

0897

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tallon, Michael F

DATE:

11/22/92



4589

0098

POOR QUALITY
ORIGINAL

Witnesses

Lilly Coleman

Counsel

Filed

day of

189

Pleads

THE PEOPLE

P. M.

Michael T. Fallon

T. L. L. L.

DE LANCEY NICOLL

District Attorney

A TRUE BILL

John E. Poirson
Part 2 - March 2
1893. Foreman
Tried and jury disagree
Ord. May 26 1893
Tried and convicted
with a strong recommendation
of mercy.

0899

Police Court 4 District.

City and County of New York. } ss.

of No. 119 East 47th

occupation Keep House

that on the 17 day of

York, in the County of New York.

Lilly Coleman
Street, aged 32 years,

being duly sworn, deposes and says,

that defendant was placed under arrest and brought to the 4th District Police Court by affiant Fallon and charged by him with disorderly conduct, ^{that is with} having solicited a woman, Fifth Avenue between 63 and 64th Streets, for immoral purposes, on the 16th day of November 1892. That the defendant committed the crime aforesaid by swearing to the said state of facts, well known at the time of taking his oath to the same that the said facts were untrue and false. Defendant further says that on said at the time said defendant charged defendant with the said disorderly conduct on Fifth Avenue defendant was in his own home at the above address and in fact was not on Fifth Avenue and had not been on said Avenue for at least two months. Wherefore defendant charges the defendant with willful and deliberate perjury in swearing to the affiant charges as aforesaid and prays that defendant be dealt with according to law.

Given before me
this 17th day of October 1892

Mrs. Lilly Coleman

J. F. Nichols

Police Justice

"Oke"

0900

The record of the case of The People on the
Complaint of Michael F. Fallon vs Lilly
Coleman in the 14th section Police Court
it offered in evidence in behalf of
the People and admitted. Said
record is hereto annexed

J. T. Kilbuck
Police Justice

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
3
4

Offense.

Dated

189

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0901

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss:
NEW YORK, }*Michael F. Tallon*

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 sees 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. *Michael F. Tallon*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *165 East 63 St - 6 months*

Question. What is your business or profession?

Answer. *Pass Police officer*

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 -**Michael F. Tallon*

Taken before me this

day of *December* 189*7*

Police Justice.

[Signature]

0902

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

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

Dated, Nov. 17 1897 J. H. [Signature] Police Justice.

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

Dated, Nov 17 1897 J. H. [Signature] Police Justice.

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

Dated, Nov 17 1897 J. H. [Signature] Police Justice.

0903

Bailed Dec. 24/92
by Wm Seitz
310 E. 82nd

BAILED,

No. 1, by Amos Spick
Residence 99 E. 1st Street.

No. 2, by Amos Spick
Residence 100 E. 1st Street.

No. 3, by William Seitz
Residence 308 East 82nd Street.

No. 4, by _____
Residence _____ Street.

Police Court--- 4 District. ¹⁴⁴⁴
1334

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Lilly Coleman
119 E. 4th
Michael F. Tallon

2 _____
3 Indictment
4 filed Nov. 1892

Dated, November 17 189 2

Hilbreth Magistrate.

McDonough Officer.

73 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.
\$ 1000 to answer S. J.

Bailed

0904

COURT OF GENERAL SESSIONS
CLERK'S OFFICE.

PEOPLE

vs.

Michael F. Fallon
Transcript of
Stenographic
Notes

Filed Big Box
— . . . —

0905

(155)

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael S. Fallon

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

of the crime of *perjury*,

committed as follows:

The said *Michael S. Fallon*,

late 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 ninety-~~two~~, at the City and County aforesaid, did ~~personally~~ appear and appear before *James S. Kilburne*, Esquire, then and yet being one of the Police Judges of the said City of New York, and did then and there produce and exhibit to the said *James S. Kilburne*, Esquire, such Police Judge as aforesaid, a certain complaint and affidavit in writing of him the said *Michael S. Fallon*, charging and accusing one *Lillie Rodman* of being guilty of disordered conduct, that tended to a breach of the peace,

which said complaint and affidavit was then and there duly signed and subscribed by the said Michael S. Fallon in his own proper handwriting.

And the said Michael S. Fallon was then and there in due form of law sworn, and did take his corporal oath, by and before the said James S. Killbreth, Esquire, Police Justice as aforesaid, touching and concerning the truth of the matters contained in the said complaint and affidavit, and did then and there before the said James S. Killbreth Esquire, Police Justice as aforesaid, swear that the said complaint and affidavit by him subscribed was true, the the said James S. Killbreth, Esquire, Police Justice as aforesaid, then and there having full and competent power and authority to administer the said oath to the said Michael S. Fallon in that behalf.

And the said Michael S. Fallon, being so sworn as aforesaid, then and there, upon his oath aforesaid, before the said James S. Killbreth Esquire, Police Justice as aforesaid, in and by his said complaint and affidavit in writing, solemnly, fully, knowingly and correctly did falsely swear before and say (amongst other things) in substance

and to the effect following, that is to say: that Lillie Coleman (meaning the said Lillie Coleman) was then a common prostitute and night walker, and that she (meaning the said Lillie Coleman) was on the night of the sixteenth day of November, in the year aforesaid, in the City and County of New York, between in Fifth Avenue and Sixth Street and Sixth Avenue Street, which is a public thoroughfare, soliciting and importing persons in and along said thoroughfare, for the purpose of prostitution, to the great annoyance of the People of the State of New York residing in the neighborhood, and causing trouble, and in violation of the Statute in such case made and provided; that at the said last mentioned time and place the said Lillie Coleman solicited him the said Michael F. Fallon for immoral purposes, and asked him to call at her house to see her.

Whereas in truth and in fact the said Lillie Coleman was not then a common prostitute and night walker, and the said Lillie Coleman was not on the night of the said sixteenth day of November in the year aforesaid, in the said City and County, between in Fifth Avenue and Sixth Street and Sixth Avenue Street, soliciting and im-

and to the effect following, that is to say: that Lillie Coleman (meaning the said Lillie Coleman) was then a common prostitute and night walker, and that she (meaning the said Lillie Coleman) was on the night of the sixteenth day of November, in the year aforesaid, in the City and County of New York, waiting in 54th Avenue and Sixth Street and Sixth Avenue Street, that being a public thoroughfare, soliciting and importing passing in and along said thoroughfare, for the purpose of prostitution, to the great annoyance of the People of the State of New York residing in the neighborhood, and passing thereby, and in violation of the Statute in such case made and provided; that at the said last mentioned time and place the said Lillie Coleman solicited from the said Michael F. Fallon for immoral purposes, and asked him to call at her house to see her.

Whereas in truth and in fact the said Lillie Coleman was not then a common prostitute and night walker, and the said Lillie Coleman was not on the night of the said sixteenth day of November in the year aforesaid, in the said City and County, waiting in 54th Avenue and Sixth Street and Sixth Avenue Street, soliciting and im-

opportunity passing in and along said
 thoroughfare, for the purpose of prostitution,
 to the great annoyance of the People of
 the State of New York residing in the
 neighborhood, and passing thereby, and
 in violation of the Statute in such
 case made and provided; and the said
 Lillie Edman did not at the said last
 mentioned time and place solicit him
 the said Vincent B. Tallon for the
 immoral purposes, and did not ask
 him to call at her house to see her, all
 of which the said Vincent B.
 Tallon then and there well knew.

