

0041

BOX:

195

FOLDER:

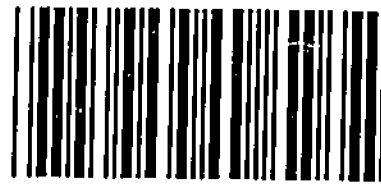
1960

DESCRIPTION:

Baker, William

DATE:

11/11/85



1960

0042

BOX:

195

FOLDER:

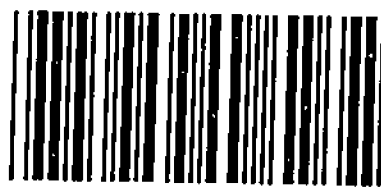
1960

DESCRIPTION:

Mayer, John

DATE:

11/11/85



1960

POOR QUALITY  
ORIGINAL

0043

Witnesses:

*Martin Waller*  
*A. H. H. H. H.*  
*Off. H. H. H.*

Counsel, *Don*  
Filed *11* day of *Nov* 188*8*  
Plead *Not Guilty*

Grand Larceny degree  
[Sections 628, 63 Penal Code.]

THE PEOPLE

vs.

*R*

*William R. D. D.*

*and*

*R*

*Don H. H. H.*

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*W. H. H. H.*  
*Head of Jury*

Foreman.

*J. Carter Jr.*  
*Lick Elmer R. J.*  
*Nov 30/88*

POOR QUALITY  
ORIGINAL

0044

Witnesses:

*Martin Waller*  
*A. H. H. H. H.*  
*Off. Henry*

Counsel,  
Filed *Nov* day of *1888*  
Pleaded *Not Guilty*

THE PEOPLE  
vs.  
*William D. Davis*  
and  
*John H. H. H.*  
Grand Larceny degree  
[Sections 528, 53, 4, Penal Code].

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.

*Wm. D. Davis*  
*John H. H. H.*

*J. Carter Jr.*  
Foreman.  
*Rich. Elmore R. J.*  
*Chas. H. H. H.*



Police Court— District. Affidavit—Larceny.

City and County } ss.:  
of New York,

*Martin Wallace*  
of *South West Corner of Broadway & 141<sup>st</sup> Street*, aged *22* years,  
occupation *Conductor*— being duly sworn

deposes and says, that on the *2<sup>nd</sup>* day of *November* 188*5* at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the *day* time, the following property viz :

*One Cloth Overcoat and  
one Suit of Clothing Consisting  
of Coat, Pants and Vest.*

*Together of the Value of Fifty  
Six Dollars—*

the property of *deponent*

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by *William Becker & John Meyer*

*(both now here) from the fact that  
the said deponent admitted  
and confessed in deponent's presence  
that they did take and carry  
away said property and that  
they did sell said property  
to Henry Bishopfield at Nos. 244  
Batter Street where deponent, in  
company with Officer McSherry,  
found said property—*

*Martin Wallace*

Sworn to before me, this *2<sup>nd</sup>* day  
of *November* 188*5*  
*Martin Wallace*  
Police Justice.

POOR QUALITY  
ORIGINAL

0046

Sec. 193-200

CITY AND COUNTY  
OF NEW YORK, { ss

District Police Court.

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

Question. What is your name?

Answer. *William Becker*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *53 Bowry. 1 Year.*

Question. What is your business or profession?

Answer. *Groom*

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 of the Charge*

*William Becker*

Taken before me this

day of

Police Justice.

POOR QUALITY  
ORIGINAL

0047

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss

✓ District Police Court.

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

Question. What is your name?

Answer *John Meyer*

Question. How old are you?

Answer *25 Years*

Question. Where were you born?

Answer *Germany*

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

Answer *13 Bowery - 1 Week*

Question. What is your business or profession?

Answer *Baker*

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 was with Becker*  
*I did not steal the clothing*

*John Meyer*

Taken before me this

day of *March* 188*8*

*Wm. H. H. H.*  
Police Justice.

0048

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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Bodan  
and  
John Manger

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

William Bodan and John Manger

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

The said William Bodan and John Manger, each —

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

one overcoat of the value of twenty five dollars, one coat of the value of twenty dollars, one pair of trousers of the value of ten dollars, and one vest of the value of five dollars, —

of the goods, chattels and personal property of one Martin Wallace.

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

Randolph B. Martin  
District Attorney.



0050

BOX:

195

FOLDER:

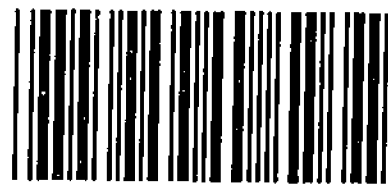
1960

DESCRIPTION:

Barbara, Alexander

DATE:

11/09/85



1960

POOR QUALITY  
ORIGINAL

0051

Witnesses:

*L. T. Wiggins*  
*Mary H. Wiggins*

Counsel,

Filed, day of

Pleads,

1885

THE PEOPLE

vs.

ILLEGAL VOTING.  
[Laws of 1882, Chap. 210, § 1904.]

*R*

*Demondor Conrad*

RANDOLPH B. MARTINE,

District Attorney.

*Dec 3/85*  
*Specd & requested*  
**A True Bill.**

Foreman.

*J. Carter Jr.*  
*If one gets prejudiced*  
*(should) be subpoenaed*

POOR QUALITY  
ORIGINAL

0052

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

POLICE COURT, 1<sup>st</sup> DISTRICT.

*John C. Fitzgerald*

of No. *38 Oak* Street, being duly sworn, deposes and says,

that on the *3d* day of *November* 188*5*

at the City of New York, in the County of New York, *Deponent has*

reason to believe *and* does believe that Alexander Borbora did will fully knowingly *and* fraudulently register *and* cause himself to be registered as a duly qualified voter of the *15th* Election district of the *24th* assembly district of said county he not having a lawful right to register therein. That said Alexander Borbora presented himself to the board of Registry of said election district at No. *25* New Chambers Street being the lawfully designated place for the registry of votes of said Election district *and* that said Alexander Borbora did state under oath that he was a resident at the premises *39 Oak Street* in said election district.

That deponent has made diligent search *and* inquiry on the premises given by said Alexander Borbora as his residence *and* has made careful inquiry of the occupants of said premises *and* has ascertained that said Alexander Borbora is not a resident of said premises *and* that said Alexander Borbora did vote at the aforesaid polling place on the said *3d* day of *November* in violation of the law in such cases made *and* provided

*John C. Fitzgerald*

*Deponent to copy and return to the 3d day of November 1885*

*John C. Fitzgerald*



5  
**POOR QUALITY  
ORIGINAL**

0053

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question. What is your name?

Answer. Alexander Barbara

Question. How old are you?

Answer. 25 years.

Question. Where were you born?

Answer. Gibraltar

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

Answer. 26 Mulberry Street 2 days.

Question. What is your business or profession?

Answer. Agar Maker

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

Answer. I am not guilty

Alexander Barbara

Taken before me this

day of

Police Justice.

POOR QUALITY  
ORIGINAL

0054

Police Court 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John De Witt Smith

38th St.

Alexander Henderson

2

3

4

Offence

Dated November 3d 188

Magistrate

Officer

Precinct

Witnesses

No. 24 St.

St. 108 St.

St. 24 St.

St. 67 St.

St. 108 St.

St. 24 St.

St. 67 St.

St. 108 St.

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

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

Dated Nov 3 188 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.

