

0450

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Wall, Edwin

**DATE:**

12/07/81



640

0451

33

1118

*Henry*

Counsel,

Filed *7* day of *Dec* 188*1*

Pleas: *Not guilty, &*

THE PEOPLE

vs.

INDICTMENT.  
LARCENY.

*2.*  
*Edwin Hall.*

DANIEL C ROLLINS,

~~DANIEL C ROLLINS~~

District Attorney.

A True Bill.

Foreman.

*My warrant*  
*Dec. 9 1881.*

*Discharged by Court*  
*and his own recognizance*



0452

Just.

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss

of No.

Levi J. O'Carroll

Street

being duly sworn, deposes and says, that on the

day of

Decr

1881

at the

City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, from said premises in the day time

the following property, viz:

Two gold chains of  
the value of forty three  
dollars

Sworn before me this

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

Edwin Wall Now  
here who came into said premises  
with two others  
And while he engaged deponent  
in conversation regarding the price  
of gold chains he took from a table  
the chains in question And when  
deponent missed them & accused  
the defendant of taking the chains  
he saw the defendant put back the  
chain here shown which is one of the  
two deponent had missed & which  
he charged him with stealing

Police Justice

188

0453

City & County of New York

James J. Brady being  
sworn says that he  
searched the defendant  
after his arrest & found  
one dollar & five cents on him  
& the three Keys now here

James J. Brady

Subscribed & sworn to  
Dec 30 1887

Brooklyn

Police Judge

District Police Court.

THE PEOPLE vs.

ON THE COMPLAINT OF

AFFIDAVIT - Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

Disposition

0454



**Central Vermont Hotel,**  
KEPT BY  
**O. MATHIEU.**  
**No. 200 FRIEND STREET,**  
**BOSTON, MASS.**  
*Tickets for Canada, Go and Return.*



0455

**Hotel Du Central Vermont,**

TENU PAR  
**O. Mathieu,**  
Enseigne de la Boule  
Rouge.  
200 Rue Friend,  
BOSTON, MASS.



*Billets de Passage au Canada, aller et  
Revenir.*

0456

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*Edwin Wall* 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.

*Edwin Wall*

Question. How old are you?

Answer.

*24 Years*

Question. Where were you born?

Answer.

*Portland Maine*

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

Answer.

*I have no permanent place of residence*

Question. What is your business or profession?

Answer.

*Waiter*

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

Answer.

*I went there for the purpose of buying some chains & selling them again to make some money on the transaction there were two other men in the place when the complainant missed the chains I did not take them*

Taken before me, this

day of

*Dec 3*

188

*Edwin Wall.**R. & R. R. R.*

Police Justice.

*James H. R. R.*



0457

In case of defect  
being a qualified notice  
for the limited and  
Office cause Office  
by-Allen J. Allen

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street,

Sec. 208, 209, 210 & 212.

Police Court of New York District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

11/18

Offence, \_\_\_\_\_

Dated \_\_\_\_\_

188

Magistrate.

Officer.

Clerk.

Witnesses

Street,

Street,

Street,

Street,

Street,

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

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

Dated \_\_\_\_\_

188

Police Justice.

I have admitted the above named \_\_\_\_\_

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_

188

Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_

guilty of the offence within mentioned, I order he to be discharged.

Dated \_\_\_\_\_

188

Police Justice.







0459

Commonwealth of Massachusetts.

Suffolk, to wit:

At the Superior Court, begun and  
holden at the City of Boston, within and for the  
County of Suffolk, for the transaction of criminal  
business; on the first Monday of November  
in the year of our Lord one thousand eight hun-  
dred and eighty One

The Honorable *Hamilton B. Staples*  
A Justice of said Court presiding.

0460

## Commonwealth of Massachusetts.

Suffolk, ss: At the SUPERIOR COURT, begun and holden at the City of Boston, within and for the County of Suffolk, for the transaction of Criminal Business, on the first Monday of *July* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty one*

THE JURORS for the COMMONWEALTH OF MASSACHUSETTS, on their Oath present, That

*Edward Ward otherwise called Edward Whalen and William Lester otherwise called George Lawrence otherwise called Alexander Lester* of Boston, aforesaid,

on the *fourteenth* day of *June* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty one* at Boston, aforesaid, with Force and Arms,

divers ~~promissory notes,~~ payable to the bearer on demand, current as money in said Commonwealth, to the amount and of the value of ~~dollars, a more particular description of which~~ is to the jurors unknown,

*one fifty yards of satin, each yard* of the value of *one* dollar,  
*one* of the value of *dollars,*

of the property, moneys, goods and chattels of one *Charles U. Thomas* in a certain building there situated, to wit, the shop—~~dwellings house~~—of the said *Thomas*

and in his possession then and there being, did then and there in the said building, feloniously steal, take and carry away; against the peace of said Commonwealth, and contrary to the form of the statute in such case made and provided.

A TRUE BILL.

*William B. Long* { Foreman of the Grand Jury.

*J. J. Davis*  
District Attorney.

Copy attested: *John P. Manning* Clerk



0461

## Commonwealth of Massachusetts.

Suffolk, ss: At the SUPERIOR COURT, begun and holden at the City of Boston, within and for the County of Suffolk, for the transaction of Criminal Business, on the first Monday of

in the year of our Lord one thousand eight hundred and ~~seventy~~ *July* ~~seventy~~ *eighty one*

THE JURORS for the COMMONWEALTH OF MASSACHUSETTS, on their Oath present, That

*Edward Ward, otherwise called Edward Whalen*  
*and William Lester, otherwise called George Lawrence*  
*otherwise called Alexander Lester*  
of Boston, aforesaid,

on the

day of

in the

year of our Lord one thousand eight hundred and ~~seventy~~ *June* ~~seventy~~ *eighty one*

at Boston, aforesaid, with Force and Arms,

~~divers~~ promissory notes, payable to the  
bearer on demand, current as money in said Commonwealth, to the amount and of the value of  
dollars, a more particular description of which  
is to the jurors unknown,

*one fifty yards of satin each yard* of the value of *one* dollars,  
*one* of the value of *one* dollars,

of the property, moneys, goods and chattels of one *Charles W. Thomas*  
in a certain building there situated, to wit, the shop—~~dwellings house~~—  
of the said *Thomas*

and in his possession then and there being, did then and there in the said  
building, feloniously steal, take and carry away;  
against the peace of said Commonwealth, and contrary to the form of the statute in such case  
made and provided.

A TRUE BILL.

*J. Davis*  
District Attorney.

*William B. Dong*  
Foreman of the  
Grand Jury.

*Copy sent: John H. Manning Clerk*

0462

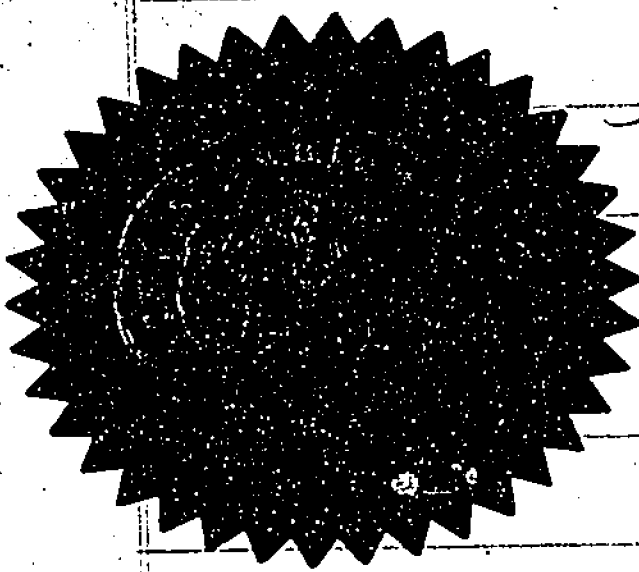
### Record

This indictment was found and returned into said Superior Court by the Grand Jurors at the last July Term; when the said Hard, otherwise called as aforesaid, was set at the bar, and having had said indictment read to him, he said thereof that he was not guilty.

This indictment was thence continued from term to term to the present September Term 1881, and now the said Hard is solemnly called to come into said Court and answer to said indictment and does not appear but makes default: the sureties of said Hard, to wit: Joseph F. Archibald and Omeron Mathew both of said Boston are likewise called to come into said Court and bring with them the said Hard and do not appear but personally make default.

All of which appears of record in said Superior Court at said September term.

0463



In testimony whereof I have  
set my hand and affix the  
Seal of said Superior Court  
at Boston aforesaid, this  
twenty fifth day of November  
in the year of our Lord one  
thousand eight hundred and  
eighty one.  
JOHN H. Manning  
Clerk.



0464

*July 9<sup>th</sup> 1881.* Returned into said Superior Court, by the  
Grand Jurors, and ordered to be filed.

Attest:

*John P. Manning*  
Clerk.  
*Attest John P. Manning*

No.

936

COMMONWEALTH,

vs.

LARCENY IN A BUILDING.

*July Term, 1881*



0465

No. 936.

COMMONWEALTH,

vs.

*Edward Hand*  
*accused*  
LARCENY IN A BUILDING.

*July* Term, 1881

Returned into said Superior Court, by the

1881.

Grand Jurors, and ordered to be filed.

Clerk.

Attest:

*John M. Manning*  
*Robert J. Manning*



0466

No. 2.

Commonwealth of Massachusetts.

SUFFOLK, to wit :

MEMORANDUM.

THAT on the *ninth* day of *July*, in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, before *Edwin H. Darling*, Esquire, a Commissioner duly authorized to take bail in said County of Suffolk, at the Jail in said County of Suffolk, personally appeared *Edward Ward otherwise called Edward Whalen Joseph F. Archibald and Oresim Mathew* all of Boston, in said County of Suffolk, and acknowledged themselves to be jointly and severally indebted to the Commonwealth of Massachusetts, — said first one named, as *principal*, and said last two named, as *sureties*

in the sum of *three* hundred dollars, to be levied on their goods or chattels, lands or tenements, and in want thereof upon their bodies, to the use of said Commonwealth, if default be made in the performance of the condition here underwritten.

THE CONDITION of the above written RECOGNIZANCE is such, that whereas said principal — was heretofore, to wit : on the *twenty fourth* day of *June* A. D. eighteen hundred and ~~seventy~~ *eighty*, brought before the Municipal Court of the City of Boston, holden at said Boston for the transaction of criminal business within and for said County of Suffolk, on a complaint made under oath by *George E. Sheldon*, in which complaint said principal — is charged with the crime of *larceny*

as more fully set forth in said complaint, alleged to have been committed at Boston, aforesaid; and said Court having ordered said

principal — to find sureties — to recognize — in the sum of *three* hundred dollars, — with sufficient sureties in the like sum — for his personal appearance before the Superior Court for the transaction of criminal business, to be holden at Boston, within and for said County of Suffolk, on the first Monday of *July* A. D. one thousand eight hundred and ~~seventy~~ *eighty*, to answer to said complaint, or to any indictment which may be returned therein against him for the crime aforesaid, and to abide the decree, sentence, or order of said Superior Court thereon, and personally to appear at any subsequent term of said Superior Court, to which said complaint or indictment may be continued, (if not previously surrendered or discharged,) and so from term to term, until the final decree, sentence, or order of said Superior Court thereon, and to abide such final decree, sentence, or order, and not to depart without leave; and said principal, — not having complied with said order of said Municipal Court, but refusing so to do, he was, by order of said Municipal Court, committed to the Jail in Boston, in said County of Suffolk; and while thus committed, made application to said Commissioner to be admitted to bail, and offered sureties, which sureties were by said Commissioner approved.

NOW, THEREFORE, THE CONDITION OF THIS RECOGNIZANCE IS SUCH, That if the said *Edward Whalen* principal, — shall personally appear before said Superior Court — ~~to be~~ *now* holden at said Boston, within and for said County of Suffolk, on the first Monday of *July Term* aforesaid, and then and there answer to said complaint or indictment, and abide the decree, sentence, or order of said Superior Court thereon, and also in like manner personally appear at any subsequent term of said Superior Court to which the proceedings in the premises may be continued, (if not previously surrendered or discharged,) and so from term to term, until the final decree, sentence, or order of said Superior Court thereon, and abide such final decree, sentence, or order, and not depart without leave, then this recognizance to be void, otherwise to be and abide in full force, power and virtue.

Attest:

*Edwin H. Darling*

Commissioner

*John P. Manning*  
Clerk of the Superior Court

0467

936.