And so the Grand Jury aforesaid
 do say, that the said Vincent B. Tallon,
 in manner and form aforesaid, knowingly,
 willingly, knowingly and corruptly did
 commit, willful and corrupt perjury
 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.

DeLaney, Jr.

District Attorney

09 10

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tannebaum, Herman

DATE:

11/28/92



4589

Witnesses:

Officer Meyer
14th St

Counsel,

Filed, day of 189

Pleads,

Myself Deed

THE PEOPLE

vs.

B

Herman Lammelman

VIOLATION OF THE EXCISE LAW.
(Illegal Sales Without License.)
[Chap. 401, Laws of 1892, § 31].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Tamm

Subscribed to the Court of Sessions,
New York, and filed for record.

Filed Nov. 23, 1892

0911

09 12

2000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Herman Tannebaum

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

Herman Tannebaum

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

Herman Tannebaum

late of the City of New York, in the County of New York aforesaid, on the 20th day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, in quantities less than five gallons at a time, to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.

09 13

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tate, George

DATE:

11/25/92



4589

09 14

POOR QUALITY
ORIGINAL

302

Counsel,

Filed, 25th day of Nov 189 2

Pleads, Warrant

THE PEOPLE

vs.

B
George Tate

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

DE LANCEY NICOLL.

District Attorney.
Transferred to the Court of Special
Sessions for trial and final disposition.

Part 2. Mich. J. C. 1892.
A TRUE BILL.

John E. P. [Signature]

Foreman.

09 15

POOR QUALITY
ORIGINAL

Witnesses:

Off John H. Carter

Counsel,

Filed,

day of

189

Pleads,

THE PEOPLE

vs.

VIOLETION OF THE EXCISE LAW.
Selling etc. on Sunday.
Chapter 161, Laws of 1892, § 10.

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Nicoll

Foreman.

09 16

1007

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Tate

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

of the CRIME OF *George Tate* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

George Tate

late of the City of New York, in the County of New York aforesaid, on the day of *October* 30th in the year of our Lord one thousand eight hundred and ninety-*nine*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, to ~~one~~

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 New York and their dignity.

SECOND COUNT—

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

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Tate

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

09 17

BOX:

503

FOLDER:

4589

DESCRIPTION:

Taylor, William B

DATE:

11/02/92



4589

0918

Witnesses:

Wm. F. Hill

33d Ranger B. H. M. 1922
332

Counsel,

Filed

day of

189

Pleads,

Myself

THE PEOPLE

vs.
Wm. F. Hill

I

Grand Larceny,
[Sections 223, 224]
Second Degree,
[Penal Code]

William B. Taylor

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Locicwood

Foreman.

Wm. F. Hill

Ed. P. Hill

0919

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York, }

of No. 194 Broadway James L. Hill Street, aged 40 years,
 occupation Jeweler being duly sworn,
 deposes and says, that on the 19 day of Oct 1892 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 diamond ring of the value of ninety
dollars and another diamond ring of the
value of one hundred and twenty
dollars— together of the value of Two
hundred and ten dollars.

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-
 ously taken, stolen and carried away by William B. Taylor

for the reason that on said date ~~deponent~~
~~defendant~~ represented to deponent that he
 defendant was sent to deponent by his brother
Orlando Taylor whom deponent knows to be a
 man of good reputation and trust worthy, that
 the said Orlando had sent this defendant to get
 a ring. Deponent believing defendant's statement
 to be true and that he had been sent by Orlando
 gave to defendant the above described property upon the
 understanding that defendant was either to
 give back the said rings or the money for the
 same. Deponent has seen Orlando Taylor and he
 told deponent that he had never authorized or
 sent his brother for the said property. And as

Defendant has neither returned the said
rings to defendant or given him the money
for the same defendant charges the defendant
with larceny and prays that he be apprehended
and dealt with as the law may direct

Sworn to before me this
26th day of October 1892

James F. Hill

Alice Justice

Defendant has neither returned the said
rings to defendant or given him the money
for the same defendant charges the defendant
with larceny and prays that he be apprehended
and dealt with as the law may direct

Sworn to before me this
26th day of October 1892

James F. Hill

[Signature]
Alice Justice

0922

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.....

Helmut
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,..... 189

..... Police Justice.

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

Dated,..... 189

..... Police Justice.

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

Dated,..... 189

..... Police Justice.

0923

337

Police Court---

1367
1334

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James F. Hill
194th Broadway
William B. Taylor

Offence: Larceny
Felony

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated,

Hogan

189

Magistrate.

Heidelberg - Trust
C.O.

Officer.

Precinct.

Witnesses Amanda H Taylor

No. 28 N R..... Street.

No. Street.

No. Street.

*..... to answer

0924

ALL CLAIMS FOR DEFICIENCIES TO BE MADE IMMEDIATELY ON RECEIPT OF GOODS.

FOLIO

✓

NEW YORK,

October 19th 1892

M

2 Mm B. Taylor

129 Ship Ave

Bought of J. F. HILL,

Memorandum

SUCCESSORS TO GEO. A. EATON & CO.,

MANUFACTURER OF GOLD JEWELRY,

TERMS

194 BROADWAY.

*29 1/2 1 Diamond Ring 1-5/64 kts 90.
x2801 " " 1 1/4 " 120. \$210=-*

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 B. Taylor

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

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

The said *William B. Taylor*

late of the City of New York, in the County of New York aforesaid, on the *19th*
day of *October* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

*one finger ring of the value
of ninety dollars, and one other
finger ring of the value of
one hundred and twenty dollars*

of the goods, chattels and personal property of one

James F. Hill

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

*De Lancey Nicoll,
District Attorney*

0926

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thacke, Henry

DATE:

11/25/92



4589

Witnesses:

John McCabe

Counsel,

Filed, 21st day of Nov 1892

Pleas,

Guilty

THE PEOPLE

vs.

B

Henry Hacker

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

John E. Follen

Foreman.

Wm. M. ... 1892

293

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Thacker

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

of the CRIME OF *Henry Thacker* SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Henry Thacker

late of the City of New York, in the County of New York aforesaid, on the ^{20th} day of *November* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, ~~to one~~

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 New York and their dignity.

SECOND COUNT—

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

of the CRIME OF *Henry Thacker* OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Henry Thacker

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

0929

BOX:

503

FOLDER:

4589

DESCRIPTION:

Theodore, Antoine

DATE:

11/21/92



4589

Witnesses:

Geo. R. Clark

Counsel,

Filed, 21st day of Nov 1892

Pleads,

Myself

THE PEOPLE

vs.

Antoine Theodore
(2 Cases)

VIOLATION OF THE EXCISE LAW.
(Illegal Sales Without License.)
[Comp. 401, Laws of 1892, § 81.]

Indictment returned at the Criminal Sessions for the year 1892

at the Court House, New York, on the 18th day of December, 1892

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Poirer

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antoine Theodore

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

Antoine Theodore

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

Antoine Theodore

late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *September* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, in quantities less than five gallons at a time, to

one John Maciver and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.

0932

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thomas, George W

DATE:

11/18/92



4589

0933

BOX:
503

FOLDER:
4589

DESCRIPTION:

MacDonald, Frank M

DATE:
11/18/92



4589

0934

BOX:

503

FOLDER:

4589

DESCRIPTION:

Woodruff, William H

DATE:

11/18/92



4589

I recommend that this indictment
 against the defendant Frank
 Mac Donald be dismissed for
 the following reasons:

I am satisfied from my exam-
 ination of the case that when
 he engaged as a cashier with the
 defendants who it appears
 were conducting the lottery in
 question, that he had no ap-
 prehension of the fact that he
 was engaged in an unlawful
 business, and that his only
 object was to find proper
 employment for the purpose
 of maintaining his family.
 His previous good character
 corroborates this conclusion
 and it seems to me that the
 ends of justice do not
 demand his prosecution.

my Dec 19 - 1893

De Lancey Nicoll
 District Attorney

154.
 Counsel,

Filed 18 day of 1893

Pleads, Guilty 21.

