

0 12 0

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Cabre, George

**DATE:**

10/16/90



3810

0130

Witnesses;

Andrew Hummel

I think the act of the defendant was a boyish escapade & not a theft. The complainant states that in his opinion the boy did not intend to steal & that he has been in his employ for some time. Moreover the boy can now get immediate employment. For these reasons I recommend the dismissal of this indictment.  
Oct 21/90

Ernest M. Davis  
Jest,

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

George Cabre

Grand Larceny Second degree.  
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Almon Little

P. 3 Oct 21, 1890 Foreman.

On recm. of Dist. Atty.  
indict dis. RB



Police Court—

3 District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 249 Seventh Street, aged 25 years,  
occupation Paddler being duly sworn

deposes and says, that on the 4<sup>th</sup> day of September 1898, 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 daytime, the following property, viz:

One horse one wagon and  
one set of harness the whole  
value of one harness and  
fifty dollars  
\$150 <sup>or</sup> <sub>in</sub>

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

George Cebre (now here) in the following manner to wit: Defendant came to deponent's residence and told deponent wife he was sent by deponent for the key to deponent stable where said property was. the key was given to the defendant who was then in the employ of deponent when defendant took said property and failed to return it. Deponent afterwards found said property at Police Headquarters. Defendant after being informed of his rights admitted having stolen said property. Deponent therefor prays that the defendant be held to answer Andrew Hommel

Sworn before me, this

9<sup>th</sup> day of September 1898

Police Justice.

0132

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*George Cabre* 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. *George Cabre*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *353 Remington Street 6 years*

Question. What is your business or profession?

Answer. *None*

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

Answer.

*I am Guilty -*  
*George Cabre.*

Taken before me this  
day of *October*

188*8*

Police Justice.

*[Signature]*

013

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

Police Court---  
District. 1574

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

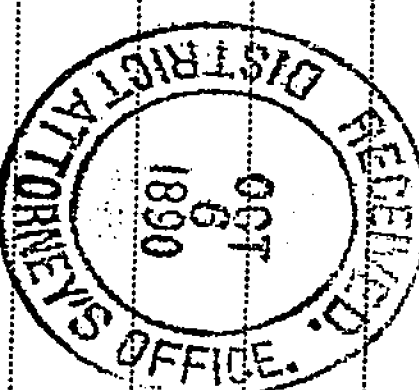
*William St. James*  
*249 7th Street*  
*George Lebeck*  
*Larceny*

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

Dated *Oct 3rd* 18*90*

*Wm. St. James*  
Magistrate.  
*Beato*  
Officer.

Witnesses  
*Wm. St. James*  
No. \_\_\_\_\_  
Street \_\_\_\_\_



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

*James St. James*  
*Beato*

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 \_\_\_\_\_

*Dr. Friedman*  
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 3rd* 18*90* *Wm. St. James* Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



013

New York, Oct. 6<sup>th</sup> 1890

CASE NO. 52224

DATE OF ARREST

### CHARGE

AGE OF CHILD

## RELIGION

# FATHER

MOTHER

RESIDENCE

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *the boy*  
*has been committed for Juvenile*  
*Delinquency on Complaint of his mother*  
*to the New York Juvenile Asylum on*  
*October 25th 1884 by Justice Murray*  
*at the 4th Dist Court*

On October 29th 1888 he was committed  
on complaint of his mother for Juvenile  
Delinquency to the New York Catholic  
Protectory by Justice Duffy at the  
3d Dist Court

On July 18th 90 he was arrested  
on Complaint of his mother for Juvenile  
Delinquency and discharged by  
Justice Duffly at the Ed West Court  
The mother is respectable

All which is respectfully submitted,

To the Dist. Atty.

as respectfully submitted,  
 O. H. Jones Secretary  
 DuPL



0134

Count of General  
Seawans

The People  
vs  
George Cobbe

Grand Larceny  
PENAL CODE, §

**Report of the New York Society  
for the Prevention of Cruelty  
to Children.**

**ELBRIDGE T. GERRY,**  
*President, &c.,*

100 East 23d Street,  
NEW YORK CITY.

0138

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*George Cabre*

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

*George Cabre*

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

The said

*George Cabre*

late of the City of New York, in the County of New York aforesaid, on the *fourth*  
day of *September* in the year of our Lord one thousand eight hundred and *ninety*,  
, at the City and County aforesaid, with force and arms,

*one horse of the value of ninety  
dollars, one set of harness of  
the value of twenty dollars and  
one wagon of the value of  
thirty dollars*

of the goods, chattels and personal property of one

*Andrew Hommel*

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

*John A. Fellows*  
District Attorney

013

SECOND COUNT—

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

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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,

of the goods, chattels and personal property of one

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

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

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.

JOHN R. FELLOWS,  
District Attorney.

0138

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Callahan, James

**DATE:**

10/23/90



3810



0134

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Madigan, James

**DATE:**

10/23/90



3810

0140

264

Witnesses:

Officer Hendry

Counsel,

Filed

day of

1890

Pleads

1933

THE PEOPLE

vs.

James Callahan  
and  
James Madigan

Burglary in the Third degree  
Grand Jurors, second  
degree & receiving  
[Section 498, 576, 52, 503/557]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Foreman.

Each S.P. 2 1/2 yrs.



0141

264

Counsel,

Filed

day of

18

Pleads

THE PEOPLE

vs.

James Callahan

and

James Madigan

Burglary in the Third degree,  
first degree, second  
degree & receiving.  
[Section 498, 506, 52, 503/507].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Foreman.

Sept 24/90

Dodg

Plead Guilty

Each S.P. 2 1/2 yrs.

Police Court— 3 District.

City and County } ss.:  
of New York,

of No. 135 Monroe Street, aged 38 years,  
occupation Married being duly sworn

deposes and says, that the premises No 1 Corlear Street, 13 Ward

in the City and County aforesaid the said being a five story brick

tenement house the first floor of  
and which was occupied by deponent as a shoe store

and in which there was at the time a human being by name

were BURGLARIOUSLY entered by means of forcibly breaking through  
a panel of a door in the Hallway  
of said premises which said door  
gave Entrance to said shoe store

on the 31 day of August 1880 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Two hundred pairs of mens shoes  
One hundred pairs of Womens shoes  
and One hundred pairs of Boys shoes  
The whole together being of the total  
value of Three Hundred dollars

Store of Meyer Reissner

\$300.—

the property of this deponent and her said husband  
and deponent further says, that she has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

James Callaghan and James Madigan  
(both now here)

for the reasons following, to wit: At about the hour of  
5.30 P.M. on the Evening of August  
30<sup>th</sup> 1890 the said shoe store was  
securely locked and fastened and  
this deponent is informed by Officer  
Kuntz of the 12<sup>th</sup> Precinct that at  
about the hour of 5.30 on the mor-  
ning of August 31<sup>st</sup> inst he the of-  
ficer found the said panel of the



said door broken through and that later on at No 307 Monroe Street and in the cellar of the rear building thereof he in company with three other officers arrested the defendants with a portion of the said property in their possession - Davis Larpeters (now present) a workman in the employ of this defendant and her said husband informs the defendant that he has seen the said recovered property and fully identifies it as a portion of the property which was stolen

Arron to before me } <sup>her</sup> Esther Reissrasser  
this 31 day of } <sup>mark</sup>  
August 1890

*[Signature]*

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated 1888  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888  
Police Justice.

Police Court, District,	Offence—BURGLARY.
THE PEOPLE, &c., on the complaint of	
vs.	
1	
2	
3	
4	
Dated 1888	
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
No.	to answer General Sessions.

0144

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Davis Larpeters*  
aged 21 years, occupation Shoe Maker of No.

135 Monroe Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Esther Reissasser*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

31  
August 1888

*his*

*Davis + Larpeters*

mark

*W. G. Enuff*

Police Justice.

0149

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Herman Kuntz*  
aged 29 years, occupation Police Officer of No. the 112th Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Esther Reimasser  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31st day of August 1888 *Herman Kuntz*

*D. A. Kuff*  
Police Justice.



0141

Sec. 193-200.

3

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*James Callaghan*

Taken before me this

31

day of

Police Justice.



014

Sec. 193-200.

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*James Madigan*

Question. How old are you?

Answer.

*23 years*

Question. Where were you born?

Answer.

*N.Y. city*

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

Answer.

*352 Madison St 17 years*

Question. What is your business or profession?

Answer.

*Shoe Maker*

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

Answer.

*I am not guilty*

*James Madigan*

Taken before me this  
day of

*[Signature]*  
Police Justice.

014

Police Court 3 District.

1318

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Arthur Freeman*  
*135 Avenue B*  
*James Callaghan*  
*James Callaghan*

Offence *Burglary*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

*Aug 31*

188

Magistrate

*James Callaghan*  
*12*

Officer.

Witnesses

No.

Street.

No.

Street.

No.

Street.

No.

Street.

*to answer*

No.

Street.

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

*Defendant*  
*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 *Aug 31* 188 *J. P. Callaghan* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Callahan*  
and  
*James Madigan*

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

*James Callahan and James Madigan*

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

The said

*James Callahan and James Madigan, both*

late of the *Thirteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *thirty-first* day of *August* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

*Meyer Reisswasser*

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

*Meyer Reisswasser*

in the said *store* 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.

0150

SECOND COUNT—

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

*James Callahan and James Madigan*  
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:  
The said *James Callahan and James Madigan, both*

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

*two hundred pair of shoes of the  
value of one dollar each pair, one  
hundred pair of other shoes of the  
value of sixty cents each pair and  
one hundred pair of other shoes of  
the value of forty cents each pair*

of the goods, chattels and personal property of one *Meyer Reisswasser*  
in the *store* of the said *Meyer Reisswasser* —

there situate, then and there being found, *in the store* 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.



THIRD COUNT—

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

*James Callahan and James Madigan*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Callahan and James Madigan*, both

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, with force and arms,

*two hundred pair of shoes of the value of one dollar each pair, one hundred pair of other shoes of the value of sixty cents each pair, and one hundred pair of other shoes of the value of forty cents each pair*

of the goods, chattels and personal property of one

*Meyer Reisswasser*

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

*Meyer Reisswasser*

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

*James Callahan and James Madigan*

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.

JOHN R. FELLOWS,  
District Attorney.

0152

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Campbell, Robert

**DATE:**

10/30/90



3810

0153

Witnesses:

Officer Tafford

Counsel,

Filed

day of

188

Pleads,

*32-8*  
*H. C. Fumblerton*

*30* day of *Oct* 188*9*  
*Not guilty 31.*

THE PEOPLE

vs.

*B*  
*Robert Campbell*

ASSAULT IN THE THIRD DEGREE

(Section 210, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*A. W. Little*  
Foreman.

Complaint sent to the Court  
of Special Sessions.

Part II, ... *Nov 3* ... 188*9*



0154

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Robert Campbell

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

Robert Campbell

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

The said Robert Campbell,

late of the City of New York, in the County of New York aforesaid, on the 28th day of August, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, in and upon the body of one James T. Ballan, in the peace of the said People then and there being, with force and arms, unlawfully did make an assault, and ~~in~~ the said James T. Ballan, did then and there unlawfully beat, wound and ill-treat, to the great damage of the said James T. Ballan, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney

0159

*Second* COUNT. [Sec. 280, N. Y. City Consolidation Act of 1882.]

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

*Robert Campbell* —

of the CRIME OF USING PERSONAL VIOLENCE UPON A MEMBER OF THE POLICE FORCE, WHEN IN THE DISCHARGE OF HIS DUTY, WITHOUT JUSTIFIABLE OR EXCUSABLE CAUSE, committed as follows:

The said *Robert Campbell*, —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon one *James Tallan* being then and there a member, to wit: a *patrolman* of the police force of the City of New York, and then and there being in the discharge of his duty as such

*patrolman*, unlawfully did make an assault, and did then and there unlawfully, wilfully and without justifiable or excusable cause, use personal violence upon the said

*James Tallan*, —

so being in the discharge of his duty as aforesaid, and him the said *James Tallan*, — did then and there unlawfully and wilfully strike, beat, wound and ill-treat, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

DISTRICT ATTORNEY.

0158

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Carroll, James

**DATE:**

10/03/90



3810



0 15

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Maguire, Thomas B.

**DATE:**

10/03/90



3810

0158

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Archibald, James P.

**DATE:**

10/03/90



3810

0 15 0

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

McNair, William

**DATE:**

10/03/90



3810



0 161

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Taylor, William

**DATE:**

10/03/90



3810

016

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

McGuire, Frank F.

**DATE:**

10/03/90



3810

0162

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Carroll, Owen

**DATE:**

10/03/90



3810

0 16 3

**BOX:**  
412

**FOLDER:**  
3810

**DESCRIPTION:**

Rogers, Charles P.