187

No.

COMMONWEALTH

*Edward J. Ward*  
vs.  
*Ward*

RECOGNIZANCE

TO SUPERIOR COURT.

*Copy.*

*'81 Sept 30 defaulted  
in paid  
Superior Court  
both defendant  
and Sureties*

*attest  
John P. Manning  
Clerk*



0468

Know all men by these presents:

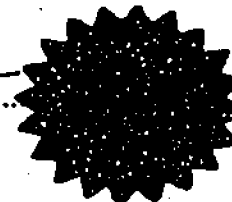
That I, *Orrin Mathieu*, of *Boston*  
in the County of *Suffolk* and Commonwealth of Massachusetts, one of the sureties  
in the recognizance hereto annexed, hereby constitute and appoint

my true and lawful attorney, for me, and in my name and  
stead, to arrest *Edward Hard alias*, the principal named  
in said recognizance, and to bring *him* before the Superior Court named in said recognizance,  
or to deliver *him* into the custody of the keeper of the Common Jail in said County.

Hereby granting unto said attorney full power and authority to act in and concerning the  
premises, as fully and effectually as I might do if personally present.

IN WITNESS WHEREOF, I hereunto set my hand and seal, this *twenty fifth*  
day of *November* in the year of our Lord one thousand eight hundred and  
eight *you*

*Orrin Mathieu*



Signed and sealed }  
in presence of }

.....

0469

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Edwin Wall*  
against

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

*Edwin Wall*

of the crime of

*Larceny*

committed as follows:

The said

*Edwin Wall*

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

*Two chains of the value of twenty-one dollars  
and fifty cents each.*

of the goods, chattels, and personal property of one

*Levi F. Kahn*

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

DANIEL C. ROLLINS,

~~DENIS M. PHILLIPS~~, District Attorney.



0470

**BOX:**

56

**FOLDER:**

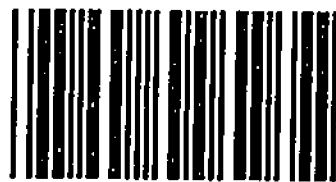
640

**DESCRIPTION:**

Walling, William H.

**DATE:**

12/09/81



640

0471

Counsel, *W. B. C.*  
Filed *9* day of *Dec* 188*1*  
Pleads *Not guilty*

THE PEOPLE

vs.

*William A. Walling*  
*(2 case)*

DANIEL G. ROLLINS,  
District Attorney.

A True Bill.

Foreman.

Verdict of Guilty should specify of which count.

*Wm. B. C.*  
*Thos. J. B. C.*  
*S. P. Trickett*



0472

To whom it may concern:—

This certifies that inasmuch  
as Samuel Grager of 66 Sixth  
Avenue is suffering from shock  
& bruises which he received  
yesterday afternoon, which prevent  
him from leaving his house, he is  
unable to present himself at  
court today.

Respectfully &c

W. L. Richardson

79 Washington Pl.  
N.Y. Dec. 6. 1887

0473

FORM 10.

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

John M. C. Gungl  
of No. Central Park Police Street, being duly sworn, deposes and says,  
that on the Second day of December 1881 at the City of  
New York, in the County of New York, in Central Washington Square  
at 3.45 P. M. he arrested Sam Walling

Walling (colored) (now here) upon complaint made  
by Samuel Crager of No 66, Fifth Avenue, said City  
who stated to deponent that about 3 P. M. said  
day, said Walling (now here) and another  
person unknown to him and Crager and not now  
arrested, did enter and premises No 66, Fifth Avenue,  
had burglariously enter a room on said premises  
and attempt to take there  
and carry away a quantity of wearing apparel  
of in all of the value of five hundred dollars the property  
of said Crager. That said Crager, intercepted said  
Walling and said other person (not now arrested), and was  
then and there assaulted and beaten by said Walling  
who put him said Crager in fear of bodily harm by  
pointing a pistol held in his said Walling's hand  
which pistol was then loaded with bullet and



0474

did strike him said Crager with the butt of said pistol upon his said Crager's head. Knocking him said Crager down upon the floor he said Crager fell down stairs; whereupon said Walling and said other person went away. <sup>and physical</sup> That said Crager is now under surgical treatment <sup>and physical</sup> account of bruises and suffering from shock and unable to appear in court himself. Deponent prays that said Walling be held to give said deponent time to produce said Crager in court, and to enable said Crager to make affidavit personally, in Park Court before us this 30 day of December 1881.

John Mc Gonnigal,

Form 10.

Police Court - Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Mc Gonnigal

AFFIDAVIT.

William Walling  
(said other person)  
(said other person)

188

Dated, Dec. 30.

Justice.

Attest.

John Mc Gonnigal, Officer.

P.P.

Witness, said officer.

EX.

0475

## AFFIDAVIT—FELONIOUS ASSAULT, &amp;c.

Second District Police Court.

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

*Samuel Trager*  
aged 56 years, a saloon keeper  
residing at No. 66  
Fifth Avenue

Street, being duly sworn, deposes and says  
that on the *second* day of *December* in the year

187*7*, at the City of New York, he was violently and feloniously assaulted and beaten by

*William Walling (now here) when*  
*this deponent intercepted him said*  
*William Walling in the attempt of*  
*feloniously taking stealing and carrying*  
*away a quantity of property & after having*  
*unlawfully entered the deponent's premises*  
*No 66 - Fifth Avenue, that then and there*  
*said William Walling did point at*  
*deponent's person with*  
*a deadly weapon commonly*  
*called a revolver, loaded with ball and*  
*lead, putting deponent in fear of*  
*receiving bodily harm or*  
*losing his life taken by the discharge*  
*of said revolver, which said Walling*  
*did then and there hold in his hand,*  
*that said Walling did then and there*  
*take me up by the collar of my coat and*  
*mouth to mouth with said Walling*  
*with the felonious intent to take the life of deponent, or to do him 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 dealt  
with according to law.

Sworn to before me this *2* day  
of *December* 187*7*

Police Justice



0476

an assault this defendant with said  
pistol with the <sup>purpose</sup> ~~intent~~ to kill  
defendant or to do him bodily  
harm, and did do defendant  
bodily harm, by inflicting by  
biting <sup>and</sup> defendant's fingers with his  
said Walling's teeth, while this  
defendant attempted to protect his  
life against said Walling's assault  
with said deadly weapon said pistol  
and sword and did so feloniously  
assault and beat defendant without  
any justification on the part of  
said Amairault. Wherefore de-  
fendant prays that he said William  
Walling may be dealt with  
according to law. Signed George  
Brown before this 4<sup>th</sup> day of  
December 1881.

Wm. C. Bacony  
John Justice

0477

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

Sec. 198-200. DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

William Walling

Question. How old are you?

Answer.

Twenty years

Question. Where were you born?

Answer.

New York City

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

Answer.

178 Thompson Street since August 19, 1887

Question. What is your business or profession?

Answer.

Master

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?

with a pistol, I had no pistol

Taken before me, this

day of

4  
December 188

William H. Walling

Merrell H. Walling Police Justice.



0478

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Sec. 208, 209, 210 & 212

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Samuel Rogers  
vs. ~~Sept 1887~~

1

2

3

4

Dated

December 4

188

Attest

Magistrate

Wm. Rogers  
Clerk

Witnesses

No.

Street

No.

Street

No.

Street

Police

Offence, Felony

Garrahl and Patten  
while attempting to commit robbery

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 William Walling

guilty thereof, I order that he pay in the sum of 100 Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail

Dated December 4 188

Police Justice.

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

Dated December 4 188

Police Justice.

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

Dated December 4 188

Police Justice.

0476

Sec. 208, 209, 210 & 212

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Samuel Loyer*  
*66 Sixth Street*

*William Waller*

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated *December 4* 188

Magistrate

Officer

Clerk

Witnesses

No.

Street

No.

Street

No.

Street

*Care*

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

guilty thereof, I order that he be committed to the City Prison with the sum of \_\_\_\_\_ Hundred Dollars and be com-

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 188

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated \_\_\_\_\_ 188

Police Justice.



0480

# Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William H. Walling*

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

*William H. Walling*

of the Crime of Shooting at another with intent to kill, committed as follows:

The said *William H. Walling*

late of the City of New York, in the County of New York, aforesaid,  
on the *second* day of *December* in the year of our Lord  
one thousand eight hundred and eighty *one* with force and arms, at the City and  
County aforesaid, in and upon the body of *Samuel Crager*  
in the peace of the said People then and there being, feloniously did make an assault  
and to, at and against *him* the said *Samuel Crager*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *William H. Walling*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,  
with intent *him* the said *Samuel Crager*

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

*William H. Walling*

of the Crime of Attempting to Discharge a *pistol* at another with Intent  
to Kill, committed as follows:

The said *William H. Walling*

afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said

with force and arms, in and upon the body of the said *Samuel Crager*  
in the peace of the said people then and there being, wilfully and feloniously did make  
an assault and to, at and against *him* the said *Samuel Crager*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *William H. Walling*  
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 attempt to discharge,  
with intent *him* the said *Samuel Crager*

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.

0481

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *William H. Walling* of the Crime of Shooting and Discharging off a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:

The said *William H. Walling* 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 *Samuel Crager* then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Samuel Crager* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *William H. Walling* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *Samuel Crager* wilfully and feloniously then and there to injure, 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 *William H. Walling* of the Crime of Attempting to Shoot off and Discharge a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:

The said *William H. Walling* 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 *Samuel Crager* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Samuel Crager* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *William H. Walling* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Samuel Crager* wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DANIEL G. ROLLINS, District Attorney.



0402

188

day of

# Filed

# Pleada

THE PEOPLE

was:

Assault and Battery.—Felonious.

DANIEL G. ROLLINS,

*District Attorney.*

# A True Bill.

## For Rent.



0483

Police Court—Second District.

City and County } ss:  
of New York.

*Samuel Crager* aged 50 years  
of No. *Saloon Keeper, residing No 66 Fifth Avenue* Street, being duly sworn,

deposes and says, that the premises No. *66 Fifth Avenue*  
Street, *15<sup>th</sup>* Ward, in the City and County aforesaid, the said being a *dwelling house*  
and which was occupied by deponent as a *dwelling*

were **BURGLARIOUSLY**

entered by means of *forcing open a door leading into*  
*a room on second floor on second floor*  
of said premises No 66 - Fifth Avenue

on the *afternoon* of the *second* day of *December* 188*1*  
*attempted to be*

and the following property feloniously taken, stolen, and carried away, viz: - *one silk*  
*dress, about eighteen yard of dress silk,*  
*about and not less than eight yard of casimere*  
*cloth, one dozen bed sheets, & a*  
*quantity of towels, table cloths, napkins*  
*a toilet case containing toilet articles, and*  
*bedcloths and other household articles,*  
*in all of the value of not less than*  
*Twenty five dollars,*

the property of *deponent*

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

and carried away by *William Walling (colored) (now here)*  
for the reasons following, to wit: and another person whose

*name and whereabouts are unknown to*  
*deponent, and who is not now arrested*  
*for the reason following to wit: that said*  
*door, had some time previous to the*  
*said burglary been securely closed and*  
*locked, and secured thus fastened by being*  
*nailed to the frame of said door, and was*  
*not closed, locked and nailed, on the said*  
*day and previous to said burglary. - That*



0484

at about three half past three o'clock  
 in the afternoon on said day, deponent's  
 attention was attracted by a noise coming  
 from said premises, and when deponent  
 approached said door, he found that  
 said door had been forced open  
 and found in said room said William  
 Walling here present, and said other  
~~persons~~ person not now arrested,  
 and ~~he~~ saw <sup>three</sup> bundles laying on the  
 floor of said room, which as he after  
 was found contained said property  
 above stated, and found a trunk  
 standing in said room, excepted of  
 the ~~the~~ articles, it just previous  
 to said burglary contained and that  
 said articles removed from said trunk  
 were part of the contents of said bundle.  
 That as soon as deponent appeared in  
 said room said person unknown to deponent  
 and not arrested ran away; and said  
 and could not yet be found, while  
 say said William Walling was pursued  
 by deponent, and arrested by officer  
 John M<sup>c</sup> Gonigal, of Park Police  
 & Samuel Crager  
 City and County of New York. John M<sup>c</sup> Gonigal  
 an officer of the Park Police being duly sworn  
 says that on the <sup>Signed</sup> day of December 1881, in  
 Washington square, he arrested William Walling  
~~being~~ the prisoner here present, who was after  
 and identified by Samuel Crager the com-  
 plainant named in foregoing affidavit, as the  
 person whom he and Crager had found on  
 his premises as stated in foregoing affidavit. That

known to before me this 4th day of January to before me the  
 December 1881.  
 John M<sup>c</sup> Gonigal  
 Police Justice  
 Samuel Crager  
 Police Justice

John M<sup>c</sup> Gonigal



0485

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Heard* DISTRICT POLICE COURT.