THE PEOPLE

70
 real estate.

George W. Thomas

Frank M. Mac Donald

William H. Woodruff

Containing a lottery
 Sec. 325, Penal Code

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Peltier

Part 3. December 28/93 Foreman.

No. 1 & 3 Plead Attempts
 at Contriving a Lottery.

No. 1 & 3 - Each fined \$25

No. 2 - Indict. dis.

0936

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Thos. H. Grady a Police Justice
of the City of New York, charging William H. Woodruff Defendant with
the offence of

Violation Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, William H. Woodruff Defendant of No. 766
Broadway Street; by occupation a clerk
and Wm. L. Delmonico of No. 389 Broadway
Street, by occupation a Carriage Driver, hereby jointly and severally undertake that
the above named Woodruff Defendant
shall personally appear before the said Justice, at the 1 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of five
Hundred Dollars,

Taken and acknowledged before me, this

10

day of

188

Thos. H. Grady
POLICE JUSTICE.

0937

CITY AND COUNTY OF NEW YORK, ss.

Sworn to before me
this 1st day of June 1881
by the District Police Justice

Marcus L. De Mourney
the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth *few* Hundred Dollars, exclusive of property exempt from execution and over and above the amount of all his debts and liabilities, and that his property consists of *house lot at No 389*
Bronx Street valued at \$20000.00.
free and clear
Marcus L. De Mourney

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Underlying to appear during the Examination.

Taken the day of 1881
Justice.

0938

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Thos J Gady a Police Justice
of the City of New York, charging George W Thomas Defendant with
the offence of

Violation Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and
the hearing thereof having been adjourned,

We, George W Thomas Defendant of No. 766
Broadway Street; by occupation a Real Estate
and M. L. DeWittsney of No. 389 Broome
Street, by occupation Carriage Driver Surety, hereby jointly and severally undertake
that the above named Thomas Defendant
shall personally appear before the said Justice, at the District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of 750
Hundred Dollars.

Taken and acknowledged before me, this 10
day of Jan 18 92

Geo W Thomas
Marcus L DeWittsney

Thos J Gady POLICE JUSTICE.

0939

CITY AND COUNTY } ss.
OF NEW YORK, }

day of *July*
1880
Police Justice.
10

Sworn to before me by this

Marcus S. Delmonico
the within named Bail and Surety being duly sworn, says, that ~~he is a resident and~~ *free*
holder within the said County and State, and is worth *ten* Hundred Dollars,
exclusive of property exempt from execution and over and above the amount of all his debts and liabilities
and that his property consists of *House lot 379*
Broome Street, valued
at \$200000.00. free &
Clear Marcus S. Delmonico

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

18

Taken the day of

Justice.

0940

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Thomas F. Grady a Police Justice of the City of New York, charging Frank N. McDonald Defendant with the offence of Violation of the Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned.

We, Frank N. McDonald Defendant, of No. _____

Newark, N.J.

Street; by occupation a Clerk

and Marcus L. DeVossing 389 Broome Street, by occupation Carnegie Lamp Surety, hereby jointly and severally undertake that the above named Frank N. McDonald Defendant

shall personally appear before the said Justice, at the 1 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Five Hundred Dollars.

Taken and acknowledged before me, this 3

day of November 18 90

Thomas F. Grady

POLICE JUSTICE.

Frank N. McDonald

Marcus L. DeVossing

0941

CITY AND COUNTY
OF NEW YORK, ss.

Sworn to before me, this
day of 1881
at New York City
Police Justice.

Marcus L. De Voursney
the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth ten Hundred Dollars,

exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,

and that his property consists of House & lot No 384
Broome Street worth Twenty
thousand Dollars over all
encumbrances.

Marcus L. De Voursney

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the examination.

vs.

Taken the day of 1881

Justice.

City, County and State of New York, ss:

Anthony Comstock, of 41 Park Row, being duly sworn, deposes and says that he is Chief Special Agent of the New York Society for the Suppression of Vice; that he is informed, has just cause to believe, and verily does

believe and charge that on or about the 6th day of October,

and between that date and the 3rd day of November 1892
1892, at premises known as 763 Broadway, ~~John Doe, whose~~
George W. Thomas, Frank W. McDonald, and Wm. H. Woodruff
~~relationship is unknown, but who can be identified by~~

~~deponent~~, did unlawfully contrive and purpose and assist in the contriving and ^{and carrying on} proposing of a Lottery, which said Lottery was then and there set on foot for the purpose of disposing of property or money by lot or chance, and which said Lottery is further described as being a Lottery for the purpose of disposing of certain money set apart by what is known as the "Campaign Publishing Co.", 763 Broadway, such fund being made up and consisting of ten per cent of the amount of money which said "Campaign Pub. Co."

~~received~~
~~from~~ from the sale of pictures of the presidential candidates, which said ten per cent is deposited in a Bank in the City of New York, to wit: The Bank of the Metropolis, and is to be divided, according to representations made by *George W. Thomas, and Frank W. McDonald, and Wm. H. Woodruff* ~~John Doe~~ in printed circular, in the reverse and form following to wit:

"The donation of \$50,000 to the purchasers of pictures will be made as follows: To the person naming the successful candidate, an estimating nearest to his official vote, as announced by the Government from Washington, D.C., we will donate and pay to that person \$10,000 in gold. To the next nearest, \$5000. Next, \$1000. Next \$500. Next, \$400. Next, \$300. Next, \$200, To the next 326, \$100 each.

- 2 -

Deponent further says that from a conversation had with the said ~~John Doe~~ ^{George W. Thomas and Frank H. McDonald and Woodruff}, he is informed that ten per cent of the sales made by said "Campaign Pub. Co." are to be disposed of by lot or chance among persons who pay a dollar for the privilege of said chance. That in addition to the chance, the purchaser receives also for each dollar paid, a picture of one of the presidential candidates, and then is entitled to two chances by selecting certain

numbers, which said Thomas, McDonald and Woodruff record upon ~~their~~ ^{their} papers and books kept for said purpose.

Deponent further says he is familiar with the methods of conducting a Lottery, and that, in each case, purchasers select tickets with numbers, which are supposed to be lucky numbers, and that the principle difference between

the Lottery operated by the "Campaign Pub. Co." and the said ~~John Doe~~ ^{Thomas, Woodruff and McDonald as aforesaid} is that they ~~select~~ ^{record} numbers, which the purchaser of the picture and chance select, upon a book which they then and there keep ^{for the purpose of making a record of numbers, or, in other words, recording the numbers selected} by the purchaser ^{and is entitled to the purchaser thereof} ~~and~~ be the fortunate or lucky candidate.

Deponent further says from personal observation and from visiting the premises, he is informed and verily ^{and is positive} believes that at, in and upon said premises situated and known as 733 Broadway, in the City, County and State of New York aforesaid, said ~~John Doe~~ ^{George W. Thomas, Woodruff and Frank H. McDonald} now has in his possession with intent to use same as a means to commit a public offence, divers and sundry books, papers, documents, advertisements and circulars, advertising, promoting and carrying on a Lottery, and for the purpose of recording

and selling chances in a certain sum of money thus offered
for distribution by lot or chance, according to the scheme
set forth, ^{aforsaid} ~~by lot or chance~~.