**DATE:**  
10/03/90



3810



0164

**BOX:**

412

**FOLDER:**

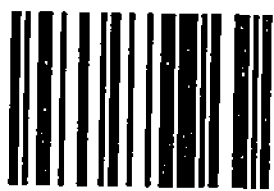
3810

**DESCRIPTION:**

Gray, John

**DATE:**

10/03/90



3810

0169

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Ashley, Alfred

**DATE:**

10/03/90



3810

0168

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

McFadden, Nelson, F.

**DATE:**

10/03/90



3810

0 16

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Dolan, John

**DATE:**

10/03/90



3810



0168

Witnesses:

James Rogers - N. B. City  
 Patrick King - Foxplank  
 Philip O'Brien - do  
 James D. Avery - Catskill  
 Patrick Hartt - Fort West 30<sup>th</sup> Rt.  
 John C. To<sup>th</sup> - Hamar - " "  
 Chas. W. Nickerson - " " "  
 Wm. H. Barnes - " " "  
 George M. Smith - Fort E. 26<sup>th</sup> Rt.  
 Wm. H. Schmal - " E. 14<sup>th</sup> Rt.  
 Rufus Darrow - " W. 47<sup>th</sup> St.  
 John J. Bell - " E. 113<sup>th</sup> Rt.  
 Isaac C. Nooyland - " W. 52<sup>nd</sup> Rt.  
 Daniel Coe - Flong Point. N. Y.  
 Mathew Duff.  
 L. R. Mastany - 413 Lexington Ave.  
 John Sackett - Fort E. 37<sup>th</sup> St.  
 John T. Nevers - Newburgh, N. Y.  
 H. W. Wood - Haverstraw, N. Y.  
 Nicholas Melikoff - Little Ferry, N. J.

Counsel,

Filed

day of

18

Pleads,

1513

THE PEOPLE

vs.

1. JAMES CARROLL
2. THOMAS B. MAGUIRE
3. JAMES P. ARCHIBALD
4. WILLIAM MCNAIR
5. WILLIAM TAYLOR
6. FRANK F. MCGUIRE
7. OWEN CARROLL
8. CHARLES P. ROGERS
9. JOHN GRAY
10. ALFRED ASHLEY
11. NELSON F. MCFADDEN
12. JOHN DOLAN

CONSPIRACY

[Sec. 168, Penal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

M. S. Haynes,  
 Foreman.  
 Oct 3/90

Indictment Dismissed  
 for M. of Dist. Ct.  
 Oct 3/90 F.S.

Witnesses:

James Rogers - 2 B. City  
Patrick King - Virgil  
Philip O'Brien - do  
James D. Avery - Catskill  
Patrick Hartt - Fort West 30<sup>th</sup> St.  
John C. To "Manhattan"  
Chas W. Vickerson - " " "  
Wm H. Barnes - " " "  
George M. Smith - Fort E. 26<sup>th</sup> St.  
Wm H. Schmal - " E. 14<sup>th</sup> St.  
Rufus Darrow - " W. 47<sup>th</sup> St.  
John J. Bell - " E. 113<sup>th</sup> St.  
Isaac C. Noogland - " W. 52<sup>nd</sup> St.  
Daniel E. Long Point N. Y.  
Matthew Duff.  
L. R. Westman - 413 Lexington Ave.  
John Sackett - Fort E. 37<sup>th</sup> St.  
John T. Moore - Newburgh, N. Y.  
H. W. Wood - Haverstraw, N. Y.  
Nicholas Melikoff - Little Ferry, N. J.

Counsel,

Filed

day of

18

Pleads,

THE PEOPLE

vs.

1. JAMES CARROLL  
2. THOMAS B. MAGUIRE  
3. JAMES PARCHIBALD  
4. WILLIAM MCNAIR  
5. WILLIAM TAYLOR  
6. FRANK F. MCGUIRE  
7. OWEN CARROLL  
8. CHARLES ROGERS  
9. JOHN GRAY  
10. ALFRED ASHLEY  
11. NELSON F. MCFADDEN  
12. JOHN DOLAN

CONSPIRACY

[Sec. 168 Penal Code]

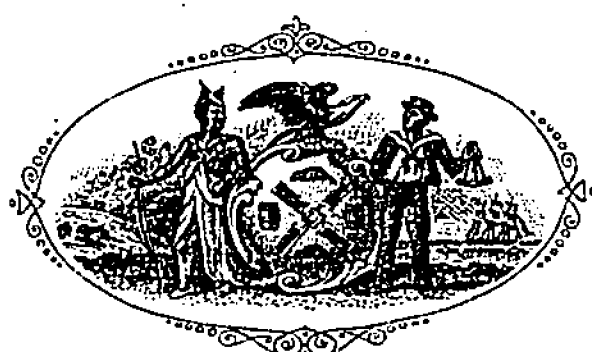
JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

M. S. Haynes  
Oct 3/90 Foreman.

Indictment Dismissed  
for No. of Dist. Ct.  
Oct 3/90 F.S.



**City of New York, Recorder's Chambers**

*New York Dec 2<sup>d</sup> 1887*

People :  
vs. :  
John Doe. :

I have given all the time which my engagements in Court would permit to a perusal and consideration of the evidence taken by the Grand Jury, and have arrived at the conclusion that the evidence is not sufficient to sustain a conviction of any of the persons specified in the testimony. I would therefore advise that no Bill should be found, unless the Grand Jury have additional evidence bearing upon the matters which are the subject of investigation.

*Thos. S. Haynes*

*Wm. S. Haynes {  
Foreman Grand Jury*

*The papers submitted are  
herewith returned*



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*Plaintiff*

against

*James Randall, Thomas W. Maguire,  
James P. Ardill, William McNamee,  
William Taylor, John E. McNamee,  
Owen Randall, Charles P. Rogers,  
John Egan, Alfred Adley Nelson,  
The Sadler and John D. Law*

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

Indictment accuse *the above named defendants*

of the crime of *conspiracy*

committed as follows:

The said *defendants, all*

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

*first* day of *June*, in the year of our Lord one thousand  
eight hundred and eighty-*ninety*, at the City and County aforesaid,

*did unlawfully conspire to interfere with,  
and unlawfully and unjustly  
harass the firm of O'Brien and McConnell,  
Rogers & Davis, the firm of King and Snyder,  
and the firm of Ament and Madley, which  
manufacturers then carrying on business  
at Vergennes, in the County of  
Westchester in the State of New York,  
and to coerce and compel them, against  
their own free will, by threats and  
intimidation to employ in their business  
and for the purposes thereof only such*



women, laborers and employees as  
belonged to and were members of a  
certain labor organization known as  
the Knights of Labor, the same,  
being an act injurious to trade,

And the said defendants, in pursuance  
of the said conspiracy, afterwards to wit,  
on the fifteenth day of June in the  
year aforesaid, at Verbanus Point  
aforesaid, in the said County of Westchester,  
did unlawfully threaten the said brick  
manufacturers that unless they <sup>came</sup>  
~~came~~ <sup>came</sup> forth employed in their  
business and for the purposes thereof only  
such women, laborers and employees as  
belonged to and were members of the said  
labor organization, then the said brick  
manufacturers would not be permitted to  
sell their bricks or have them loaded  
or used in the said City of New York, or  
in the City of Brooklyn in the County of  
Kings ~~aforesaid~~ in the said State of New  
York <sup>or any place</sup> ~~in the County of the said City~~,  
the same being the places where the said  
manufactures were used and accustomed  
to sell and dispose of the greater portion  
of the bricks manufactured by them,

And the said defendants, in the  
further pursuance of the said conspiracy

0173  
afterwards, to wit: on the twentieth day of  
July in the year aforesaid, at the City and  
County of New York aforesaid, did  
unlawfully come and move divers Irish  
handlers, drivers of vehicles used in  
hauling, ~~and~~ carting and distributing  
bricks, and other persons, laborers and  
workmen in the said city to refuse and  
abstain from hauling and carting and  
in any manner aiding in the distribution  
or delivery in the said city of any and  
all bricks manufactured by the said  
Irish manufacturers, 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 defendants of the same  
crime of conspiracy, committed as  
follows:

The said defendants, afterwards  
to wit: on the said first day of June  
in the year aforesaid, at the City and

0170

County of New York, aforesaid, did unlawfully conspire to interfere with, and unlawfully and unjustly harass the brick dealers and sellers in building materials, carrying on business in the said City and County, and in the City of Brooklyn in the County of Kings in the State of New York, and in the vicinity of the said cities, and to prevent and hinder all such dealers in the said cities and in the vicinity thereof, by threats and intimidation from dealing in, using or in any manner obtaining for use in the said cities and in the vicinity thereof any bricks manufactured by the firm of O'Brien and McConnell, Cyrus Travis, the firm of King and Sargent, and the firm of Avery and Mackay, brick manufacturers, then carrying on business at Vandalia Point, in the County of Westchester in the said State of New York who were used and accustomed to sell and dispose of the greater portion of the bricks manufactured by them in the said cities and in the vicinity thereof to and through the said dealers, the same being an act injurious to trade.

And the said defendants, in pursuance of the said conspiracy, afterwards,

0179

To wit. on the said fourteenth day of July  
in the year aforesaid, at the City and  
County <sup>of New York</sup> aforesaid, did unlawfully come  
and procure their said handlers, drivers  
of vehicles used in handling, carting and  
distributing, and other persons,  
laborers and workmen in the said city,  
to refuse and abstain from handling  
and carting and in any manner aiding  
in the distribution or delivery in the  
said city of New York, of any and all  
bricks manufactured by the said  
brick manufacturers.

And the said defendants, in the  
further pursuance and furtherance of  
the said conspiracy, afterwards, to wit,  
on the said fourteenth day of July in  
the year aforesaid, at the City and County  
aforesaid, did unlawfully send and  
cause to be sent to <sup>the firm of Beck, Martin and Company</sup> ~~their~~ brick dealers and  
dealers in building materials in the said  
city and County a certain written notice  
~~to the effect that~~ in the words and  
signatures following, to wit:

of the

Board of Delegates of the Building Trades

of New York and vicinity

No 58 East 13<sup>th</sup> St.

New York July 14<sup>th</sup> 1890



Messrs Peck and Martin

Gentlemen

I am directed to inform you that this Board has ordered the Brick-Handlers, Drivers, Etc, to cease handling the products of the following Brick-makers of Newlands point, O'Brien and Vanghey, Cyrus Davis, King and Lynch and Avery and Mackay. until such time as a settlement of the differences now existing between them and their employees will have been reached.

Yours Respectfully,

Nelson McFadden

Secretary

Secy of Board

23/

The

Building Trades.

New York

with the intent thereby to intimidate the said firm of Peck Martin and Company and to restrain and compel them against their own free will and by fear of injury to their business to cease and refuse to purchase, or use any bricks manufactured by the said brick manufacturers, against the form of the Statute in such case made and provided, and against the peace of

The People of the State of New York,  
and their dignity

John B. Feltus,

Attorney

0178

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Casey, Kate

**DATE:**

10/16/90



3810

0179

127

Witnesses;

A. M. Minch

Counsel,

Filed

16 Oct 1890

day of

Pleads,

THE PEOPLE

vs.

Kate Casey

22  
347/100

Grand Larceny Second degree.  
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Audru Little

Foreman.

Oct 16/90  
Plead  
Pen Cms.



0180

Police Court—5—District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Anna M. Mich.  
of No. 423 Central Park West Street, aged 27 years,  
occupation Musician being duly sworn  
deposes and says, that on the 8<sup>th</sup> day of October 1890 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 Monstrous pair of gold pins one  
silver pin. gold pencil. black hat.  
black dress skirt. blue flannel dress  
blue jacket. Cambric shirt. black  
jacket. umbrella and pair of low  
shoes.

all of the value of one hundred  
dollars. (\$100.00)

the property of Deponent and deponent's mother  
Lermia D. Mich and all in deponent's  
care and custody.

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Kate Casey (now here)

from the fact that on Tuesday  
October 4<sup>th</sup> 1890 deponent employed  
the said defendant as a domestic in  
deponent's mother's home at the above  
address. and on Wednesday October  
5<sup>th</sup> 1890 during the absence of deponent  
and deponent's mother this defendant  
left deponent's home. and after she  
left deponent missed the aforesaid  
property. deponent caused the arrest  
of the defendant in suspicion of  
having stolen said property. When  
she the defendant admitted, and  
Confessed in open Court in the presence

of  
deponent's mother, the  
Police Justice.

and hearing of Depunt and Officer  
Philip Fitzpatrick of the 26<sup>th</sup> Precinct  
Police. That she did, feloniously take  
seat and carry away said property  
Wherefore Depunt prays the said  
defendant may be dealt with as  
the Law directs

Served to before me  
this 10<sup>th</sup> day of Oct 1890 } Anna M. Smith

C. O. Meade

Police Justice

0182

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer.

*Kate Casey*

Question. How old are you?

Answer.

*22 years old*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*300 West 40th St 5 days*

Question. What is your business or profession?

Answer.

