

0946

BOX:

72

FOLDER:

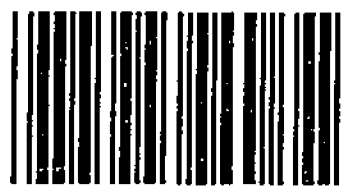
816

DESCRIPTION:

Waters, Charles

DATE:

07/13/82



816

no. 68

Day of Trial

Counsel,

Filed

13 day of

1882

Pleads

THE PEOPLE

vs.

P

Charles Waters

(Indorsed)

JOHN McKEON,

District Attorney.

A TRUE BILL.

*Edward Hunt*

Foreman.

*July 14/82*

*Plends guilty*

*S.P. 14 1/2 years.*

0947

0948

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

Charles Waters

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

Charles Waters

of the crime of Burglary in the third degree,

committed as follows:

The said Charles Waters

late of the third Ward of the City of New York, in the County of New York,  
aforesaid, on the fifth day of July in the year of our  
Lord one thousand eight hundred and eighty two with force and arms, at the Ward,  
City and County aforesaid, the store of

Frederick Hollender

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

Frederick Hollender

then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and thirty-one  
boxes of cigars of the value of four  
dollars each box

of the goods, chattels and personal property of the said

Frederick Hollender

so kept as aforesaid in the said store 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.

John McDean

District Attorney



0949

Form 10.

Police Court—Sixth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Hildebrandt

vs.

Charles Waters

Dated

July 8 1892

Patterson

Justice.

Officer.



0950

Form 10.

## POLICE COURT SIXTH DISTRICT

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

Timothy Shea

of No.

472 Pearl

Street,

that on the morning of the 4 day of July

being duly sworn, deposes and says,  
1882 at the City

he saw the defendant Waters and another person coming from the store of the Complainant and saw in their possession a quantity of Cigars, two bottles of wine and two pairs of pants which they carried to the roof of a speck in the yard of 472 Pearl Street. That an officer then came in sight when the defendant & said other ran through the rear door of a saloon kept by one Casey & escaped by the front door into Pearl Street leaving the Cigars behind them. The Cigars deposing is informed were afterwards found in the yard.

T. J. Shea.

Sworn to, this

before me,

day of July

1882

Police Justice.

0951

Sec. 208, 209, 210 & 212.

581

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Richard Hollander*  
*Charles Waters*  
Offence, *Burglary*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Date

188

*July 6*  
Magistrate

*Stephen*  
Officer

*ca*

Clerk.

Witnesses

No.

*Charles Watkins*  
*Charles Watkins*  
Street,

No.

*Henry C. Coney*  
*Henry C. Coney*  
Street,

No.

*John McFarlane*  
*John McFarlane*  
Street,

*John McFarlane*  
*John McFarlane*  
Street,

*Conrad*

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

*Charles Waters*  
*he held to answer that he*  
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 *July 6* 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 h to be discharged.

Dated 188 Police Justice.

0952

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

First DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty of the charge and do not want any further examination*

*Charles Waters*

Taken before me, this

day of

1888

*J. M. Patterson*  
Police Justice.



0953

POLICE COURT *First* DISTRICT.

City and County  
of New York, ss.

of No. *273 Broadway* Street, being duly sworn,  
deposes and says, that the premises No. *aforesaid*

Street, *2nd* Ward, in the City and County aforesaid, the said being a *Store*  
*and Restaurant*

and which was occupied by deponent as a *Place for the Sale*  
*of Liquors and Cigars* were **BURGLARIOUSLY**

entered by means *of forcing open with*  
*some instrument the door leading*  
*from the public street into said*  
*Store*

on the *night* of the *8th* day of *July* 18*82*

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

*Twenty one boxes of cigars*  
*of the value of one hundred*  
*and sixteen 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

*Charles Waters now here*

for the reasons following, to wit;

*That said front door*  
*was securely locked and fastened*  
*about 8 o'clock P.M. on said day*  
*and on the morning following*  
*deponent found the door open and*  
*discovered that said property had been*  
*stolen. That the cigars which are now*  
*identified by one Ruppel was found in the pos-*  
*session of a man named Casey who says that the*  
*defendant left them in his place of business of Hollander*

*Admitted to before me this*  
*10th day of July 1882*  
*at New York*  
*Notary Public*