Deponent further says that his information and
belief is based upon the conversation and dealings had
with the said ^{Thurman, McDonald and Woodruff aforsaid} ~~Thurman~~ on or about the 6th day of October,
1892, and the 8th day of November 1892

Subscribed and sworn to before me
this 3rd day of October 1892 } Antagonized
The J. H. H. H. }
John J. H. H. }

People &c

or.

Geo. W. Thomas

Frank W. Medaugh

Wm. & Woodruff

Applicant of

Anthony Constock.

0946

(1235)

Sec. 198—200.

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

George W. Thomas

Question. How old are you?

Answer.

68 years

Question. Where were you born?

Answer.

Canada

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

Answer.

*766 Broadway**4 months*

Question. What is your business or profession?

Answer.

Real Estate Agent

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
George W. Thomas*

Taken before me this *10th* day of *July* 189*2*.

Police Justice.

0947

(1935)

Sec. 198—200.

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK.

Frank N. McDonald 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.

Frank N. McDonald

Question. How old are you?

Answer.

49 years

Question. Where were you born?

Answer.

Ohio

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

Answer.

Newark, N.J.

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

I am not guilty
Frank N. McDonald

Taken before me this
day of *Nov* 189*7*

Police Justice.

0948

(1235)

Sec. 198-200.

District Police Court

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

William H. Woodruff

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

New Jersey

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

Answer.

*766 Broadway**3 years*

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

*I am not guilty**W H Woodruff*

Taken before me this *4th*
day of *Nov.* 189*2*

Police Justice.

09449

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony J. Buntrock
of 41 Park Row Street, New York
City, that there is probable cause for believing that George W. Thomas, Frank W. McDonald and William H. Woodruff

has in their possession, at, in and upon certain premises occupied by them and situated and known number 766 Broadway in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, blackboards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day a night time to make immediate search on the person of the said George W. Thomas, Frank W. McDonald and William H. Woodruff and in the building situate and known as number 766 Broadway aforesaid, for the following property, to wit: all, circulars, papers and books advertising a lottery, all books for recording shares chances or interest in a lottery, all books, papers, pictures and prints used to aid assist or abet in the carrying on of a lottery all lottery tickets, all circulars, all writings, all papers, all documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, all books and documents for the purpose of enabling others to gamble or sell lottery tickets, or chances in a lottery, all slips or drawn numbers of a lottery, all money to gamble with, and all device, establishment, apparatus and articles suitable for promoting, carrying on or recording any share chance or interest in the same

And if you find the same, or any part thereof, to bring it forthwith before me at the 14 District Police Court at the Towns in Centre Street in the City of New York.

Dated at the City of New York, the 3rd day of Nov 1892

Thos. J. Brady

POLICE JUSTICE.



0950

Inventory of property taken by Patrick English the Peace Officer by whom this warrant was executed :

~~Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-
outs, gaming tables, chips, packs of cards, dice, deal
boxes, deal trays for holding chips, cue boxes, markers, or tally cards,
ivory balls, lottery policies, lottery tickets, circulars, writings,
papers, black boards, slips or drawn numbers in policy, money,
manifold books, slates~~

1. Cash, containing 4 acct. books of record, and
Lottery circulars and advertisements

City of New York and County of New York ss:

1. Patrick English

the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 3

day of November 1882

Patrick English

John H. [Signature]

Police Justice.

Police Court--- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Formica

vs. Geo. W. Thomas.

Frank H. McDonald

Wm. H. Woodruff

Dated Nov 3^d 1882

Justice.

Officer

095-1

Sec. 151.

CITY OF New York COUNTY OF New York } ss.
AND STATE OF NEW YORK.

Police Court, 1st District.

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable 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 Anthony Bonstock

of No. 41 Park Row Street, charging that on the 6th day of October and before that date and its 3rd day of November, 1892 at the City of New York, in the County of New York that the crime of containing, preparing and carrying on a lottery, and assisting in conducting, carrying on and preparing a lottery

has been committed, and accusing George W. Thomas, Frank N. McDonald and Wm. H. Woodruff whose real name unknown but who can be identified by thereof.

Wherefore, the said Complainant has prayed that the said Defendant A 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, Deputy Sheriff, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant s and bring them forthwith before me, at the 1st 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 3rd day of November 1892
Thos. H. Brady POLICE JUSTICE.

0952

POLICE COURT, DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Antonio Parmitola

vs.

George W. Thomas

Frank H. Mc Donald

Wm. G. Goodruff

Warrant-General.

Dated *Nov 22* 18*92*

..... Magistrate.

..... 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.....

Native of.....

Age.....

Sex.....

Complexion.....

Color.....

Profession.....

Married.....

Single.....

Read.....

Write.....

0953

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 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, 11 189

Police Justice.

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

Dated, Nov 16 189

Police Justice.

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

Dated, 189

Police Justice.

0954

W 154/8.0.1 1440
Police Court District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Anthony Cornstock
George W. Thomas
Frank N. McDonald
William H. Woodruff

Violation
of the Lottery Law
Offense

BAILED,

No. 1, by M. L. De Vriesney
Residence 389 Boone Street.

No. 2, by " "
Residence " Street.

No. 3, by " "
Residence " Street.

No. 4, by " "
Residence " Street.

Dated, Nov 3 1892

Grady Magistrate.
English Officer.
Court Precinct.

Witnesses Geo E. Oran

No. " Street.

No. " Street.

No. 577 to answer G. S.

\$500.00
15th 20th
18th 30th
18th 2 P.M.

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Figoraz W. Thomas,
Franklin Mac Donald,
and William H. Woodruff*

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

indictment, accuse

*Figoraz W. Thomas,
Franklin Mac Donald, and William H. Woodruff*

of the crime of

*continuing and exposing, and
aiding in continuing and exposing, a lottery*
committed as follows:

The said

*Figoraz W. Thomas, Franklin
Mac Donald and William H. Woodruff*, all

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

sixth day of *October*, in the year of our Lord one thousand
eight hundred and ninety-*two*, at the City and County aforesaid,

*did knowingly continue and expose,
and aid in continuing and exposing,
a lottery, the same being a scheme for the
distribution of property to wit: divers large*

sums of money of great value, long drawn,
 among persons who had paid a valuable
 consideration for said draws, (a more
 particular description of said said taking
 is to the effect of giving a notice,
 and can not now be given,) against the
 form of the Statute in said case made
 and provided, and against the case of
 the Court of the State as now made,
 and their signature.

Respectfully,
 Sir,

Yours truly,
 J. H. Thompson

0957

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thompson, William M

DATE:

11/29/92



4589

Witnesses:

Off. Morgan 19th

*Subpoena Office
+ Campbell for
16th*

Counsel,

Filed

day of

189

Pleads

THE PEOPLE

vs.

William M. Thompson
Grand Larceny,
[Sections 528, 529,
Penal Code.]
Second Degree.

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Foreman
Jury 2 Dec. 7/1898. Foreman.
Trial and convicted, with
a recommendation of \$1000

Jan 19th 1899
Geo. H. 16.

0958

0959

1012

Police Court—District.

Affidavit—Larceny.