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

Question. What is your name?

Answer. *William H. Walling*

Question. How old are you?

Answer. *Twenty years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *178 Thompson Street since August 1914*

Question. What is your business or profession?

Answer. *Waiter*

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

Answer. *When I was found in the room I was there to inquire for a lady*

Taken before me, this *4*

day of *December*

188*7*

*William H. Walling*

*Michael J. [Signature]* Police Justice.



0486

Rec 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*General Taylor*  
*66, 67th Street*

*William Walling*

Offence, *Prison*

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 6, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

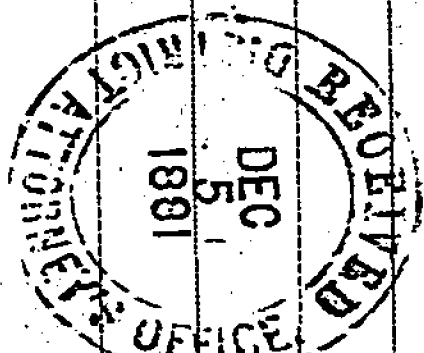
No. 7, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Dated *Dec 4* 188*1*

*Atterbury* Magistrate.

*John Mc Gough* Officer.  
*Carrie Bell* Clerk.

Witnesses *James Mc Gough*  
*Walling in Court Room N. C.*  
No. *16 St of 41 St* Street,



No. \_\_\_\_\_ Street,  
No. \_\_\_\_\_ Street,  
No. \_\_\_\_\_ Street,  
*Carter*

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 *William Walling*

guilty thereof, I order that he *held to answer the same and be* \_\_\_\_\_ Hundred Dollars and be committed to the Warden or Keeper of the City Prison *until he give such bail*

Dated *Dec 4* 188*1* *Mc Gough* Police Justice.

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

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

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

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

7040

Sec. 208, 209, 210 & 212.  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Samuel Crager*  
*661 Sixth Avenue*  
*William Walling*

Offence, *Prostitution*

BAILED.

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Date *Dec 4* 188*1*

Magistrate.

*Otterbary*

Officer.

*John M. Savage*

Clerk.

*John Lee*

Witnesses *Samuel Crager*

*Walling, by, 661 Sixth Ave. N. Y. C.*

No. *16 St 4 41 Ave.* Street,

No. Street,

No. Street.



*Cause*

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 *William Walling*

guilty thereof, I order that he *shall answer the same* be committed to the City Prison with *five such bail* and be com-

Dated *Dec 4* 188*1* Police Justice.

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

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

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

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



0488

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William H. Walling*

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

of the CRIME OF

committed as follows:

The said

*William H. Walling*  
late of the *fifteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *second* day of *December* in the year of our Lord one thousand eight hundred and eighty *one* with force and arms, about the hour of *two* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Samuel Crager*  
there situate, feloniously and burglariously did break into and enter, ~~by means of~~  
~~forcibly~~

he the said

*William H. Walling*

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

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

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

~~of the CRIME OF~~

~~committed as follows.~~

~~The said~~

~~late of the Ward, City and County aforesaid, after wards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid,~~

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

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

DANIEL G. ROLLINS, District Attorney.

0489

**BOX:**

56

**FOLDER:**

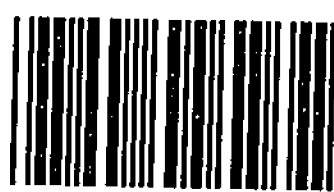
640

**DESCRIPTION:**

Walsh, John

**DATE:**

12/27/81



640



0490

Hand of Daniel  
\$5000.00

27 day of Dec  
1881

THE PEOPLE

ROBBERY—First Degree.

Mr. W. A. M. M. M.

DANIEL G. ROBBINS

D. G. M. M. M.

THE B. H. H.

Bank of - Jan 10 - 1882  
Found and acquired



0491

Form 123.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

Police Court—Second District.

*Carl Mennerschmidt* aged 19 years  
 of No. *Clerk, 1590 Third Avenue* Street, being duly sworn, deposes and says,

that on the *15<sup>th</sup>* day of *July*, 18*87*,

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the ~~possession~~ *possession care and custody* of deponent, by force and violence, and against the will of deponent, the following property, viz.: *gold and lawful*

*money consisting of National bank notes and of Treasury Notes of the United States Government, the respective denomination and value of which is unknown to deponent, but in all*

of the value of *nine thousand five hundred dollars*

the property of *Jacob Ruppert and* ~~others~~  
*then in deponent's care and custody*

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away, by force and violence, and against his will, by *John Walsh (now here) and*

*two other persons, whose respective names are unknown to deponent and who are not now arrested, for the reason following to wit: That on said day at about half past twelve o'clock after noon, deponent was in company of Gustav Ankelle, here present, and in charge of a wagon and one horse driving in Lenox Avenue; that then said money was in deponent's care and custody in said wagon. That when between West 47<sup>th</sup> and West 48<sup>th</sup> Streets on said Lenox Avenue, a wagon which had been*

Copy of

Sworn to before me this

187

Notary Public



in the same direction as deponent's wagon, passed in front of the horse and deponent's wagon, and caused deponent to pull up and come to a temporary halt, that at that time said John Walsh standing close to deponent's wagon presented a pistol held in his said Walsh's hand at the person of said Ankell when deponent and then turning by the rear of deponent's wagon said Walsh approached deponent, ~~was~~ pointing a pistol at deponent's person, thereby putting deponent in fear of bodily harm, by the discharge of said pistol in the hand of said Walsh shot, while ~~standing~~ during the while this occurred one of said two other persons, unknown to deponent, grasped the said money.

taking it with him and into the wagon occupied by said Walsh and said two other persons while the other persons unknown to deponent who had remained in charge of the horse of said deponent's wagon and after said Walsh and one of said other persons, had jumped into their said wagon drove rapidly away, pursued by deponent on foot, while deponent was then and there pursuing said deponent's said Walsh pointed <sup>a pistol held in his hand</sup> at deponent's person and displayed and discharged the contents of said pistol at deponent.

Deponent therefore charges that said Deponent further says that he is informed by <sup>said</sup> Gustav Ankell, that he identifies the prisoner here present, as the person who as heretofore stated did then and there point said pistol at his said Ankell's person. Deponent therefore verily believes and charges, that said

money was feloniously taken, stolen and  
 carried away from deponent's possession  
 care and custody, by force and violence  
 and against the will of deponent,  
~~whereof deponent was~~ by said John  
 Walsh and said two other persons, all  
 three acting in concert, for that purpose  
 wherefore deponent prays that said John  
 Walsh be held to answer said charge  
 and dealt with according to law  
 known to before me this 4<sup>th</sup>  
 day of December 1881 Carl Messerschmidt  
Mayor  
Police Justice

City and County of New York. Gustav  
 Ankelen aged 19 years, carriage driver of  
 East 91<sup>st</sup> Street, near Third Avenue being  
 duly sworn says he has heard read the  
 foregoing affidavit and is familiar with  
 the contents thereof and that portion there-  
 of referring to him and to information given  
 by him is true upon his own knowledge  
 Deponent further says that he identifies  
 the prisoner here present named in foregoing  
 affidavit John Walsh, as the person who  
 on the 15<sup>th</sup> day of July 1881, as stated in  
 foregoing affidavit pointed a pistol at him and  
 there held in said Walsh's hand at deponent's  
 body person  
 Gustav Ankelen

known to before me then  
 4<sup>th</sup> day of December 1881  
Mayor  
Police Justice



0494

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Heard* DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me, this

day of *December* 188*7*

*McCreary O'Brien* Police Justice.



0495

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Rec. 208, 209, 210 & 212.

Police Court - 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Willard M. Smith*  
*1190 3rd Ave.*

*John Walsh*  
*Robbery*

Offence, \_\_\_\_\_  
1 2 3 4  
188

Dated *Dec 4* 188

*Attest,* Magistrate

*John Mulvaney* Officer

*Thomas Hickey* Clerk

Witnesses *Arthur C. Clark*

No. *91* Street \_\_\_\_\_

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

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



*Dec 8. 20. m*  
*Dec 10. 1.0. m*

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 Walsh*

guilty thereof, I order that he *held to answer the same on the* \_\_\_\_\_ Hundred Dollars and be committed to the Warden or Keeper of the City Prison *until he give such bail.*

Dated *Dec 12* 188 *Marion O'Brien* Police Justice.

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

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

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

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



Police Court-- 2 District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Resperschnitt

Das Messerschmitt

115.90 3rd Curve

John Walsh

*Offence,*

<sup>1</sup> Dated 2 Dec 7

1981

**Magistrate.**

John MacLoney Magistrate.

Officer.

Mr. [redacted] / Central [redacted]

**Clerk**

**Witness**

Witnesses Andrew Cuthbert Justin

No. East-9/12 Street East

Street,

**No.**

Street: \_\_\_\_\_

No.

Street:



Dec 8. 20. 1. P. m.  
Dec 10. 1. P. m.



0497

Second District Police Court  
on the matter of  
Carl Meperschmitt.

vs  
John Walsh } Robbery

City and County of New York  
At an Examination held before  
Justice Marcus Otterbourg, on  
the 8<sup>th</sup> day of December 1881.

Carl Gustav Cukelen being duly  
sworn; Prisoners Counsel asks  
that during cross examination  
of the witness Cukelen the Magistrate  
directs that every other witness  
in the case be excluded from  
the Court room. The Court so directs.

Ser. L. How old are you?

A. I am 19 years of age.

L. Where you reside?

A. I live in East 91<sup>st</sup> Street between Second  
and Third Avenue

L. What is your occupation?

A. Carriage driver

Ser. L. What was the time of the day, when  
this robbery occurred?

A. It was midday at half past Twelve o'clock

L. You saw the man wherever he was  
who presented a pistol?



- Q. Yes I saw him
- Q. You saw him but for a moment was it not?
- A. I saw him first and then saw him again at the way
- Q. How long a time was it you saw him, was it a moment or longer?
- A. It was more than a moment
- Q. Not quite a minute; altogether
- Q. How high was the man with the pistol?
- A. In the carriage I could not see it so distinctly, about your height (addressing Camillea Howe)
- Q. About what age a man did you he appear to be?
- A. He has appeared older to me than thirty or twenty five. I can not state exactly.
- Q. Had he a hat or cap on? Can you say?
- A. He had a hat or like mine (showing it which is called a Kamuk hat)
- Q. The hat was over the man's eyes, was it not? you could you see his eyes?
- A. I could see his eyes
- Q. Were they large or small eyes?
- A. Great eyes