City and County of New York ss  
 John J. Casey of No. 472 Pearl Street being duly sworn says that about ten o'clock P.M. on said night the defendant came into defendant's place of business and had in his possession a quantity of cigars the same that were subsequently taken by the officers at the time they arrested said waters

Sworn to before me this }  
 6<sup>th</sup> day of July 1882 }  
 J. M. Parsons }  
 (Notary Public)

City and County of New York ss  
 John Ruppel of No. 273 Broadway being sworn says that he is employed by the Complainant at said premises and is familiar with the <sup>Merchandise</sup> Cigars & other goods for sale there. And further says that the cigars here shown & taken from 472 Pearl Street are the same that was stolen from 273 Broadway on the night in question

Sworn to before me this }  
 6<sup>th</sup> day of July 1882 }  
 J. M. Parsons }  
 (Notary Public) J. Ruppel

0955

No. 69

Day of Trial

Counsel,

Filed

Pleads

13 day of July 1882

THE PEOPLE

vs.

P

Charles Waters

(two cases)

JOHN McKEON,

District Attorney.

A True Bill.

*James W. McKeon*

Foreman.

*Comd one other verdict*



0956

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

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

Charles Waters

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

Charles Waters

of the crime of Burglary in the third degree,

committed as follows:

The said Charles Waters

late of the Sixth Ward of the City of New York, in the County of New York,  
aforesaid, on the third day of July in the year of our  
Lord one thousand eight hundred and eighty two, with force and arms, at the Ward,  
City and County aforesaid, the store of

August Hildebrandt

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

August Hildebrandt

then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and two pairs

of pantaloons of the value of five  
dollars each pair, two bottles of  
champagne of the value of three  
dollars each, and seventeen  
hundred cigars of the value  
of five cents each.

of the goods, chattels and personal property of the said

August Hildebrandt

so kept as aforesaid in the said store 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.

John McLean

District Attorney

0957

581  
Police Court - First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

August Hildbrandt  
130 E. Madison St.

1 Charles Waters

Offence, Burglary

Dated 7 July 1888

John C. Thompson Magistrate

Witnesses, William H. Hildbrandt  
Charles Waters

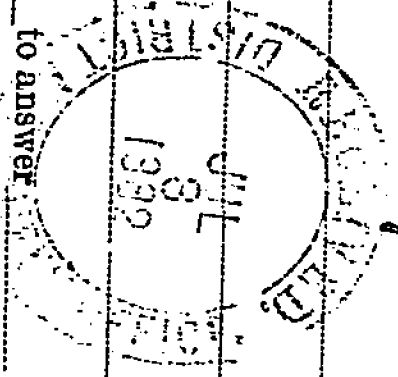
Witnesses, William H. Hildbrandt  
Charles Waters

422 Henry Street

No. Street,

No. Street,

\$ to answer



Charles Waters

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 Charles Waters

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

is legally discharged  
Dated 7 July 1888 John C. Thompson Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

0958

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

Charles Waters

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.

Charles Waters

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

28 Mulberry St. about 4 months

Question. What is your business or profession?

Answer.

stone cutter

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

Answer.

I am not guilty, I waive further examination

Charles Waters

Taken before me this  
day of

John J. Waters  
Police Justice.



0959

POLICE COURT—DISTRICT.

City and County  
of New York,

*August Hildebrandt*  
of No. *138 Chatham* Street, being duly sworn,

deposes and says, that the premises No. *aforesaid*

Street, *9<sup>th</sup>* Ward, in the City and County aforesaid, the said being a *Store*

*and Saloon* over which deponent resides with  
his family and which was occupied by deponent as a *bar* for the deposit  
and sale of liquors & cigars were **BURGLARIOUSLY**  
entered by means *of forcing open a rear*  
*window leading into said store*

on the *Night* of the *3<sup>rd</sup>* day of *July* 18 *82*

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

*Two pairs of pantaloons, two*  
*bottles of champagne and*  
*about seventeen hundred*  
*cigars all of the value*  
*of one hundred dollars*

the property of *Deponent*

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

for the reasons following, to wit: *That said window*  
*was securely fastened by deponent*  
*about midnight on the said 3<sup>rd</sup>*  
*of July and on the morning following*  
*deponent discovered that it had been*  
*forced open & the aforesaid property*  
*stolen and carried away by the defendant*  
*whose possession it was taken by three*  
*different persons who also were in the*