City and County } ss.
of New York }of No. 54 West 36th Street, aged 30 years.occupation Tailor being duly sworn,deposes and says, that on the 17th day of November 1892 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in daytime time, the following property, viz:

Two men's
coats of the value of about
sixty three dollars & 63.

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 M. Thompson (nowhere)

The deponent came to deponent's
store on said date, as a customer
and he stole the said coats
and ran off with them, and the
deponent was arrested on Nov
26 1892 with one of the
said stolen coats in his
possession by Policeman James
M. Monahan now here on
deponent is informed by the
said Monahan.

Ch. J. Mietke

Sworn to before me this
27th day of
November 1892

Police Justice.

POOR QUALITY
ORIGINAL

0960

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

T H E P E O P L E ,

-against-

WILLIAM M. THOMPSON.

Before

HON. JAMES FITZGERALD,

and a Jury.

TRIED, NEW YORK, DECEMBER 7TH, 1892.

INDICTED FOR GRAND LARCENY IN THE SECOND DEGREE.
INDICTMENT FILED NOVEMBER 29TH, 1892.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,

For THE PEOPLE.

DANIEL O'REILLY, JR., ESQ.,

For THE DEFENSE

AUGUST F. MIETKE, the complainant, testified that he was a tailor, doing business at No. 54 West 30th Street. On the 17th of November the defendant came into his store. At that time, he, the complainant, had in his possession at the store an overcoat to be repaired---to have a new collar put on it. When he came in, he asked him, the complainant, whether his coat was ready. The complainant said, "I will see about it, because I did not receive it. You gave it to my son." It was late in the evening and the complainant was alone in the place at that time. The complainant went to the rear of the store to look for the overcoat. In the mean time, while he was looking for it, the defendant took off his coat, and put on another coat, belonging to the complainant, and he called out, "All right, all right; I got my coat." The coat he took off was like the vest that he has on, of mixed goods, and he left it there, and went out of the store, with the complainant's coat, a black serge, and a light-colored overcoat, lighter than the one he has on,

with silk facings. That overcoat was not the same one that he had left to be repaired; it belonged to the complainant, he having made it for a Mr. Kennedy. It was a new overcoat. The under coat that he took away, was also for Mr. Kennedy. The under coat was worth \$18, and the overcoat \$45. The complainant ran after the defendant, but could not see him. This was after 9 o'clock in the evening. He saw him about a week and a half after that, when he, the defendant, was arrested. The defendant had the under coat on, and said that it was not the defendant's coat. The complainant then showed him his, the complainant's, label on it, and said, "That is my coat." The complainant went out with his son to find the defendant, and they found him in the White Elephant, and went for a policeman to arrest him, but he ran away through the side entrance leading into 31st street, before the policeman came, and some of his friends interferred. His son ran after him and got him again, but did not recover the overcoat. It had been pawned in a pawn shop. Thompson's wife gave it to the complainant, about four or five days after the defendant had been arrested. In

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

the complainant testified that on the occasion referred to, his store was fully lit up. He and his wife were present, but nobody else. The complainant was in the rear of the store, where the journeymen work, and he had stayed in the front. A person standing in any part of the store can see the door, if he is looking that direction, even from the rear-most part of the store, but he, the complainant, had turned around at that time, and was not facing the door. The complainant had his back turned to the defendant, in all, about ten or twelve minutes looking over the clothing, there being a quantity of clothing, and he had to turn it over and pile it up to find the defendant's clothes. The defendant stood down near where the large looking glass was---in the front part, near the door. The looking glass behind which the defendant was, is right close to the door. The complainant and his wife were in the rear of the store looking for the defendant's overcoat, and as the defendant left the store, his wife called the complainant's attention to it, and said that the defendant

had changed his coats, putting on two belonging to the complainant, and left two of his, the defendant's, coats in the store. The complainant's wife saw the defendant do this. The coats taken by the defendant were hidden behind the looking glass. The complainant was looking in the back of the store for the defendant's old coat, and therefore could not see the defendant take his, the complainant's, coats. The complainant found the defendant's old coat after the defendant left---the next morning. He did not raise an alarm or go to the police, and he only told the people in his own business of his loss. The overcoat which the defendant left was worth about \$4 or \$5. The coat that he took was worth \$45. In arriving at that value, the complainant took into consideration the material and everything about the coat.. It was a modern overcoat, made for a customer. The coat worn by his, the complainant's son was very much like the stolen overcoat, the principle difference being that the son's was an old, worn coat and the stolen coat was entirely new. The defendant was in his, the complainant's, store only once before. A pair of trousers was made for the defendant,

0965

6

in the complainant's shop, about a year ago---a year before the 17th of November, the occasion of the larceny. The complainant did not see the defendant from the time that he made the pair of trousers for him until the defendant stole the property in question. His son was a cutter in his, the complainant's, business. He knew that he would see the defendant at the White Elephant, "because idlers, who do not want to work, are always in those gambling places. The complainant went there himself, once, to have a game of nine pins with a customer. It is not true that he, the complainant, not being able to find his, the defendant's, coat, at the time, loaned the defendant the coat in question. He, the complainant, did not leave the store to have a drink with the defendant, with the two coats on his back. The complainant did not hit the defendant. The complainant put his hand on the coat, and said, "that is my coat," and the defendant tried to hit him. The defendant said to his, the complainant's, son, "If he lets me go, I will pay everything." The complainant's son cried out, "Stop thief!" when the defendant left the White Elephant. The complainant did not hear the conversation between his

son and the defendant in the White Elephant; the son told him, the complainant. The complainant heard the defendant say, in the station house, that he would make it good if they let him go. He, the complainant, did not instruct anybody to call upon the defendant for the purpose of making a settlement of the case.

WILHELMINA MIETKE

testified that she was the wife of the complainant in this case. She lived at No. 142 West 31st Street. She was in her husband's tailor shop, at 54 West 30th Street, on the evening that the defendant came in. The defendant asked for his overcoat, and the complainant and the witness went to the rear of the store to look for it, and the defendant remained in the store, and, while waiting, he looked over the clothing that was lying around. The witness saw the defendant put something on, and then called out to the complainant, "I got my overcoat," and he went out. She said to her husband, "He is leaving the store, and he has a light overcoat." When the defendant came in he had no overcoat. Then her husband ran after him, but could not see him.

The defendant was standing near the door, where the looking glass was, and there he put on the coat. In

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

the witness testified that she did not see him taking off his coat, but she saw him putting on the other coat.

