

0897

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tallon, Michael F

DATE:

11/22/92



4589

POOR QUALITY ORIGINAL

Witnesses

Lilly Collins

297

Counsel

Filed

day of

189

Pleads

THE PEOPLE

P. M.

Michael T. Fallon

T. J. Fallon

DE LANCEY NICOLL

District Attorney

A TRUE BILL

John E. Poirson

Part 2 - Dec. 1893. Foreman

Tried and jury disagrees

Ord. May 26 1894

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 Street, occupation Keep House that on the 17 day of November 1892, in the County of New York.

Lilly Coleman Street, aged 32 years, being duly sworn, deposes and says,

Michael F. Fallon, (born here), did willfully, maliciously and knowingly commit the crime of perjury in violation of section 96 of the Penal Code of the State of New York for the reasons following to wit: That defendant was placed under arrest and brought to the 4th District Police Court by defendant Fallon and charged by him with disorderly conduct, having solicited a bribe on 4th 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 4th Avenue defendant was in his own home at the above address and in fact Mrs. Brown Fifth Avenue and had not been on said Avenue for at least two months. Therefore defendant charges the defendant with willful and deliberate perjury in swearing to the aforesaid charges as aforesaid and prays that defendant be dealt with according to law.

Sworn to before me this 17th day of October 1892 Mrs. Lilly Coleman

J. J. [Signature] Police Justice

"One"

0900

The record of the case of The People vs the
Complainant of Michael F. Fallon vs Lilly
Coleman in the 14th district 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

OR

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 }
NEW YORK, } ss:

Michael F. Gallon

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. Gallon*

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. Gallon

Taken before me this *17* day of *December* 189*7*

[Signature]
Police Justice.

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. Mitchell Police Justice.

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

Dated, Nov 17 1897 J. Mitchell 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.

0903

1444
1384

Police Court--- 4 --- District.

Bailed see # 19
by Wm Saitz
3 10 93

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Lilly Coleman
119 E 47
Michael F. Tallon

Offense: Perjury

2
3 Indictment
4 filed Nov. 1893

BAILLED,
No. 1, by Amos Spick
Residence 99 3rd Street.

Dated, November 17 1892
Hilbreth Magistrate.
McDonough Officer.
33 Precinct.

No. 2, by Secular
Residence 100 3rd Street.

Witnesses.....

No. 3, by William Saitz
Residence 308 East 82d Street.

No. Street.

No. 4, by.....
Residence..... Street.

No. Street.

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

Bailed

0904

COURT OF GENERAL SESSIONS
CLERK'S OFFICE.

PEOPLE

vs.

Michael F. Fallon
Transcript of
Stenographic
Notes

Filed Big Bot
— . . . —

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. Kilduff, Esquire, then and now 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. Kilduff, Esquire, such Police Judge as aforesaid, a certain complaint and affidavit in writing of John the said Michael S. Fallon, charging and accusing one Willie Rodeman 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 T. Fallon in his own proper handwriting.

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

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

and to the effect following, that is to say: that Lillie Rodeman (meaning the said Lillie Rodeman) was then a common prostitute and night walker, and that she (meaning the said Lillie Rodeman) was on the night of the sixteenth day of November, in the year aforesaid, in the City and County of New York, between in 54th Avenue and Sixty-Ninth and Sixty-Fourth Street, that being a public thoroughfare, soliciting and importing persons in and about 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 Rodeman 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 Rodeman was not then a common prostitute and night walker, and the said Lillie Rodeman was not on the night of the said sixteenth day of November in the year aforesaid, in the said City and County between in 54th Avenue and Sixty-Ninth and Sixty-Fourth 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, between in 54th Avenue and Sixth Street and Sixth Avenue Street, that being 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 from the said Michael F. Fallon for immoral purposes, and asked him to call at her house to see her.

Witness 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 54th Avenue and Sixth Street and Sixth Avenue Street, soliciting and im-

opportunity passing in and along said
 thoroughfare, for the purpose of protection,
 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
 Willie Edman did not at the said last
 mentioned time and place select him
 the said Vincent T. Tallon for the
 immoral purposes, and did not ask
 him to call at her house to see her, all
 of which for the said Vincent T.
 Tallon does and there well knows.