POOR QUALITY  
ORIGINAL

0055

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Barabara

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

of a FELONY, committed as follows:

Heretofore, to wit: on Tuesday, the third day of November, in the  
year of our Lord one thousand eight hundred and eighty three, (the same being  
the Tuesday succeeding the first Monday in the said month of November), there was held a  
general election throughout the State of New York and in the said City and County of New  
York; and on the day and in the year aforesaid, and at the said election, the said Alexander  
Barabara, late of the said City and County, at the City and County afore-  
said, did personally appear before the Inspectors of Election of the Third  
Election District of the Second Assembly District of the said City and  
County, at a meeting of the said Inspectors of Election then being duly held at the duly  
designated polling place of the said Election District, and did then and there feloniously,  
knowingly, unlawfully and fraudulently  
vote in the said Election District,  
without having a lawful right  
to say vote therein, as the said  
Alexander Barabara then and  
there well knew;

against the form of the statute in such case made and provided, and against the peace and  
dignity of the said People.

RANDOLPH B. MARTINE,

District Attorney.

0056

BOX:

195

FOLDER:

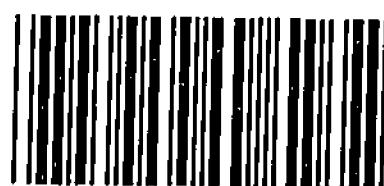
1960

DESCRIPTION:

Barrett, Patrick

DATE:

11/20/85



1960

POOR QUALITY  
ORIGINAL

0057

Witnesses:

*J. J. Mann*  
*Off. Sec.*

*Ref. Sec.*  
*A. J. Mann*  
*of. Sec.*

*7/11*

Counsel,  
Filed *20* day of *Nov* 188*5*  
Pleads,

*219*

THE PEOPLE

vs.

*Robt. B. Martin*  
*vs. R. B. Martin*

*H. D.*

Robbery, *second degree*,  
[Sections 224 and 229, Penal Code.]

RANDOLPH B. MARTINE,

*Dr. Nov 13/85* District Attorney.

*pleads guilty.*

A True Bill.

*J. C. Carter* for

Foreman.

*7/11/86*

*7/11*



0058

Police Court First District.CITY AND COUNTY }  
OF NEW YORK, } ss

Frederick Daumann  
 of House of Detention Street, Aged 31 Years  
 Occupation Ship Stewart being duly sworn, deposes and says, that on the  
17<sup>th</sup> day of November 1885, at the 14<sup>th</sup> Ward of the City of New York,  
 in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
 ponent by force and violence, without his consent and against his will, the following property, viz:

One double Case Silver watch  
and Chain together of the Value  
Of ten dollars \$10<sup>00</sup>/<sub>100</sub>

of the value of Deposant DOLLARS,  
 the property of

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 as aforesaid by

Patrick Barrett (now here) for the  
 reasons following, to wit: on said  
 date about the hour of 12:20 o'clock  
 in the afternoon, Deposant was walking  
 along Roosevelt Street near Cherry  
 Street when the said defendant approached  
 Deposant and struck Deposant a violent  
 blow on the left Cheek with his said  
 defendant's fist knocking Deposant down  
 on the sidewalk and while Deposant was  
 in the act of rising from the sidewalk, the  
 said defendant thrust his right hand into  
 the left pocket, left hand side, of Deposant's

188  
 Police Justice

Vest which was then and there worn on the person of defendant and said defendant did then and there take from said pocket the afore-described property by force and violence and against the will of defendant

Sworn to before me  
this 17<sup>th</sup> day of November 1885  
J. P. Duffy  
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 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 1885  
Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1885  
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 1885  
Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of  
vs.  
1.  
2.  
3.  
4.

Offence—ROBBERY.

Dated 1885  
Magistrate.  
Officer.  
Clerk.  
Witnesses,  
No. Street,  
No. Street,  
No. Street,  
\$ to answer General Sessions.

0060

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

POLICE COURT, DISTRICT.

No. 4th Precinct Street, being duly sworn, deposes and says,

that on the 17th day of November, 1885

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

(now here) is a material witness for the People against Patrick Barrett charged with Robbery, and Fredrick having no permanent residence, deponent prays that said Fredrick be committed to the House of Detention.

John. J. Bates

Sworn to before me this

of

1885

(my)

Police Justice.



0061

Sec. 198—200.

*Just.* District Police Court.CITY AND COUNTY  
OF NEW YORK, } ss

*Patrick Barnett* 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

*Patrick Barnett*

Question. How old are you?

Answer

*23 years*

Question. Where were you born?

Answer.

*Macon Georgia*

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

Answer.

*326 Water street, about 4 months*

Question. What is your business or profession?

Answer

*Bootblack*

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**Patrick Barnett*

Taken before me this

day of

*September 1885**Police Justice.*

0062

Police Court - South District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Federick W. Wynn

Robbery

Offence

Dated November 17 188

Magistrate

John J. Bates

Precinct.

Witnesses

John J. Bates

Charles W. Wynn

Street,

to answer

Street,

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

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

Patrick Barnett

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

Dated November 17 188 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.

0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Patricia Barrett*

The Grand Jury of the City and County of New York, by this indictment, accuse *Patricia Barrett* —

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

The said *Patricia Barrett*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*three*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one *Frederick Daumann*, in the peace of the said People, then and there being, feloniously did make an assault, and

*one watch of the value of nine dollars, and one chain of the value of one dollar,*

of the goods, chattels and personal property of the said *Frederick Daumann*, from the person of the said *Frederick Daumann*, against the will, and by violence to the person of the said *Frederick Daumann*, 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.

*Samuel J. Martin*,  
District Attorney.

0064

BOX:

195

FOLDER:

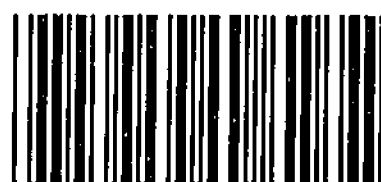
1960

DESCRIPTION:

Bateman, Thomas

DATE:

11/10/85



1960

Witnesses:  
*Thomas R. Latham*  
*J. M. Glee*

*66*  
*W. L. G. W. W. W.*  
*W. L. G. W. W. W.*  
Counsel,  
Filed *10* day of *Nov* 188*5*  
Pleads *Not guilty* ".

THE PEOPLE  
*vs.*  
*50. 3. 11.*  
*418*  
*R*  
*Thomas R. Latham*  
ASSAULT IN THE FIRST DEGREE, ETC.  
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,  
*Dr. Nov 10/85 - District Attorney.*  
*W. L. G. W. W. W.*  
A True Bill.  
*W. L. G. W. W. W.*  
*W. L. G. W. W. W.*  
*W. L. G. W. W. W.*

0066

Bellvue Hospital  
Nov 3<sup>rd</sup> / 85

To the Police Justice  
Sir:

Johanny  
Bakeman who was brought  
into ward 12 suffering  
from alcoholism & a slight  
scalp wound is in good  
condition at present

Respectfully,

R. A. Mylin  
House Surg.



0067

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

POLICE COURT, 1st DISTRICT.

Alfred A. Strauss  
of 18 Police Recruit Street, being duly sworn, deposes and says,

that on the 2 day of November 1885

at the City of New York, in the County of New York, he was called

to premises number 418 East  
17<sup>th</sup> Street to quell a disturbance  
that he found in said premises  
Johanno Bakeman, bleeding &  
unconscious. That deponent  
was informed that said Johanno  
had been stabbed by Thomas  
Bakeman (nowhere). That depo-  
nent has arrested said Thomas  
Bakeman. That said Johanno is  
now by reason of her injuries

Sworn to before me, this  
of Nov  
1885  
day

John J. McManus Police Justice.

POOR QUALITY  
ORIGINAL

0068

unable to appear in Court,  
therefore deponent asks that  
said Thomas Bakeman be  
~~committed~~ to await the result of  
said injuries.