ADOLPH J. MIETKE testified that he was the son of the complainant, and that he was employed by his father at No. 54 West 30th Street. He was not at his father's shop when the defendant came in there on the 17th of November to get his overcoat. The defendant brought an overcoat in to have it repaired, three or four days before---a black overcoat. That overcoat is in the store yet. After the theft, the witness went around to the White Elephant to look for the defendant, on the day of the theft and afterwards. He found him on Saturday evening---he believed the 26th of November---in the White Elephant. The witness went to the defendant, in the White Elephant, and said, "Thompson you took two coats out of our store. I want them back. I

0968

9

don't want to do you any harm. I want them right away." The defendant laughed at the witness and said, "Is this your overcoat?" And the witness opened the coat, and said, "Yes; that is the coat. I don't want any harm for you, but we want our coats." He said, "You can go to the Dickens and get it." The witness then grabbed him and said, "I will have you arrested." In the mean time the witness's father came up, and the witness sent him for a policeman. A crowd gathered and the defendant ran, and the witness ran after him, and caught the defendant on 6th Avenue and 31st street, and at the same time an officer ran up, and the witness made a charge. The witness said to the officer, "this is our coats that this man has on. He took them out of the store, and they are not his." The defendant said, "I will pay for it." The officer took him to the station house. After the defendant was locked up, he offered to settle right there. The coats were taken from the defendant at the station house, and the witness was asked to bring his father there, which he did. After that the witness saw the defendant in the Toombs. The the defendant then said to him, the witness,

X "For God's sake, Mietke, don't lock me up. I will pay you everything I owe you. The witness went to see the defendant at the Toombs, as the defendant's wife came to see him, the witness, several times. The defendant said that the charges made against him were written, and that if the complainant did not withdraw them he would sue the complainant for damages and get square in every respect. The defendant said, "You go to our lawyer and settle there." The witness did not go to his lawyer, but went to his, the witness's, lawyer, and explained what the defendant told him. In

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

X the witness testified that he had known the defendant fully a year. The witness had been out with the defendant about five times, and had a glass of wine, or so, with the defendant, once or twice. The witness testified that he had a coat but it was not very much like that which, it is charged, the defendant took away. His coat was worn out, and had two linings, whereas, the other coat had only one lining, and was not worn out; it was entirely a different coat; the coats are

similar except as to the linings. The witness made no proposition of settlement to the defendant; but, on the contrary, the defendant made a proposal to him, the witness. The witness went to the Tombs because he was asked to go there. The witness did not say to the defendant that if he, the defendant, acknowledged, in writing, that he was guilty, that he, the defendant, would be discharged and that the sentence would be very light. He did not present a paper to the defendant to this effect, and no one had done that at his, the witness's request. He, the witness, consulted his lawyer in regard to the defendant's threats against him. The witness did not know about any paper being drawn up and presented to this man to sign acknowledging his guilt. He, the witness, knew nothing about such a paper. His lawyer had a conversation with the defendant in the Tombs. The witness was there but not present in the same room, and did not hear the conversation. The witness had been at the White Elephant, two or three times, the night of the defendant's arrest, looking for the defendant.

JAMES M. MONAHAN testified that he was an officer of the Municipal Police attached to the 19th Precinct. He arrested the defendant between half past nine and ten o'clock in the evening. He heard a cry of "Stop thief," and looked towards where the noise came from. It was on the south-east corner of 31st Street and Sixth Avenue. He then saw the complainant's son there and the defendant was running, and he arrested the defendant. The complainant said, "This is our property; he has stolen this coat." The defendant said, at the time, "What is the matter, Mr. Mietke? I will settle for this. I will pay you for those coats." On the way to the station house the defendant said that the complainant had loaned him the coat while his, the defendant's, coat was being fixed; that he went after his coat three or four times.

0972

13

THE DEFENSE.

WILLIAM M. THOMPSON, the defendant, testified that a little over a month ago, he in company with his wife, took his heavy overcoat to the complainant's shop to have it fixed and cleaned and scoured and the buttons and collar repaired. The complainant said that he would have it in three days, and he, the defendant, called for it, and the complainant said, "Thompson, I am pressed for business. Call in tomorrow night." The defendant went in, at the time promised, but he did not have the coat ready,, because the night was very cold, he said, "Mietke, you will have to have that overcoat fixed for me; it is very cold; or you will have to loan me any kind of an old overcoat. I look very shabby without an overcoat; any coat will do." And I tried on one coat and it was too large for me. I tried it over the coat that matches this suit, and it would not fit over that. And he said, 'Well, I have a light overcoat - t will fit,, here.'

And I could button it over the heavy coat. The heavy under coat was mine, it fit over the light black Cheviot coat. And I got a-talking about it, and I said, 'Let us have a glass of beer.' They went out to take a glass of beer together, and, while taking the beer, the complainant said to the defendant, "I would like to sell you this coat. I will sell it to you cheap." And the defendant said, "I will see you again about it, and then I went to the White Elephant, where I am accustomed to play billiards or pool. And three days after that, I didn't have no money, and I pawned this light overcoat that he loaned me, expecting the next day to get money to pay him for it, and in the meantime, I borrowed this light overcoat that I have on now. And the next day I didn't get any money. That was Friday. Then young Mietke came along, and he said, "Thompson, I want that coat." And the defendant said, "I haven't got it. I will try to get it for you on Monday." And I said, 'Is this your coat?' And he said, 'no; but that under coat is yours.' And he called his father, and he grabbed me by the collar, and he said, 'You thief.' And struck me in the face. And I said, "I

am no thief." And so I broke away from him, and ran out of the place, expecting to run around to get him arrested for striking me. He cried 'Stop thief?' and I stopped, and stayed there, and the officer came up and arrested me. But, in the mean time, before that, he had sent for his father---for a policeman---after he had grabbed me by the coat. "He said, 'There is no use fooling with this fellow any more. He will not settle with you. Go and get a policeman.' The defendant testified that he left his own coat in the complainant's shop. His heavy black overcoat was perfectly new, only he wanted to get a new black velvet collar on it. In

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

the witness testified that he lived at 263 West 25th Street. He left there about a year ago. He is a clerk for his father, who is a book-maker, at all the tracks where there is legitimate racing at. "I started in at Sheepshead Bay, and, from there, I went to Morris Park, and, in July and August I was down to

Monmouth Park, and we round up at Morris Park. My father was taken ill and went down south." At the time of his, the defendant's, arrest, he was living at 25th Street. His father lived at the Gedney house, and he, the defendant, generally had his letters sent there. The defendant identified his signature to the paper which he signed in the police court. He stated at the police court that he lived at the Gedney house. He stated at that time that he was 24, and it was their mistake to say that he was 27 years of age. Defendant admitted that he did not live at the Gedney house at that time, but was in the habit of going up there. He had lived at the Gedney house before he was married, about a year ago. He pawned the overcoat on Eighth Avenue, about three days before he was arrested. He testified that the coat that he then had on did not belong to him, but that he had borrowed it, and while he wore it it belonged to him. In addition to the pair of trousers, he had two or three pair of trousers made for him at Mietke's, about ten months ago. Between that time and the time that he took his overcoat there to be repaired he used to run in to the complainant's

place to look at goods---he hadn't bought anything of him---merely as a friend. He didn't go back to the complainant's after he had got the clothes, as he, "Didn't have no money to go back." At the time that he took his overcoat there he had \$25, but he lost that on the races. He ran out of the White Elephant, on the night in question, intending to have the complainant arrested for assault, but when he met the officer he didn't make any such charge. At the desk, in the station house, before the Sergeant, he was charged with having stolen the coats. He told the Sergeant all the circumstances of the case, but he didn't have any chance to make a charge of assault. The defendant subsequently testified that he had told the Sergeant of the assault.

JAMES M. MONAHAN, being recalled, testified that he was present when the defendant was arraigned in the station house, and heard what the defendant said. The defendant did not say that he had been assaulted. The next morning, however, he said that he had been struck. The witness

0977

18

asked the defendant why he ran away, and the defendant said that he didn't care to be marked up. He didn't say anything about being assaulted until the next morning, on the way to the police court.

0978

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

William M. Thompson

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

N. S.

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

Answer.

Greeny House

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

I am not guilty

W. M. Thompson

Taken before me this

day of July 1889

27

Police Justice.