And so the Grand Jury aforesaid
 do say, that the said Vincent T. Tallon,
 in manner and form aforesaid, knowingly,
 wilfully, knowingly and corruptly did
 commit, violate and countervail
 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, Michael
 District Attorney

09 10

BOX:

503

FOLDER:

4589

DESCRIPTION:

Tannebaum, Herman

DATE:

11/28/92



4589

0911

Witnesses:

Officer Meyer
14th St

Counsel,

[Signature]

Filed,

[Signature]
day of

189

Pleads,

[Signature]
Guilty Deed

THE PEOPLE

vs.

B

[Signature]
Herman Jamboum

VIOLATION OF THE EXCISE LAW.
(Illegal Sales Without License.)
[Chap. 401, Laws of 1893, § 31.]

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

[Signature]
John E. Fallon

Subscribed to the Court of Sessions.
See the laws and first division.

[Signature]
Nov 13 1893

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 Jannebaum

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

Herman Jannebaum

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 Jannebaum

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

0914

POOR QUALITY ORIGINAL

302

Counsel,

Filed, *25th* day of *Nov* 189 *2*

Pleads, *Magistry*

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. Mag. C. O. 1892.
A TRUE BILL

John E. Sullivan
John E. Sullivan

Foreman.

09 15

POOR QUALITY ORIGINAL

Witnesses:
Off John McCarty

John

Counsel,
 Filed, *10* day of *11* 189
 Pleads, *1*

THE PEOPLE
vs.

VIOLATION OF THE EXCISE LAW.
 Selling etc. on Sunday.
 (Chap. 164, Laws of 1892, § 24)

DE LANCEY NICOLL
District Attorney.

A TRUE BILL.

John E. Willow
 Foreman.

09 16

1097

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 *30th* day of *October* 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 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 Recy 332
B. H. M. 192

Counsel,

Filed

day of

189

Plends,

THE PEOPLE

vs.
Wm. F. Hill

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

William B. Taylor

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Lockwood

Foreman.

Wm. F. Hill

Wm. F. Hill

0919

Police Court / District.

Affidavit—Larceny.

City and County }
of New York, } ss:

James L. Hill

of No. 194 Broadway 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

4754

Sworn to before me, this 19 day of 1892
Police 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 } James F. Hill
26th day of October 1892 }

[Signature]
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 } James F. Hill
 26th day of October 1892 }

[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.....

Helms

..... 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 he to be discharged.

Dated,..... 189 Police Justice.

0923

337

Police Court---

1367
1884

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James F. Hill
194th Broadway
William B. Taylor

Offence - Larceny
Felony

2
3
4

Dated,

Hogan

189

Magistrate.

Henderson - Trust

Officer.

C.O.

Precinct.

Witnesses *Amanda H Taylor*

No. *28 N R* Street.

No. _____ Street.

No. _____ Street.

* _____ to answer

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0924

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

FOLIO

✓

NEW YORK,

October 19th 1892

M

Wm B. ... 129 Eip ave

Bought of J. F. HILL,

Memorandum

SUCCESSORS TO GEO. BEATON & CO.,

MANUFACTURER OF GOLD JEWELRY,

194 BROADWAY.

TERMS

*29 1/2 Diamond King 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 McCall,
District Attorney

0926

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thacke, Henry

DATE:

11/25/92



4589

0927

293

Witnesses:
J. John McCate

Counsel,

Filed, 27th day of Nov 1892

Pleas, *Guilty*

THE PEOPLE

vs.

B
Henry Thacker

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. Fallon

Forfeited.

Wm. H. ... 1892

0928

1897

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 Thackel

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

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

The said *Henry Thackel*

late of the City of New York, in the County of New York aforesaid, on the day of *November* ^{20th} 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 Thackel* OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Henry Thackel*

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 *John J. Cabell* 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

0930

198

Witnesses:

Geo. R. Clark

Counsel,

Filed, 21st day of Nov^r 1892

Pleas,

Myself vs

THE PEOPLE

vs.

B

*Antoine Theodore
(2 Cases)*

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

*Indictment in the Criminal
Sessions for the year 1892*

John E. DeLoach

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

John E. DeLoach

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 Theodores

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

Antoine Theodores

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 Theodores*

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 Ince 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-
 prehenension 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

day of

1893

Pleads,

THE PEOPLE

70

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.

