaton
Foreman.

March 23/93
Heaton
House of Representatives

0914

1912

Police Court—3 District.

Affidavit—Larceny.

City and County {
of New York, } ss.

Max Walper
 of No. 189 Henry Street, aged 31 years,
 occupation Physician being duly sworn,
 deposes and says, that on the 13th day of March 1893 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property, viz:

A pair of earrings, a breast-pin;
 surgical instrument wearing apparel,
 neck-racks and other property of the
 value of about Sixty 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 Samuel Hughes (now here)

for the reasons that the defendant
was in deponent's employ and
deponent from time to time missed
the above property and found it
in the patchel here shown which
belongs to the defendant and was
in defendant's room

M. Walper Med.

Sworn to before me, this 14 day
 of March 1893

Charles W. J. Justice, Police Justice.

09 15

Sec. 198-200.

3 District Police Court. 1883

City and County of New York, ss:

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

Question. What is your name?

Answer. *Samuel Hughes*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *189 Henry Street; 2 months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am guilty**Samuel Hughes*

Taken before me this *14*
day of *March* 1893 }
Charles W. Stearns
Police Justice.

09 16

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

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

Dated, March 14 1893 Charles N. Linton Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

091

Police Court ^{183/3} District. ³⁰⁰

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Max Woelper
Samuel Hughes

2 _____
3 _____
4 _____

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, *March 14* 189 *3*

Tamlin Magistrate.

Sullivan Officer.

7th Precinct.

Witnesses *Sam Dewaltoff*

No. *198 E. Broadway* Street.

John H. Dratz

No. *108 E. 23rd* Street.

No. *500 M St* Street.

\$ _____ to answer.

0918

Count of
General Sessions

The People

or
Samuel Hughes (bol)

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

100 EAST 23D STREET,

New York, May 14th 1893

CASE NO. 70987 OFFICER Dietz
DATE OF ARREST May 14/93
CHARGE Grand Larceny

AGE OF CHILD 15 years
RELIGION Protestant
FATHER Henry

MOTHER Mary

RESIDENCE 189 Henry Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT The Society has no record of boy being arrested before, he is only seven weeks in New York previous lived with his sister, at Bayonne N. J.

All which is respectfully submitted

To Dist. Atty

Hellors Jenkins
Rpt

Count of
General Secorum

The People

or

Samuel Hughes

PENAL CODE, 36

Lyons and Secorum

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

ELBRIDGE T. GERRY,

President, &c.,

100 East 23d Street,

NEW YORK CITY.

0910

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Samuel Hughes

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

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

The said

Samuel Hughes

late of the City of New York, in the County of New York aforesaid, on the *thirteenth*
day of *March* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*two earrings of the value of ten
dollars each, one breast-pearl of
the value of twenty dollars, divers
articles of clothing and wearing
apparel, of a number and description
to the Grand Jury aforesaid unknown,*

*of the value of twenty dollars, and divers
other goods, chattels and personal prop-
erty, (a more particular description whereof is
to the Grand Jury aforesaid unknown)
of the value of thirty dollars
of the goods, chattels and personal property of one *Max Wolfer**

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

De Lancy Nicoll
District Attorney