Who was seen on a shed in the rear of said  
 premises ~~of~~ <sup>prior to</sup> forcing an entrance into  
 said premises as deponent is informed  
 by ~~one Wiley~~ <sup>one Wiley</sup> and deponent believes the  
 same to be true. Deponent further  
 alleges & charges that an inner door  
 leading to the kitchen was by the  
 defendant attempted to be forced  
 open by means of a certain iron  
 instrument commonly called and  
 known as a jimmy, because certain  
 marks and indentations on the door  
 caused by the attempt to force it open  
 correspond in every particular with  
 the pointed edge of that certain  
 jimmy here shown and which was  
 found in the possession of the defendant  
 at the time of his arrest as deponent  
 is informed by Officer English & Precinct  
 August, Hillbourn &

Shorn to before (witness)  
 1<sup>st</sup> day of July 1892  
 J. M. Patterson  
 Officer Juror

City and County  
 of New York. I, William  
 H. Wiley of No. 42 Henry Street  
 being sworn says that about  
 3 o'clock A.M. on the morning of the  
 4<sup>th</sup> day of July he saw the defendant  
 on a shed in the rear of 138 Chatham  
 Street who asked deponent what  
 he was doing there and afterwards  
 said to deponent You son of a bitch  
 if you don't go away I will shoot  
 you. the defendant at the time had  
 a revolving pistol in his hand  
 Wm H Wiley

Shorn to before (witness)  
 1<sup>st</sup> day of July 1892  
 J. M. Patterson  
 Officer Juror

0961

BOX:

72

FOLDER:

816

DESCRIPTION:

Williams, Henry

DATE:

07/13/82



816



0962

WITNESSES.

Counsel,

Filed 13 day of July 1882

Pleads

THE PEOPLE

vs.

INDICTMENT

Henry Williams

Aug 1882

13th day of July 1882

JOHN McKEON,

District Attorney.

Frederick Coville

A True Bill.

Edmund W. McKeon

Foreman.

16

0963

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Williams

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

Henry Williams

of the CRIME OF LARCENY (from the person)

committed as follows:

The said

Henry Williams

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

one watch of the value  
of ten dollars and one watch chain  
of the value of five dollars

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

JOHN McKEON, District Attorney.

0964

*[Signature]*

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

577

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*[Signature]*

*[Signature]*

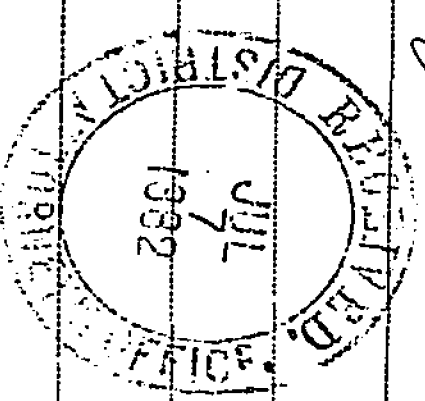
*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*

*[Signature]*



*[Signature]*

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 \_\_\_\_\_

*[Signature]*

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

Dated *July 6<sup>th</sup>* 188*2*, *[Signature]* 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 *7* 188 \_\_\_\_\_ Police Justice.



0965

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

2<sup>d</sup> DISTRICT POLICE COURT.

Henry Williams 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.

Henry Williams

Question. How old are you?

Answer.

28 Years

Question. Where were you born?

Answer.

New York

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

Answer.

449 East 13 Street 1 month

Question. What is your business or profession?

Answer.

Wine Smith

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

Answer.

I am not guilty

Taken before me, this

day of

188

6<sup>th</sup> July 1882 Henry Williams

Solomon Smith  
Police Justice.

0966

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, ss

of No.