SPM

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 Wm. H. Woodruff Defendant with
the offence of

Violation of the 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 hear-
ing thereof having been adjourned,

We, William H. Woodruff Defendant of No. 766
Broadway Street; by occupation a clerk
and Wm. Delbrunck of No. 379 Broome
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 W. H. Woodruff
day of Jan 1889 by Manuel L. Dr. Vannoy
Thos. H. Grady POLICE JUSTICE.

0937

CITY AND COUNTY OF NEW YORK, ss.

Marcus L. De Vries

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 two 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 total \$1389

Bronx Street valued at \$7000.00.

free and clear

Marcus L. De Vries

Sworn to before me
at New York
this 7th day of
August 1881
Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Underlying to appear during the Examination.

ss.

188

Taken the... day of

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 DeWolfseney 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 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 750 Hundred Dollars.

Taken and acknowledged before me, this 10 Geo W Thomas

day of Jan 18 92 Marcus L DeWolfseney

Thos J Gady POLICE 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. DeVosney 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 1893 Frank N. McDonald

Marcus L. DeVosney

POLICE JUSTICE.

0941

CITY AND COUNTY OF NEW YORK, ss.

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

Sworn to before me, this 11th day of 1891
J. J. [Signature] Police Justice.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear during the examination.

vs.

Taken the _____ day of _____ 1891

Justice.

0942

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
~~names is unknown, but who can be identified by~~

~~deponent~~, did unlawfully contrive and propose 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 having 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.

0943

Deponent further says that from a conversation had with the said ~~John Doe~~ ^{George W Thomas and Frank H 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 ~~the~~ ^{papers and books kept for said purpose} Deponent further says he is familiar with the methods of conducting a Lottery, and that ^{usually} 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 ~~keep~~ ^{keep} records of 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, ^{said} ~~the~~ ^{recording the numbers selected} ~~by the purchaser~~ ^{by the purchaser} entitled to the purchase thereof ~~is~~ ^{is} 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, W. A. 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, ~~by lot or chance.~~ ^{aforsaid}

Deponent further says that his information and belief is based upon the conversation and dealings had with the said ~~James~~ ^{Thomas, McBruid and Woodruff aforsaid} 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
J. H. [unclear]
[unclear])
[unclear]

People, etc

or.

Geo. W. Thomas

Frank W. Medaugh

Wm. A. Woodruff

Assistant of

Anthony Comstock.

0946

(1235)

Sec. 198-200.

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

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 }
day of *Nov* }
189*2* }

Police Justice.

09477

(1885)

Sec. 198—200.

District Police Court

CITY AND COUNTY }
OF NEW YORK. } ss.

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

Question. What is your name?

Answer. *Frank M. 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 M. 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.

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. Buntock of 41 Park Row Street, New York

City, that there is probable cause for believing that George W. Thomas, Frank N. 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 or night time to make immediate search on the person of the said George W. Thomas, Frank N. 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 Rouge et Noir, Red and Black layouts, gaming tables, clips, packs in a lottery, all books, papers, pictures and prints used to aid assist or abet in its carrying, preparing or carrying on of a lottery all lottery tickets, circulars, writings, papers, books

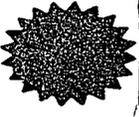
documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, and documents for the purpose of enabling others to gamble or sell lottery tickets, or chances in a lottery, slips or drawn numbers of a lottery, money to gamble with, and all device, establishment, 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. Gandy

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 Case, containing 4 acct. books of record, and
 Lottery circulars and advertisements*

City of *New York* and County of *New York* ss:

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* 18*82*

Patrick English

[Signature] Police Justice.

Police Court---
 District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
Antony Formicola
 vs.
Geo. W. Thomas.
Frank H. McDonald
Wm. G. Woodruff

Dated *Nov 3rd* 18*82*

Justice.

Officer

095-1

Sec. 151.

CITY OF New York COUNTY OF New York } ss. Police Court, 1st District.
AND STATE OF NEW YORK.

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 on the 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 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 Defendants 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
Wm. H. Woodruff POLICE JUSTICE.

0952

POLICE COURT, DISTRICT.

REMARKS,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Antonio Parmitola

vs.

George W. Thomas

Frank H. Mc Donald

Wm. G. Goodruff

Warrant-General.

Dated *Nov 3rd* 1892

..... 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.

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

William J. ...

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, *11* 189 *...* Police Justice.