0499

3

Q. What color?

A. I have not seen this quite exactly.

Q. Did you notice the color of his eyes, says yes or no?

A. No.

Q. Did you notice his nose?

A. Yes.

Q. Was it large or small?

A. It was not small.

Q. Was it large?

A. It was a common nose according to nose, neither great nor small.

Q. Was it a pug and turned up like pug?

A. Not quite exactly like yours.

Q. Was it very much like mine?

A. I think it was a little more bent

Q. Up or down?

A. More down.

Q. The man had a red face, had he not?

A. Yes reddish yellow.

Q. Did you see his mouth?

A. Yes.

Q. Was it a large or small mouth?

A. It was large not small.

Q. Did you see his teeth?

3. Can you see whether he had any teeth?



0500

Q. He had his mouth closed  
Then you did not see any teeth?

A. No  
Q. Had he hair upon his upper lip?

A. Yes  
Q. Much or little?

A. Much  
Q. What color?

A. Black  
Q. Was it a mustache?

A. Yes, rough strong  
Q. Was it curled out at the ends?

A. No, the ends straight, were they  
turned upward or were they turned  
down like

A. It was an ordinary mustache, not  
waxed, straight

Q. Was there any hair on his cheek?

A. No  
Q. Had he a beard <sup>here</sup> (pointing to the  
chin)

A. Yes  
Q. A long beard was it?

A. About four inches long; But it  
did not look like a natural  
beard

Q. Was it black?

4 A. Yes black but dull it did not  
shine

6

Q. Did you estimate what color his coat had?

A. He had no coat on.

Q. Did you notice the color of his pants?

A. They were brown or black & they were dark.

Q. Did you give a description of the man, at Police Head Quarters, Yes or No?

A. Yes.

Q. How did you describe the man?

A. I described him as a man of the height as I stated before, and described the beard and the peculiar eyes.

Q. What was peculiar in his eyes?

A. It was not as it is usually with people and I said I would know him by his eyes alone.

Q. What ~~was~~ is the difference between his eyes and the eyes of other men as you say you did not know the color?

A. He opens <sup>and closes</sup> the eyes some ~~times~~ <sup>times</sup> quickly and shyness.

Q. Now I ask you once as with, whether the eyes were black or blue, eyes or not?

5



0502

6

- A. I cannot say
- Q. How many times altogether since this robbery have you been to Police Head Quarters?
- A. Five or six times, perhaps.
- Q. Did you see this prisoner there?
- A. I saw him there on Friday last
- Q. Was that the first time you saw this prisoner at Police Head Quarters?
- A. Yes
- Q. What time of the day did you go there?
- A. About 9 o'clock in the evening
- Q. Did anybody tell you before you got to Police Head Quarters that they had one of the Robbers there?
- A. No.
- Q. Who told you to go to Police Head Quarters?
- A. A man came and I was told by Mr. Ruperts son that a man wanted to see me, and I was then told by Mr. Ruperts son to go to Police Head Quarters
- Q. You subsequently found out, that the man who brought you to Police Head Quarters was a Police man?
- 6

0503

A I thought so

Q. Did ~~that~~ not that man tell you  
that they had one of the robbers  
at Head Quarters? 2

A I did not even suspect him  
He did not tell me anything

Q. When you got to Police Head  
Quarters <sup>and before</sup> ~~where~~ you saw the prisoner  
~~that~~ you was you not told that  
one of the robbers is locked up  
and you should see if it is the man?

A No  
Q. ~~Who~~ were you told before you saw  
the prisoner, that one of the  
robbers is locked up?

A No  
Q. Do you mean to say under oath  
that you did ~~not~~ know, when  
you went to Police Head Quarters  
that one of the robbers is then  
locked up?

A I thought as I ~~have~~ thought it was  
about that matter that the  
was possible they had one of the men

Q. Did you see Inspection Burns then?

A Yes

Q. And Mr. Ruppert?

A No



8

Q. Was Mr Messerschmidt along?

A. Yes.

Q. Does Mr Messerschmitt speak English?

A. He speaks but not well.

Q. Did you speak with Inspector Burns?

A. I spoke to Messerschmitt what

Q. I wanted to say to Inspector Burns then through Messerschmitt you spoke with the Inspector?

A. Yes.

Q. And before you went in the room to see the prisoners, you and Messerschmitt and Burns talked together?

A. Yes.

Q. And the Inspector through Messerschmitt told you that you was to look at one of the robbers?

A. Mr. Messerschmitt spoke with the Inspector and then into the room and I followed him.

Q. And then it was in that room that Messerschmitt told you that you were to look at one of the robbers?

8 A. Obeyed to my counsel for plaintiff.

0505

and the ground

Objection is sustained.

Q. Was it ~~not~~ then that Meperschmitt told you, that the Inspector had told him that you would see one of the robbers?

A. No he never said so.

Q. Did anyone tell you, you were going into the room to ~~see~~ <sup>where</sup> one of the robbers is?

A. Meperschmitt had a conversation with the Inspector, the Inspector pointed at the door, Meperschmitt went in and I followed.

Q. How many people were in that room when you got in?  
were they two, three or four?  
How many men?

A. Two men

Q. Was it the Inspector?

A. No

Q. That man was one (pointing to the prisoner)

A. The prisoner was one of the men

Q. Who was the other man besides Meperschmitt and yourself?

9.



0506

A. I was one of the Employees of the Inspectors

Q. Can you see that Gentleman?

A. I can see him

Q. Is not he very much like the prisoner?

A. Let him come nearer.

Q. The prisoner and the Gentleman I point out to you, are now as ~~close~~ <sup>as possible</sup> a distance of about ten feet from you; do they not resemble each other as to the color of the eyes?

A. Their ~~appearance~~ <sup>position</sup> from here I cannot see.

Q. Do they not from where you sit look very much alike?

A. They have similar appearance but the prisoner I would know a thousand times.

Q. When you got into that room in which there was the prisoner, one of Inspector Burns' employees, and Messerschmitt with you, did you look at the prisoner?

A. Yes.

Q. That employee of Inspector Burns had the Police Cloths on?

A. I believe he had a blue Coat on. I saw him before and knew he was

0507

a Police man  
Q. When you went out of the room, as at  
any time <sup>during</sup> that day, did you say  
to Messerschnitt, in German: That  
is not the man?

A No, I did not say anything to  
Messerschnitt in the room.  
When I came out of the room  
I told Messerschnitt that is the  
man who fired?

Q Then you did. Tell Messerschnitt  
that the man in the room is the  
man who ~~forced~~ <sup>forced</sup> the searchers  
at one end?

A Then I told Messerschnitt  
Q When you said to Messerschnitt  
the man <sup>who fired</sup> ~~forced~~ did Messerschnitt  
say?

A He said: I think so too.

Re direct By the Court (By the direction of the Court the prisoner and the witness  
exchanged their respective places)  
Q When the counsel asked you at the  
place you occupied before, whether  
you could see this Gentleman <sup>(pointing to a Gentleman in court)</sup> and  
the prisoner; ~~that~~ and you said  
they shall come closer to me, I could  
see them well. - Now as you leave  
their place and they are at your place



0508

do you see them better now?

Q Yes I see them better now  
Now can you tell that one she  
resemble each other?

A They do not resemble each other  
now

Q Can you now see that there is  
a difference in the eyes of the  
prisoner and the other man?

A Yes, ~~the~~ I can ~~now~~ now see that  
the eyes of the prisoner are some-  
what larger than those of the  
other man

Q To whom after you told me perckmitt  
that the prisoner is the man; did  
you tell besides that the prisoner  
is the man?

A In the passageway when I passed  
the man who called me to  
Head Quarters, I told him that  
the prisoner is the man, and then  
I told to the Inspector that the  
prisoner is the man who fired at me.

Q Now tell me whether you now assert  
again that Miss (pointing to the person)  
is the man who on the 15th July  
at <sup>about</sup> half past <sup>twelve</sup> ~~one~~ O'Clock, on the night  
December painted a pistol at you and fired  
at you

A. Yes this is the man  
known to before see <sup>Gustav Ankelien.</sup>  
+ day of December 1871  
Moreau Otterbourg  
Talea Justice

City and County of New York  
Carl Messerschmitt being duly sworn  
says I am nineteen years of age  
by occupation Clerk and reside at  
No 1595 Third Avenue, -

Cross  
Q. Examined by Counsel for Defendant  
You know Gustav Ankelien?  
He has just said that you and he  
entered the room at Police Head  
Quarters, in which there was only  
the prisoner, and an employee of  
Inspector Byrnes in a blue Police  
Coat. Is that true?

A. Yes sir.

Q. And that on leaving the room  
Ankelien said to you that is  
the man who fired the pistol  
and that you replied. I think  
so too. Is that true?

A. Yes sir.

Q. Do you recollect a Police man  
coming to the Brewery and telling  
you that they had one of the Robbers



05 10

locked up in Police Head Quarters?

A

No Sir

Q

Were you told on your arrival at Police Head Quarters and before you saw the prisoners, by any one that they had one of the Robbers?

A

No Sir

Q

What was the first thing you did when you first came to Head Quarters?

A

I was told to go in that room and take a good look at the man in that room.

Q

Whom did you first see when you arrived at Police Head Quarters?

A

The first person I saw and spoke to was Inspector Burns.

Q

What did he say to you, if anything?

A

He said I don't know if he said I don't do you do? and I know what he said after ward.

Q

What did he say after ward?

A

He said go into that room and look at that man; This was the first, as I recollect, that Inspector Burns said to me. Had nothing been said before that about the Robbery or about any arrest?

0511

Q No nothing was saw  
Q Was you present at the time of  
the Robbery?

A Yes

Q You cannot see distinctly  
without your spectacles?

A No Sir

Q Have you told anyone, and is it  
not a fact, <sup>that you told someone</sup> that just at the time  
of the Robbery your glasses fell  
off?

A They did not fall down; they were  
torn down.

Q So that you were without their aid?

A Yes.

Q Now at Police Head Quarters you  
told us, that you said you thought  
that the prisoner was the man?

A Yes.

Q The date of the Robbery was when?

A The 15<sup>th</sup> of July.

Q Have you ever stated at Police  
Head Quarters or at any other  
Place that all was done in a  
moment?

A Yes I say so to day

Q You were of course very much  
confused?



0512

A. Yes.

Q. Do you say, you saw the prisoner there that night?

A. Yes.

Q. How many times did you and Ankelen go into that room and come out of it; before Ankelen said that the prisoner is the man?

A. I was in that room only once and Ankelen went in twice.

Q. Then Ankelen went in the first time and you went in with him?

A. Yes.

Q. Then Ankelen left the room and how long did he wait before he went in again?

A. About five minutes.

Q. Had you at that time said that he was the man?

A. Yes.

Q. And did Ankelen say before he went back the second time say that is the man?

A. Yes.

Q. Did you go back into the room a second time?

A. No.

0513

Q Did Ankelen say why he went back a second time?

A No he did not give me any reason.

Q Did not Ankelen say to you in German: That is not the man.

A No Ankelen never said to me in German: That the Prisoner is not the man.

Q Did you see the man who painted the pistol?

A Yes.

Q How far off was he?

A He was about a foot away from me.

Q Do you remember the color of his hair?

A I did not see his hair.

Q Had he whiskers around his face? Had he hair all around his face?

A Yes I am positive of that.

Q All around his face?

A Yes.

Q Beginning right from the temple and going all around.

A Yes I am positive about that. I can't be mistaken about it.

12 Q Then you say you are quite



0514

and cannot be mistaken: that  
the man who painted the portrait  
had hair all around his face  
sides, chin, mouth?

A. Yes.

Q. What was the color of it?

A. Dark.

Q. A full beard?

A. Yes.

Q. Plenty of hair?

A. It was not so very thick but  
it was long.

Q. Was the beard shorn off, of the chin?

A. No Sir.

Q. Was it not longer on the sides of  
the face than on the chin?

A. I don't know.

Q. Can you swear that the beard at  
the chin was longer than half  
an inch?

A. Yes about an inch.

Q. I ask you now on oath, if you  
would swear that the hair at  
the chin was longer than an inch?

A. Yes.

Q. How much longer, I ask?

A. I can't tell.

16 Q. You do not know whether it was

0515

two inches long

Q I don't know. I haven't measured it.  
Q Well you swear that his beard  
was twelve inches long?

A No

Q Eleven?

A No

Q Ten?

A I should say it was about one  
or two inches

Q Have you not said in this Court  
room today in reply to a question  
of mine that his beard on the  
chin was one inch in length?

A Yes I did say so

Q Was that a true answer?

A Yes.

Q Did you see the clothes which  
the man with the pistol wore

A I saw he had clothes on

Q You have already told us that  
he stood within a foot of you?

A Yes

Q What hat did he wear?

A A Rough hat,

Q What colored coat?

19 A I don't know if he had a coat or not



0516

was the prisoner at Police 22 Q

A Yes Sir

Q When you was at Police Head  
Quarters as you said to day  
~~general~~ <sup>general</sup> ~~thought~~ <sup>thought</sup> that you thought she was the  
man

A Yes

Q You never say at Police Head  
Quarters that she was the man

A I said that to Inspector  
Burns on Saturday morning

Q But on Friday you only said  
you thought he was the man

A Yes Sir

Q You have told us to day that  
you saw the person who painted  
the pistol but for about a year  
that you did not <sup>see the color of</sup> ~~notice~~ his eyes  
or <sup>notice</sup> his nose, and that you  
can't say whether that person  
who painted the pistol had a  
cap on or not or whether he  
was in his shirt sleeves, or whether  
he was broad or slender; and that  
the time of the robbery was nearly  
five months ago that you  
were much confused at the time  
and that at the night of Friday

last

0517

you saw the prisoner accused  
of this robbery, at Police Head  
Quarters in a room in which  
there was only the prisoner  
and an employee of Inspector  
Burns, dressed in a blue Police  
Coat; and ~~that~~ <sup>after seeing</sup> yourself  
after being told by Inspector  
Burns to go into that room  
and take a good look at the  
man that you said that  
night I think that is the  
man; but that you said to  
no one that night; that you  
was sure that he was the man  
but that on Saturday morning  
last you did say to Inspector  
Burns: I am sure he is the man.  
I ask you now: if you will under-  
take to say beyond all possible  
doubt that the prisoner now  
in this room, John Walsh, is the  
man who painted the pistol?  
Objected to by Counsel for plaintiff  
Objected with drawn

Ans.