158. Foster

Street,

Augustus Egg, agent. Es.  
Carpet cleaner.

being duly sworn, deposes and says, that on the

30<sup>th</sup>

day of

July

1882

at the

Corner of Broadway and Houston Street City of New York,

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

of deponent and from deponent's person in the night time

the following property, viz:

One silver watch with plate  
chain attached together of the value of  
fifteen 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

Henry Williams. (nowhere)  
from the fact that at or about the hour  
of eleven o'clock P.M. on said date deponent  
was walking through Houston Street when  
the said Williams came alongside of  
deponent and snatched the said property  
from the left hand pocket of the vest.  
Then on deponent's person and ran  
away. Deponent pursued the said  
Williams and lost sight of him in

188

Sworn before me this  
day of  
Police Justice

0967

Bleeker Street. Deponent is informed by William H. Barker. that he saw the said Williams run away from deponent when deponent shouted stop thief and pursued the said Williams and caused the arrest of the said Williams. The said Barker further informs deponent that he kept the said Williams in sight until he caused his arrest from the time he ran away from deponent.

From before me August 25  
This 6<sup>th</sup> day of July 1882  
Solomon Street

Police Justice  
City and County of New York. ss

William H. Barker.  
aged 26. Merchant of No 22 John Street  
being duly sworn deposes and says that he  
has read and the foregoing affidavit and  
that the facts stated therein in information  
of deponent are true of deponent's own  
knowledge

From before me  
This 6<sup>th</sup> day of July 1882  
Solomon Street  
Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT - Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION



Court of  
General Sessions

City and County  
of  
New York

The People

vs

Henry Williams

Motion

filed Aug 1892

0969

IN THE  
COURT OF GENERAL SESSIONS

IN AND FOR THE CITY  
AND  
COUNTY OF NEW YORK.

THE PEOPLE

VS.

HENRY WILLIAMS

INDICTMENT FOR PETTY LARCENY }

FROM THE PERSON:-

MOTION ON BEHALF OF SAID DEFENDANT HENRY WILLIAMS, THAT  
THE INDICTMENT FOUND AGAINST HIM AS WELL AS THE VERDICT RENDERED BY  
THE JURY UPON THE SAID INDICTMENT ON THE NINTH DAY OF AUGUST INSTANT,  
BE QUASHED AND SET ASIDE AND THAT HE BE DISCHARGED FROM CUSTODY OR GRANTED  
A NEW TRIAL, FOR THE FOLLOWING GROUNDS:-

FIRST: BECAUSE IT APPEARS FROM THE AFFIDAVIT<sup>65</sup> PRODUCED IN SUP-  
PORT OF THIS MOTION, THAT THE JURY WAS NOT A FAIR AND IMPARTIAL JURY  
AS REQUIRED BY LAW, AND THAT THE SAID JURY DID NOT BASE THEIR VERDICT  
ALONE UPON THE EVIDENCE ADDUCED IN THE CASE;

SECONDLY: BECAUSE ONE OF THE JURY, GABRIEL TURK, WAS PRE-  
JUDICED AGAINST DEFENDANT BEFORE HE WAS EMPANELLED TO TRY SAID CASE  
OF WHICH PREJUDICE DEFENDANT WAS UNAWARE AT THE TIME OF THE EMPANELLING  
OF THE JURY, AND SAID JURYMAN USED HIS INFLUENCE TO PREJUDICE HIS FELLOW-  
JURYMEN AND MADE CERTAIN STATEMENTS TO THEM AGAINST THE ACCUSED WHICH WERE  
NOT PROVEN IN THE CASE, BY WHICH STATEMENTS THE JURY WERE INFLUENCED  
IN THEIR VERDICT;

THIRDLY: BECAUSE THE SAID INDICTMENT<sup>before and at the time it was filed</sup> WAS MUTILATED, AN ENTRY  
BEING MADE THEREON TO THE PREJUDICE OF THE DEFENDANT, WHICH WAS NOT AU-  
THORIZED BY THE COURT, WHICH WAS NOT FOUND BY THE GRAND JURY, AND WHICH  
WAS MADE WITHOUT THE CONSENT OF THE ACCUSED IN THE HAND-WRITING OF ~~THE~~



0970

2

JOHN O'BYRNE ESQ. THE ASSISTANT DISTRICT ATTORNEY,- IN SUBSTANCE AND EFFECT AS FOLLOWS:- "THIS MAN IS A NOTORIOUS PICKPOCKET."

FOURTHLY:- BECAUSE THE EVIDENCE IN THE CASE WAS NOT SUFFICIENT TO JUSTIFY THE COURT IN ALLOWING THE CASE TO GO TO THE JURY AND THE VERDICT WAS CONTRARY TO LAW AND TO THE EVIDENCE ADDUCED.