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

Dated, *W 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 154/0/1
Police Court District 1440

THE PEOPLE, &c.
ON THE COMPLAINT OF

Anthony Comstock
vs.
1 George W. Thomas
2 Frank N. McDonald
3 William H. Woodruff
4

Violation
of the Lottery Law
Offense

BAILED,
No. 1, by W. L. DeVosney
Residence 389 Home 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. Oram
No. _____ Street.

No. _____ Street.

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

\$500 Nov 15 2:30 P.M.
15 30
16 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

George W. Thomas,
Frank Mac Donald,
and William H. Woodruff

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

indictment, accuse George W. Thomas,

Frank Mac Donald, and William H. Woodruff

of the crime of continuing and receiving, and

aiding in continuing and receiving, a lottery

committed as follows:

The said George W. Thomas, Frank

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 receive,

and aid in continuing and receiving, a lottery,

the same being a lottery for the

distribution of property to wit: money, and

sums of money of great value, long drawn,
 among persons who had paid a moderate
 consideration for said draws, (a more
 particular description of said said taking
 is to be found upon a general induction,
 and can not now be given,) against the
 form of the Statute in said case made
 and provided, and against the case of
 the Courts of the State as now made,
 and their dignity.

Respectfully,
 your obedient servant,

Wm. W. Johnson

0957

BOX:

503

FOLDER:

4589

DESCRIPTION:

Thompson, William M

DATE:

11/29/92



4589

0958

Witnesses:

J. M. Moran

*Subpoena Officer
+ Campbell for
16th*

*Case 398
in name of H. R. [unclear]*

Counsel,
Filed *29* day of *Dec* 189*8*
Pleads *Magistry 30*

Rec'd by [unclear]
THE PEOPLE
vs.
William M. Thompson
Grand Larceny, second Degree,
[Sections 529, 531, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Case 398

A TRUE BILL.

John E. Foreman
Jury 2 Dec. 7 1898. Foreman.
Jury and Foreman, with
a commendation & money

Jan 1 1899
Geo. H. [unclear]

0959

Police Court—..... District.

Affidavit—Larceny.

City and County }
of New York } ss.

August J. Mitka

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 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:

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 as deponent is informed by the said Monahan.

A. J. Mitka

Sworn to before me this 27th day of Nov 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

A

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,

0962

3

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

0963

4

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.

X
/

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

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

0975

16

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 houst, 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.

a
District Police Court. 1882

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 *27* day of *July* 188*9*
[Signature]
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 *A. J. 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

1466

Police Court--- 2 --- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August J. Mietka
vs. Wm. M. Thompson

Offense
Larceny

2
3
4

Dated,

Nov 27
White
Monahan
19

189

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

* to answer.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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. Miethe

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

0983

Witnesses:

Geo R Clark

Four horizontal lines for witness signatures.

202

Counsel,

Filed, 21st day of Nov^r 1892

Pled(s),

Municipality vs

THE PEOPLE

vs.

B

Louis Thurneier

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 1893

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* *9th* 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 *George R. Clark* 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

Witnesses:

Richard Copeland

.....
.....
.....

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Hugh Sweeney

Grand Larceny, second Degree, [Sections 825, 827, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. J. Woodward

Juryman.

[Signature]

Pen 6 months

0987

(1305)

Police Court— 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

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 bicycle
of the value of about \$
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
1st Precinct, who recovered the
said property from the place where the
deponent had placed it at No 250 West
44 St. Dist. N.Y. City

Clarence W. Gaylor.

Sworn to before me, this
26 day of October
1892
at New York
City
Justice

0988

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Richard Copeland

aged 21 years, occupation Printer 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 OF NEW YORK, ss.

Hugh Ferris 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 Ferris*

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. *Waring Hotel (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 own drinks. I did*

not intend to drink

Taken before me this *26* day of *Sept* 19*21*
Wm. H. 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 Fernes

.....
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

Clarence W. Gayles
250 W. 1st St
Hyatt J. Jerney

Clarence W. Gayles
Offense

2
3
4

Dated,

Oct 26

189

Magistrate.

John J. Smith

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ *500* to answer

G. S.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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*

[Large handwritten flourish]

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 Neally
District Attorney*

0993

BOX:

503

FOLDER:

4589

DESCRIPTION:

Titus, Reuben

DATE:

11/17/92



4589

0994

Witnesses:

Comdn. Westwell

Counsel,

Filed

Pleads,

by day of Oct 1892

John quality 11

THE PEOPLE

vs.