*Cook*

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*

*Kate Casey*

Taken before me this

*10*

day of

*Oct*

189*9*

Police Justice.



0183

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

Police Court, \_\_\_\_\_  
District, 1554

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Anna M. White*  
223 East 10th St  
Jale Carey  
Larceny  
felony

Offense, \_\_\_\_\_  
1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Dated, *Oct 10* 189 *0*

*Wm. H. White* Magistrate.  
*Philip H. White* District Officer.

Witnesses *David C. Green* Precinct \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_

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

No. \_\_\_\_\_ Street \_\_\_\_\_  
to answer \_\_\_\_\_  
*1000*



*Anna M. White*  
*gyl*

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

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

Dated, *Oct 10* 189 *0* *Wm. H. White* Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



0 18 0

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Kate Casey*

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

*Kate Casey*

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

The said

*Kate Casey*

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

*one pin of the value of ten dollars,  
one other pin of the value of ten dollars,  
one other pin of the value of five dollars,  
one pencil of the value of five dollars,  
one hat of the value of five dollars,  
one skirt of the value of twenty dollars,  
one dress of the value of twenty dollars,  
two jackets of the value of five dollars each,  
one shirt of the value of two dollars,  
one umbrella of the value of six dollars,  
and one pair of shoes of the value of four dollars,*

of the goods, chattels and personal property of one

*Anna M. Winch*

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.

*John R. Stollows*  
District Attorney

0 189

SECOND COUNT—

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

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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,

of the goods, chattels and personal property of one

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

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

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.

JOHN R. FELLOWS,  
District Attorney.

0181

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Chambers, Michael

**DATE:**

10/16/90



3810

0187

116

Witnesses :

Michael Chambers  
Officer Brown  
\_\_\_\_\_  
\_\_\_\_\_

Counsel,

Filed

16 Oct 90

Pleads,

THE PEOPLE

vs.

Michael Chambers

H. J. [unclear]  
30.

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little  
Foreman.

Get 16/90  
Plead Robbery

S.P. 9 yrs.



Police Court-- 2 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

James Reynolds  
of No. 1605 Broadway Street, Aged 42 Years  
Occupation. Laborer being duly sworn, deposes and says, that on the  
6 day of October 1886, at the 8 Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

One Linen Shirt - One pair  
Woolen Mitts and One pair of Socks

of the value of Two DOLLARS,  
the property of Deponent

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

Michael Chambers (now here) from  
the following fact to wit: that  
deponent was standing in front of  
No 51 Thompson Street on the aforesaid  
date about the hour of 8.45 P. M.  
when he was struck and knocked  
down, and said property forcibly and  
violently taken from him.

And that deponent is  
informed by Peter Lapetter of No 56  
Thompson Street that he saw the  
defendant, strike and knock  
down deponent and take, carry

Sworn to before me, this 1886

Police Justice

0184

away said property. And that deponent further says that he is informed by Officer Charles R. Breen of the 8th Precinct Police, that he found said property in the possession of defendant at the Corner of Broome Street and South Fifth Avenue at the hour of 8.56 P. M. of the aforesaid date

October 10  
John W. ...

James R. ...

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—ROBBERY.

vs.

1  
2  
3  
4

Date

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0 190

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter Lapetter*

aged \_\_\_\_\_ years, occupation *Barber* of No. \_\_\_\_\_

*26 - Thompson*

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*James Reynolds*

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

Sworn to before me, this

day of

*October*

189

*7 90*

*Peter Lapetter*  
*his mark*

*John H. ...*  
Police Justice.



0 19

CITY AND COUNTY }  
OF NEW YORK, } ss.

Charles R. Breen  
aged \_\_\_\_\_ years, occupation Police Officer of No. \_\_\_\_\_

8<sup>th</sup> Precinct Police Street, being duly sworn/ deposes and  
says, that he has heard read the foregoing affidavit of James Reynolds,  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this \_\_\_\_\_

day of \_\_\_\_\_

1888

Charles R. Breen

John H. [Signature]  
Police Justice.



0192

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. *Michael Chambers.*

Question. How old are you?

Answer. *40 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *55 Vestry Street; 13 years*

Question. What is your business or profession?

Answer. *Truck Driver*

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

Answer.

*I am not guilty*

*Michael Chambers*

Taken before me this

day of

188

*Henry H. [Signature]*  
Police Justice.

019

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

Police Court 1532  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Hernandez  
1605 - 13th Ave  
Michael Chambers

Offence Robbery

Dated October 7 1890  
Magistrate

Green Officer

Witnesses  
Call Officer

No. Peter Scheller  
Street

No. 26 1/2  
Street

No. 105-00  
Street  
DISTRICT ATTORNEY  
OFFICE  
1890

Green

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

Twenty-five guilty thereof I order that he be held to answer the same and he be admitted to bail in the sum of Twenty-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 October 7 1890 James Hernandez Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0194

# 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 Rhanders*

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

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

The said *Michael Rhanders,*

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 *eighty* in the *night* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *James Reynolds,* in the peace of the said People, then and there being, feloniously did make an assault, and

*one shirt of the value of one dollar,*  
*one pair of socks of the value of*  
*fifty cents, and one pair of mitts*  
*of the value of fifty cents,*

of the goods, chattels and personal property of the said *James Reynolds,* from the person of the said *James Reynolds,* against the will, and by violence to the person of the said *James Reynolds,* then and there violently and feloniously did rob, steal, take and carry away,

against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*John R. Kellom,*  
*District Attorney*

SECOND COUNT—

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

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said

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

of the goods, chattels and personal property of

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

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

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.

JOHN R. FELLOWS,  
District Attorney.



0 198

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Chice, Victor

**DATE:**

10/20/90



3810

0 197

166

Witnesses;

Counsel,

Filed

day of

1890

Pleads,

26

THE PEOPLE

vs.

Victor Chice

Grand Larceny Second degree

[Sections 538, 539, 540 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew L. [Signature]

Part 2 - Oct. 22, 1890

Foreman.

Pleads Attempt Grand Larceny  
Second degree

1 yr 1 m Jf

0191

Police Court

2

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Louis Greulich

of No. 413 6th Avenue Street, aged 17 years,  
occupation Clerk being duly sworn

deposes and says, that on the 9 day of October 1888 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 gold chain of the value of thirty dollars

and one silver chain of the value of  
twenty five cents

Said property being in all of the  
value of thirty two dollars

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Victor Chisi (name here)

from the fact that deponent caught  
said defendant in deponent's room  
and when arrested said property  
was found in his possession

Louis Greulich

Sworn to before me, this 9 day of October 1888  
of Henry H. H. H. Police Justice.

0194

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Victor Chasin* 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.

*Victor Chasin*

Question. How old are you?

Answer.

*28 years*

Question. Where were you born?

Answer.

*Paris France*

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

Answer.

*260 Barmey Street*

Question. What is your business or profession?

Answer.

*Writer*

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 found this chair on the floor of the room and I picked them up which Victor*

Taken before me this

day of

*October*

1899

Police Justice.



0200

\$3000 bond  
9.11.11  
Oct 10/11

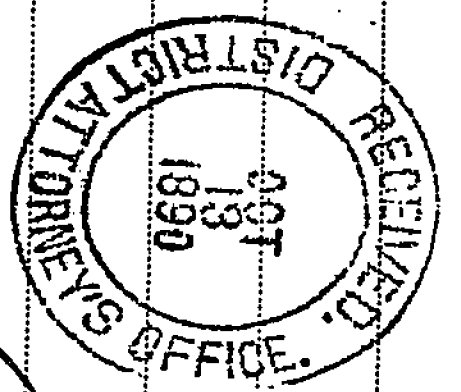
BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court 2 District 1532

THE PEOPLE, Ac.,  
ON THE COMPLAINT OF  
Helen Meredith  
vs. 413-64 Ave.  
Victor Chisler  
Offence Larceny  
Mis. C.

Dated Oct 9 1890  
J. H. H. Magistrate

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



No. \_\_\_\_\_  
Street \_\_\_\_\_  
\$ 700 to answer

Chas. H. H.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven 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 9 1890 J. H. H. Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Victor Chice*

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

*Victor Chice*

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

The said

*Victor Chice*

late of the City of New York, in the County of New York aforesaid, on the *ninth*  
day of *October* in the year of our Lord one thousand eight hundred and *ninety*,  
*\_\_\_\_\_*, at the City and County aforesaid, with force and arms,

*one chain of the value of thirty  
dollars and one other chain of the  
value of twenty-five cents*

of the goods, chattels and personal property of one

*Louis Grenlich*

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.

0202

SECOND COUNT—

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

*Victor Chice*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*Victor Chice*

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 chain of the value of thirty  
dollars and one other chain of the  
value of twenty-five cents*

of the goods, chattels and personal property of one

*Louis Grenlich*

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

*Louis Grenlich*

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

*Victor Chice*  
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.

JOHN R. FELLOWS,  
District Attorney.

0203

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Chiladano, Antonio

**DATE:**

10/10/90



3810



0204

Witnesses;

*L. C. Callender*  
*W. W. Wimmer*

*58 59*  
*John Dred*  
*25 Chambers*  
Counsel,  
Filed *19* day of *Oct* 18*90*  
Pleads, *Guilty 13*

THE PEOPLE

vs.

*37*  
*McCluskey*  
Antonio Chibano

Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

*Rec'd*  
*Nov 6 1890*  
A True Bill.

*Nov 10 1890*

*Andrew Little*

*Nov 11-1890*

Foreman.

*Spied & convicted of*  
*Assault 2deg.*

*3 Nov 10, 1890 H.P. 12*  
*Nov 14/90*

0205

80  
15  
95  
THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

VS.

ANTONIO CHILADANO.

BEFORE JUDGE FITZGERALD.

Monday, November 10, 1890.

Asst. Dist. Atty. Macdonna for the People.

Mr. [redacted] for the Defendant.

Indictment for assault in the first degree.

A Jury was empanelled and sworn.

DOMENICO COLUCCI sworn and examined through the  
Interpreter.

By Mr. Macdonna. Q. Where do you live? A. No. 39 Mulberry St.

Q. What is your business? A. Laborer.

Q. Did you see the Defendant Antonio Chiladano on the night  
of September 3rd in this city? A. Yes sir.

Q. What time? A. After twelve o'clock after midnight.

Q. Where? A. I was in No. 37 and I was called out.

Q. Does he know who called him out? A. I do not know.

Q. He heard his name called? A. Yes sir.

Q. You came out? A. Yes.

Q. Did you find anybody? A. No sir.

Q. What did you do then? A. I went alongside a car to  
make a little water.

Q. Anything happen while you were doing that? A. While I  
was doing a little water I was assaulted by the Defendant  
and wounded and cut.

Q. Where were you cut? A. One on the ear and the other one  
on the neck.

Q. The second cut was on the throat over the vein?--- was  
there a light, a lamp near you? A. There was a gas  
light just close to where I was standing.

Q. Did you see this Defendant's face plainly? A. Yes sir.

Q. You had known him for some time? A. Yes sir.

Q. Did you see what kind of an instrument it was he cut you with? A. A razor.

Q. Where did the Defendant go after cutting him?

A. He entered in his own house.

Q. Where is his own house? A. No. 40.

Q. Did he try to detain him, did he try to catch him?

A. I lost my senses and I did not know what I was doing.

Q. Was there anybody else about? A. I do not remember having seen anybody else.

Q. Was Donato Tuzzo there? A. I cannot say if he was present or not.

Q. Was Ruszo there? A. I saw nobody.

Q. Was Vincenzo Picello there? A. I saw nobody.

Q. Will you ask him what does Tuzzo know about this assault?

A. He went to a man named Pasquale Cherello to ask him -----

Q. Where did you go after the officer came? A. They took me to the Station House.

Q. And from there where did he go? A. I was taken to the Station House, the doctor was called and there I had my wounds dressed and afterwards I was taken to the hospital.

Q. How long did you stay in the hospital? A. I think between one week and a half or two weeks about.

Q. Do you remember what hospital it was? A. Bellevue Hospital.

#### CROSS EXAMINED.

By Counsel. Q. Where were you born? A. In Italy.

Q. What place in Italy? A. <sup>3</sup>Borgino, the province of Potenza.



0207

- Q. Do you know where the Defendant was born? A. He is the same place.
- Q. Did you know him in Italy? A. Yes sir.
- Q. Have you ever been in prison Mr? Colucci? A. Yes sir, I have been once.
- Q. For how long? A. Four years.
- Q. For what? A. There were a company of robbers that assaulted me and robbed me and in this row I killed one of these men.
- Q. You got four years for that? A. Yes sir.
- Q. Where was that? A. In Italy.
- Q. How many times were you cut that night on the 4th of September? A. I was cut twice.
- Q. Did you go to the Police Court the following morning?
- A. I went to the Court about a week and a half afterwards, after I came out of the hospital.
- Q. Did you make a charge against Chiladano then? A. Yes sir.
- Q. Did you state that he cut you twice? A. Yes sir.
- Q. Did you also make a charge against a man Antonio Martini?
- A. No sir, I did not.
- Q. Did not you have Antonio Martini arrested the same night that the cutting took place? A. I had him arrested because he was a friend of Antonio Chiladano and they lived in the same house.
- Q. And he was discharged in the Police Station? A. Yes sir.
- Q. Did you have that same man again arrested in the Police Court when you made the charge against Chiladano?
- A. I had him arrested because he was the friend of the Defendant and he lived in the same house.