0979

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

William M. Thompson

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, *Nov 11* 189 *H. White* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0980

Police Court--- 2 District. 1466

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August J. Mietka
vs. M. Thompson

Offense

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

2

3

4

Dated,

Nov 27
White
Moralian
19

189

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ _____ to answer

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 M. Thompson

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

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

The said

William M. Thompson

late of the City of New York, in the County of New York aforesaid, on the *17th*
day of *November*, in the year of our Lord, one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

two coats of the value of
thirty-two dollars each

of the goods, chattels and personal property of one

August F. Mietke

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

De Lancey Nicoll,
District Attorney

0982

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thurmer, Louis

DATE:

11/21/92



4589

Witnesses:

Geo R Clark

Counsel,

21st day of Nov 1892

Plaintiffs,

vs

THE PEOPLE

vs

B

Louis Thurnel

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 33].

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. Parsons

Foreman.

Dec 11th 93

0984

Court of General Sessions of the Peace

1007

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Louis Thurnel

The Grand Jury of the City and County of New York, by this indictment, accuse
Louis Thurnel
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said *Louis Thurnel*

late of the City of New York, in the County of New York aforesaid, on the day of *August* *28th* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 sell, ~~to one~~

~~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 New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Louis Thurnel
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Louis Thurnel*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 offer and expose for sale to one

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.

DE LANCEY NICOLL

District Attorney.

0985

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tierney, Hugh

DATE:

11/01/92



4589

0986

Witnesses:

Arthur Copeland

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Hugh Sweeney

Grand Degree.

Grand Larceny,

[Sections 225, 227, 2

Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. L. L. L. L.

Foreman.

(Signature)

Pen 6 months

0987

(1305)

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.
of New York,

Clarence W. Gaylor
 of No. 250 West 44 Street, aged 15 years,
 occupation Student being duly sworn,
 deposes and says, that on the 25 day of October 1892 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the night time, the following property, viz:

One big bicycle
 of the value of about \$40
thirty dollars \$30

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 Hugh Tierney (now here)
 the said property was left by
 deponent in the cellar of the
 building No 692 8th Avenue and
 deponent is informed by Richard
 Copeland now here the janitor of
 said building that he saw the
 deponent in the act of feloniously
 taking away said property from
 said premises, and that he followed
 the deponent and caused his arrest
 by policeman James J. Smith of the
 22d Precinct, who recovered the
 said property from the place where the
 deponent had placed it at No 250 West
 44 St. N.Y.C.

Clarence W. Gaylor.

Sworn to before me, this
26 day of October 1892
John M. Ryan
 Police Justice.

0988

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Richard Copeland
aged 21 years, occupation Immigrant of No. 690 1st Avenue
Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of _____
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 26 day of October 1899 } *Richard Copeland*
[Signature]
Police Justice.

0989

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Hugh J. Fering 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. *Hugh J. Fering*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *N. S.*

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

Answer. *Manly Hotel 1 month*

Question. What is your business or profession?

Answer. *lather*

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 drunk. I did not intend to shoot*

not intend to shoot

Taken before me this *26*
day of *Oct* 19*24*
Wm. Ryan

Police Justice.

0990

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.....

Hugh Fierney
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, *Oct 26* 189 *[Signature]* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0991

1338

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Clarence W. Gaylor
250
Hyatt Hursey

Offense

2
3
4

Dated,

Oct 26
Ryan

189

Magistrate.

John J. Smith
20

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

500

to answer

G. S. S.

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0992

505

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Hugh Tierney

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

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

The said

Hugh Tierney

late of the City of New York, in the County of New York aforesaid, on the *35th*
day of *October* in the year of our Lord one thousand eight hundred and
ninety-*two*; at the City and County aforesaid, with force and arms,

*one bicycle of the value of
thirty dollars*

of the goods, chattels and personal property of one

Clarence W. Gaylor

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.

W. Lawrence Nesbitt
District Attorney

0993

BOX:

503

FOLDER:

4589

DESCRIPTION:

Titus, Reuben

DATE:

11/17/92



4589

Witnesses:

Caroline Westwell

Counsel,

Filed

Pleads,

1892

THE PEOPLE

vs.

Reuben Titus

DR LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John E. Fallon

Sub 2 - Apr. 25, 1892 - Foreman.

Pleads with Lancy

CP. 30 days

[Section 498, 2 C. S. 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100]

0995

Police Court—2 District.City and County } ss.:
of New York, }of No. 275 West 11th Street, aged 46 years,
occupation Iron Man being duly sworndeposes and says, that the premises No. 78 Charles Street,in the City and County aforesaid, the said being a one story framestable in rear of premises No. 78 Charles Stand which was occupied by deponent as a stable~~and in which there were at the time a human beings by name~~were BURGLARIOUSLY entered by means of forcibly driving
the stable door and door of said
stable and entering thereinon the 28 day of October 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Half of a double entry harness
of the value of thirty dollarsthe property of Reuben Citrusand 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 byReuben Citrus
New Yorkfor the reasons following, to wit: deponent securely locked and
fastened the door of said stable at about
the hour of five o'clock P.M. on said date
and at about the hour of three o'clock
A.M. on the morning of 29th Oct deponent
discovered said stable had been broken
into and said property taken stolen and
carried away deponent says that the deponent
admitted and confessed to deponent in the

0996

presence of Officer Thomas E Brennan of the
16th Precinct Police that he had stolen said
property and sold to George Trapp of 559
Grand Street for one dollar and fifty
cents and appears from said property
in possession of said Trapp and appears
identified said property as the property taken
stolen and carried away as aforesaid

Worn to before me
30th day of Oct 1894

Caroline Westcott

John W. Ryan

Police Justice

Police Court	District.
THE PEOPLE, &c., ON THE COMPLAINT OF	
vs.	
Burglary	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses.	
Committed in default of \$	
Bail.	
Bailed by	
No.	
Street.	

0997

CITY AND COUNTY }
OF NEW YORK, } ss.

1977

aged 30 years, occupation Police Officer of No.

16th Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Ornelius Nattervick

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

Sworn to before me, this

day of

30
Oct 1897

Thomas H. Brennan

John Ryan
Police Justice.

0998

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Reuben Titus 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.

Reuben Titus

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

North Port Long Island

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

Answer.

North Port Long Island all my life

Question. What is your business or profession?

Answer.

Boatman

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
Reuben Titus

Taken before me this

day of

John J. [Signature]

Police Justice.

0999

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 Deputy

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, Dec 189 John Ryan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

1000

134 BO. 1352
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel Westergaard
275 West 11th St
Kenner Citrus

2
3
4

Offense

BAILED,

No. 1, by.....

Residence Street.

No. 2, by.....

Residence Street.

No. 3, by.....

Residence Street.

No. 4, by.....

Residence Street.

Dated, *Oct 30* 189*5*

Ry An Magistrate.

Pro. J. Brennan Officer.

160 Precinct.

Witnesses *Call the Officer*

No. Street.

No. Street.

No. Street.

\$ *1000* to answer *Call*

.....

.....

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Reuben Titus

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

Reuben Titus

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

The said

Reuben Titus

late of the *9th* Ward of the City of New York, in the County of New York aforesaid, on the
28th day of *October* in the year of our Lord one
thousand eight hundred and ninety-*two* in the *night* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *stable* of
one *Cornelius Westernvelt*

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

SECOND COUNT—

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

Reuben Titus

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

The said *Reuben Titus*

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

*one horse-collar of the value of
ten dollars, one head-stall of the value
of five dollars, one harness, of the value
of five dollars, one breeching, of the
value of five dollars, two lines of
the value of five dollars each,
and a quantity of harness, a more
particular description, whereof is to
the Grand Jury aforesaid unknown,
of the value of thirty dollars*

of the goods, chattels and personal property of one

Cornelius Westervelt

in the

stable

of the said

Cornelius Westervelt

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.