Anton A. Stranzenmeyer  
Sworn to before me  
this 3<sup>rd</sup> day of November 1885

POLICE COURT - DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Anton A. Stranzenmeyer*

vs.

*Thomas Bakeman*

AFFIDAVIT.

Dated Nov. 3 1885

*Ignace* Magistrate.

*Stranzenmeyer* officer.

Witness,

*18*

Disposition

*Police Justice*

*\$5000 Bail for Ex to  
await result of injuries*



0069

Police Court—4<sup>th</sup> District.City and County } ss.:  
of New York,

Johanna Bateman  
 of No. 418 East 17 Street, aged 55 years,  
 occupation Maid being duly sworn  
 deposes and says, that on the 2<sup>nd</sup> day of November 1885 at the City of New  
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Thomas Bateman (nowhere)  
who has been stabbed  
in the head with a knife he  
held in his hand

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

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

Sworn to before me, this 6 day  
 of November 1885.

Johanna Bateman  
Maid

John Gorman Police Justice.

0070

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

*Thomas Bateman* 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 Bateman*

Question. How old are you?

Answer.

*50 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*488 East 17 Street 3 years*

Question. What is your business or profession?

Answer.

*Laborer.*

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

Answer.

*I am not guilty I did not strike her with a knife, she struck me in the face with a slipper and I pushed her back, and left the Room.*

*Thomas L. Bateman*  
*Mark*

Taken before me this

day of

*March*

188*3*

*John J. Carrigan* Police Justice.

0071

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

12/17  
Police Court District  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Johnnie Robinson  
418 E. 17th  
1 James Robinson  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Fel. assault  
Dated Nov 6, 1885  
Magistrate.  
Officer.  
Precinct.  
Witnesses  
No. 1 R. H. White  
No. 2 William H. Heston  
No. 3 \_\_\_\_\_  
No. 4 \_\_\_\_\_  
No. \_\_\_\_\_  
No. \_\_\_\_\_  
No. \_\_\_\_\_  
to answer Sessions.  
\_\_\_\_\_

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 Robinson

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

Dated Nov 6 1885 John H. 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.

POOR QUALITY  
ORIGINAL

0072

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas Bateman*

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

*Thomas Bateman*

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

The said *Thomas Bateman*,

late of the City of New York, in the County of New York aforesaid, on the

*second* day of *November*, in the year of our Lord one thousand eight hundred and eighty *five*, with force of arms, at the City and County aforesaid, in and upon the body of one *Thomas Bateman*, in the peace of the said People then and there being, feloniously did make an assault and *then* the said *Thomas Bateman*, with a certain *knife*

which the said *Thomas Bateman* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound,

with intent *then* the said *Thomas Bateman*, 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

*Thomas Bateman*

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

The said *Thomas Bateman*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Thomas Bateman* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and *then* the said *Thomas Bateman*, with a certain *knife*

which *he* the said *Thomas Bateman*, in *his* right hand then and there had and held, the same being an *instrument* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, 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.

**POOR QUALITY  
ORIGINAL**

0073

THIRD COUNT---

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

*Thomas Bateman* -

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

The said *Thomas Bateman*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Emma Bateman* -

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and ~~then~~ the said *Emma Bateman*, -

in and upon the ~~head~~ of ~~her~~ the said *Emma Bateman*, did then and there feloniously, wilfully and wrongfully strike, beat, ~~slap, etc.~~, bruise and wound, and did thereby then and there feloniously, wilfully and wrongfully inflict upon ~~her~~ the said *Emma Bateman* - grievous bodily harm, to the great damage of the said *Emma Bateman*, 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.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0074

BOX:

195

FOLDER:

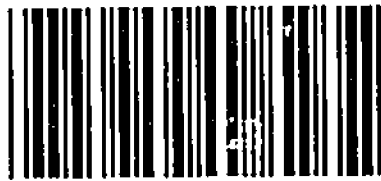
1960

DESCRIPTION:

Belmont, Margaret

DATE:

11/10/85



1960



POOR QUALITY  
ORIGINAL

0075

Witnesses:

*Alfred H. H. H.*  
*Off. Schmidt*

Counsel,

Filed

1885

Pleas,

*Not guilty (11)*

THE PEOPLE

vs.

*P*

*Managers Edmund*

Grand Larceny, 2<sup>nd</sup> Degree.  
(From the Person.)  
[Sections 828, 831, — Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*Nov 23/85*

*Speedy & Uninterrupted.*

Foreman.

*J. Carter Jr.*

0076

Police Court— District.

Affidavit—Larceny.

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

Adolphe Halbran

of No. 330 W. 41<sup>st</sup> Street, aged 39 years,

occupation Special Deputy Sheriff being duly sworn

deposes and says, that on the 7<sup>th</sup> day of November 1885 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession  
and person of deponent, in the day time, the following property viz:

Good and lawful money of the United States consisting of one bank note or bill of the denomination of one dollar. and one bank note or bill of the denomination of two dollars. And two bank notes or bills of the denomination of one dollar each together of the amount and value of fourteen 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 Margaret Belmont, (now here) from the fact that deponent was passing along West 27<sup>th</sup> Street at about the hour of One O'clock P.M. on the above date. When deponent's attention was attracted by some women in the window of the house No. 258. West 27<sup>th</sup> Street and deponent went in. And after being in said house some time all the other women in the room when the defendant and deponent were left said room leaving the defendant and deponent alone in said room. Deponent and the defendant went on the bed for the purpose of having sexual intercourse. And while deponent was in the



0077

act of having said intercourse he felt the hands of the defendant in the pockets of his pantaloons where said money was and as soon as they got through the defendant left said room saying she would get a pint of beer and immediately after said defendant left said room defendant missed his money. Wherefore deponent charges the said defendant with feloniously taking stealing and carrying away the aforesaid amount of money from the pockets of the pantaloons then and there worn by deponent.

Adolphe Halban

Sworn to before me  
this 8<sup>th</sup> day of Nov 1885

Solomon B. Smith  
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 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 1885  
Police Justice.

I have admitted the above named  
to bail to answer by the undertaking hereo annexed.  
Dated 1885  
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 1885  
Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

vs.

1.  
2.  
3.  
4.

Dated

1885

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0078

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

*Margaret Belmont* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *h<sub>er</sub>* right to make a statement in relation to the charge against *h<sub>er</sub>*; that the statement is designed to enable *h<sub>er</sub>* if *she* see fit to answer the charge and explain the facts alleged against *h<sub>er</sub>* that *she* is at liberty to waive making a statement, and that *h<sub>er</sub>* waiver cannot be used against *h<sub>er</sub>* on the trial.

Question. What is your name?

Answer. *Margaret Belmont*

Question. How old are you?

Answer. *34 years old*

Question. Where were you born?

Answer. *Washington D.C.*

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

Answer. *176 S. 5th Ave. About 2 years*

Question. What is your business or profession?

Answer. *Washing and Ironing*

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*

*Margaret Belmont*  
*Mark*

Taken before me this

1888

Police Justice.

0079

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

Police Court- 2, 12/9  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Adolph H. Halber  
330 W. 41st

Margaret Robinson

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

Offence Larceny  
from the Person

Dated Nov 8th 1885

J. J. Smith  
Magistrate.

Adolph H. Halber  
16 Precinct.

Witnesses

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

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

No. 1000  
in answer to answer 28  
Street.

Adolph H. Halber

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 Adolph H. Halber

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

Dated Nov 8th 1885. Solomon B. Smith Police Justice.

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

Dated \_\_\_\_\_ 1885. \_\_\_\_\_ 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 \_\_\_\_\_ 1885. \_\_\_\_\_ Police Justice.