0208

- Q. Did not you swear in the Police Court that Chiladano cut you twice and Martini cut you twice? A. No sir.
- Q. How long after you were cut did you see the police officer, A. I was roaming about and I did not know I was covered with blood and then I knew the police officer by his voice.
- Q. Was this the police officer, Officer Wimmer? A. Yes sir.
- Q. Did you tell him what happened you? A. Yes sir.
- Q. Did you speak Italian to him? A. I spoke to him the best way I could in English.

JOHN J. WIMMER sworn and examined.

- By Mr. Macdonna. Q. Officer Wimmer, you are connected with the sixth precinct are you of the municipal police?
- A. Yes sir.
- Q. Did you arrest this defendant Chiladano? on the night of September 3rd? A. Yes sir, September 4th.
- Q. What time? A. About half past one in the morning.
- Q. Where did you arrest him? A. No. 40 Mulberry Street.
- Q. In this city? A. Yes sir.
- Q. Where did you arrest him in that house? A. The rear house on the top floor.
- Q. Where did you find him? A. In bed.
- Q. How long after this assault was that, do you know?
- A. About fifteen minutes altogether after I had seen the man cut.
- Q. You had seen him cut, had you? A. No after I had seen him cut and bleeding.
- By the Court. Q. After you saw the cut? A. Yes sir.

By Mr. Macdonna. Q. What was his condition, was he bleeding?

A. Yes, blood was pouring down.

Q. Down all his clothes here? A. Yes sir.

Q. Did he direct you to the place, this rear house where this man was?

A. He told me that the man that rents No. 40 Mulberry Street was the man that cut him, a man named Tony.

Counsel: I ask that be stricken out.

The Court: Yes, strike that out.

By Mr. Macdonna Q. From this conversation you had with him you went back into No. 40 Mulberry Street the rear house and you arrested Chiladano?

A. Yes sir.

Q. Does he speak English? A. I woke him up, I told him I wanted him; he asked me what for; I told him to come around to the Station House and see. At the Station House this man identified him as the man that cut him.

Q. What did he say when you confronted him with the complainant? A. He said he did not do it, he went to bed at nine o'clock that night, he was going to go hunting four o'clock in the morning.

Q. Did he speak to you in English? A. Yes sir.

Q. He speaks English? A. Yes sir.

Q. Did you examine his clothes? A. Yes sir.

Q. Did you find any marks on him? A. No sir, I searched the house all over.

Q. Did you search the house for a razor? A. Yes sir.

Q. He is the proprietor? A. He leases it.

Q. He is the padroni of that house? A. Yes sir.

CROSS EXAMINED.

By Counsel. Q. Did the complainant speak English to you?

A. Yes sir.

Q. He speaks English quite well, does he not? A. Yes sir.

Q. You understood every word he said? A. Yes sir.

Q. How did you get into the Defendant's room? A. One of the men that works for him opened the door for me.

Q. The door was locked? A. Yes sir.

Q. Where did you find this man? A. In bed.

Q. I mean the man that opened the door? A. He followed us around to the Station House.

Q. And then he went upstairs with you and opened the door where this man was? A. Yes sir.

Q. And the Defendant was in the bed? A. Yes sir.

Q. He was undressed and was sleeping? A. Yes sir, sleeping.

By Mr. Macdonna. Q. Do you know he was asleep, Officer?

A. I rapped two or three times with the night stick and he woke up.

Mr. Macdonna: That is the case.

Counsel: I move to dismiss the indictment..

The Court: Motion denied.

Mr. Macdonna: I have not concluded.

The Court: The Peoples' case is re-opened?

Mr. Macdonna: Re-opened, if the Court please.

JOSEPH RUSSO sworn and examined through the Interpreter:

By Mr. Macdonna. Q. Where do you live? A. No. 37 Mulberry St.

Q. Do you know the complainant in this case? A. Yes sir.



0211

Q. Do you know the Defendant Chiladano? A. Yes.

Q. How long have you known them both? A. Since four or five years.

Q. Where were you on the night of the 4th of September last about half past twelve o'clock? A. I was near the cigar stand opposite 35 and 37 Mulberry Street.

Q. Did you see Antonio Chiladano there? A. Yes sir.

Q. And Dominico Colucci? A. I saw Dominico Colucci doing water against a car or wagon.

Q. While he was doing water against the car did you see the prisoner here? A. I saw the Defendant and his nephew approach Chiladano and strike him twice.

Q. Who struck him? A. Tony Chiladano the defendant.

Q. You saw him strike him twice? A. I saw him striking him twice.

Q. Ask him to illustrate to the Jury how he saw him strike, did he strike him that way or did he strike him up? (Illustrating.) A. This way (illustrating) twice.

Q. As low down as that or on the head? A. He was in this way (illustrating) I saw him strike him twice, once higher and another one lower.

Q. Now when he struck him where did he run to? A. There were two wagons on the street and he passed between the two wagons and entered No. 40, and his nephew followed him and locked the door afterwards.

Q. What became of the complainant Colucci? A. He went towards the corner of Bayard Street looking for a police officer, he crossed again the corner of Park St.

Q. How long after that did the officer come up, Officer Wimmer?

A. About ten or fifteen minutes.



Q. After the assault, after this night, did he see and have any conversation with the prisoner Chiladano, yes or no?

A. Not that same night.

Q. I say since that night has he had any conversation?

A. Yes sir, he called me once.

Q. What date was that, how long ago? A. When he came out of prison on bail.

Q. Did he have any conversation with him about this case at that time? A. Yes sir.

Q. Now what was it? A. He called me in the basement of 34 Mulberry Street and asked me to have a glass of beer and I refused. I told him it was not right for you, Tony to cut in such a way Colucci.

Q. What did Tony say? A. Tony answered, "be silent", and afterwards he said, "and if you will come as a witness against me and I will be condemned to prison, I will cut your head when I come out of prison."

CROSS EXAMINED.

By Counsel. Q. What is your business? A. Boot black.

Q. Did you have a stand? A. Yes sir.

Q. Where? A. Near 60 Broadway.

Q. How long have you been there? A. Two years.

Q. Where do you live? A. No. 87 Mulberry Street, I have got all my family in that house.

Q. Have you ever been arrested? A. Never.

Q. Have you been arrested for stealing? A. No sir.

Q. Now how many times was the complainant cut? A. Two.

Q. Where did he stand when he cut him? A. He was between 37 and 39 Mulberry St. facing the wagon.

Q. That is Colucci was facing the wagon? A. Yes sir.

Q. And where were you? A. I was between 35 and 37 near the cigar stand.

Q. That is on the same side of the street? A. Yes sir.

Q. Was there not a wagon between you and Colucci when Colucci was cut? A. No, I was on the sidewalk, there was no awning on the sidewalk.

Q. Was there a wagon on the street? A. Yes sir, there was a wagon against which Colucci was doing water.

Q. Was that wagon against the curb stone? A. Close to the curbstone.

Q. And where was Colucci standing? A. He was on the sidewalk facing against the wagon.

Q. Now where was Martini at that time? A. Who is Martini?

Q. The other man that was arrested for this crime? A. Martini was near the defendant Chiladano.

Q. You know that Martini was arrested too, don't you?

A. Yes sir, I know it.

Q. And did not the complainant charge Martini with cutting him twice? No answer.

By Mr. Macdonna. Q. Does he know? A. Yes sir.

By Counsel. Q. Was Colucci standing still when he was cut the first time? A. He was standing as I said and as they gave

him the blow he called for the Virgin Mary.

Q. And did Chiladano say anything? A. No, I saw him only giving him the two blows and then run away.

Q. Then there was nothing said? A. No sir.

By Mr. Macdonna. Q. Is this Antonio a cousin of the Defendant, is that the cousin he spoke of? A. I am not sure but I think he is a nephew.

Q. A relative? A. They are relatives, I know they are relatives.

Q. Is Antonio Martini the man he spoke of as having gone into No. 40 after the cutting with the Defendant?

A. Martini remained outside and locked the door.

By Counsel. Q. Did you see him lock the door? A. Yes sir.

Q. Did you follow him up? A. I could see him clearly.

Q. That he locked the door? A. That he closed the door hard.

Q. Did you see him lock the door of his room where Chiladano was sleeping? A. No, I only saw him closing the door on the street.

Q. Did you follow him up to the door? A. I remained on the same spot I was standing.

JOHN J. WIMMER recalled by Mr. Macdonna.

Q. Officer Wimmer, you have been sworn, did you bring this man Antonio Martini into Court the morning after this cutting? A. Yes sir.

Q. Did you have any conversation with the complainant about him? A. Yes, I took him down to the hospital and asked him what this man done. He said, "nothing"; he said he merely wanted him held as a witness, he is a cousin of the man that cut him.

Q. A cousin of the Defendant? No answer.

By the Court. Q. Was this conversation in the presence of the defendant? A. No sir.

The Court: You had better not get it in.

Mr. Macdonna: There was some confusion in his mind as to who assaulted him.



The Court: If there is no objection it may stand.

Counsel: We ask your Honor to strike that out.

The Court: The statements made by the complainant in the absence of the Defendant are stricken out.

The case for the Defence.

CHARLES SEALER sworn and examined, testified:

By Counsel. Q. Where do you live, Mr Sealer? A. At present I live at 190 Park Row.

Q. What is your business? A. I am in no business now.

Q. What was your business during the month of September.

A. I had hot corn corner of Hester and the Bowery.

Q. Do you know Domenico Colucci, the complainant?

A. Yes sir.

Q. How long do you know him? A. I know him about five or six years.

Q. Do you know Antonio Chiladano, the Defendant?

A. Yes sir.

Q. How long do you know him? A. About seven years.

Q. Were you present on the night of the 4th of September when Colucci was cut? A. Yes sir.

Q. Describe to the Jury what you saw and where Colucci was standing and how he was cut and who cut him.

A. Me and my pal, George Robinson, were coming home from Harry Miner's theater; we came down the Bowery, we walked down Chatham Square, we walked through Worth into Mulberry Street, we sat at a coal box 39 Mulberry Street across the way from where this man was cut. We was talking about the ice business, that is where he was working uptown. So I



turned my back and I says, "George, come on, there is a man that is out, there goes a fellow up the street, let us go as quick as we can, we will be held as witness." We walked away from Mulberry up Bayard Street to the Vanduyke House, I left him at the corner and he went uptown to his work, I went home and went to bed.

Q. What time of night was it? A. Between twelve and one o'clock.

Q. Did you see Colucci cut? A. Yes sir.

Q. Who cut him? A. That is not the man that cut him (pointing to the defendant) I know that the man that cut him went up Bayard Street.

Q. What kind of a looking man was he? A. The man had large whiskers.

Q. You are certain that he was not Antonio? A. No sir, that is not the man (pointing to the defendant).

Q. Where was Colucci standing when he was cut? A. He was behind the wagon urinating.

Q. There was a lamp there? A. Yes sir, a lamp alongside in front.

Q. You could see the whole transaction? A. Yes sir.

No cross examination.

GEORGE ROBINSON sworn and examined.

By Counsel. Q. What is your business? A. I have been doing nothing at present.

Q. Where do you live? A. I live 15 Monroe Street.

Q. Were you in business last September? A. Yes sir.

Q. What were you engaged at then? A. Assistant on an ice cart.

- Q. Do you know Colucci, the complainant, the man that was cut?
- A. Yes sir.
- Q. How long do you know him? A. I know him about four or five years.
- Q. Do you know the Defendant? A. Yes sir.
- Q. How long do you know him? A. I know him about the same length of time.
- Q. Were you present in Mulberry Street on the night of the 4th of September? A. Yes sir.
- Q. When Colucci was cut? A. Yes sir.
- Q. Did you see the cutting? A. No sir, I did not.
- Q. Well, did you see Colucci cut? A. I seen him cut when he came over.
- Q. Well, did you see him cut him? A. No sir, I did not.
- Q. Was this man there? (Pointing to the defendant.)
- A. No sir.
- Q. Did you see any man running up towards Bayard Street?
- A. I seen the man running but I could not say who he was.
- Q. Did you see any man run into No. 40 Mulberry Street?
- A. No sir.
- Q. Or into any house? A. No sir.

## CROSS EXAMINED.

- By Mr. Macdonna. Q. What are you doing now since the ice business gave up, what is your business? A. Second hand.
- Q. Second hand on what? A. Second hand on an ice cart, as a driver.
- Q. You are not working second hand now, are you?
- A. No sir.
- Q. I asked you what are you doing since you gave up that business? A. I drove a cart last.