FIFTHLY:- BECAUSE MATERIAL EVIDENCE IN FAVOR OF THE DEFENDANT WAS RULED OUT BY THE COURT AND IMPORTANT QUESTIONS ASKED BY DEFENDANTS COUNSEL WERE NOT ALLOWED.

NEW YORK CITY, AUGUST 17TH. 1882.

*Frank Keller*  
COUNSEL FOR DEFENDANT.

*346 Broadway*  
*N.Y. City*



In the Court of General Sessions  
in and for the City and County of  
New York

The People

against

Henry Williams -

Indictment - for petit larceny from  
the person.

City and County of New York - S. S.

Henry Williams the said defendant -  
being duly sworn, saith:

1. That he is the defendant above  
named, and that he was  
tried and convicted on said  
indictment, of the crime of petit  
larceny from the person, on the  
ninth August 1882.
2. That he was magnanimely acquitted  
by the jury men empanelled  
for the case against him, and  
was unaware of any prepi-  
dice existing against him in  
the minds of any of the said  
jurors, or that any one of them  
believed or thought him to be

a man of bad character.

3. That ~~before~~<sup>sometimes</sup> before his conviction took place, and the jury had retired to consider their verdict, an entry was made on the back of the indictment, <sup>found</sup> against him, and upon which he was tried and convicted on the 9<sup>th</sup> August 1882, in the handwriting of John O'Byrne Esq. District District Attorney, to the following effect "This man is a notorious pickpocket."

4. That deponent never was arrested or convicted for the crime of picking pockets, or "petit larceny from the person" before the present indictment - was found against him, and ~~never~~<sup>and</sup> never was in fact - guilty - of the crime, and such entry as aforesaid was made deponent believes to prejudice him, and without his authorization or consent.

Given before me

this 17<sup>th</sup> August 1882

J. F. Carroll

Notary Public

Wm. Williams

Wm. Williams

in the Court of General Sessions in and  
for the City and County of New York

The People

against -

Henry Williams

Indictment for Petit Larceny from  
the person -

City and County of New York - S. S.

Mary Forman wife of Joseph  
Forman of the City of New York  
being duly sworn, saith;

1. I reside at No 849 Second Avenue  
in the City of New York.
2. I was present during the trial  
of the prisoner Henry Williams  
on the ninth August 1882, and  
also when the Jury, empanelled  
in the above case brought in  
their verdict.
3. That immediately after the Jury  
rendered their verdict, ~~after~~ I over-  
heard one of the Jurors Gabriel  
Turk in conversation with the  
Assistant District Attorney who  
prosecuted the case, and in  
presence of a number of ~~other~~  
~~of the~~ said Jury so empanelled  
state "that he was sure of the  
man," ~~that he knew him~~ re-  
ferring to the prisoner. I heard  
the <sup>said assistant</sup> District Attorney say "Did you



saw Peter Williams", and then the  
 said Juror Gabriel Turk replied  
 "Yes, and mentioned some date  
 to the assistant District Attorney  
 John O'Byrne Esq. That whereupon  
 the said John O'Byrne, looked over  
 some papers in front of him,  
 and said yes you were right in  
 your surmise, that's the man,  
 to which the said Turk replied  
 "I knew I was right." That this  
 conversation referred to the  
 prisoner.

That immediately after this, one  
 of the officers of the Court, came  
 up to the prisoner, where he and  
 witness were standing, and said  
 to the prisoner "I'll two and six  
 you done for burglary, that  
 "hidled you this time." "one of  
 the Jurymen knew you."  
 That this officer's name is now  
 known to deponent, but she  
 can point him out.

That by reason of the foregoing  
 facts, deponent says, that said  
 Juror Gabriel Turk was not a  
 fair and impartial Juror to  
 try the indictment against the  
 prisoner in this case.  
 I know therefore me this (Mary Gorman  
 10 August 1882 —

G. H. Alexander  
 Notary Public  
 Kings St. N. Y. Co.

County of  
 Lewis & Clark in and  
 for the City and County  
 of New York  
 The People

Years well spring  
 City, and County of New York { S.S.  
 Michael Florsheim being  
 duly sworn said:

1. I am one of the present panel  
 of jurors during the present  
 term of court.

2. That Charles H. Fells a free man  
 who was empanelled in the  
 above case, informed me  
 that he knew ~~the prisoner~~,  
 that he the prisoner had  
 been convicted four times  
 for robbery before.