Yes

Q

By Counsel for the people

When you had your glasses on



0518

- Q Can you say whether he was in  
his shirt sleeves?
- A He had a flannel shirt on <sup>I think</sup>
- Q Did you swear that he had  
not a coat on?
- A I can not swear?
- Q For all I could say he might  
have had a black coat on.
- Q Did you notice whether he  
had a white shirt on?
- A He did not have a white  
shirt on.
- Q Can you swear whether he was  
in his shirt sleeves or not?
- A No Sir.
- Q Did you notice his height?
- A I can't tell how tall he was.
- Q Was he broad built or slim built?
- A I don't know, he was a middle  
sized man.
- Q Did you see the color of his  
eyes?
- A No Sir.
- Q Noticed his nose?
- A I had no time to notice any  
more.
- Q Have you and Orkelen talked  
about this case since you

0519

Can you see distinctly?

Ans. Yes.

Q. Did you have an opportunity before your glasses were knocked off to look at the man who held the pistol?

A. Yes.

Q. Did you while the man who held the pistol stood in front of you with the pistol in his hand and before your glasses were knocked off, look him in the face?

Ans. Yes.

Q. Look at the prisoner; who is now placed in the same relative position about in which that man stood and tell the court whether or not the prisoner is the man who presented the pistol at you at the time of the Robbery?

A. Yes, he is the man.

Q. While your recollection of his dress and the length of his beard is not exact, are you still able to state from what you do recollect of his eyes or his expression or anything else, that this is the man?



0520

Ans Yes.

By the Court.

Q. Would you be able to say from the description you gave of the beard, whether it was a false one or whether it was a natural one?

A. I believe it was a false beard.

Q. Do you remember whether he had a mustache or not?

A. Yes he had a mustache.

Q. Now look at the prisoner and say whether you can remember, whether the mustache you noticed on the man who had the pistol on the 15 of July does resemble the mustache the prisoner now has?

A. The mustache was darker and was going down.

Q. What did you mean, when on Friday night you said I think he is the man? Had you any doubt about it?

A. I had no doubt about it.

Q. Was you more positive that he is the man when Ackles came out of the room the second time

0521

Was you was before?

A. I was positive enough before  
Ankelen went into the room  
the second time.

Q. Now will you tell me how  
you came to tell Inspector  
Burns on Saturday morning  
that you was positive that  
he is the man?

A. Because I saw him again.  
Q. But what was the reason  
why did you then a second  
time to see the man again?

A. Inspector Burns told me  
to fetch Mr. Reepert down  
on Saturday morning.

Q. Did the Inspector tell you  
on Saturday morning to look  
at the man again?

A. I do not know because we  
all went into the room.

Q. Did the Inspector ask you any  
question then?

A. The inspector was not in the room.

Q. Then did you tell the inspector  
before you was in the room or after?

A. After.

Q. How you seen the inspector before?



0522

you went in the room?

Ans. Yes.

Q Had you any conversation with the Inspector before you went in the room?

A No.

Q What brought it about that on Saturday morning you told the Inspector: That is the man?

A I came out and told the Inspector that is the man. The Inspector did not ask me

Q Who else was there on Saturday morning?

A Mr. Ruppert

Examined before me this } Carl Messersmith  
day of December 1881 }

Maximilian Oberburg

Patron Justice

City and County of New York.

John Maloney an officer of the  
Central Office being duly sworn  
and examined for the defense  
says: The examination is adjourned  
to December 10, 1881. 30 PM

0523

Second District Police Court

In the matter of  
Carl Messerschmitt } Robbery

vs.  
John Walsh }

At an adjourned Examination held  
before Justice Marcus Otterbary  
in the above matter, on the 10<sup>th</sup> day  
of December 1881; Thomas Burns  
aged 40 years, Inspector of the Detection  
force of the Police Department of the  
City of New York being duly sworn  
and examined in presence of the defendant  
by the Court

2 You have heard the testimony  
given by Carl Messerschmitt and  
Gustav Ackelen respectively, referring  
to the manner in which the prisoner  
Walsh now here was identified by  
both those witnesses, as one of the  
men, who on the 15<sup>th</sup> day of  
July 1881, between the hours of  
twelve and one, noon, assaulted  
the said witnesses and together  
with others, robbed them of the  
sum of nine thousand five hundred  
dollars, money belonging to Jack



0524

Q. Support, and then in their custody?  
 Ans. I have heard it. Yes sir.

Q. Will you tell the court if  
 any thing different from what  
 has already been testified to  
 happened on Friday evening the  
 second day of December, and on  
 Saturday morning the 3<sup>d</sup> day  
 of December occurred, in regard  
 to the identification before  
 mentioned?

A. No; their statement is true in  
 every particular, as to the  
 manner of identification. I had  
 no conversation with Mr  
 Meerschenicht before he went into  
 that room. I may have said:  
 How do you do?, and I had no  
 time during the identification  
 to go into the room where the  
 prisoner was. I sat during that  
 time in the ante-office.

~~The court declares~~

James D. Brown

The Court declares the prosecution closed  
 with the right for counsel for defendant  
 to cross examine the last witness.

adjourned to Monday Dec 12 1881 3 PM  
 on account of illness of counsel for defendant

A  
 known to before see this 10<sup>th</sup> day  
 of December 1881  
 William H. H. H.  
 Alice H. H.

0525

- City and County of New York ss.  
at an adjourned Examination  
held before Justice Marcus Otterbein  
on the 12<sup>th</sup> day of December 1881  
Counsel for defendant  
John Maloney an Officer of the  
Central Office being duly sworn and  
examined by Counsel for defendant  
Q You have been on the Police  
sometimes  
A Going out 12 years  
Q You know the prisoner in the  
months of May June July  
and August last  
A Yes Sir.  
Q You know it is a fact that during  
those months the prisoner  
wore his face cleanly shaven  
with nothing but a mustache  
on the upper lip?  
A Yes Sir.  
Q Now Mr Maloney, on the day  
of the arrest of the prisoner, did  
you meet the prisoner about 4 o'clock?



0526

Q Yes Sir.

Q What time?

A About four o'clock in the afternoon.

Q And the prisoner than know you were an officer belonging to Police Head Quarters?

A Yes Sir.

Q Did you then tell him to take him to Police Head Quarters?

A I told him then to meet me at corner Houston and Matthews.

Q Did you not tell the prisoner that Burns wanted to see him?

A No Sir.

Q The prisoner did meet you at the time appointed?

A Yes Sir. I then told him the Inspector wanted to see him.

Q I want you to call your recollection back. At that day when you first met the prisoner; did not you say the Inspector wanted to see you; and did not then the prisoner say "then let's go at once"?

A Yes Sir.

Q You left the prisoner at four o'clock.

30-A Yes I went then. My own home.

0527

Q. When you were at Pine Head  
quarters with the prisoner, when  
did you arrive from Head Quarters?

A. The round man sent me away  
to get supper; after I had told  
him ~~that~~ I had had no supper.  
By ourselves the people.

Q. Were you acquainted with  
the prisoner before July 2?

A. I have known him a good many  
years.

Q. And during that time you have  
not seen him after?

A. Yes sir.

Q. There was nothing unusual in  
your question when you asked  
him to meet you?

A. I had never asked to meet him  
before.

Q. During the time you had known  
him, what business had he been  
engaged in?

A. He acted as a defense.

Question is withdrawn.

Q. Have you stated all you had  
said to him when you met him  
first in the afternoon?

A. Yes, all I know.



0528

By the Court  
Q Now money you said in answer  
to the Curren's Question  
that you had met the person  
in June July and August  
and during all this time he  
had his face shaved except  
wearing a mustache.

A Yes  
Q Did you see him in September?

A I think I did.

Q Did you see him in October?

A I think I did.

Q When did you first notice  
that he was raising a full beard?

A I think later part of September  
or beginning of October.

Q How many times have you  
seen him in July if you can  
recall.

A I can't recall, maybe I  
might meet him once in a  
week sometimes not for several  
weeks.

Q By taking your memory could  
you not say whether you saw  
him in first part of July or later  
part.

0529

A. I could not say

Q. You say you knew him for several years. When did you make his acquaintance first?

A. The prisoner was brought up in the same neighborhood. I have known him when I was fifteen or sixteen years old.

Q. Did you know his business?

A. No sir.

Q. Do you know whether he was in any business?

A. No sir.

Q. Did you ever have any intimate acquaintance with him?

A. No sir, not intimate.

Q. And when you say "You met him" do you mean you met him in the street, or do you mean socially?

A. No sir. I met him saying how do you do.

Q. Did you ever go to any place of amusement with him?

A. No sir.

Q. Do you know what the suspect wanted before?

A. No sir.



0530

Q Do you know of your own knowledge, that the Inspector knew, that you knew the prisoner?

A Yes he did.

Q When the Inspector instructed you (if he did) to make an appointment with the prisoner, you say, you knew not what the Inspector wanted to see the prisoner for?

A No Sir.

Q Do you know where the prisoner resided?

A No Sir.

Q And how long is it since you lost sight of the prisoner as a neighbor?

A About nine years.

Q Where he has resided since you do not know?

A No Sir.

Q By the people.

Q Did the Inspector tell you what time he wanted to see Mrs. Walsh?

A Yes he said at six o'clock, he would be back in the office.

John Maloney

Surgeon to be before you then  
12 days of absence & not  
more than 10 days  
of absence.

0531

# Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Walsh*

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

of the CRIME OF

*Robbery*

committed as follows:

The said

*John Walsh*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *fifteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid, with force and arms, in and upon one *Carl Meerschnitt* in the peace of the said People, then and there being, feloniously did make an assault and *two hundred* promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: *nine hundred* promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: *one thousand* promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes, of (the denomination of five dollars, and of the value of five dollars each: *four thousand* promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes) of the denomination of two dollars and of the value of two dollars each: *nine thousand* promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: \_\_\_\_\_ coins, (of the kind known as cents), of the value of one cent each: \_\_\_\_\_ coins, (of the kind known as two cents), of the value of two cents each: \_\_\_\_\_ coins, (of the kind known as five-cent pieces), of the value of five cents each: \_\_\_\_\_ due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency), of the denomination of fifty cents each and of the marketable value of fifty cents each: \_\_\_\_\_ due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: \_\_\_\_\_ due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each:

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

*one Jacob Ruppert*

from the person of said *Carl Meerschnitt* and against the will, and by violence to the person of the said *Carl Meerschnitt* then and there violently and feloniously did rob, steal, take, and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

DANIEL G. ROLLINS, District Attorney.



0532

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Walsh, Thomas

**DATE:**

12/19/81



640

0533

1881  
Counsel,  
Filed 19 day of Dec 1881

Pleas Not guilty (20)

THE PEOPLE

vs.

P.

Thomas Walsh

alias

James Smith

DANIEL G ROLLINS,

District Attorney.

A True Bill.

Foreman.

W. V. Deere

Pleas Guilty

State Reformatory & Prison

INDICTMENT  
LARCHENY.

LIBRARY OF THE PEOPLE OF THE STATE OF NEW YORK



0534

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss

John H. Curtis 52. Clerk

of No. 739. Broadway Street,

being duly sworn, deposes and says, that on the 9th day of December 1881

at the above premises in the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent. and from his employees Obadiak Sypher and Henry R. Treadwell. the following property, viz:

One silver china dish of the value of  
forty eight dollars.

the property of Obadiak L. Sypher and his copartners  
Henry R. Treadwell 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 ~~Thomas Walsh~~ James Smith (now here) for the

reason that deponent is informed by Officer  
James J. King that he arrested said Smith  
who had the above described dish in his  
possession and who was trying to sell the  
same, at a much less sum than its real value.

John H. Curtis

Sworn before me this 10th day of Decr 1881

Police Justice





0536

Sec. 198-200.