00000

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Margaret Edmont*

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

*Margaret Edmont*

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

The said *Margaret Edmont*,

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

*one United States Treasury note of the denomination and value of ten dollars, one Canada note of the denomination and value of ten dollars, one United States Treasury note of the denomination and value of two dollars, and two United States Treasury notes of the denomination and value of one dollar each,*

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

*Randolph Martin*  
District Attorney

008-1

BOX:

195

FOLDER:

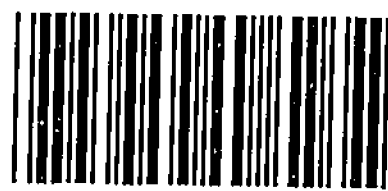
1960

DESCRIPTION:

Bennett, Thomas G.

DATE:

11/18/85



1960

POOR QUALITY  
ORIGINAL

0002

Witnesses:

Don W. H. H.

Kate Beck

Off 17 March

Property Record

Septa d. d. d. d.

72

Counsel,

Filed

day of

1885

Pleads,

Nov 4, 1885

THE PEOPLE

vs.

F

Don W. H. H.

RANDOLPH B. MARTINE,

District Attorney.

Pr 100 27/85

Filed at 100 27/85

A True Bill.

J. C. Carter Jr.

Foreman

27/85 C. M. M. M.

72



POOR QUALITY  
ORIGINAL

00003

Police Court—4 District.

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

Ossan W. Horton

of No. 208 East 52 Street, aged 36 years,  
occupation Wick dealer being duly sworn

deposes and says, that the premises No 206 East 52nd Street,  
in the City and County aforesaid, the said being a frame building

and which was occupied by deponent as a Stable.

and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking  
off the lock at the door leading to  
said Stable and then entering the same

on the 14 day of November 1885 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

One Single Harness, three Horse  
blankets of the value of fifty dollars.

the property of deponent and Charles E. Whelan, his partner.

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

Thomas G. Bennett (now here)

for the reasons following, to wit: Deponent is informed by  
Kate Pick of No 203 East 52nd Street that  
she saw said defendant break open  
said Stable and that she saw him  
coming from said Stable with the  
above described property

that after deponent had  
received said information he person  
said defendant and found said property  
in his possession Ossan W. Horton

Exhibits & Evidence  
to be taken by the Court  
at the City of New York  
before the Court  
at the City of New York

POOR QUALITY  
ORIGINAL

0084

CITY AND COUNTY }  
OF NEW YORK, } ss.

Kate Peck  
aged 20 years, occupation Campb. Sewer. of No.  
203 East 52nd Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Ocean M. Hoffman  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 13  
day of November 1883 Kate Peck

J. M. Hoffman  
Police Justice.

0085

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

Thomas G. Bennett 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 G Bennett

Question. How old are you?

Answer

49 years

Question. Where were you born?

Answer.

Belmont

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

Answer.

244 East 55. Street 4 Months

Question. What is your business or profession?

Answer.

Cashman

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

Thomas G Bennett

Taken before me this

15

day of November 1885

Henry J. McNamee

Police Justice.

POOR QUALITY  
ORIGINAL

00005

BAILED,

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

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

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

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

Police Court No. 124 District 1  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Green W. H. H. H.  
208 East 52nd St.  
Herman G. Bennett  
1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Dated Mar 15 1885  
Special Magistrate  
Herman G. Bennett  
Offence Burglary  
Witnesses Kate Beck  
No. 203 East 52nd Street  
No. \_\_\_\_\_  
Street \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_  
\$1500 to answer Special Sessions.  
C. W. H.

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 Herman G. Bennett

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

Dated Mar 15 1885 John J. H. H. H. 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.

POOR QUALITY  
ORIGINAL

0007

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas F. Bennett

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

— Thomas F. Bennett —

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

The said Thomas F. Bennett,

late of the nineteenth Ward of the City of New York, in the County of New York, aforesaid, on the fourteenth day of November, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the stable of one

— Orson W. Norton, —

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Orson W. Norton, —

in the said stable 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.

**POOR QUALITY  
ORIGINAL**

0000

SECOND COUNT—

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

*Thomas F. Bennett* —  
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows :

The said *Thomas F. Bennett*,

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

*one set of harness of the value of*  
*Twenty dollars, and three*  
*blankets of the value of ten*  
*dollars each.*

of the goods, chattels and personal property of one *Orson W. Norton*,

in the *stable* of the said *Orson W. Norton*, —

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

*Randolph B. Martin*  
*District Attorney*



0089

**BOX:**

195

**FOLDER:**

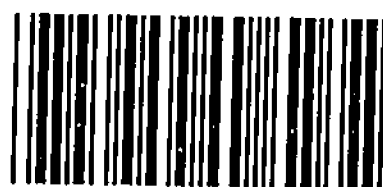
1960

**DESCRIPTION:**

Benton, Benjamin H.

**DATE:**

11/04/85



1960

POOR QUALITY ORIGINAL

0090

Counsel,  
Filed *4* day of *Nov* 188*0*

Pleads

THE PEOPLE  
vs.  
*B*  
[Section — Penal Code]  
*Section 560*  
*Benjamin D. Dant*  
*June 11/93*  
*Paul E. DeHayes*

RANDOLPH B. MARTINE,

District Attorney

A True Bill.

Foreman

*J. Catter*

Witnesses:  
*M. E. Carter*  
*M. Taylor*  
*M. Wright*

*This indictment was found in 1882 at this date day it is impossible to ascertain the whereabouts of the complainant - Officer Foley some time ago heard complainant was in Massachusetts - It is impossible to obtain a verdict without complainant's testimony.*  
*May 8<sup>th</sup> 1893 G. L. J.*  
*A. D. J.*

*Book Not the best discharge on his own recognizance*

POOR QUALITY  
ORIGINAL

0091

**DIRECTIONS.**

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.  
When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF  
GENERAL SESSIONS

In the Name of the People of the State of New York

To Off. Foley - Coroner  
of No. 412 R.P.C. Street

At 11 o'clock AM to see Mr. Bedford

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 8th day of MAY 1893, at the hour of 101/2 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Henry A. Benton

Dated at the City of New York, the first Monday of MAY 1893  
in the year of our Lord 1893

1885

DE LANCEY NICOLL, District Attorney.

**POOR QUALITY  
ORIGINAL**

0092

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk *in the witness room* know this at an early moment.

If you do not obey this Subpœna, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, *and another case taken up*, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, *mentioning your withdrawal to the officer or clerk*.

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

302 W 470

POOR QUALITY  
ORIGINAL

0093

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF  
GENERAL SESSIONS.

In the Name of the People of the State of New York

To Robt. E. Cardon

of No. 1622 Broadway Street.

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of MAY 1893 at the hour of 10 $\frac{1}{2}$  in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Benj. H. Benton

Dated at the City of New York, the first Monday of MAY in the year of our Lord 1893

DE LANCEY NICOLL, District Attorney.

or the City and County of New York. On the " " day of May 1893

I called at 1622 Broadway

the alleged residence of Robt. E. Cardon

the complainant herein; to serve him with the annexed subpoena, and was informed by

the tenants in the building  
that no one of the was  
connected there & could give  
me no information as to his  
whereabouts

Sworn to before me, this

9th day  
of May 1893

Joe H. Shannon  
Subpoena Server.

Benjamin Notary Public

POOR QUALITY  
ORIGINAL

0094

The Grand Jury calls the Foreman please. The Foreman good. If you wait patiently your turn comes, it may save

If it is very inconvenient designated, let the District Attorney know this at the witness room

If you do not obey this Subpoena, the Court will enforce it, and fine you.

If you are ill when served, fact to the District Attorney.

If other witnesses in this case taken up, you may know that the Grand Jury do not may then retire, mentioning clerk.

If the Grand Jury adjourn without explanation, inquire District Attorney's office, if

THE PEOPLE

vs.