De Lancey Nicolls
District Attorney

1003

BOX:

503

FOLDER:

4589

DESCRIPTION:

Trainer, Peter J

DATE:

11/25/92



4589

1004

BOX:

503

FOLDER:

4589

DESCRIPTION:

Boylan, John

DATE:

11/25/92



4589

Subpoena affixed
part 12th for train

Witnesses:

Geo Mc Clary

off. Bureau 25th

Train has

pleaded guilty

I have seen

the officer &

believe that

Boylan is innocent

I never should

have been indicted

for the death

G.D. 1892

Counsel,

Filed

25th day of Nov 1892

Pleaded

THE PEOPLE

vs.

Peter J. Trainor

and

John Boylan

DE LANCEY NICOLL,

District Attorney.

Part 2 Dec 1892

A TRUE BILL

John E. Sullivan

Foreman.

Part 3 Dec 1892

No. 2. 25th discharged on his verbal recog.

Part 3 Dec 1892

No. 2. 25th discharged on his verbal recog.

1005

Jacob Strause.

I was in the Saloon 517 E. 7th St. A young fellow (Trainor) came in and said to the bartender "Is there anybody here will buy a good thing?" He told him to drive in the yard: he showed off the horse: the bartender sent for the officer. He first offered it for \$150. then he wanted \$200; we offered him \$100 and he would not take it. He then drove it outside. Another party was outside (Boylan). I said to him "you know, he don't own the rig, why don't you take him away?" Boylan said "I don't know anything about it, I won't say he owns it or that he don't own it." I then said to Trainor where do you live, he said 30th St. and asked Boylan, where Strause's place was in 30th St; Boylan said he didn't know. I then said I would give \$150 for it, if it was alright: Trainor said to come over to 30th St; I said no will go to the Station House, Trainor said "alright I'll go to the Station House" He started on

on the truck and Boylan Burke
 and myself started on the sidewalk.
 The officer then came up to Boylan
 I said this man didn't try to sell it
 there goes the young fellow on the
 truck. Boylan walked away: he
 had nothing to say.
 Burke agrees above --
 Boylan said I only met him on
 1st Ave.

Boylan

r

Boylan

Peter J. Trainor

I worked for Carroll, bottle dealer in West 30th St as a truck driver: got there late on the 21st of November. The boss told me I needn't work there. I went out with Carroll's brother: was out with him from 9 o'clock until 3 in the afternoon. Had never drank whisky: It was raining and I was wet and cold: I drank whisky: had a number of drinks of whisky. Left Carroll and drove the horse and truck about Broome St and Broadway. I got on it and drove uptown, to 29th St and 7th ave. I asked a colored man if he wanted to buy a blanket. I sold for \$1.50. I went in Boylan's and asked John Boylan to have a drink. I asked him if he would take a ride and he came with me. We drove uptown. I had a drink of whisky. The officer arrested me. Boylan wanted to know: where I was going. I said uptown.

Officer Thomas J. Emerson

Word was brought that two young men were trying to sell a horse and truck. Came down and found Boylan speaking with horse dealers Strauss and Burke. Placed him under arrest. Trainor was driving off and I followed him and got on the truck. He said his name was Peter J. Carroll and that ~~my~~^{his} father ~~was~~ sent him up to sell the truck. He said his companions name was Boylan and his brother kept a liquor store at 29th St and 2nd Ave. I went down there in the evening and arrested Boylan.

Boylan said that Trainor told him that he was going to dispose of the horse and truck; that it was his.

Boylan
Trainor
Strauss
Burke

10 10

(1365)

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 18 Gene George McCreary Street, aged 26 years,
 occupation Truckman being duly sworn,
 deposes and says, that on the 21 day of March 1892 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 Suits Case Horse and
Harness, 1 Blanket and Four
Cover all together of the value
of six hundred dollars
\$ 600 00/100

Sworn to before me this
22 day
March 1892

Police Justice.

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 Peter J. Junior and John Boylan

(Both men here and acting in concert)
 from the fact that on said date
 at about the hour of 3 P.M. deponent
 left the said property on the corner
 of Broadway and Grand Street for a
 few moments and deponent returned
 deponent missed the said property.
 Deponent is informed by Officer Thomas Gannon
 of the 25 Precinct that he found
 the said defendants in possession of the
and truck trying to sell the said property in
44 Street and Avenue C. Deponent has since
 seen the said property found in the possession of said
 defendants and fully and positively identifies it as the property
 taken and carried away from deponent's possession

Geo. McCreary

10 1 1

Sec. 198-200.

Y District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

John Boylan 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. John Boylan

Question. How old are you?

Answer. 23 Years

Question. Where were you born?

Answer. New York

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

Answer. 142 Avenue C. 2 Years

Question. What is your business or profession?

Answer. Machinist

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
John Boylan.

Taken before me this
day of Jan 1911
at New York
Public Justice.

10 12

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

Peter J. Travers 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.

Peter J. Travers

Question. How old are you?

Answer.

21 Years

Question. Where were you born?

Answer.

New York

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

Answer.

162 West 28th St. 2 Years

Question. What is your business or profession?

Answer.

Booth Dealer

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

Peter J. Travers

Taken before me this
day of

Jan 22
1912

Police Justice.

[Signature]

10 13

CITY AND COUNTY }
OF NEW YORK, } ss.

1377

Thomas A. Gunson
aged 25 years, occupation Police Officer of No. 25 Pratt Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of George M. Blaney
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 22
day of March 1892

Thomas A. Gunson

[Signature]

Police Justice.

10 14

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Five Hundred Dollars, Five 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 25 189

[Signature] Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, _____ 189

Police Justice.

There being no sufficient cause to believe the within named

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

Dated, _____ 189

Police Justice.

10 15

1456
1894

Police Court... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George McCharg
Peter D. Lamm
John Boylan

Wm. L. Carney
Deputy

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, Nov 22 - 1892

Hogan Magistrate.

Thos. A. Gannon Officer.

25 Precinct.

Witnesses Call Officers

No. James Turner Street.

73 Officer

No. in Burke Street.

40 Officer

No. Street.

\$ 1000 to answer Def.

\$

CW

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Peter J. Trainor
and
John Boylan

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

Peter J. Trainor and John Boylan
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE, committed
as follows:

The said

Peter J. Trainor and John Boylan, both

late of the City of New York, in the County of New York aforesaid, on the *21st*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*two*, at the City and County aforesaid, with force and arms,

one vehicle, to wit: one truck of the
value of two hundred and fifty
dollars, one horse of the value
of two hundred and fifty dollars,
one set of harness of the value
of one hundred dollars, one blanket
of the value of ten dollars, and
one storm-cover of the value of
ten dollars

of the goods, chattels and personal property of one

George Mc Cleary

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.

SECOND COUNT—

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

Peter J. Trainor and John Baylan
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Peter J. Trainor and John Baylan, both

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,

one vehicle, to wit: one truck of the value of two hundred and fifty dollars, one horse of the value of two hundred and fifty dollars, one set of harness of the value of one hundred dollars, one blanket of the value of ten dollars and one storm-cover of the value of ten dollars.

of the goods, chattels and personal property of one

George Mc Cleary

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

George Mc Cleary

unlawfully and unjustly did feloniously receive and have; the said

Peter J.

Trainor and John Baylan

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

DE LANCEY NICOLL,

District Attorney.