- Q. What are you doing now in this moment what is your business? A. Nothing.
- Q. Now how long have you been doing nothing? A. I have been doing nothing a week and one day.
- Q. That is all the time you have been idle? A. Yes sir.
- Q. Were you sitting on a box with this first witness who came here? A. Yes sir.
- Q. You just explain to the Jury which way you were facing when he called your attention to the fact that somebody had been cut; you did not see the cutting, did you? A. No sir, I did not.
- Q. Do you remember what he said to you? A. He says to me, "George, here goes a fellow coming across the street all cut up, come on, let us walk away from here"; we did.
- Q. How near were you to this man who was cut, at any time? Did you go right away with him when he said, "George, come away?" A. Yes sir, jumped right down and walked away.
- Q. As far as you could go? A. No, no, not as far as I could go, I jumped down off the box, I happened to see him come across the street, I was walking away at the time he came over.
- Q. This was half past twelve o'clock at night? A. I would not say what time it was, between twelve and one anyhow.
- Q. You could see the man that was cut at the distance you were from him? A. I could see the way he came over, he had his hands like this (illustrating); he was grumbling something, I could not say what it was.
- Q. You saw him with his hands on his head saying something?
- A. Yes sir.



- Q. You did not see he was cut? A. I could not see that he was cut at the time, I thought he was cut.
- Q. Did you go in the direction in which you saw this man running? A. Yes sir.
- Q. Did you see the complainant when he went up to Officer Winner? A. No sir.
- Q. You did not see that? A. No sir.
- Q. You went up the street? A. I walked up through Bayard and from Bayard over to the Bowery.
- Q. Have you ever told anybody what occurred until to-day in Court, did you tell the police about that? A. No sir.
- Q. You did not think that was worth while? A. I was not asked anything, we left the neighborhood entirely, I did not know anything about it until I was subpoenaed.
- Q. How long ago? A. I could not just say how long it was.
- Q. You did not speak to anybody about it? A. No sir, I did not, a young man was up there before me, he gave me a subpoena.
- Q. You never said anything to the police, never told them about seeing this man running away? A. No sir.
- Q. You knew the Defendant didn't you, you are in the neighborhood all the time, you say you have known him five years.
- A. Yes sir, I know the Defendant.
- Q. Did you know he was in trouble about that cutting?
- A. I did not hear anything until I was subpoenaed.
- Q. How long ago was it ---- it was after the Police Court?
- A. I was subpoenaed to come down here, I did not know anything about the Police Court.

By the Court. Q. How long had you known the complainant?



0220

A. I know him about four or five years.

Q. Did you know him that night when you saw him? A. Yes sir

Q. Did you see anyone cut him? A. No sir, I did not.

Q. Anyone do anything to him at all? A. I did not see anybody do anything, I did not see anyone around right close by him.

Q. You saw nothing as I understand it? A. I did not see, I had my face in an opposite direction from where the cutting was.

Q. What did you hear? A. Nothing more than what the young man was with me told you.

Q. What did he say to you? A. He said, "George, here come a fellow across the street all cut up."

Q. Did you look around and recognize him as the man you had known? A. Yes sir.

Q. What did you do then? A. Walked away.

Q. Did you see anybody else in the neighborhood? A. Yes sir, I seen them but I did not stop to look who they were.

Q. You had no object in getting away at all? A. No.

Q. None at all, only just to walk off, did you friend say anything to you about going away.

A. He says, "let us go away from here, we will be taken as a witness of the cutting."

Q. How do you know there was any cutting? A. He told me a fellow was coming across the street and was cut, and he was looking that way.

Q. He said that he was cut? A. Yes sir.

Q. And then you went off because you did not want to be called as a witness? A. Yes sir.

- Q. Have you ever been convicted of crime? A. Yes sir.
- Q. What of? A. Burglary..

FRANK CAMPATO sworn and examined by Counsel,  
through the Interpreter.

- Q. Where do you live? A. No. 20 Mulberry Street.
- Q. What is your business? A. Blacksmith.
- Q. Do you know Dominico Colucci, the complainant?
- A. Yes sir.
- Q. How long do you know him? A. About four years.
- Q. Do you know Antonio Chiladano? A. I know him since  
two years and a half ago.
- Q. Do you remember, were you present in Mulberry Street when  
Colucci was cut? A. Yes sir.
- Q. What did you see there? A. I was working at Bad Bridge  
I came back in the evening to the basement of 40 Mulberry  
Street, I asked for some dinner, macironi and meat.
- Q. There is a restaurant there? A. The basement of No.  
40 is a restaurant, it was very hot and I felt very warm  
and went on the street, I went on the street and I saw  
Colucci doing water against the wagon; he was intoxicated;  
then I saw a short man that was standing there also with  
whiskers and a full beard, and they exchanged blows to-  
gether; then the short man ran away and Colucci followed  
him.
- Q. Was this the man (the defendant) that exchanged blows with  
Colucci? A. No, not the Defendant, he was a small  
man with a full beard.
- Q. What did you say, a full beard? A. A full beard.

0222

Q. How did you see Colucci bleed? A. Yes sir, I have seen blood on his person and also on the ground.

Q. Did Chiladano ever wear a full beard or whiskers?

A. Since I know him he has not, he always wears his moustache as he has got it now.

Q. Did you see him on the same day that the cutting took place? A. No sir, I did not.

CROSS EXAMINED.

By Mr. Macdonna. Q. You testified here that you are a blacksmith?

A. Yes sir.

Q. Do you remember being in this court a short while ago and giving testimony in a case? A. Yes sir.

Q. Do you remember testifying then that you were a scissors sharpener, yes or no? A. Yes sir.

Q. What is your business now, what are you working at?

A. I am a scissors sharpener now.

Q. Why does he say he is a blacksmith? A. That is my trade, a blacksmith.

Q. And is he working now at the scissors sharpening business?

A. Yes sir.

Q. Ask him if he went to the Police Court when this man was brought before the Magistrate? A. No sir.

Q. Where did he go that night after the assault, did he run away? A. I went back to Bad Bridge.

Q. At one o'clock at night? A. No, I went there in the morning.

Q. Did he see the officer and the complainant together that night after the cutting? A. No sir, because I went after my business.



0223

- Q. When he saw Colucci cut did he run away or walk away and leave him there in the street bleeding? A. I immediately went away.
- Q. When did he hear of the arrest of Chiladano?
- A. I heard it from other persons the next morning.
- Q. You heard that this Defendant was arrested? A. I heard from other persons that Chiladano was arrested last night.
- Q. And he knew that Chiladano did not do the cutting, didn't he? A. I did not see him.
- Q. Did not he swear he saw the man who cut him? A. I swear that I saw the man that had a full beard that did the cutting.
- Q. Was the man with the full beard the prisoner at the bar?
- A. No sir.
- Q. The next morning he heard that the prisoner at the bar was arrested for doing this cutting? A. Yes sir.
- Q. He has known this man, this prisoner, for some time, has he not? A. Two years and a half.
- Q. A friend of his? A. No sir, I am not his friend.
- Q. An acquaintance? A. I know him by sight.
- Q. He had no enmity to him at all, yes or no? A. I drank sometimes with him.
- Q. And yet knowing that he was arrested for crime which you knew he did not commit, you went away to Bad Bridge and left him in the hands of the authorities? A. I did not look after his business but I looked after mine because if I had not gone to my work I would have lost my job.
- Q. Where is this job? A. Bad Bridge, Long Island.
- Q. Sharpening your scissors? A. I was working as a laborer with a shovel; when I have got no other work then I work



with a shovel as a day laborer.

- Q. And that is the explanation why he did not appear and get this man released? A. I did not see him, and that is my explanation.

ANTONIO MARTINI sworn and examined by Counsel through the Interpreter.

- Q. Where do you live? A. No. 40 Mulberry Street.
- Q. Are you related to Chiladano? A. Yes sir.
- Q. What relation are you? A. Cousin.
- Q. Were you present and do you remember the night when Colucci was cut? A. Yes sir, it was the night of the 4th.
- Q. Of September? A. Yes sir.
- Q. Where did you live that time? A. I lived at No. 40 Mulberry Street.
- Q. Where did Chiladano, the Defendant, live? A. He lived in the same house, 40 Mulberry Street.
- Q. Did you see him go to bed that night? A. Yes sir, I locked the door on him after he went into his bed.
- Q. What time did he go to bed? A. Nine o'clock.
- Q. And where did you go afterwards with the key? A. I went outside and stopped on the sidewalk.
- Q. Did you see the cutting? A. Yes sir.
- Q. Did Chiladano cut him? A. No sir.
- Q. Did you cut him? A. No sir.
- Q. Was Chiladano present when Colucci was cut?
- A. No sir.
- Q. Did you see the man who cut Colucci? A. I saw him but I did not recognize him; I do not know if he is an Italian

or an Englishman.

Q. What kind of a looking man was he? A. A short man with full beard.

Q. Did Chiladano wear a beard that day? A. No, he never wore a beard, he was just like as he is to-day.

Q. Did the officer come to you that night? A. Yes sir, he came.

Q. Did you go upstairs with him, and unlock the door?

A. I did go upstairs to Chiladano's room.

Q. And the officer went in? A. Yes sir.

Q. Did you go in with him? A. No sir, I did not go into the room with the officer.

Q. Were you arrested that night? A. Yes sir.

Q. And where were you taken? A. I was taken to the Station House.

Q. Were you discharged there? A. I was discharged the next morning.

Mr. Madonna: No questions.

Counsel: I have three more witnesses who saw the Defendant go to bed and I wish to put the Defendant on the stand.

SALVATORE BRIACA sworn and examined by

Counsel.

Q. Do you speak English? A. No sir.

Q. Where do you live? A. 41 Mulberry Street.

Q. Do you know Chiladano, the Defendant? A. Yes sir. I understand only a few words.

By the Court. Q. Do you understand English? A. No sir.

Q. How long are you in New York? A. One year.

By Counsel. Q. Where did you live during the month of September?

A. I lived 40 Mulberry Street.

Q. Did you live on the same floor with Chiladano? A. I lived in the room below Chiladano's.

Q. Do you remember the night Chiladano was arrested?

A. I do not remember the date exactly but I know that when he was arrested he was taken out of his bed.

Q. Well, did you see him go to bed that night? A. Yes sir, he bid me good-night, we bid good night to each other and he went to bed and I went to bed.

Q. What time of night was this? A. Between half past nine and ten o'clock.

By the Court. Q. What time did you go to bed that night?

A. I went about ten o'clock and before I went to bed I went into a saloon and had a glass of beer.

Q. What part of the house did you live in? A. I lived in the room underneath the Defendant's room.

Q. Where were you and the Defendant when the Defendant said good-night? A. In the hallway of the same house, he went upstairs and I went into my room.

Q. Did he go upstairs alone? A. I accompanied him up to his room and left in his room a box of cartridges and I bid him good night at his door and I came down again.

Q. Anyone else there but the two of you? A. There was a man that was examined before me.

Q. Martini? A. Yes sir.

Q. What did he do? A. I saw Martini going to bed in the same room as Chiladano.

Q. Did you see Martini go to bed? A. Yes, I did see him go to bed.



Q. And when you left that room both of these men were going to bed, is that it?

A. They told me that they were going to bed as they had to get up early in the morning to go out shooting.

Q. Both of them told you that? A. Both of them.

By Mr. Macdonna- Q. The defendant is your landlord, is he not?

A. He is my landlord but I did not live there any more now.

ANTONIO CHILADANO sworn and examined through the Interpreter.

By Counsel- Q. Where do you live? A. No. 40 Mulberry Street

Q. How long have you been in this country? A. Ten years

Q. Have you ever been arrested for any offence or any crime?

A. No sir.

Q. Have you ever been in prison before this time?

A. No sir, never, either in this country or even in Italy and I can prove it.

Q. You have given bail, have you? A. Yes sir.

Q. How do you remember the night that you were arrested by Officer Wimmers? A. Yes sir, I do.

Q. What time did you go to bed that night? A. Nine o'clock

Q. Did you stay in bed then until the officer came?

A. I did.

Q. Did you leave that room during that time? A. I never left that room from nine o'clock that I went in till the officer came and I was awakened by the officer striking me with his stick on my legs.

Q. Did the officer tell you what he arrested you for?

A. Yes sir, he told me, "Antony, get up." I answered, "why



am I to get up?" You are accused of having cut a man in the street."

Q. Well, what did you say? A. I says, "who is it, a man or a woman that I have stabbed, a young man or an old man. He says, "come on, get up, come on with me." I said, "all right", I dressed up and followed the officer.

Q. Did you cut Colucci? A. No sir.

Q. Did you cut anybody that night? A. No sir.

Q. Why did you ask the officer whether it was an old man or a young man that you cut? A. I knew nothing at all; they were questions I was putting to the officer.