Benj. H. Benton

City and County of New York, ss: Jos. H. Shannon being duly sworn, deposes and says: I reside at No. 217 Mulberry

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the 6<sup>th</sup> day of May 1893

I called at 1622 Broadway

the alleged residence of Robt. E. Cordon

the complainant herein, to serve him with the annexed subpoena, and was informed by

the tenants in the building that no one of the was connected there & could give me no information as to his whereabouts

Sworn to before me, this 6<sup>th</sup> day of May 1893

Jos. H. Shannon  
Subpoena Server.

Benjamin H. Benton  
Notary Public



POOR QUALITY  
ORIGINAL

0095

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Benj. H. Beaton

Offense

DE LANCEY NICOLL,  
District Attorney.

Affidavit of

Benj. H. Beaton

Subpoena Server.

FAILURE TO FIND WITNESS.

May 1st 1883

POOR QUALITY  
ORIGINAL

0096

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

Benj. H. Beaton

Offense

DE LANCEY NICOLL,  
District Attorney.

Affidavit of

Geo. H. Shannon

Subpoena Server.

FAILURE TO FIND WITNESS.

May 1st 1883

POOR QUALITY  
ORIGINAL

0097



87 & 89 Centre and 136, 138 & 140 Leonard Sts.

NEW YORK CITY

William F. Howe.

Abe. H. Hummel.

New York Oct 28<sup>th</sup> 1885

The People vs. a. get Benjamin H. Benton

Wm. Murray  
Police Justice.

The defendant by order of  
the Supreme Court having availed himself  
of his privilege under the Code to put in  
bail to answer any indictment which may  
be preferred against him, hereby waives  
further examination in the above criminal  
action.

Yours. Respectfully  
Abe. H. Hummel  
of Counsel for  
Defendant B. H. Benton

Benj. H. Benton

POOR QUALITY  
ORIGINAL

0098

Police Court, District.

City and County } ss.  
of New York,

of No. 1622 Broadway Street, aged 27 years,

occupation, Keeper of Livery Stable, being duly sworn, deposes and says,

that on the 12th day of October 1885, at the City of New

York, in the County of New York, Benjamin H. Benton

did unlawfully and feloniously with

intent to extort money, verbally

threaten deponent to <sup>his reputation</sup> ~~injure~~ and

break up his business as Keeper of

a livery and boarding stable, ~~unless~~

the sum of twenty five dollars was

paid monthly by deponent to the

said Benton. That the defendant

in order to extort said amount of

money and to frighten deponent into

the payment of the same, stated

that he had sufficient influence

with "Commissioner Porter of the Police

as well as Superintendent Murray

Justice Desler, and the "Mayor's

Office" to put his threat into execution

to break up deponent's business by

the interference of the Police, unless

deponent complied with the demands

of said Benton. That since the

day of the defendant's threat as aforesaid

deponent's business was stopped

and interrupted by a police officer

in obedience to orders from

Superintendent Murray as deponent

is informed and verily believes and

done at the suggestion of the defendant

for the purpose of compelling deponent

to accede to the unlawful demands

of him the said Benton. That deponent

is engaged in a lawful legitimate

business, and now asks that the said

Benton may be apprehended and dealt

with as the law directs.

Robt. E. Carden

Subscribed and sworn to before me this

24 day of October 1885

John J. Connelley, Clerk of Court

POOR QUALITY ORIGINAL

0099

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named \_\_\_\_\_ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \_\_\_\_\_ 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 \_\_\_\_\_ 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 mentioned, I order he to be discharged.

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

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Robert E. Carden  
vs.  
Benjamin H. Benton  
Offence: *Murder*

Dated *October 24* 188 *5*  
Magistrate: *Murray*  
Officer: *Foley*  
Clerk: *Covert*

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
\$ \_\_\_\_\_ to answer \_\_\_\_\_ Sessions \_\_\_\_\_

POOR QUALITY  
ORIGINAL

0100

City and County of New York, ss.:

THE PEOPLE,

vs.

*Benjamin H. Benton*

Police Court *24* District.

On Complaint of

*Robert E. Carter*

For

*Attempt to extort money*

*demand*

After being informed of my rights under the law, I hereby ~~waive~~ <sup>*claim*</sup> a trial, by Jury, on this complaint, and my right to make a statement in relation to it, and ~~demand~~ <sup>*demand*</sup> a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

*October 23* 188*5*

Police Justice.



POOR QUALITY  
ORIGINAL

0101

Sep. 1885

CITY AND COUNTY  
OF NEW YORK, { ss

District Police Court.

*Benjamin H. Benton* 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.

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 October 1885

Police Justice.

POOR QUALITY  
ORIGINAL

0102

Sec. 151.

Police Court 4 District.

CITY AND COUNTY }  
OF NEW YORK, } ss. *In the name of the People of the State of New York; To the Sheriff of the County*  
*of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Robert P. O'Brien  
of No. 1622 Broadway Street, that on the 12 day of October  
1885 at the City of New York, in the County of New York,

Benjamin H. Benton did unlawfully  
and feloniously with intent to extort  
money, verbally threaten Complainant  
to injure and break up his business if the  
sum of twenty five dollars Monthly was not paid  
to him, said Benton by this Complainant

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 4 DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this

day of

October 1885

Henry Murray  
POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0103

231 W 40 St

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated Oct 24 1885

Murray Magistrate

Foley Officer.

The Defendant Benjamin H. Benton  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Foley Officer.

Dated October 25 1885

This Warrant may be executed on Sunday or at  
night.

Kim Murray Police Justice.

over

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

Police Justice.

The within named

age 30 U.S. Rev 237 W. 20. H-

POOR QUALITY  
ORIGINAL

0104

Police Court District 1191

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles E. Benton  
1622 Broadway  
Benjamin H. Benton

BAILED,  
No. 1, by Charles E. Benton  
Residence 220 West 44th Street.

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

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

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

Witnesses  
No. 1, by Michael Epstein  
Street \_\_\_\_\_  
No. 2, by Michael Epstein  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_  
to answer \_\_\_\_\_ Sessions.

Corr Oct 24th 2/12/06

Dated October 25 1885  
Murray Magistrate.  
Officer \_\_\_\_\_ Precinct \_\_\_\_\_  
Offence attempt to elude money

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

Benjamin H. Benton  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$100  
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 Oct 25 1885 Henry Murray 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.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Benjamin D. Barton*

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

*Benjamin D. Barton*

of the crime of a misdemeanor, —

committed as follows:

The said *Benjamin D. Barton*,

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *Twenty* day of *October*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and County aforesaid, with intent to extort and gain money from one *Robert E. Rorden*, unlawfully did verberally threaten the said *Robert E. Rorden* to do an injury to the said *Robert E. Rorden*, to wit: to injure and destroy his lawful business and to harass and interrupt him in the conduct of the same, and to cause him to be unlawfully and unjustly harassed and interrupted with in the course and conduct of his said lawful business; against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

*Randolph B. Martin*  
District Attorney.

0106

**BOX:**

195

**FOLDER:**

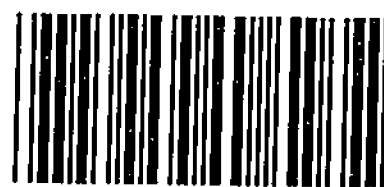
1960

**DESCRIPTION:**

Benton, James S.

**DATE:**

11/13/85



1960



POOR QUALITY  
ORIGINAL

0107

Witnesses:

Leonard King  
J. J. Smith

Deft on a before  
Ch. Smith Lacey  
Taxbury Record  
went penes; and  
Sept. 1861 in  
was in East Stage  
of Lawrenceville  
+ 10

Counsel,

Filed

13

day of

Nov 5

188

Pleads,

THE PEOPLE

vs.  
Bo. J. Smith  
J. J. Smith  
J. J. Smith

Grand Larceny, 2nd Degree.  
(From the Person.)  
[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

Filed, D.C.