DISTRICT POLICE COURT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas Walsh*

Question. How old are you?

Answer. *Sixteen*

Question. Where were you born?

Answer. *US*

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

Answer. *315 West 43d - four months*

Question. What is your business or profession?

Answer. *Truck driver*

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

Answer. *I am guilty*

Taken before me, this

*10th*

day of

*Dec*

188*1*

*Thomas Walsh*

*Solomon B. Smith*  
Clerk of Court



0537

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_

Street \_\_\_\_\_

Sec. 208, 209, 210 & 212.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John McCarty  
James W. Smith 739 Broadway  
James Smith

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence, Grand Larceny

Dated Dec 10-15 1881

Smith Magistrate.  
Henry 25 Officer.

Clerk.

Witnesses \_\_\_\_\_

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_

Bill  
DEC 12 1881  
OFFICE

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 James Smith

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

Dated Dec 10 1881

Walter Smith Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.

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

Dated \_\_\_\_\_ 188

Police Justice.



Police Court-2 District,

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Carter  
Thomas W. Gah. 739 Broadway  
New York  
James Smith

# CHRYSLER

**No. 1, by**

## Residence

**Residence** \_\_\_\_\_ **Street** \_\_\_\_\_

No. 2, by

**Reprints**

**Riverlane**

WZLX

# Reynolds

# Realtime

NO. 4

7

100

**Witnesses**

No

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

2

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

20

No. 10. 11th Street

11

11

*Police Justice.*

881

*Dated -*

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

There being no sufficient cause to believe the within named

*Police Justice.*

188

*Dated*

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 1000-10-1881

mitted to the Warden or Keeper of the City Prison until he give such bail.

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 James Smith

and that there is sufficient cause to believe the within named

appearing to me by the within depositions and statements that the crime therein mentioned has been committed,



0539

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

THE PEOPLE OF THE STATE OF  
NEW YORK.

*Thomas Walsh otherwise called James Smith*  
against

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

*Thomas Walsh otherwise called James Smith*  
of the crime of

*Rape*

committed as follows:

The said *Thomas Walsh otherwise called James Smith*

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

*One dish of the value of forty-eight dollars.*

of the goods, chattels, and personal property of one

*Obadiah D. Lypher*

then and

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

DANIEL C. ROLLINS,

~~DAVID C. ROLLINS~~ District Attorney.



0540

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Walter, James

**DATE:**

12/07/81



640

0541

Filed 7 day of Dec 1881

Pleads *Not Guilty*

THE PEOPLE

vs.

*Assault and Battery—Felony.*

*James Walter*

DANIEL G. ROLLINS,

District Attorney.

*Went to Dec 13, 1881*

*Met & convicted of an*

*A True Bill.*

*(assault with a baton)*

*He is not inclined to pay*

*any money*

*Foreman.*

*Dec 14th Commission appointed*

*to inquire into his sanity*

*Commissioner report Walter insane*

*Board commit him to State*

*House at Albany at 11th*

*January 3, 1882*



0542

New York, May 26<sup>th</sup> 1882.

The Mayor, &c, of the City of New York,

To

Joseph Wiener, M.D.

and David M<sup>c</sup>Clure,

Dr.

To

Fees as Commissioners appointed  
by Hon. Frederick Smith, Recorder,  
to examine into the sanity of  
James Walter, as to which there  
were a number of hearings and  
a number of witnesses examined,  
Report of Commissioners being  
filed with Clerk of Special General  
Sessions December 31, 1881 \$500.

Received Payment,



0543

I certify that the American Shipper  
in the foregoing account herein  
presented in pursuance of an  
order made by the Court of  
General Sessions a copy of  
which is hereto annexed, & that the  
amount claimed is fair & reasonable.

N.Y. June 5<sup>th</sup> 1882

Allen Campbell &  
Company

Geo. H. Thompson  
Receiver R.



0544

New York General Sessions.

In the Matter  
of  
The sanity of  
James Walter.

To

The Hon. Frederick Smyth, Recorder, <sup>and</sup>

To

The Court of General Sessions of the Peace,  
City and County of New York:

The undersigned, heretofore appointed Commissioners to examine and report as to the sanity of James Walter, do respectfully submit this their report.

Before commencing the examination we took the oath prescribed in the Code of Civil Procedure to be taken by Referees, which oath was subscribed by us, and is hereto annexed.

We have been attended by Mr. Bucher, Assistant District Attorney of the County of New York, who conducted the proceedings, and by the counsel of the said James Walter, who took part therein.

A number of witnesses were called, including the sister of the said James Walter, his brother-in-law, Doctors



0545

Washburn and Hardy, attending physicians at the Tomb, who examined the said James Walter, and the said James Walter was personally examined by us.

It appears from the testimony of the witnesses and the statements of the said James Walter that the said James Walter believes that he is the object of persecution by a certain school teacher in this City named Miss Woods, who, he believes, has employed certain parties to slander him and destroy his reputation, including Edmund A. Fixman, who was the person upon whom the assault for which he was convicted, was committed. We have been unable to discover that any ground for this belief exists, and the testimony shows that there was no cause for enmity on the part of the said James Walter towards the person upon whom the assault was committed, other than the supposed employment of that person to slander the said James Walter. The testimony discloses that there is no ground for such a belief, and that the said Walter is under a delusion as to the same.

It appears further that on the same day, and a short time previous



0546

to the shooting, the said James Walter saw the person assaulted, and that nothing unfriendly passed between them, and that the said James Walter there-after proceeded and purchased a pistol with which the assault was committed.

It further appears from the testimony that the said James Walter has for some time past, and for a period prior to the commission of the assault of which he was convicted, exhibited signs of unsoundness of mind at his home and to those who came in contact with him since his arrest. He appears to be under the belief that his own sister and his counsel are acting in opposition to his interests, and seems to be regardless of the punishment following upon conviction for the commission of a crime. It appears that he believes that a slight insult should be resented by taking the life of the person whom he supposed offended him, and that the offense committed against him was a sufficient justification of his action before a court and jury.

It also appears from the testimony of the physicians that he is



0547

suffering severely from the disease caused by masturbation, and the doctors state it as their conviction that he is hopelessly insane, that his disease has assumed the form and extent of melancholia, and that he will probably grow worse, and that his insanity is incurable and permanent. They further give it as their opinion that he is morally irresponsible, that he is under an insane delusion as to the offense committed by the person assaulted, that he is liable to be subject to other delusions affecting other persons, and that it would be dangerous to allow him to go about, as his insanity is liable to assume a violent form.

It also appears that an aunt of the said James Walter died insane, in an insane asylum, and that her son, a cousin of the said James Walter, is now an inmate of the Flatbush Asylum for the Insane.

The said James Walter, in his examination before us answered readily all questions put to him, and did not, in our opinion simulate insanity. He stated his own belief that he was perfectly sane, and did not



desire to be committed to an insane asylum, but believed that having been convicted of crime he should be sent to prison. He stated that he had been requested to plead guilty to a minor grade of crime, punishment for which would be confinement in the Elmira Reformatory, but believing that his act was justifiable in punishment for the offense committed by the person assaulted, he had refused to plead guilty, believing that he would be acquitted upon a trial.

After a full and careful examination into the facts of the case, and after due deliberation, we are of the opinion that the said James Walter was at the time of the examination made by us, and is at the present time, under an insane delusion as to the party assaulted, and that he was at the time of said examination, and now is, insane.

Respectfully submitted,

Dated December 30, 1881.

*Joseph Wiener, M.D.*  
Joseph Wiener, M.D.



0549

In the Matter  
of  
The Sanity of  
James Walter.

David McClure and Joseph  
Wiener, appointed Commissioners herein,  
do, each for himself, solemnly swear  
that he will faithfully and fairly deter-  
mine the questions so referred to him,  
and make a just and true report there-  
on to the best of his understanding.  
Sworn to before me } David McClure  
This 20<sup>th</sup> day of December, } Joseph Wiener, M.D.  
1881.

For Wm. H. H. H.  
Recorder



In the Matter

-of-

The Sanitary of

James & Walter.

Report

-of-

Commissioners.

filed Dec 31, 1881

0550

0551

Department of Public Charities and Correction.

Office of CITY PRISON,

CORNER FRANKLIN AND CENTRE STREETS.

JAMES FINN,  
WARDEN.

New York, December 16, 1881

J. Sparks  
Clerk Court of General Sessions  
Dear Sir

We have examined  
James Walker convicted of felonious  
assault and find him of unsound  
mind. He has insane delusions  
of persecution. We think he should  
be placed in an Insane Asylum

Respectfully  
William L. Wards M.D.  
Wickes Washburn M.D.



0552

Mr Joseph Wiener  
102 Eld

Langer

Davis McElure  
20 Nassau

---

0553

Recorder Smyth has appointed  
you to meet David McClure <sup>20 Barron</sup> Esq as  
Counsel <sup>under the Crime Code</sup> ~~to appear at the~~ office of the Dist  
Atty - to examine one <sup>a person c. no. of fel. #113</sup> W, and report to  
the Court as to his sanity -

You will please meet at the D.A.  
Office <sup>at a given time</sup> and confer with Asst D.A. Beecher,  
and <sup>consequently</sup> for a time to proceed with the ex

Sent Dec 16/81



0554

Amre  
Pat Walker  
insane &c

0555

New York Hospital,

West Fifteenth Street,

New York, Nov 30 188

Ed A. Firmin is daily  
growing better - At present  
he is up & about & is  
apparently good enough  
to be able to testify  
in court

J M Townsend  
House Surg



0556

New York Hospital,

West Fifteenth Street,

New York, Nov 25 1881

This certifies that E. A. Furman  
is a Pt. in this Hosp. & still  
suffering from effects of bullet  
Wd. of the L. hand. His  
Condition is in no way serious  
He will be able to appear  
in Court in a few days.

W. Townsend  
House Surg.

0557

V. J. H. Nov 18<sup>th</sup>

This certifies that Mr  
Firman is suffering  
inflammation of the hand  
due to his the pistol-shot.  
A hand ~~received~~ a short time  
ago - & will not be in  
condition to appear in  
Court for at least one  
week.

McDowse M.D.  
Actg House Surg.



0558

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, Oct 25 1888

2 p.m.

To whom it may concern

This is to certify that  
I treated Ed. A. Friedman  
wounds of the hand &  
head & extracted a  
bullet from his left ear

A. M. Thomas M.D.  
Chambers St Hospital

0559

Form 10.

POLICE COURT-FIRST DISTRICT.

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

*Michael Naughton*  
of No. *Fifth Precinct Police* Street,  
being duly sworn, deposes and says,  
that on the *25th* day of *October* 188*8*, at the City of New York,  
in the County of New York.

*As deponent is informed by Edmund  
A. Fixman that he (Fixman) was shot at  
and wounded by James Walter (now here)  
in whose presence such complaint was  
made by said Fixman who is now in  
Chambers Street Hospital unable to appear  
in Court*

*Michael Naughton*

Sworn to, this *25th* day of *October* 188*8*  
before me.

*W. H. M. J.*  
Police Justice.



0560

Form 10.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Michael Naughton*

vs

*James Waller*

Dated *Dec. 25* 1881

*Belmont* Justice

*Naughton* Officer

*John*

*of Court  
room of city*

AFFIDAVIT—*Feb. 2 1883*  
*Dr. Edmund A. Higgins*

0561

Police Department of the City of New York,

~~Prisoner No.~~ *House of Detention*

New York, Dec- 19<sup>th</sup> 1881

Thomas Walker - committed Dec. 2<sup>d</sup>  
discharged December 19<sup>th</sup> 1881

Charles H. Corbett

*Sgt in Charge*

*W. P. O.  
Hall of White  
New Morris.*



0562

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

Clerks Office, Dec. 14 1881

To Drs. Hardy & Jackson,  
Physicians of the City Prison,

James Walter a prisoner confined  
in the City Prison, was tried &  
convicted before Recorder Smith  
on 13 inst for felonious Assault &c.  
it being reported to the Court  
that said Walter is now of  
unsound & deranged mind

As now the Recorder  
deems that you will examine  
him professionally and report  
to him at your earliest convenience  
the result of your examination,

Yours very truly,  
J. M. Smith  
Clerk

0563

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

Form

POLICE COURT—FIRST DISTRICT.