Q. Was that a joke on your part? A. I did not joke with him, I knew nothing at all, I was just putting him questions.

Q. How long have you lived in this house? A. Next August will be two years, I leased the house.

CROSS EXAMINED by Mr. Macdonna.

Q. Now before August two years ago did you live at 65 Mulberry Street? A. Yes sir.

Q. What kind of business did you carry on at 65 Mulberry St., what kind of a house did you keep, ask him that in Italian, what kind of a house he kept at 65 Mulberry Street, ask him did he keep a convent there, yes or no.

A. It was mixed, they were mixed good women and bad women.

Q. Well now, what did he do with these good women he kept at 65 Mulberry Street? A. They were families living up above.

Q. How about the other women, the bad women in the house?

- A. I did not mind their business, they were in the yard doing their own business, I lived in my room.
- Q. In the yard they did the business, did they? A. They were there in the yard.
- Q. Ask him if he remembers having seen this complainant in that place 65 Mulberry Street during the time he was there, yes or no? A. Yes sir.
- Q. Did you have him arrested? A. No sir, I did not have him arrested.
- Q. Does he remember that the complainant had a difficulty in that house that resulted in some arrest? A. Yes sir, I remember that he had a difficulty on account of a jealous woman in the house and he had a row with a man named Charley and Maggie Boss.
- Q. Was Charley a friend of this witness? A. No sir.
- Q. A tenant? A. No sir.
- Q. And the woman did not live in his house? A. No sir.
- Q. Ask him to explain to the Jury how they got into his house? A. The female knew me because she lived opposite my house.
- Q. Was she when this difficulty arose visiting him? A. She came to my house with Colucci.

VITO SATTIRINO sworn and examined through the Interpreter:

- By Counsel. Q. Do you know Dominico Colucci? A. Yes sir, he is a countryman of mine.
- Q. Did you have a conversation with him lately about this cutting? A. No sir.

Q. Did Colucci tell you anything as to who cut him?

A. No, he did not tell me, I was sitting down in the store where they sell maccaroni and Colucci came from the saloon, Colucci was in company with Parceroni. Parceroni spoke to me and while I was talking Colucci put his hand up here and says that he was cut. I went to Colucci and asked him who cut him, and he was keeping his coat over his neck and he answered me that he did not know who cut him.

Q. When was that? A. On the 3rd of September.

Q. What time? A. The night of the 3rd of September.

Q. Was he bleeding at that time? A. He was covered with blood.

By Mr. Macdonna. Q. What time of night was this? A. About half past twelve.

Q. And where is this maccaroni store? A. 39 Mulberry St.

Q. Ask him did he stay in that saloon, did the complainant when he came in stay in that saloon? A. Colucci went towards Park Street.

Q. From the saloon? A. Yes sir.

Counsel: I desire to ask the Defendant one question, whether he had Counsel at the time of his examination in the Police Court. I suppose I can ask him here.

ANTONIO CHILADANO recalled.

By Counsel. Q. Did you have a lawyer at the time you were brought up in the Police Court? A. No sir.

Counsel: That is our case.

The Court: Any other evidence, Mr. District Attorney?

Mr. Macdonna: Nothing.

The Court: Both sides rest.



Mr. Macdonna: Both sides rest.

The Court: Gentlemen, I will not submit this case to you until to-morrow. You will bear in mind the usual instructions it is the duty of the Court to give you. You will not speak about this case among yourselves or form or express any opinion upon the matter until the case is finally submitted unto you. We will adjourn until eleven o'clock to-morrow morning.

Tuesday, November 11, 1890.

Counsel: I desire to call two witnesses that I did not call last night.

The Court: Any objection to that?

Mr. Macdonna: No sir.

The Court: Proceed and call them.

Mr. Macdonna: I have learned from the Counsel the purpose of calling these witnesses. While I am anxious to give him all the latitude he possibly can have, this is opening up a new topic in this case which I will have to meet and which will make this case interminable. This man is to be brought here to testify to a conversation that he had with a witness named Russo, whom we called concerning this case. I have got two letters and I suppose everybody living within five hundred feet of Mulberry Street are interested in this case. I have the names of two witnesses who say they overheard the conversation of witnesses produced by the defence. We will never get through, I will have to meet this thing, since the testimony is to the occurrence. I object to opening the case, we will never get it closed.



Counsel: The testimony I desire to give relates to the conversation had with Russo the morning after the occurrence --- a witness for the People.

Mr. Macdonna: The shoe-black at 60 Broadway.

The Court: He was a witness that saw the occurrence? This is for the purpose of impeaching his credibility. Put the question and I will rule on it.

TOBIAS SPIOTT sworn and examined.

By Counsel. Q. Where do you live? A. 62 Mulberry.

Q. Do you know Joseph Russo? A. No, of course I have been working, I don't know, only I have been in conversation with him.

Q. Do you know him? A. Yes sir, I know him.

Mr. Macdonna: We cannot bring Russo here to rebutt this thing, this is a surprise.

Mr. Macdonna called the name of the witness Russo and he failed to answer.

The Court: The case rested yesterday and the counsel will recollect that the Court and the District Attorney had a right to rely upon that; Counsel said his case was closed.

Mr. Macdonna: I dismissed all the witnesses.

The Court: It is not proper to bring witnesses to-day.

Counsel: This witness was not in Court yesterday but the other witness Mr. Murillo was. I think in as much as the District Attorney was allowed to open his case again it cannot do any harm.

The Court: The only harm about it is this; that yesterday you announced to the District Attorney that your case was

through and he let his witnesses go.

Mr. Macdonna: I instructed them to go.

The Court: Now you call a man to impeach the statement of one of the witnesses and the District Attorney has not that witness here.

Counsel: I ask your Honor to allow me to re-open my case and produce those two witnesses only.

The Court: I know what you ask.

Counsel: If your Honor denies that I will take an exception.

The Court: There is nothing before me to rule on. What I am calling attention to now is the statement that you made yesterday on which the Court and the District Attorney relied and I ask you in the light of that if you insist upon examining this witness.

Counsel: I did not think the District Attorney would object --- this is a serious charge against the Defendant.

The Court: It is not alone a serious charge against the Defendant but it is a serious matter to this community and if the Counsel was not through last night there was no disposition to hurry him at all. The case was concluded last night. If you had stated you had some witnesses you desired to examine to-day that would have been proper but you stated you had no witnesses to examine and in that matter the District Attorney claims that he has been led into a trap.

Counsel: I did not desire to lead him into a trap but I did not discover the testimony until this morning.

The Court: Proceed and ask the questions.

By Counsel. Q. Do you know Joseph Russo? A. Yes sir.

Q. How long do you know him? A. I know him about four or

five years.

Q. What is his business? A. I could not tell, I have been at work, I saw him in Mulberry Street when I got home.

Q. Do you remember when Antonio Chiladano was arrested?

A. Yes sir.

Q. Were you present when he was arrested? A. No sir.

Q. Did you see Mr. Russo the following morning, Jo Russo?

A. No sir.

Q. Did you have any conversation with Russo, did you speak to him? A. Yes sir.

Q. Where? A. In front of 40 Mulberry Street.

Q. When was that? A. The next morning when they told me about Chiladano's arrest.

Q. Will you tell the Jury and the Court what Russo told you and what you told him? A. Yes sir.

Q. Just state it?

Objected to. Objection overruled.

Q. Well, what was the talk between you and him?

A. This Jo Russo told me that the prisoner went to buy that hunting rifle, the gun and powder and balls to go hunting.

Mr. Macdonna: I move to strike that out because it is irrelevant, it has not anything to do with this case.

Counsel: I consent to that.

Q. Ask him to tell what he said to him about the cutting of Colucci? A. He said that Chiladano was not the man who cut because Chiladano went to sleep, it was somebody else.

CRS00 EXAMINED.

By Mr. Macdonna: Q. Where do you live? A. 62 Mulberry St.



Q. Have you ever been a tenant of Chiladano? A. No sir.

Q. Not a friend of his at all? A. No sir.

Q. Do not like him at all, not friendly? A. I have more  
friendship with Colucci than with this man.

ANGELO BARRELLA sworn and examined.

By Counsel-Q. Where do you live? A. No. 32 Mulberry Street.

Q. Do you know Joseph Russo? A. No sir, I do not know  
who you mean by Joseph --- Russo you said?

Q. Yes?

Interpreter: He said he does not know who you mean.

Mr. Macdonald: This is a fishing expedition, I object to any fur-  
ther testimony.

Counsel: I will withdraw this witness, that is all.

Counsel summed up to the Jury



0236

Testimony in the  
case of  
Antonio Chilandano

filed  
Oct.  
1890.

023

BAILED,

No. 1, by Gerardo Hernandez

Residence 113 Graham Street,  
Brooklyn

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District

1412

THE PEOPLE, Ac.,

ON THE COMPLAINT OF

Francis Collins

39 Mulberry

William Mulberry

Thomas Mulberry

Offence

Dated

Sept 13 1890

Magistrate

Officer

Witness

No. 1

Donato

No. 2

Uncas

No. 1

\$ 1000

to answer

No. 2

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 Sept 13 1890 Solomon B. Smith Police Justice

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

Dated 18 Police Justice.

There being no sufficient cause to believe the within named Antonio Martin guilty of the offence within mentioned. I order him to be discharged.

Dated Sept 13 1890 Solomon B. Smith Police Justice

0238

CITY AND COUNTY  
OF NEW YORK,

ss.

POLICE COURT,

DISTRICT.

of No.

occupation

that on the

Street, aged \_\_\_\_\_ years,

being duly sworn deposes and says,

day of

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

(now known) is the Antonio Martin  
mentioned in the annexed  
who was ever then arrested.

Domenico Colucci

Sworn to before me, this

of

1880

day

John A. Smith  
Police Justice.



0230

Police Court—1st District.

City and County { ss.:  
of New York,

of No. 39 Malberry Street, aged 28 years,  
occupation Labors being duly sworn

deposes and says, that on the 4 day of September 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Antonio  
Chiladano (now known) and  
a man named Antonio who is now  
arrested. The said Chiladano  
cut deponent's throat with the  
blade of a razor which he then  
held in his hand, and the said  
Antonio (now arrested) cut deponent  
twice on the face with a razor  
and said assault was  
committed.

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

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

Sworn to before me, this 13 day }  
of September 1888. } C. J. Colucci

John B. [Signature]  
Police Justice.

Sec. 198—200.

**District Police Court.**

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

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. *St. Martin* *St. Martin*

*Question.* How old are ~~you~~?

Answer. *Yes*

*Question.* Where were you born?

Answer. *Italy*

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

Answer. 14 Mulberry St, York<sup>ts</sup>

*Question.* What is your business or profession?

Answer. *it is wrong*

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 ever yours  
 Antoinette Martine

I can before me this  
 day of the month of 1882  
 Oscar S. J.

024

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

*Antonio Chuladano* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Antonio Chuladano*  
Taken before me this  
13th day of March 1935  
at New York City  
District Justice.



0241

Belleuve Hospital.

Sept 9<sup>th</sup> 1890

Dominico Galuch now  
in the Belleuve Hospital is  
improving in his condition but  
will be unable to leave the  
hospital for a number of days.

H. L. Constable

House Surgeon.

0243

Sec. 192.

1 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Solow B. Smith a Police Justice  
of the City of New York, charging Antonio Cheladano Defendant with  
the offence of Assault

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, Antonio Cheladano Defendant of No. \_\_\_\_\_  
40 Mulberry Street: by occupation a Barber  
and Pasquale Philile of No. 35 Mulberry  
Street, by occupation a Saloon Surety, hereby jointly and severally undertake  
that the above named Antonio Cheladano 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 \_\_\_\_\_

day of September

1898

Solow B. Smith Police Justice.  
Antonio Cheladano  
Pasquale Philile

CITY AND COUNTY } ss.  
OF NEW YORK,

*Sworn to before me, this*  
*1st day of September 1890*  
*at New York City*  
*Police Justice*

*Pasquale Chilile*

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 *Five* 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 and lot*

*35 Mulberry Street of the*  
*full value of One thousand*  
*Dollars*

*Pasquale Chilile*  
*maker*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 18

Justice.



0245

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Sept. 4 1890.

Domino Gault is still  
quite weak from loss  
of blood & unable to go  
to Court today.

J. H. Hammond M.D.  
H.S.

Police Court, District.

City and County  
of New York,

ss

of No.

Street, aged

years,

occupation

that on the

day of

1890,

York, in the County of New York,

*John J. Wimmer*  
*Police Officer* being duly sworn, deposes and says,  
 that on the *4* day of *September*, 1890, at the City of New  
 York, in the County of New York, he arrested *Antonio*  
*Chiladano* (now known) for  
 cutting and stabbing one  
*Rominio Galutch* with the  
 blade of a razor and in-  
 flicting such injuries to  
 said Galutch as causes  
 him to be confined to the  
*Chambers Street Hospital*  
 as per annexed certificate.  
*Wimmer* further says that  
 the said Galutch identified  
 the defendant in his (defendant's)  
 presence as being the one  
 who inflicted said injuries.