A True Bill.

Ag't  
James S. Burton  
J. C. Carter for Foreman.

J. J. Smith  
J. J. Smith

POOR QUALITY  
ORIGINAL

0-108

Police Court—2nd District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Leonard Ring  
of No. 743 Greenwich Street, aged 57 years,  
occupation Manufacturer being duly sworn

deposes and says, that on the 9th day of November 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
and Person day time, the following property viz:

One Silver Watch of the value of ten  
dollars And a gold plated watch  
Chain of the value of five dollars  
together of the amount and value  
of Fifteen (\$15.00) dollars

the property of Deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James S. Denton (never here)  
from the fact that deponent was  
standing on Varick St. at about three  
o'clock P. M. on said date. When he  
felt a pull at his watch chain and  
when he looked down deponent missed  
his watch and chain. Deponent  
immediately caused the arrest of the  
defendant when said watch and chain  
was found in his the said defendant's  
possession. Deponent has seen said  
watch and chain and identifies said  
watch and chain as his property and  
the property feloniously taken stolen and  
carried from the pocket of the vest

Subscribed before me this

1888

Police Justice.

then and there sworn by deponent  
by the said defendant

L. King

Sworn to before me  
this 9<sup>th</sup> day of Nov 1885

seigney

Police Justice

Dated 1885 Police Justice

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

There being no sufficient cause to believe the within named

Dated 1885 Police Justice

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1885 Police Justice

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, 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

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

vs.

1  
2  
3  
4

Dated 1885

Magistrate.

Officer.

Clerk.

Witnesses,

No. street.

No. Street,

No. Street,

\$ to answer Sessions.

POOR QUALITY  
ORIGINAL

0110

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, { ss

2 District Police Court.

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

Question. What is your name?

Answer.

James S. Benton

Question. How old are you?

Answer.

29 years old

Question. Where were you born?

Answer.

New York

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

Answer.

26 Carmine st. About 3 yrs.

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am not guilty  
J S Benton

Taken before me this

day of November 1888

J. J. Jones

Police Justice.

POOR QUALITY  
ORIGINAL

8500 each for 24<sup>th</sup>  
9<sup>th</sup> City. Nov 10

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

Police Court 2 District. 1733

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Edward Kling  
742 Greenwich

James S. Benton  
242 1<sup>st</sup> Avenue

3 \_\_\_\_\_  
4 \_\_\_\_\_

Date Nov 9<sup>th</sup> 1885

M. J. Powers Magistrate.

David Stone Officer.

Post Precinct.

Witnesses

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

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

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

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

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

Offence Larceny from the Person

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 S. Benton

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

Dated Nov 9<sup>th</sup> 1885 ajb wa Police Justice.

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.

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

Dated Nov 10 1885 ajb wa Police Justice.



POOR QUALITY  
ORIGINAL

0112

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James S. Benton*

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

*James S. Benton*

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

The said *James S. Benton*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*— Ninth —* day of *November*, in the year of our Lord one thousand  
eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

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

of the goods, chattels and personal property of one *Leonard Ring;*  
on the person of the said *Leonard Ring;*  
then and there being found, from the person of the said *Leonard Ring;*  
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.

*Randolph B. Martin*  
*District Attorney*



0113

**BOX:**

195

**FOLDER:**

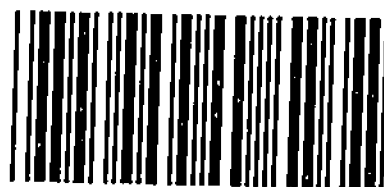
1960

**DESCRIPTION:**

Bertolino, Rafael

**DATE:**

11/19/85



1960

POOR QUALITY  
ORIGINAL

0114

Witnesses:

*Rocco Chorus*  
*John March*  
*Ed. Cornwell*

It appearing by the within affidavits  
that it is impossible to secure the  
tendence of *Rocco Chorus*  
a material and necessary witness for  
the People and without whose evidence  
a conviction cannot be had. I there-  
fore respectfully recommend that the

defendant herein, *Raphael Bartolino*

be  
discharged on his own recognizance,  
his bail being from the City  
N. Y., attached at 1887

*Vernon M. Davis*

*Dep. At. District Attorney.*

Counsel,

Filed 19 day of

Pleads

1887

THE PEOPLE

vs.

ASSAULT IN THE FIRST DEGREE, Etc.  
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*J. Cattin Jr*

Foreman.

Part III - March 21/87

Bail discharged *W.D.*

POOR QUALITY  
ORIGINAL

0115

Police Court First District.

City and County } ss.:  
of New York,

of No. 113 Mulberry Street, aged 19 years,  
occupation Cart driver being duly sworn

deposes and says, that on the 8<sup>th</sup> day of November 1885 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Rafael Bertolino (now present) that  
said Bertolino did wilfully and  
maliciously cut and wound the  
flesh of deponents left arm  
with and by means of a certain  
razor and sharp dangerous weapon  
which he Bertolino then held in  
his hand

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

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

Sworn to before me, this 8<sup>th</sup> day  
of November 1885

Wm. Hurvay Police Justice.

Rocco Moreno  
Mark

0116

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss

1st District Police Court.

*Rafael Bertolino* 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.

*Rafael Bertolino*

Question. How old are you?

Answer.

*28 Years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*113 Mulberry Street*

Question. What is your business or profession?

Answer.

*Selling Rags*

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*

*Rafael X Bertolino*  
*(mark)*

Taken before me this

20th day of July 1883

Police Justice.

0117

BAILED,  
No. 1, by W. H. H. H.  
Residence 55 Mulberry Street.  
No. 2, by Angelo Valentini  
Residence 113 Mulberry Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court District. 1st

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. H. H.  
113 Mulberry  
Rafael Valentini  
Offence Assault  
Battery

Dated November 9 1885

John H. H. H. Magistrate  
John H. H. H. Precinct Officer.

Witnesses Salvatore Perrotto

No. 113 Mulberry Street.

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

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

\$ 1000 to answer.

St. John 11 12 1/2 10

Printed

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

Rafael Valentini

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

Dated November 9 1885 Wm. H. H. Police Justice.

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

Dated Nov. 12 1885 Wm. H. H. 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.



0118

**PART III.**

THE COURT ROOM IS IN THE THIRD STORY.  
If this Subpoena is disobeyed, an attachment will immediately issue  
Bring this Subpoena with you, and give it to the Officer at the Court Room  
Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPENA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Salvatore Bormello*  
of No. *113 Mulberry* Street.

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the day of *21* instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*Rafael Bertolino*

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *1887*, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*



POOR QUALITY  
ORIGINAL

0119

Court of General Sessions.

THE PEOPLE

vs.

Bertolino

City of New York, ss.

James H. Driscoll

being duly

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the 18 day of March 188

I called at No. 113 Mulberry Street

the alleged residence of Salvatore Bionello a witness  
complainant herein, to serve him with the annexed subpoena, and was informed by the  
housekeeper that the said Bionello had  
moved away "long time ago", but that  
she does not know where to, and has  
not seen or heard of him since  
he moved away.

Sworn to before me, this

day

of

March 19

188

Rudolph L. Schaff

COMMISSIONER OF DEEDS,  
N.Y. CITY & COUNTY.

James H. Driscoll

Subpoena Server.

**Court of General Sessions.**

THE PEOPLE, *in the Complaint of*

*Rosa Moreno*

vs.