*Edmund A. Firman*  
of No. *237 East 81<sup>st</sup> St.*  
that on the *2<sup>nd</sup>* day of *October* 18*87*

Street, being duly sworn, deposes and says,

at the City of New York, in the County of New York, he was violently and feloniously assaulted and beaten by

*James Walter* now present.  
that said *Walter* did wilfully  
maliciously & feloniously point  
and aim a pistol loaded with  
powder and lead at deponent  
and did fire and discharge  
said pistol while the same  
was so pointed & aimed the  
ball or missile striking and  
wounding deponent in the left  
hand and ear

Deponent believes that said injury, as above set forth, was inflicted by said

*James Walter*  
with the felonious intent to take the life of deponent, or to do him 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 dealt with according to law.

*Edmund A. Firman*

Sworn to, before me this

day of

*October* 18*87*

Police Justice



0564

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss.

*First* DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

*James Walter*

Question. How old are you?

Answer.

*22 Years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*330 1/2 9th Street Jersey City about 3 years*

Question. What is your business or profession?

Answer.

*Printer*

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

Answer.

*I shot him because he was  
paid by a woman to blackmail  
me through the shop*

Taken before me, this *30*  
day of *Nov* 188*8*

*B. W. Mich*

Police Justice.

*James Walter*



0565

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Sec. 308, 309, 210 & 212

Police Court, 1st District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles H. Hixman  
James Walter

Dated

Magistrate

Officer

Witnesses

W. Williams

No. 1, by

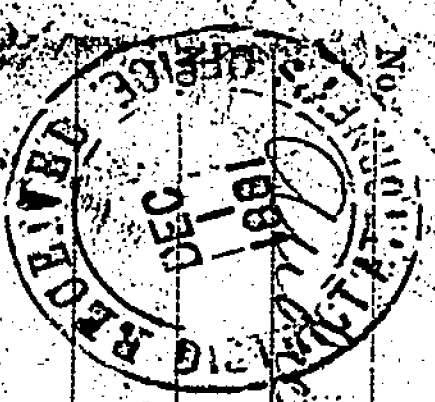
Street

No. 2, by

Street

No. 3, by

Street



James

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 James Walter

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

Dated Nov 30 1887 James M. M. M. Police Justice.

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

Dated 7 1887 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1887 \_\_\_\_\_ Police Justice.



9950

Dec. 205, 206, 210 & 212

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Edmund A. Fitzmaurice*  
*207 E. 81st St*  
*James Walter*

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

*Dec 25*  
*P. H. Dwyer*

Magistrate

*Clayton*

Officer

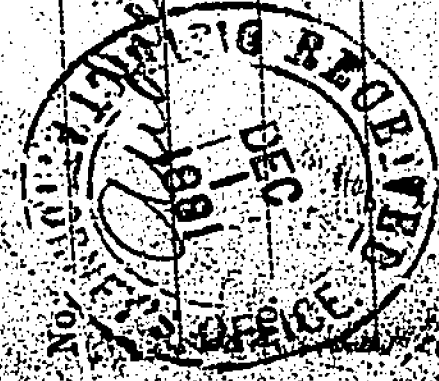
Clerk

Witnesses

Street

Street

Street



*(Cm)*

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

*James Walter*  
~~and be com-~~  
~~mitted to the Warden or Keeper of the City Prison with he give such bail.~~

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Police Justice.

There being no sufficient cause to believe the within named

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

Police Justice.

Dated 188



0567

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Walter*

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

*James Walter*  
of the Crime of Shooting at another with intent to kill, committed as follows:

The said *James Walter*

late of the City of New York, in the County of New York, aforesaid,  
on the *twenty fifth* day of *October* in the year of our Lord  
one thousand eight hundred and eighty *one* with force and arms, at the City and  
County aforesaid, in and upon the body of *Edmund A. Fixman*  
in the peace of the said People then and there being, feloniously did make an assault  
and to, at and against *him* the said *Edmund A. Fixman*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *James Walter*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,  
with intent *him* the said *Edmund A. Fixman*

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  
*James Walter*  
of the Crime of Attempting to Discharge a *pistol* at another with Intent  
to Kill, committed as follows:

The said *James Walter*

afterwards to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said

with force and arms, in and upon the body of the said *Edmund A. Fixman*  
in the peace of the said people then and there being, wilfully and feloniously did make  
an assault and to, at and against *him* the said *Edmund A. Fixman*  
a certain *pistol* then and there loaded and charged with gunpowder and one  
lead bullet, which the said *James Walter*  
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 attempt to discharge,  
with intent *him* the said *Edmund A. Fixman*

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.



0568

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *James Walter* of the Crime of Shooting and Discharging off a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:  
The said *James Walter*

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 *Edmund A. Fixman* then and there being, wilfully and feloniously did make an assault and to, at and against *him* the said *Edmund A. Fixman* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *James Walter* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there shoot off and discharge with intent, then and there, thereby *him* the said *Edmund A. Fixman*

wilfully and feloniously then and there to injure, 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 Walter* of the Crime of Attempting to Shoot off and Discharge a *pistol* at another, without justifiable or excusable cause, with intent to injure such other, committed as follows:  
The said *James Walter*

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 *Edmund A. Fixman* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *Edmund A. Fixman* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *pistol* the said *James Walter* in *his* right hand, then and there had and held, wilfully and feloniously, and without justifiable or excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *Edmund A. Fixman*

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

DANIEL G. ROLLINS, District Attorney.

0569

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Wander, Michael

**DATE:**

12/15/81



640



0570

124

Day of Trial.

Counsel.

Filed *B* day of

Pleads

Dec 1887

THE PEOPLE

St. 2<sup>th</sup> vs.  
2<sup>nd</sup> 4<sup>th</sup>

Michael Wando

Adulterated Milk.

DANIEL G. ROLLENS,

District Attorney.

Part No Dec. 22. 1887

A True Bill. Pleads guilty 23.

Geo. S. Jackson

Foreman.

*Wm. W. W. W.*

Frank Jaeger  
117 6 brother  
Frank Jaeger  
117 6 brother

0571

City and County of New York, ss. :

John B. Shaw 44 W. 24 an

Assistant Sanitary Inspector of said city, being duly sworn, deposes and says, that on the  
214 5<sup>th</sup> day of Oct in the year 1880, at premises number  
E 2<sup>nd</sup> St. in the City of New York, the said premises being a place then and  
there where Milk was kept for sale, one Michael Vander

unlawfully did then  
and there keep, have and offer for sale ~~three quarts of~~ impure and unwholesome Milk, which had been  
and was then and there watered, adulterated, reduced and changed by the addition of water or other  
substance, or by the removal of cream therefrom, and that such impure, unwholesome, watered, adul-  
terated or reduced and changed Milk, was then and there, by the said Michael Vander

, unlawfully held, kept and offered for sale against and in  
violation of the provisions of the Sanitary Code, and of such Sanitary Code then and there, and at all  
times thereafter in force and operation, and especially against and in violation of the provisions of a  
section and ordinance of such Sanitary Code which was duly passed and adopted by the Board of  
Health of the Health Department of the City of New York, and by said Health Department at a  
meeting thereof, duly held in said city, on the twenty-third day of February, 1876, in the manner and  
language following, to wit :

“ Resolved, That under the power conferred by law upon the Health Department, the following  
“ additional section to the Sanitary Code, for the security of life and health, be, and the same is hereby,  
“ adopted and declared to form a portion of the Sanitary Code.

“ ‘ No Milk which has been watered, adulterated, reduced or changed in any respect by the  
“ ‘ addition of water or other substance, or by the removal of cream, shall be brought into, held,  
“ ‘ kept or offered for sale at any place in the City of New York, nor shall any one keep, have or offer  
“ ‘ for sale in the said city any such Milk.’ ”

That said ordinance was thereafter duly published once a week, for two successive weeks, in the  
City Record, a daily official newspaper and journal published in said city, to wit, in the issues of such  
newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and that said  
ordinance was, at all times alleged herein, in full force and operation in said city and county.

Sworn to before me this  
of Nov.

19 day  
1880.

John B. Shaw

A. H. Miller

Police Justice.



0572

931

Police Court, 3 District.

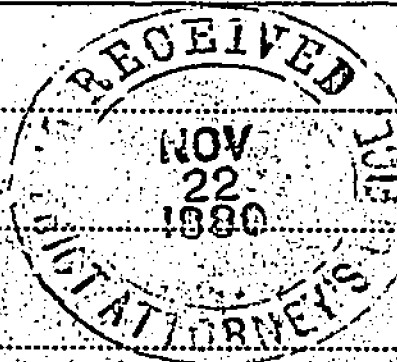
THE PEOPLE, &c.,

ON THE COMPLAINT OF

John B. Shado  
vs.  
Michael Vander  
214 E. 2<sup>nd</sup> St.

Affidavit

Dated



188

Justice.

Officer.

300 Grms

0573

The people of the State of New York }  
against Mr }  
Michael Wander }

Copy and variety of New York ss.

Michael Wander of the County of New York  
do hereby depose and say: That he is the defendant  
in the above entitled action  
and that the above action is the  
first one that was ever  
brought against him and that he never before  
at any time solicited work  
of his own knowledge and belief

M. Wander

Subscribed before me  
this 21st day of July 1881.

Meep I have }  
Cannon of deeds }  
at Y C.



0574

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

THE PEOPLE OF THE STATE OF  
NEW YORK.

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

*suppose milk* of the crime of *exposing for sale*  
committed as follows:  
The said *Michael Wander*

~~That~~  
late of the *eleventh* Ward of the City of New York, in the County of  
New York, aforesaid, on the *fifth* day of *October* in the year  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the Ward,  
City and County aforesaid, unlawfully and knowingly did expose for sale at the  
*store* known as number *two hundred and fourteen East Second* Street,  
then and there situate, ten quarts of impure, adulterated and unwholesome milk, against  
the form of the Statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

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

of the crime of *offering for sale impure milk changed*  
*by the addition of water or other substance*  
committed as follows:  
The said *Michael Wander*

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, at the store and place of business  
of the said *Michael Wander*  
known as number *two hundred and fourteen East Second* Street,  
in said Ward, City and County, and the said premises being then and there a place  
where milk was kept for sale, unlawfully did then and there keep, have, and offer for  
sale ten quarts of impure and unwholesome milk, which had been, and was then and there  
watered, adulterated, reduced and changed by the addition of water or other substance,  
and that such impure, unwholesome, watered, adulterated, reduced and changed milk  
was then and there by the said *Michael Wander*  
*Michael Wander* unlawfully held, kept and offered for sale  
against and in violation of the provisions of the Sanitary Code, and of such Sanitary  
Code then and there, and at all times thereafter in force and operation, and 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.



0575

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

*Michael Wander*

of the CRIME OF

*bringing into the City of New York*  
*impure and unwholesome milk for sale*

committed as follows:

The said

*Michael Wander*

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, did bring into the said Ward, City and County, and then and there have and offer for sale, at the store and place of business of him, the said

*Michael Wander*

known as number

*two hundred and fourteen*

*East Second*  
Street, the said

premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, have, and offer for sale, ten quarts of impure and unwholesome milk, which had been and was then and there, watered, adulterated, reduced and changed by the addition of water or other substance, and that such impure, unwholesome, watered, adulterated or reduced and changed milk was then and there, by the said

*Michael Wander*

unlawfully

held, kept and offered for sale against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said City, on the twenty-third day of February, 1876, in the manner and language following, to wit:

"Resolved, That under the power conferred by law upon the Health Department, the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby adopted and declared to form a portion of the Sanitary Code.

"No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have, or offer for sale in the said city any such milk."

Which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit: in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and which said ordinance was then and there, and at all times thereafter, in full force and operation against the forms of the Statute in such case made and provided.

DANIEL G. ROLLINS,

~~DENY. H. PHILLIPS~~, District Attorney.



0576

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Watson, Harry

**DATE:**

12/21/81



640

1870

Filed *21* day of *Dec* 188*8*

THE PEOPLE.

Count by Count  
Apr 14/02

P-2 April 20, 1982  
A True Bill.

F. Dec. 30-1881

Pen six months.



0578

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, ss

of No.