*Sworn to before me*  
*this 4<sup>th</sup> day of September*  
*1890*

*John J. Wimmer*  
*Solon Blum*

*Police Justice*

0247

Police Court--

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

*Antonio Chilesan*  
2  
3  
4

Dated

188

*Smith* Magistrate.

*Morris* Officer.

*500 for Ex* Clerk.

Witnesses

No. *500 for Ex* Street,

No. Street,

No. Street,

\$ to answer Sessions.

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

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

Dated

188

Police Justice.

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

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.



Court of General Sessions.

The People on the  
complaint of  
Domenico Cerucci  
- vs -  
Antonio Chilindano

City & County of New York ss:  
Joseph Russo, being  
duly sworn deposes and says that  
he resides at No. 87 Mulberry Street  
in said city. That I know both  
complainant and defendant for  
about five years. That on the  
4<sup>th</sup> day of Sept. 1890, I was going  
to my home, and in front of No.  
39 Mulberry Street, I saw Antonio  
Chilindano assault Domenico  
Cerucci with a razor, and after  
said Chilindano ran into the  
house No. 40 Mulberry Street. This  
took place about one o'clock in  
the morning of said Sept. 4. 1890.  
On Sept. 11<sup>th</sup> 1890, about 12.00, I saw  
Chilindano, and he wanted me to go  
and dine with him, and I refused to  
do so, and he then and there said to  
me, if you appear against me in the

court. He would cut your throat.

I now to before me)

this 15<sup>th</sup> day of Sept. 1890

Robert St.acey

Comm. of Health

N.Y. City

Joseph <sup>his</sup> ~~mark~~ Russ

Court of General Sessions

The People &c.

Against

Antonio C. Lindano

Defendant

Affidavit of

Joseph P. Russo

witness for People

JS



Court of General Sessions

The People  
 agst  
 Antonio Cilento

City and County of New Yorks:  
 Antonio Cilento  
 being duly sworn says that he  
 is the defendant herein and  
 was convicted of assault in  
 the 2<sup>nd</sup> degree on November  
 11. 1890. That respondent is inas-  
 cuit of the charge for which  
 he was indicted; that he never  
 committed the assault charge  
 against him upon the person  
 of Domenico Coluchio, the  
 complainant herein.

That respondent has never  
 been arrested for any crime  
 or offense and has always  
 borne a good character. That  
 respondent comes from the same  
 place in Italy that the Com-  
 plainant comes from.

That annexed hereto and  
 marked "A" is a certificate

of good character from the  
Mayor of the community of  
Brazilians.

That annexed hereto and  
marked "13" is a certificate  
concerning the character  
of the complainant herein  
Domenico Collocchia.

Sworn to before me  
this 14<sup>th</sup> day of November 1890

Antônio <sup>his</sup> Clemente  
mark

M. E. Godhart

Notary Public

N. Y. Conn.



PROVINCIA DI BASILICATA



CIRCONDARIO DI POTENZA

*"a"*  
**MUNICIPIO**  
— DI —  
**BARAGIANO**

*Il Sindaco del suddetto Comune  
certifica  
che Celestano Antonio fu Giuseppe  
contadino, nato e domiciliato in Baragiano  
attualmente residente in New York (Ame-  
rica del Nord), durante la sua dimora in  
questo Comune ha serbato sempre buona  
condotta.*

*In fede si rilascia il presente a richiesta  
dell'interessato, per chi possa valerli all'uopo.  
Baragiano 23 ottobre 1890*



*Il Sindaco  
Mangiotta*



Translation of the foregoing certificate.

Province of Basilicata  
County of Potenza, Municipality of  
Baragiano

The Mayor of the said commune  
Certifies

That Antonio Clemente, late  
Giuseppe, laborer, born and  
domiciled in Baragiano, actually  
a resident of New York (North  
America) during the time that he  
resided in this community has  
always exhibited and born a  
good reputation.

In witness, I have hereunto  
registered the present at  
Baragiano October 23. 1890

The Mayor  
Mangiotti

{ Seal  
of  
Municipality  
of Baragiano }



CIRCONDARIO DI POTENZA

MUNICIPIO

DI

BARAGIANO

B<sup>o</sup>

*Il Sindaco del Comune di Baragiano  
Certifica  
che Colucci Domenico fu Nicola, contadi-  
no nato e domiciliato in Baragiano, attuel-  
mente residente in New-York / America del Nord,  
durante la sua dimora in questo Comune ha  
servato sempre ~~la~~ *buona* condotta, dico catti-  
va condotta, tanto che espia una pena per  
omicidio in persona di Calisto Francese.  
In fede si rilascia il presente a richiesta  
di Celestano Antonio fu Giuseppe.*

*Baragiano, 23 Ottobre 1890*



*Il Sindaco  
Muzi*

Translation of the foregoing Certificate.

Province of Basilicata  
County of Potenza, Municipality  
of Baragiano

The Mayor of the Commune of Baragiano  
certifies

That Domenico Collucci, late Nicola,  
laborer, born and domiciled in  
Baragiano, actual resident of  
New York (North America) during  
the time he has resided in this com-  
munity has always borne a dis-  
reputable character, I mean bad  
conduct or character, so much  
so, that he has served time for  
Homicide on the person of Francesco  
Galizia

In witness whereof I have  
registered these presents at the  
request of Antonio Clemente, late  
Giuseppe.

Baragiano October 23. 1890

Seal

The Mayor  
Mangiothi

{ of  
Municipality of Baragiano }



Left  
years of  
Had relations  
for being friend of  
left  
Cut twice

||||

Court of General sessions

The People

<sup>agst</sup>  
Antonio Cilento

city and County of New York:

Prosper Ferrara being  
dearly sworn says that he is twenty  
years of age. That he speaks,  
reads and writes the Italian  
and English Languages. That  
he has read the two certificates  
annexed to the foregoing affidavit  
of Antonio Cilento marked  
respectively "A" and "B". That  
the translations annexed to said  
certificates are correct trans-  
lations thereof into the English  
Language. That the said Certi-  
ficates are in the Italian Language.

Sworn to before me  
this 12<sup>th</sup> day of November 1890 } Prosper Ferrara  
Thomas J. Brady  
Clerk of Peace  
City.

0259

Court of General Sessions

The People

agst

Antonio Alcantara

affidavits as  
to character

Wm. Doll

Deft. atty.

25 Chambers St.  
N.Y. City.



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Antonio Chiladano

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

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

The said Antonio Chiladano

late of the City of New York, in the County of New York aforesaid, on the  
fourth day of September in the year of our Lord  
one thousand eight hundred and ninety, with force and arms, at the City and  
County aforesaid, in and upon the body of one Domenico Colucci  
in the Peace of the said People then and there being, feloniously did make an assault  
and him the said Domenico Colucci  
with a certain razor

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

him the said Domenico Colucci  
with intent thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

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

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

The said Antonio Chiladano

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid with force and arms, in and upon the body of  
the said Domenico Colucci in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and him the said  
Domenico Colucci  
with a certain razor

which the said Antonio Chiladano  
in his right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York,  
and their dignity.

026

THIRD COUNT—

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

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

The said *Antonio Chiladano*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said  
*Domenico Colucci* in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and  
*him* the said *Domenico Colucci*  
with a certain *razor*

which *he* the said *Antonio Chiladano*  
in *his* right hand then and there had and held, in and upon the *neck*  
*and face* of *him* the said *Domenico Colucci*  
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and  
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-  
fully inflict grievous bodily harm upon the said *Domenico Colucci*

against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0260

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Christian, Jacob

**DATE:**

10/16/90



3810



0263

128

Witnesses

S. W. Clason

Counsel,

Filed,

day of

1880

Pleas,

THE PEOPLE,  
vs.

Jacob Christian

ADULTERATED MILK.

(Chap. 183, Laws of 1884, Section 1, as amended  
by Chap. 577, Laws of 1886, Section 1; Section 186,  
Sanitary Code, and Section 575 of the N. Y. City  
Consolidation Act of 1882.)

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Ernest Little  
Oct 16/80

Foreman.

Guilty  
Fined \$100

0264

City and County of New York, ss.

I *Samuel W. Bloom* No. 12,125,51 an  
Assistant Sanitary Inspector of said city, being duly sworn, deposes and says, that on the  
25<sup>th</sup> day of *March* in the year 1880

at premises number *1762-37* in the City of New York, the said premises being  
a place then and there where Milk was kept for sale, one *Jacob Christian*  
unlawfully did then and there keep, have and offer for sale three quarts of impure and unwhole-  
some Milk, which had been and was then and there watered, adulterated, reduced and changed by  
the addition of water or other substance, or by the removal of cream therefrom, and that such  
impure, unwholesome, watered, adulterated or reduced and changed Milk was then and there, by  
the said *Jacob Christian*, unlawfully held, kept and offered for sale  
against and in violation of the provisions of the Sanitary Code, and of such Sanitary Code then  
and there, and at all times thereafter in force and operation, and especially against and in violation  
of the provisions of a section and ordinance of such Sanitary Code which was duly passed and  
adopted by the Board of Health of the Health Department of the said City of New York, and by  
said Health Department at a meeting thereof, duly held in said city, on the twenty-third day of  
February, 1876, in the manner and language following, to wit:

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

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

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

Sworn to before me the  
of *April*

1880

day

*Samuel W. Bloom*

*[Signature]*

Police Justice.

0265

Police Court, 5<sup>th</sup> District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Emmanuel McLachlan*

vs.

*Jacob Christman*

Affidavit

Dated *April 12* 18*80*

Justice.

Officer.

*Witness A. L. Beebe*  
*301 North 2<sup>nd</sup>*

*Grown Pills 50 -*  
*to 80 grains with*  
*daily -*  
*4% added water*

0261

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Jacob Christian* 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. *Jacob Christian*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *No 1762 - 5<sup>th</sup> Avenue - 6 months*

Question. What is your business or profession?

Answer. *Milk 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 sell the milk as I receive it from the wholesale dealer. Demanded by my*  
*Jacob Christian*

Taken before me this

day of

189

Police Justice.



026

Sec. 151.

Police Court 5<sup>th</sup> District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*In the name of the People of the State of New York ; To the Sheriff of the County  
of New York, or to any Marshal or Policeman of the City of New York, GREETING :*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Samuel H. Nelson M.D.  
of No. 1 East 125<sup>th</sup> Street, that on the 25 day of March  
1889 at the City of New York, in the County of New York,

*One Jacob Christian held and offered  
for sale at premises nos 1762 3<sup>rd</sup> Ave three  
quarts of adulterated milk in  
violation of Sanitary Code of said  
city*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 5<sup>th</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 15 day of March 1889

*[Signature]*  
POLICE JUSTICE.

02

POLICE COURT 5<sup>th</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Samuel Meloson

vs.

Jacob Christman  
1762-3 Av

Warrant-General.

Dated April 1<sup>st</sup> 1880

Magistrate.

Brady

Officer.

The Defendant

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

James Brady Officer.

Dated April 3 1880

This Warrant may be executed on Sunday or at  
night.

Police Justice.

3 PM

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

Dated.....188

Police Justice.

The within named

29 Apr 1762-3 Av

026

BAILED,  
No. 1, by Lebunco Lake  
Residence 1474, 2nd St  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court--- 5th District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Samuel M. Mann  
1-6-23 12-5  
Street Christian

Offence Violation  
Sanitary Code

Dated

April 3

1890

Subby

Magistrate.

Grady

Officer.

Conor

Precept.

Witnesses

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

Street.

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

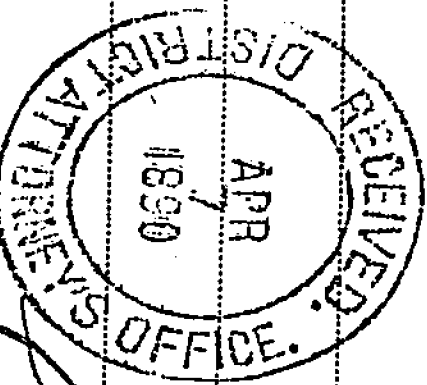
Street.

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

Street.

\$ 1000

to master



Boatman

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 \_\_\_\_\_ 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 April 3 1890 Police Justice.

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

Dated April 6 1890 Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0270

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*against*

*Jacob Christian*

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

*Jacob Christian*

(Chap. 183, Laws of 1885, § 1, as amended by Chap. 577, Laws of 1886, § 1.) of a MISDEMEANOR, committed as follows:

The said

*Jacob Christian*

late of the City of New York, in the County of New York aforesaid, on the  
*twenty-fifth* day of *March* in the year of our Lord  
one thousand eight hundred and ~~eighty-ninety~~ *ninety*, at the City and County aforesaid,  
did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated  
and unwholesome milk (the same not being skimmed milk produced in the said County),  
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.