*Rafael Bertolero*

Offense :

**RANDOLPH B. MARTINE,**  
*District Attorney.*

*Affidavit of*

*Geo. H. Russell*

*Subpoena Server.*

**Failure to Find Witness.**

0120

0121

**PART III.**

THE COURT ROOM IS IN THE THIRD STORY.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court Room Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPENA**

FOR A WITNESS TO ATTEND THE

**Court of General Sessions of the Peace.**

**The People of the State of New York,**

To *Rocco Moreno*  
of No. *113 Mulberry* Street.

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the *21* day of *instant*, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

*Rafael Bertolena*

in a case of Felony, whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *in the year of our Lord 1887.*

RANDOLPH B. MARTINE, *District Attorney*

GLUED PAGE

0 122

Court of General Sessions.

THE PEOPLE

vs.

Bertolino

City of New York, ss.

says: I reside at No.

James H. Driscoll

being duly

15 City Hall Place

Street, in the City of New York. I am a subpoena server in the office of the District Attorney of the

City and County of New York. On the 18 day of March 1887,

I called at No. 113 Mulberry Street.

the alleged residence of Rocco Moreno

the complainant herein, to serve him with the annexed subpoena, and was informed by the  
stonekeeper in the house and several tenants  
that they know no person by the name of  
Rocco Moreno and that he does not reside  
in that house.

Sworn to before me, this 19 day

of March 1887

Rudolph L. Schaff

COMMISSIONER OF DEEDS,  
N. Y. CITY & COUNTY.

James H. Driscoll  
Subpoena Server.

Sworn to before me, this day  
of 1887

being duly sworn, deposes and says he

Subpoena, of which the within is a copy, upon

on the day of

1887, by

Court of General Sessions.

THE PEOPLE, *vs. the Complaint of*  
*Rocco Moreno*

*vs.*

*Rafael Bertoni*

*Offense:*

RANDOLPH B. MARTINE,  
*District Attorney.*

*Affidavit of*

*J. H. Driscoll*

*Subpoena Server.*

Failure to Find Witness.

0123

0124

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Rafael Bertolino*

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

*Rafael Bertolino*

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

The said *Rafael Bertolino*,

late of the City of New York, in the County of New York aforesaid, on the *Eight* day of *November*, in the year of our Lord one thousand eight hundred and eighty *five*, with force of arms, at the City and County aforesaid, in and upon the body of one *Rocco Moreno*, in the peace of the said People then and there being, feloniously did make an assault and *in* the said *Rocco Moreno*, with a certain *knife* -

which the said *Rafael Bertolino* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent *in* the said *Rocco Moreno*, 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

*Rafael Bertolino*

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

The said *Rafael Bertolino*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Rocco Moreno*, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and *in* the said *Rocco Moreno*,

with a certain *knife*.

which *he* the said *Rafael Bertolino* in *his* right hand then and there had and held, the same being an *instrument* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, 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.

*Randolph J. Martin*

*District Attorney*



0 125

**BOX:**

195

**FOLDER:**

1960

**DESCRIPTION:**

Biesenthal, Edward

**DATE:**

11/30/85



1960

POOR QUALITY  
ORIGINAL

0126

Witnesses

*Henry C. Moore*

Counsel,

*Filed 20 day of Nov 1888*

Pleads *Not Guilty*

THE PEOPLE

vs.

*B*

*Edward C. Moore*

PETIT LARCENY.

[Sections 628, 632, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

*Pr Nov 28. 1888.*

*Bail forwired to Edward C. Moore.*

A True Bill.

*R. B. Martine*

*J. Lathrop Jr.*

Foreman.

*John W. Lathrop*

POOR QUALITY  
ORIGINAL

0127

3<sup>9</sup>  
District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK } ss.

of No. 210 East 12<sup>th</sup> Street, Henry C. Miner  
Theatrical Manager,  
being duly sworn, deposes and says, that on the first day of October 1885  
at the \_\_\_\_\_ City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent.

the following property, viz :

Seventy-five admission tickets  
to Peoples Theater, or an of the  
value of Twenty-five cents

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 Essie Biesenthal,

for the reasons following  
to wit: That said tickets are  
issued by deponent each one  
of which admits one person to  
said Theater during certain  
performances at said Theater, and  
are given to persons as payment  
for the privilege of permitting  
deponent to exhibit advertising  
posters in their several places of  
business. That said deponent

POOR QUALITY  
ORIGINAL

0128

Received said tickets to be distributed  
for such purpose. That instead of  
so disposing of them he unlawfully  
sold said tickets to one Edward  
Heinecker of 29 East Houston Street  
and received the sum of four \$4.00  
dollars for the same, his department  
is informed by one James Parker  
and being believe that department  
therefore says said defendant may  
be arrested and dealt with as  
the law may direct.  
Sworn to before me this 16<sup>th</sup> day of November 1885  
Solomon B. Smith

Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

**POOR QUALITY  
ORIGINAL**

0129

City and County of New York, ss:

JAMES PARKER, being duly sworn says: I am 23 years of age, and am employed in the Pinkerton Detective Agency.

On the 1st day of October, 1885, I shadowed or watched Edward Biesenthal, an employee of Henry C. Miner at his theatre known as the "People's Theatre", No. 201 Bowery, in this City.

I saw the said Biesenthal leave his house at No. 1614 Second Avenue at about 9.50 on the morning of said first day of October, 1885. He then went to the advertising agent's office of the said People's Theatre, and came out with a number of posters advertising the play to be performed at said theatre. After distributing some of said posters, I saw the said Biesenthal hand the balance to a man *en at 169 Second Street*, and then went to the store of one Edward Heinecke, No. 29 East Houston Street, in the City of New York. I saw the said Edward Biesenthal hand said Heinecke a bundle of tickets of said People's Theatre, which were similar to what are known as "window privilege tickets", being tickets ~~issued~~ issued to parties with whom posters or advertisements of said theatre are left.

**POOR QUALITY  
ORIGINAL**

0130

2

The said Heinecke counted the said tickets, and then saying, "75 cents a dozen will make \$4.70", to which the said Biesenthal nodded assent, and then the said Heinecke, in my presence, handed the said Edward Biesenthal the ~~said~~ <sup>the</sup> sum of money for the said tickets sold and delivered by him to the said Heinecke, as aforesaid.

The said Heinecke, though carrying on apparently a jewelry business, sells, as I am informed, <sup>he believes</sup> window privilege tickets of various theatres at cheap rates, and has in his place a book containing a list of the various theatres with the prices at which he sells tickets of admission therefor.

Sworn to before me this :  
11th day of November, 1885:

*James Parker*

*Mr. Dittmer*  
*Notary Public*  
*N. Y. Co.*



0131

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK

3 District Police Court.

*Issie Bresenthal* 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. *Issie Bresenthal*

Question. How old are you?

Answer. *29 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *1614 2<sup>d</sup> Ave 2 mos*

Question. What is your business or profession?

Answer. *Washer*

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 sold some of the tickets  
to St. Vincent*

*W. Bresenthal*

Taken before me this

*21*

day of *November* 188*8*

*John R. Smith*

Police Justice.

0132

Sec. 151.

District Police Court.

CITY AND COUNTY } ss In the name of the People of the State of New York; To the Sheriff of the County  
OF NEW YORK, } of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police  
Justices in and for the said City, by Henry C. Miner

of No. 210 East 12<sup>th</sup> Street, that on the 1<sup>st</sup> day of October  
1885 at the City of New York, in the County of New York, the following article to wit:

Seventy-five admission tickets  
in all

of the value of Seventy-five Cents,  
the property of the said Henry C. Miner  
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by Edwin Bressenthal

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod of of the said Defendant and forthwith  
bring him before me, at the 3<sup>rd</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 16<sup>th</sup> day of November 1885  
Edwin Bressenthal POLICE JUSTICE.