3. He further said to me  
 that the prisoner was  
 not put on the stand to  
 give evidence  
 sworn before me

This 17<sup>th</sup> day of August 1888

Geo F. Garro  
 Notary Public  
 City & Co N.Y.

Michael  
 Florsheim

In the Court of General Sessions  
 in and for the City and County of  
 New York  
 The People vs {  
     against  
 Henry William  
 Indictment for Petit Larceny from  
 the person  
 City and County of New York. S. S.  
 Abraham A. Belmont of the City  
 of New York, being duly sworn,  
 deposes;

1. I am one of the present panel of  
 Jurors summoned to ~~and~~ serve  
 in this Court during the present  
 Term.
2. I was present when the jury  
 was empanelled in the above  
 cause, and know Gabriel Turck  
 a juror who sat on the trial of  
 the said above case.
3. In conversation with the said  
 Gabriel Turck after the jury rendered  
 the verdict of guilty against the  
 defendant, <sup>Turck</sup> he said to me  
 amongst other things in sub-  
 stance and to the effect following,  
 that is to say; that he did  
 not care about the instructions  
 of the Court, and that he would  
 always be governed by his own  
 opinion, in spite of any in-



instructions from the judge.  
 that the defendant had not  
 given evidence in his own behalf,  
 he could and that fact, he the  
 said Gabriel Turk stated was  
 to be used against him, <sup>defendant</sup> and  
 not told - could tell him Turk  
 otherwise, - that the above con-  
 versation took place in the Court-  
 House.

that is  
 that although  
 the Court  
 did tell  
 the jury as  
 the jury  
 were not  
 to give any  
 weight to  
 such  
 instructions

Attest  
 Eugene Cavalier  
 Notary Public  
 City & County of  
 Belmont  
 sworn to before me -  
 this 17th August 1882 }  
 Eugene Cavalier  
 Notary Public  
 City & County of Belmont

Emilio General  
 Sepione of the  
 City - name co. of post.  
 The People or  
 against  
 Messrs. Williams  
 Affidavit of a. a.  
 Belmont

Court of General Session

The People &c

- agst -

Henry Williams

~  
~  
~  
~  
~

City and County of New York

Charles H. Gibbs

being duly sworn says that he  
was one of the jurors in the above  
entitled case that he has heard  
read the affidavit of Michael Foren-  
tin herein that the same so far  
as it relates to this deponent is  
unqualifiably false and untrue.  
Sworn to before me  
this 17<sup>th</sup> day of August 1882

Charles H. Gibbs

Court of General Sessions

The People &c. }  
 — agt: — }  
 Henry Williams }

City and County of New York ss:

Robert W. Vermilyea and  
 Joachim Ludwig being severally duly  
 sworn says that they were members  
 of the jury before which the above  
 named defendant was tried -  
 that they or no other member of said  
 jury in their presence made any re-  
 mark or statement as to the previous  
 character of said defendant until  
 after the case was disposed of and  
 the verdict recorded

Sworn to before me } Joachim Ludwig  
 this 17th day of August 1882 } Robert W. Vermilyea



## Court of General Sessions

The People &amp; c.

- vs -

Henry Williams

City and County of New York:

~~Morris~~ Morris Plouffe  
 Henry Ward, Michael Hughes jr., Rudolph  
 Rannow being severally duly sworn  
~~that~~ <sup>say</sup> that they were on the jury before  
 which was tried on the 9<sup>th</sup> day  
 of August the above named defendant  
 that they or no other member of  
 said jury in their presence made  
 any remarks or statement as  
 to the previous character of said  
 defendant until after the  
 case was disposed of and the  
 prisoner found guilty and the  
 verdict recorded.

Sworn to before me  
 this 17<sup>th</sup> day of August 1892.

Hugh Donnelly  
 Notary Public  
 N.Y.C.