Reuben Titus

[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]

Dr LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John E. Fallon

Sub 2 - Apr. 25, 1892 - Foreman.

Pleads with Lancy

A. 30 days

0995

Police Court— 2 District.

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

of No. 275 West 11th Street, aged 46 years,
occupation Iron Man being duly sworn

deposes and says, that the premises No. 78 Charles Street,
in the City and County aforesaid, the said being a one story frame
stable in charge of premises No. 78 Charles St
and which was occupied by deponent as a stable
~~and in which there were at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking
the stable door and entering therein

on the 28 day of October 1888 in the morning time, and the
following property feloniously taken, stolen, and carried away, viz:

Half of a double entry harness
of the value of thirty dollars

the property of Deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Reuben Curtis
now

for the reasons following, to wit: Deponent securely locked and
fastened the door of said stable as above
the hour of five o'clock P.M. on said date
and at about the hour of three o'clock
A.M. the morning of 29th inst. 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 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

Wm. Brennan
38th St. Oct 1894

Caroline Westcott

John Ryan

Police Station

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Burglary
28.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses.

Committed in default of \$ Bail.

Bailed by

No. Street.

0997

1977

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Thomas E Brennan
Police Officer of No.

16th Avenue Park Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Orville Nettleton
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 30 day of October, 1897 Thomas H Brennan

John Ryan
Police Justice.

0998

2

Sec. 193-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Reuben Titus 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. 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 Sept 1936
John J. Ryan
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 Deputant

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 15 189 J. M. 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
1884
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Domino Westergren
275 West 11th St
Kenner Citrus

2
3
4

Offense
Carrying

BAILED,

No. 1, by.....

Residence Street.

No. 2, by.....

Residence Street.

No. 3, by.....

Residence Street.

No. 4, by.....

Residence Street.

Dated, *Oct 30* 188*4*

Ryan Magistrate.

Pro. W. Brennan Officer.

160 Precinct.

Witnesses *Call the Officer*

No. Street.

No. Street.

No. Street.

\$ *1000* to answer *Call*

1000
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
25th 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 Westermelt*

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*
Westermelt 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 Lancy Nicoll
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 affor
for 12th St
Train

Witnesses:

Les McCarty

off Bureau 25th

Train has

pleaded Guilt

I have seen

the Affor &

believe that

Affor is innocent

& never should

have been indicted

G. P. Deery

G.D. 1892

275

Coffey for

Counsel,

Filed

25th day of Nov 1892

Pleaded

McCarthy - 18

THE PEOPLE

vs.

Peter Trainor

John Boylan

DE LANCEY NICOLL,

District Attorney.

Part 2 Dec 18 92

A TRUE BILL

John E. Foreman

Foreman.

John E. Foreman

Part 3 Dec 18 92

Part 3. See 7th. discharged on his verbal recog.

Grand Larceny, [Sections 829, 830, Penal Code]

Jacob Strauss.

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 Strauss' place was in 30th St; Boylan said he did not 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 says as above -

Boylan said I only met him on
1st Ave.

Purple

r

Boylan

Peter J. Termino

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 Carrolls 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. Ginnson

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

10 10

(1365)

Police Court— I District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 18 Gene 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 Trunk One Horse and Harness, 1 Blanket and Four Coats altogether of the value of Six Hundred Dollars
\$ 600 00/100

Sworn to before me this 22 day of March 1892

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. Linnor 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 Linnor of the 25 Precinct that he found the said defendants in possession of the and truck trying to sell the said property in 40 Third 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. Mc Cleary

Police Justice

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 *12* day of *Jan* 189*1*
[Signature]
Public Justice.

10 12

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Peter J. Travers 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. *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. *Boots 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 *12* day of *Nov* 19*12*

[Signature]
Police Justice.

10 13

CITY AND COUNTY }
OF NEW YORK, } ss.

1377

Thomas A. Gunson

aged 25 years, occupation Police Officer of No.

25th Precinct Police 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 November 1891

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 John J. McDonald

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 27 189 [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... *S* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George McLaughlin
Peter J. Linnor
John Boylan

Maria Carberry
Clerk

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, *Nov 25* 189*4*

Hogan Magistrate.

W. S. Cannon Officer.

25 Precinct.

Witnesses *Call Officers*

No. *John J. ...* Street.

79 Officer

No. *du Burke* Street.

40 Officer

No. _____ Street.

\$ *1000* to answer *Def.*

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
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.