POLICE COURT, 3<sup>rd</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry C. Miner  
vs.  
Edwin Bressenthal

Warrant-Larceny.

Dated Nov 16<sup>th</sup> 1885

Smith Magistrate

Henry C. Miner Officer

The Defendant  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer.

Dated 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, Nov 21/85

Naive of M. S.

Age, 29

Sex Male

Complexion, Light

Color White

Profession, Washer

Married Yes

Single, No

Read, 1495

Write, 1614

Edwin Bressenthal

City and county of New York ss:

John Hilliard being duly sworn says  
I am in the employ of the Pinkerton Detective Agency.  
On the 2nd day of October 1885, I purchased of Edward  
Heinecke at No. 29 East Houston Street in the city of  
New York, two tickets, known as "window privilege" tick-  
ets for the "People's Theatre" in this city, which are  
hereto annexed, marked "Exhibit A." and B. respectively  
with my initials. The said Heinecke took the tickets from  
a safe; and charged me twenty cents for each, though the  
regular admission fee to said "People's Theatre" is fifty  
cents .

Sworn to before me, this

12th day of November 1885.

*J. A. DeLambert*  
Notary Public  
N. Y. Co.

0134

Det. J. M. M.  
Nov. 29/85

W 3 4/10 1316  
Police Court District.

BAILED,  
No. 1, by ~~XXXXXXXXXX~~  
Residence ~~XXXXXXXXXX~~  
No. 1, by ~~XXXXXXXXXX~~  
Residence ~~XXXXXXXXXX~~  
No. 3, by ~~XXXXXXXXXX~~  
Residence ~~XXXXXXXXXX~~  
No. 4, by ~~XXXXXXXXXX~~  
Residence ~~XXXXXXXXXX~~

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Henry C. Munn  
2/10 East 12 St  
Edinburgh  
Offence Larceny

Dated November 16 1885  
Magistrate  
Officer  
Precinct.

Witnesses  
James C. Munn  
No. 1390 Henry Street  
John W. Munn  
No. 1390 Henry Street

No. 1390 Henry Street  
to answer  
Advised

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

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

Dated Nov 21 1885 Solon B. Smith Police Justice.

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

Dated November 21 1885 Solon B. Smith Police Justice.  
November 23/85

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.

0-135

**PART II.**

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**SUBPOENA**

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York.

To Henry C. Munier

of No. 210 East 12th Street,

WE COMMAND YOU, That all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 22 day of November instant, at the hour of Ten in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Edward Bernthal

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of November in the year of our Lord 1888.

JOHN R. FELLOWS, District Attorney.



# District Attorney's Office.

## PEOPLE

vs.

Prisenthal

Mem.

Mines - prob will  
swear to custom  
of tickets

Get man who  
issued refund tickets  
to deft

Parkes to account of  
disposal of tickets

Stilliard to custom  
of Henricks disposing  
below cost

Get exhibits "tickets"  
given to deft - also  
tickets sold to the deft

J.R.

over



This case should  
be treated with  
the documents  
presented

1911-12

1911-12

0138

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Edward Bierenthal*

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

*Edward Bierenthal*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Edward Bierenthal*,

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

*seventy five printed tickets, each*  
*entitled the bearer thereof to an*  
*admission into a*  
*certain theatre there, known as the*  
*People's Theatre, during the performance*  
*of a certain play thereafter to be*  
*exhibited to the public in the said*  
*theatre, to the value of one cent*  
*each, and seventy five pieces of*  
*paper, to the value of one cent each,*

of the goods, chattels and personal property of one *Henry P. Miner*.

then and there being found, then and there unlawfully 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.

*Randolph Martinie,*  
*District Attorney*

0139

**BOX:**

195

**FOLDER:**

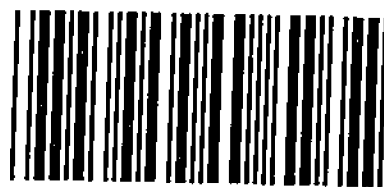
1960

**DESCRIPTION:**

Birmingham, John J.

**DATE:**

11/23/85



1960

0140

**BOX:**

195

**FOLDER:**

1960

**DESCRIPTION:**

Mooney, Christian

**DATE:**

11/23/85



1960

Wick

W. P. G. Keen  
D. J. Treach

15

Bail fixed at  
\$100 each

Nov 20/85 RBC

Both bailed by  
John Morgan  
by Post 46th St.

Day of Travelling after 1891  
Counsel,  
Filed 23 day of Nov 1885  
Pleads

THE PEOPLE

vs. B

and B

Division of License Law

James P. Morgan  
J. Carter Jr.

A True Bill.

J. Carter Jr.  
Foreman.



W. M. G. P. G. Keen  
J. Morgan  
J. Carter Jr.  
J. Morgan  
J. Morgan

After emulating into this  
District Attorney in accordance  
with instructions received from  
him I make the following  
recommendations:

The defendant Birmingham  
was the proprietor of the premises where  
the violation of law charged in this  
indictment was committed. He did not  
personally do the acts complained of  
but has submitted proof to show that he  
was absent from the premises at the  
time when the acts were committed  
and that they were done in his absence  
without his knowledge and against his  
instructions. He has long ago given up  
his business and has lived a good  
character for many years. His new  
of all these considerations and the  
length of time since the indictment  
was found the dismissal of this  
indictment is respectfully recommended.

July 21/1891

James P. Morgan  
J. Carter Jr.

POOR QUALITY  
ORIGINAL

0141

POOR QUALITY  
ORIGINAL

0142

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John S. Bermingham*  
and *Christian Mooney*

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

*John S. Bermingham and Christian Mooney*

of the crime of EXPOSING FOR SALE AND SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, AT UNLAWFUL HOURS, committed as follows:

The said *John S. Bermingham and Christian Mooney*, each — — —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *first* — day of *July*, — in the year of our Lord one thousand eight hundred and eighty *five*, — — being then and there in charge of, and having the control of certain premises at number *five hundred and four Third Avenue*, — — —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, at the Ward, City and County aforesaid, between the hours of one and five o'clock in the morning of said day, with force and arms, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to *John Angus, John Anderson, John McRae, James J. McRae, Jeremiah Rogers, Richard S. McLean*, — — —

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.



POOR QUALITY  
ORIGINAL

0143

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said *John S.*

*Denningham and Christian Mooney*  
of the crime of GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, AT UNLAWFUL HOURS, committed as follows:

The said *John S. Denningham and Christian Mooney, each*  
late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said *first* day of *July* in the year of our Lord one thousand eight hundred and eighty-*five*, being then and there in charge of, and having the control of certain premises known as number *five hundred and four third*

*Avenue,*  
in the City and County aforesaid, which said place was then and there duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, at the Ward, City and County aforesaid, between the hours of one and five o'clock in the morning of said day, with force and arms, certain strong and spirituous liquors and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to *John Dupon, John Smokey, John*  
*McRae, James G. McRae, Jeremiah*  
*Dugan, Richard E. McRae,*  
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

POOR QUALITY  
ORIGINAL

0144

THIRD COUNT—

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

*John S. Bermingham and*  
*Christian Mearns* —

of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said *John S. Bermingham*

*and Christian Mearns, each* —

late of the First Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said *first* — day of *July* — in the year of our Lord one thousand eight hundred and eighty *five*, — being then and there in charge of and having the control of certain premises at number *five hundred and four Third Avenue*, —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the Ward, City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of said day, and between said hours of said day, to wit: at the hour of *four* — o'clock in the morning of said day, the said place so licensed as aforesaid, unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open 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 H. McKee*  
**JOHN H. MCKEE**, District Attorney.