James Frost, aged 24 Years,  
Superintendent -  
605 Broadway Streetbeing duly sworn, deposes and says, that on the 3<sup>rd</sup> day of December 1881at the And from in front of premises 605 Broadway City of New York;  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

the following property, viz:

One cloth Overcoat of the  
value of Thirty five dollars.the property of Lewis Vogel, William Vogel, Isaac Vogel,  
Hyman Vogel and Jacob Vogel Co partners  
and in deponent's care and charge.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 Harry Watson (Now here)from the fact that deponent is informed by  
Officer McHally that he arrested the said  
Watson with the said Coats in his possession  
and that he Watson admitted and confessed  
that he had taken stolen and carried away  
said Coats. Deponent identifies the Coats  
found in the possession of the said Watson  
as the ones which had been taken from  
in front of said premises.

James Frost

Sworn before me this 3<sup>rd</sup> day of December 1881John D. Smith  
Police Justice

0579

City and County  
of New York S.S.

John J. McHally  
Aged 24 Years of the 8<sup>th</sup> Precinct Police  
Being duly sworn deposes and says  
that he has heard read the foregoing  
affidavit and that the facts stated  
therein on information of deponents  
are true of deponents own knowledge.

Sworn before me } John J. McHally  
This 5<sup>th</sup> day of December 1884.  
Solomon B. Smith Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

188

Dated

Magistrate.

Officer.

WITNESSES:

Disposition



0580

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

Darry Watson 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.

Darry Watson

Question. How old are you?

Answer.

Nearly four years.

Question. Where were you born?

Answer.

New York City

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

Answer.

Brooklyn. 11 months

Question. What is your business or profession?

Answer.

Plasterer

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 no recollection of having taken the oath.

Taken before me, this

day of December 1888

Henry Watson

Solomon R. Smith  
Police Justice.



0581

BAILED.

No. 1, by Charles Watson  
Residence 11-11-15 Street  
No. 2, by Charles Watson  
Residence 11-11-15 Street  
No. 3, by Charles Watson  
Residence 11-11-15 Street  
No. 4, by Charles Watson  
Residence 11-11-15 Street

Dec. 208, 209, 210 & 212

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Watson  
605 Broadway

Charles Watson

Offence Harassment

Dated December 5th 1881

John B. Smith Magistrate.

W. H. Mally Office.

Clerk.

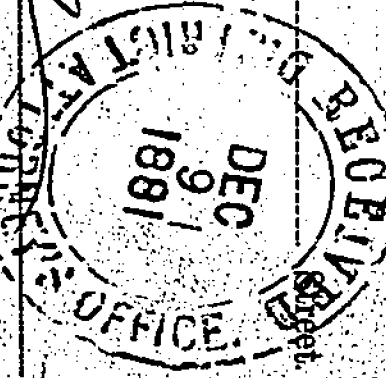
Witnesses Henry M. Mally

No. James Watson Street.

Charles Watson

No. 605 Broadway Street.

No. Charles Watson



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 held to answer the same and five be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden or Keeper of the City Prison, until he give such bail.

Dated Dec 5th 1881 John B. Smith Police Justice.

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

Dated Dec 8 1881 John B. Smith Police Justice.

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

Dated Dec 8 1881 John B. Smith Police Justice.



2850

Dated 188 Police Justice

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

There being no sufficient cause to believe the within named

Dated 188 Police Justice

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 188 Police Justice

mitted to the Warden or Keeper of the City Prison until he give such bail.  
guilty thereof, I order that he be admitted to bail in the sum of \_\_\_\_\_ and be com-

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

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James M. McHenry*  
605 Broadway  
Clarence Watson

Dated 188

Magistrate.

*John B. McHenry*

Clerk.

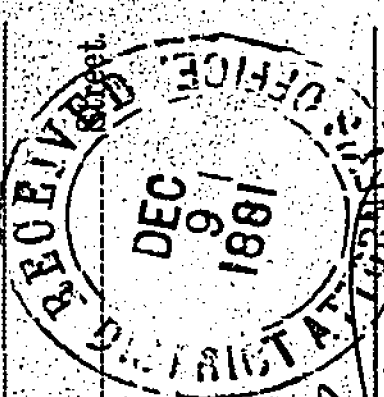
*John M. McHenry*

Witnesses

No. 1 *John M. McHenry* Street.

No. 2 *John M. McHenry* Street.

No. 3 *John M. McHenry* Street.



BAILED

No. 1 *John M. McHenry* Street.

No. 2 *John M. McHenry* Street.

No. 3 *John M. McHenry* Street.

No. 4 *John M. McHenry* Street.

No. 5 *John M. McHenry* Street.

No. 6 *John M. McHenry* Street.

No. 7 *John M. McHenry* Street.

No. 8 *John M. McHenry* Street.

0583

**Court of General Sessions**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Harry Watson*

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

*Harry Watson*

of the CRIME OF LARCENY ~~(from the person)~~

committed as follows :

The said

*Harry Watson*

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

*One coat of the value of  
three five dollars*

of the goods, chattels and personal property of one

~~on the person of the said~~

~~from the person of the said~~

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.

*Lewis Vogel*

~~then and there being found,~~

*being found*  
then and there feloniously

~~DANIEL G. RUTLAND, District Attorney~~



0584

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Harry Watson*  
of the CRIME OF RECEIVING STOLEN Goods, committed as follows;

The said *Harry Watson*

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 coat of the value of  
thirty five dollars*

of the goods, chattels and personal property of the said

*Lewis Vogel*

by a certain person or persons to the ~~known~~ <sup>known</sup> aforesaid unknown, then lately before  
feloniously stolen, taken and carried away from the said

*Lewis Vogel*

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

*Harry Watson*

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

DANIEL G. ROLLINS, District Attorney.

0585

**BOX:**

56

**FOLDER:**

640

**DESCRIPTION:**

Weeks, Maggie

**DATE:**

12/15/81



640



0586

139

Counsel

Filed

15 day of Dec 1887

Pleads

THE PEOPLE

vs.

Maggie Weeks<sup>2</sup>

DANIEL G. ROLLINS

District Attorney.

A True Bill.

Foreman.

My Commission  
Dec 15/87

W. H. Harrison by Clerk

THE PEOPLE OF THE DISTRICT OF COLUMBIA  
AND THE PEOPLE OF THE DISTRICT OF COLUMBIA

0587

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

District Attorney's Office,

New York, Dec 15 1881

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Hill  
against  
Maggie Weeks

For Petit Larceny

The defendant having been indicted by a Grand Jury of this Court,  
on the 15th day of December 1881, for the offense  
of Petit Larceny upon a charge preferred  
by me against her, and having since fully compensated me for all  
injury and damage which I sustained thereby.

I do therefore hereby acknowledge to the Court that I have received  
full and complete satisfaction for the injuries and damages so sustained  
by me, and request that no further proceedings be had on said indictment,  
and that the defendant be discharged therefrom.

James Hill

Complainant.

City and County of } ss.  
New York

James Hill, the said complainant,  
being duly sworn, says, that the foregoing instrument by him subscribed  
is true of his own knowledge.

Sworn to before me, this 15th

day of December 1881.

James Hill

Complainant.

Notary Public N.Y.C.



0588

FORM 112.

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

Police Court—Third District.

*James Hill, Horse Jockey*  
of No. *105 Bowery* Street, being duly sworn, deposes  
and says that on the *15<sup>th</sup>* day of *December* 18 *80*  
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent, *in the night time,*

the following property viz:

*Good and lawful money of the United  
States, Consisting of notes or bills  
of divers denominations and values  
and a number of silver Coins, said  
money being together and in all of*

of the value of *Twenty-eight* Dollars  
the property of *deponent*

and that this deponent has a probable cause to suspect; and does suspect, that the said property  
was feloniously taken, stolen, and carried away by

*Maggie Weeks, now here, from  
the fact that deponent went with  
her to a room in Congress Hall,  
at the junction of Chatham and  
Catharine Streets, and undressed  
and went to bed with her. That  
during the night deponent  
awoke and found her in  
the act of examining deponent's  
clothing which hung in the bed-  
post. That she made an  
excuse to deponent and returned*

0589

To bed and that when Depoent  
got up in the morning he  
found that said Maggie had  
left the room and that said  
money had been stolen and  
carried away.

That after her arrest Depoent  
heard her say that she  
would not have taken said  
money had she not been  
drunk, and she offered to  
return said money to Depoent  
provided Depoent would not  
make a Complaint.

Subscribed before me this  
15<sup>th</sup> day of December 1881 } James Hill

W. J. Owen

Police Justice



0590

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

J. C. DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

*Maggie Weeks*

Question. How old are you?

Answer.

*Twenty-one years of age*

Question. Where were you born?

Answer.

*Long Island*

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

Answer.

*No. 7 Forsyth Street*

Question. What is your business or profession?

Answer.

*Domestic*

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

Answer.

*I took the money without any intent to steal it. I was drunk at the time and did not know what I was doing. I am willing to make restitution. I want explanation here.*

Taken before me, this

*15*

day of

*November*

188

*Maggie E. Weeks*

*M. J. May*

Police Justice.



0591

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

Sec. 208, 209, 210 & 211

Police Court J. J. D. District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Hill

Maggie Weeks

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence, Grand Larc.

Dated December 15 1881

James Magistrate.

Leopoldo H. Officer.

James Clerk.

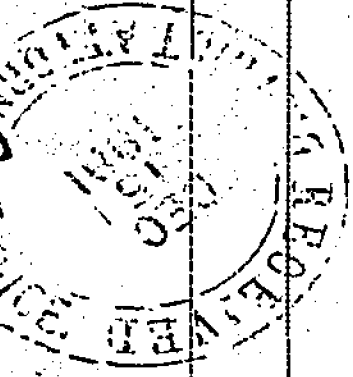
Witnesses Mrs. J. Leopoldo

No. 10 West 11th Street,

No. \_\_\_\_\_ Street,

No. \_\_\_\_\_ Street,

San Antonio, B. I.



Conrad

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

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

Dated December 15 1881 M. J. Crow Police Justice.

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

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

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

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



2650

Dated 188 Police Justice.

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

Dated 188 Police Justice.

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

Dated November 15 188 Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

James Hill

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
James Hill  
vs.  
Maggai Weeks  
Dated December 12 1881  
Magistrate.  
Coyatao 10  
mex Clerk.  
Witnesses Mrs. J. Coyatao  
No. 10 West 10th Street,  
No. Street,  
No. Street,  
No. Street.

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

500 Ave. G. S.  
Coud

0593

Sec. 214.

DISTRICT POLICE COURT

COMMITMENT—Larceny.

CITY AND COUNTY } ss.  
OF NEW YORK,

By

*Maurice F. Power*

Esquire,

one of the Police Justices for the City of New York, to the Sheriff or Deputy Sheriffs of the said City and County, the Police Patrolmen or Officers of the Police force of the City of New York, each and every of them, and to the Warden, Keeper or Deputy Keepers of the City Prison of the City of New York.

THESE ARE, in the name of People of the State of New York, to command you the said Sheriff, Deputy Sheriffs, Police Patrolmen or Officers forthwith to convey to the City Prison of the City of New York, the body of

*Maggie Weeks*

charged before me as one of the Police Justices aforesaid upon the oath of *James Hill* for that she the said

did on the *15* day of *December* 188*9*, at the City and County aforesaid, feloniously take, steal, and carry away from the possession of said Complainant in the *night* time the following articles, to wit:

*Good and lawful money of the United States, consisting of notes or bills of several denominations and various small silver coin; in all of the amount and Twenty-eight*

of the value of *the said James Hill* dollars, the property of

And I, the said Police Justice, having in due form of law examined the said complainant and the witnesses before me produced, and the said *Maggie Weeks* and it appearing that an offence has been committed, and that there is sufficient cause to believe the prisoner aforementioned to be guilty thereof, an order having been this day made by me, that the said

*Maggie Weeks* be held to answer said charge at the Court of *General* Sessions in said City and County, and fixed the amount of bail to be given by said prisoner at the sum of *five* Hundred Dollars (*500.*)

These are to Command you, the said Warden, Keeper and Deputy Keepers, and you and each of you are hereby required to receive into your custody and safely keep in the said City Prison, the body of the said *Maggie Weeks* in default of surety in the sum of *five* hundred dollars to answer the said complaint until she be legally discharged.

Dated at the City of New York, this *15* day of *December* 188*9*

*M. F. Power* Police Justice.



0594

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*Maggie Weeks*

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

*Maggie Weeks*

of the crime of

*Larceny*

committed as follows:

The said

*Maggie Weeks*

in the County of New York, aforesaid, on the *fifteenth* day of *December* in the year of our Lord one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one

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

DANIEL C. ROLLINS,

~~PRINTED BY~~ District Attorney.