~~Morris Plouffe~~  
 Henry Ward  
 Michael Hughes jr.  
 Rudolph Rannow

Court of General Sessions

The People & c  
 — agat —  
 Henry Williams

City and County of New York //

Gabriel Turke being duly sworn says that he was one of the jurors before whom the above named defendant was tried and convicted of the crime of larceny from the person on the ~~9th~~ day of August 1882 that he has heard read the affidavit of Mary Gorman herein and that the same as far as it purports to give any conversation between deponent and assistant District Attorney O'Byrne is unqualifiedly false and untrue. Deponent further says that he never saw or heard of the prisoner before said trial of on said 9th day of August 1882

I sworn to before me

this 17th day of August 1882

Hugh Donnelly

Notary Public

W.Y.Co.

Gabriel Turke

0982

Testimony in the case  
of  
Henry Williams  
filed July 1882



The People  
 Henry Williams  
 Court of General Sessions. Part I  
 Before Judge Gildersleeve. Aug. 9. 1882  
 Indictment for larceny.

Augustus Egf. sworn and examined, testified:  
 I live 158 Wooster St. upon the night of the 3<sup>d</sup> of  
 July I lost my watch and chain about  
 a quarter to eleven on the corner of Crosby  
 and Houston Sts. That was the watch worth  
 about? The watch and chain were worth about  
 sixteen dollars; it was a silver watch. That  
 do you know about the prisoner in connection  
 with the taking of your watch? I was on my  
 way home on Houston St. and when I came  
 to the corner of Crosby St and Houston I had  
 my watch chain snatched away. I did not  
 see the man's face, just saw that the  
 watch and chain was gone and the man  
 running ahead of me. So I stood there a  
 few seconds without doing anything. I  
 ran after him and called "Stop Thief!"  
 and then he ran down Bleeker St. I  
 ran after him and I lost sight of him  
 in the crowd. Previous to the robbery I was  
 accosted on the Bowery crossing the Bowery  
 from east to west in the middle of the  
 street a party accosted me and asked me  
 if my name was not Mr. Peterson? I

said, "No" and I walked along. After I heard the prisoner's voice in Jefferson Market Police Court he had a peculiar voice. I was of the impression that he was the man who robbed me. He accosted me twice. I was walking along without stopping and when I was going half a block the man said, "Excuse me for speaking" and followed me up to the corner and said to me, "Are you going to take a drink?" I said, "No sir," I went to the other side of the street and did not think anything more of it. At the corner of Crosby and Houston Sts. across the way from Barry Hill's I was robbed. I pursued and lost sight of him. How soon after did you see him under arrest? A very short time afterwards. In the first place I did not pay particular attention to his face when he accosted me, but his appearance, the way he was dressed, a black shirt and a dark suit reminded me he was the man. He was searched and the watch and chain was not there, but I remember his voice very well. I was satisfied that he was the man who robbed me. Did you ever get your watch back? No sir. Cross Examined The man who took my watch and chain

did not speak to me when he took it; he spoke before he robbed me. How long before? That was about the time it took to go up the street from the Bowery to Crosby St. I did not see the face of the man who robbed me. I did not tell the officer when the prisoner was arrested that I could not recognize him. I recognize the prisoner as the man who accosted me in the Bowery and spoke to me sometime before the robbery; the job was done so quick that I did not see the features of the man who did it. The officer did not ask me if I could identify him. He asked me if I was robbed of a watch and chain, and I said, 'yes.'

William H. Baker sworn and examined testified. I recollect the night Mr. Egg lost his watch. I saw a man fleeing from Mr. Egg. There was an outcry of "Stop thief." That is what attracted my attention. I saw a gentleman in a white hat pursuing a man with a black hat. Afterwards found out that the prisoner is the man he was pursuing. I did not catch him. I did not see his face until he was in the officer's hands. How near to Mr. Egg was the man who ran when you first saw him? I should judge about ten feet as near as



I could judge there was no other party running at the time, but going through Crosby St. there is a number of trucks. I continued running into Bleeker St. I judge I followed the man right through; the prisoner was the only one I saw running beside Mr. Egg. The prisoner is the man that the officer had in custody. Cross Examined. I can swear I saw the prisoner in the officer's hands, I saw nobody else running on Crosby St at the time but the prisoner. It might be possible that the man I saw running was lost among the carts and that the prisoner might be running with no wrong purpose. As a matter of fact I lost sight of him among the trucks. I did not see the robbery. I understood Mr. Egg to say when the officer, who had the prisoner in custody, asked him if he was the person who robbed him that he could not say he was. There was a little confusion but I remember those words.

Patrick Walton sworn. I am an officer. I know nothing of the matter further than Mr. Baker pointed out the prisoner to me and said that man has done something I arrested him. Mr. Egg came up five or

0987

ten minutes afterwards; the prisoner said he had done nothing; he was blowing as though he had been running.

The jury rendered a verdict of guilty of petty larceny from the person.

0488

BOX:

72

FOLDER:

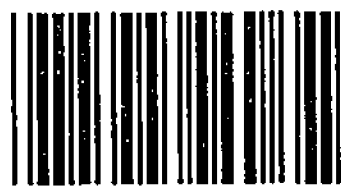
816

DESCRIPTION:

Woods, Charles

DATE:

07/07/82



816



WITNESSES.

No. 7  
Day of Trial, 13th  
Counsel,  
Filed 7 day of July 1882  
Pleads *Not guilty*

LARCENY AND RECEIVING STOLEN GOODS

THE PEOPLE

vs.

*P*  
*Charles Woods*

JOHN McKEON,  
District Attorney.

A True Bill.

*William M. McKee*

Foreman.

*July 13/82*

*Heard guilty*

*S.P. 18 months*

0990

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

THE POPE OF THE STATE OF NEW YORK,

against

*Charles Woods*

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

*Charles Woods*

of the CRIME OF GRAND LARCENY, committed as follows:

The said

*Charles Woods*

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the *twenty sixth* day of *June* in the year of our Lord one  
thousand eight hundred and eighty *two*, at the Ward, City and County

aforesaid, with force and arms *one master of the value  
of twenty dollars, one dress of the  
value of eighteen dollars, and one  
shirt of the value of three dollars*

of the goods, chattels and personal property of one

*Sarah A. Williams*

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

*John McDean  
District Attorney*

0991

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

District

538

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Charles Woods*  
*Charles Woods*

Offence

Dated

*June 26* 1882

*Smith*

Magistrate.

*William*

Officer.

Witnesses

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

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

*William*  
*William*

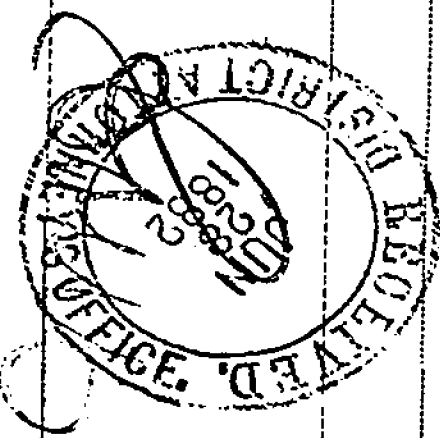
Street

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

Street

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

Street



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

*Charles Woods*  
*Charles Woods*  
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.

Dated *June 26* 1882

*John R. 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.



0992

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

2. DISTRICT POLICE COURT.

*Charles Woods.* 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.

*Charles Woods.*

Question. How old are you?

Answer.

*38. Years.*

Question. Where were you born?

Answer.

*Long Island.*

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

Answer.

*28 Lammie Street 2 months*

Question. What is your business or profession?

Answer.

*None*

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

Answer.

*I am not guilty I found the property  
in the hallway of my residence.*

*Charles Woods*

Taken before me, this

*26*

day of

*June*

1887

*Solomon Smith*  
Police Justice.

0993

2<sup>nd</sup> District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssof No. *28 Carmine* Street, *Laundress.*being duly sworn, deposes and says, that on the *26<sup>th</sup>* day of *June* 188*2*at the *above premises* 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:

*One cloth roller of the value of  
Twenty dollars. One Silk dress of the  
value of Eighteen dollars. One Black  
Bonnazine dress of the value of three  
dollars. And a quantity of Women's  
wearing apparel together of the value of  
Ten dollars. All being of the value of Fifty  
One 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 *Charles Woods (now here)*

*from the fact that deponent saw the  
said Woods leaving said premises  
with said property in his possession*

*Sarah A. Williams*

Sworn before me this

26<sup>th</sup>

day of June

1882

Police Justice.

0995

**END OF  
BOX**