027

SECOND COUNT:

(§ 180, Sanitary Code

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

*Jacob Christian*  
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE  
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said *Jacob Christian*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep, have and offer for sale, three quarts of milk which had been and was then and there watered, adulterated, reduced and changed by the addition of water and other substances to the Grand Jury aforesaid unknown, and by the removal of cream, against and in violation of the Sanitary Code of the Board of Health of the Health Department of the City of New York, duly adopted and declared as such at a meeting of the said Board of Health, held in said city on the second day of June, 1873, as amended in accordance with law, and particularly in violation of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of said code, which is as follows, that is to say:

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

Which said section and ordinance above set forth was, by a certain resolution, duly passed and adopted by the said Board of Health and by said Health Department, at a meeting thereof duly held in said city on the twenty-third day of February, 1876, added to and made a part of the said Sanitary Code aforesaid, and adopted and declared to form a portion thereof, pursuant to the authority and power conferred by law upon the said Board, and which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876, and which said Sanitary Code so amended and altered was then and there, at the time of the committing of the offense hereinabove alleged, in full force and operation, and was by law declared to be binding and in force in said city, and which said section and ordinance above set forth was then and there in full force and virtue, having been in nowise altered, amended or annulled by said Board of Health, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,  
District Attorney.

0272

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Christian, William

**DATE:**

10/28/90



3810

0273

Witnesses;

Gustavo Schultze  
Officer Lang

Counsel,

Filed

day of

18

Pleads,

THE PEOPLE

vs.

William Christian

Grand Larceny First Degree.

(From the Person.)

[Sections 593, 594 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Foreman.

George J. 2nd  
Henderson  
Elmore Ref.

Ans



0274

Police Court District.

Affidavit—Larceny.

City and County  
of New York, ss.

I, Augustus Schultz  
of No. 39 Livingston Street, aged 40 years,  
occupation Boarding House being duly sworn

deposes and says, that on the 22 day of Oct 1894 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 time, the following property, viz

Person  
Gold Watch of the  
Value of One Hundred  
and Twenty Dollars

Deponent  
the property of

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

William Christman  
(man here) for the reason  
that said Defendant came  
along with a parade  
and Deponent stood  
on the corner of Forsyth and  
Livingston Streets,  
then and there Defendant  
grabbed at Deponent's  
pocket and pulled said  
Watch therefrom and ran  
away with the same.

Wherefore Deponent  
now charges said  
Defendant with taking

Sworn to before me, this  
18  
Police Justice.



Stealing and carrying  
away said Watch from  
the person and possession  
of defendant and pray  
that he be dealt with as  
the Law directs.

Eustace Schultz.

Sworn to before me  
this 13<sup>th</sup> day of Oct 1891

W. J. Deane  
Police Justice

0278

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*Am not guilty*  
*William Christian*

Taken before me this  
day of

Police Justice.

027

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

Police Court

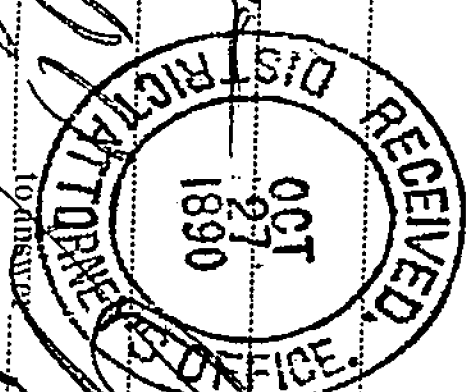
District

THE PEOPLE, &c.  
 ON THE COMPLAINT OF

Dated

1890

Offence



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

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

Dated \_\_\_\_\_ 1890 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William Christian*

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

*William Christian*  
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said

*William Christian*

late of the City of New York, in the County of New York aforesaid, on the *twenty second*  
day of *October* in the year of our Lord one thousand eight hundred and  
*ninety*, in the *night* - time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the  
value of one hundred and  
twenty dollars.*

of the goods, chattels and personal property of one

on the person of the said

then and there being found, from the person of the said

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.

*Gustav Schultz*  
*Gustav Schultz*  
*Gustav Schultz*  
*John L. Fellows*  
*District Attorney*



0270

SECOND COUNT—

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

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

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,

of the goods, chattels and personal property of one

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

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

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.

JOHN R. FELLOWS,  
District Attorney.

0280

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Clabby, James

**DATE:**

10/22/90



3810

0281

Witnesses :

E. Thompson

Officer [unclear]

Counsel,

Filed 22 day of Oct 1889

Pleads

THE PEOPLE

vs.

James Clabby

INJURY TO PROPERTY.  
[Section 654, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Andrew Little

Oct 22/90

Foreman.

Plead Guilty

Pen one yr

028

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*James Clabby* 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. *James Clabby*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *942 10<sup>th</sup> Avenue, 3 years*

Question. What is your business or profession?

Answer. *Stone cutter*

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

Answer. *I am not guilty*

*James Clabby*

Taken before me this *1st*

day of *October* 188*9*

Police Justice.



028

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

Police Court--- District. 1544

THE PEOPLE, &c.  
ON THE COMPLAINT OF  
*Supreme Court*  
*1988*  
*James Black*  
Offence *Maid misbeh*

Dated *Oct 14* 18*98*

*Magistrate*

*Magistrate*

*Magistrate*

*Magistrate*

*Magistrate*

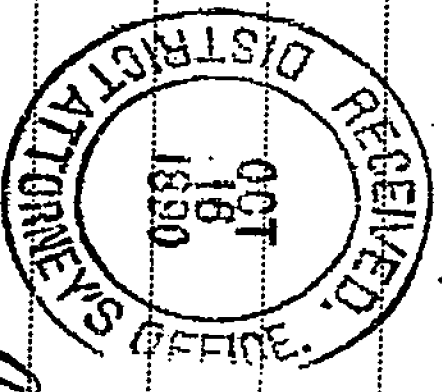
*Magistrate*

*Magistrate*

*Magistrate*

*Magistrate*

*Magistrate*



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

*defendant*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Five* Hundred Dollars, 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 14* 18*98* *H. J. McMahon* Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0284

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Wegman*  
aged *23* years, occupation *Police Officer* of No.

*22nd Avenue* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Eugene Thompson*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *14*

day of *October* 188*8*

*William Wegman*

*W. M. Nicholson*

Police Justice.

0289

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

of No. 988 Eighth Avenue Street, aged 35 years,  
occupation Liquor dealer being duly sworn deposes and says,  
that on the 14th day of October 1889

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

James Clabby  
(now here) did wilfully and maliciously  
break and destroy a pane of plate  
glass in the above premises doing  
damages in the sum of One hundred  
and fifty dollars, property in deponent's  
care and charge. Deponent is in-  
formed by Officer William Wegman  
(now here) that at about the hour  
two o'clock a.m. he, Wegman  
saw the defendant wilfully and  
maliciously throw a stone at

Sworn to before me, this  
of 1889

day

Police Justice.

0288

said glass window breaking and  
destroying it. Eugene Thompson  
Sworn to before me  
this 14<sup>th</sup> October, 1890  
W. J. Morrison  
Police Justice

Police Court, District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,



**Court of General Sessions of the Peace**

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*James Ralston*

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

*James Ralston*

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*

PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *James Ralston*

late of the ~~Twenty-second~~ *Second* Ward of the City of New York, in the County of New York  
aforesaid, on the ~~fourteenth~~ *fourteenth* day of *October*, in the year  
of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, at the Ward, City and  
County aforesaid, with force and arms, *a certain* ~~one~~ *piece of*

*plate glass.*

of the value of *one hundred and fifty dollars.*

of the goods, chattels and personal property of one *Engene Thompson.*

then and there being, then and there feloniously did unlawfully and wilfully *break*

*and destroy.*

against the form of the Statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*James H. Barry* —  
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —  
REAL PROPERTY OF ANOTHER, committed as follows:

The said *James H. Barry*, —  
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, with force and arms, *a certain*

*piece of plate glass,*

of the value of *one hundred and fifty dollars*, —  
in, and forming part and parcel of the realty of a certain building of one

*Eugene Thompson* —  
there situate, of the real property of the said *Eugene Thompson*, —

then and there feloniously did unlawfully and wilfully *break and destroy*.

against the form of the Statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

District Attorney.

0284

**BOX:**  
412

**FOLDER:**  
3810

**DESCRIPTION:**

Clark, Frank W.

**DATE:**  
10/21/90



3810

0290

Witnesses;

162-87 *NAK*  
Counsel,  
Filed *21* day of *Oct.* 18*90*  
Pleads, *C Not guilty*

THE PEOPLE  
vs.  
*23*  
*1911* *murder*  
*P*  
*Frank W. Clark*  
*(2 cases)*  
Forgery in the Second Degree,  
(Sections 511 and 531, Penal Code.)  
*Second offense.*

*File indictment*  
*File with to 1890*  
JOHN R. FELLOWS,  
District Attorney.  
*Oct 20 1890*  
*Part 3 Sec. 8 at dft's request*  
**A True Bill.**

*1890*  
*Andrew Little*  
Foreman.  
*Part III December 11 1890*  
*Tried and convicted*  
*S.P. 10 yrs.* *#9*



029

**CORRECTION**

0292

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Clark, Frank W.

**DATE:**

10/21/90



3810

0293

Witnesses;

162-87 *Not*

Counsel,

Filed *21* day of *Oct.* 189*0*

Pleads, *C Not guilty*

THE PEOPLE

vs.

*23*  
*1911* *murder*

*P*

*Frank W. Clark*  
*(2 cases)*

Forgery in the Second Degree.

(Sections 511 and 521, Penal Code.)

*Second offense.*

JOHN R. FELLOWS,

District Attorney.

*Oct 27 1890*

*Part 3 Dec. 8 at dft's request*

A True Bill.

*Andrew Little*

Foreman.

*Dec 11 1890*  
*tried and convicted*

*S.P. 10 yrs.*

## COURT OF GENERAL SESSIONS-Part III.

The People of the State of New York, : Before Hon. Rufus  
: B. COWING, and a  
against :  
: Jury.  
FRANK W. CLARK .

Indictment filed October 21st 1890.

Indicted for forgery in the 2nd degree  
as a second offence .

N e w Y o r k , D e c e m b e r 9 t h 1 8 9 0 .

APPEARANCES: For the People Asst. Dist. Atty.. JEROME.

For the defendant Mr. J. F. Moss and J. R.  
Heinzelman.

JAMES P. DAVENPORT, a witness for the People , sworn, testi-  
fied:

I am one of the deputy clerks of the Court of General Sessions. I produce the minutes of Part I of this Court for the month of September 1888. By those records it appears that on the 14th day of September one Frank W. Clark, pleaded guilty before the Hon. Fredk. Smyth, Recorder to the crime of forgery in the second degree, and was thereafter sentenced by the said Recorder to imprisonment in the Elmira Reformatory .

GEORGE F. TITUS, a witness for the People, sworn, testified:

I am a detective sergeant attached to Headquarters in this city . I was present in this Court on the 14th day of September 1888, and heard the Recorder pronounce sentence on one Frank W. Clark for the crime of forgery in the second degree . The man now at the bar is the same individual who was at that time sentenced by the Recorder . I am positive he is the same person . At



2

that time the defendant admitted his guilt to me . The check which is now handed to me is the check which he admitted forging at that time . It was the exhibit in the case .

ISAAC HOWLAND, a witness for the People, sworn, testified:

My business is that of Cashier of the National Exchange Bank at the corner of College Place and Chambers Street in this city . About the 8th or 10th of September The defendant came to our bank . He applied to me saying he wished to open an account; he had the two checks which I have here and he said he wished to deposit them . One of the checks was signed F. Kinsman and Co. Pay to the Order of Frank DuBois. He handed me that check . I said I would take his deposit, but I could not take his name in the signature book until I found the check was good or until he was identified at the bank . He appeared to be satisfied with this arrangement, and after receiving from me a pass book and a check book he left . On the next day the check signed Kinsman and Co. was returned to us as no good . There was no other depositor of the name of Du Bois in our bank . I am positive the defendant now at the bar is the man who opened this account, who handed me the check in question, and to whom I turned over a check book of our bank. .

Cross Examination :

I am not positive whether it was the 8th or 10th of September that the defendant called at our bank . I identified the defendant at the Police Court some two or three weeks afterwards . There are a great many people call at our bank every day . I recollect the faces of

all the person to whom I hadn pass and bank books. I do not forget the faces of people who open accounts at our bank . They are impressed on my mind . I cannot say that I would re cognise such a person if I passed him on the street, but if his features were brought before me as they have been in this case I would be satisfied in the identification of the man . I am perfectly satisfied in this case that the defendant is the man who opened this account with me . I am positive .

FRANK W. KINSMAN, a witness for the People, sworn, testified:

I am a druggist doing business at No. 343 4th Avenue in this city. The paper handed me as People's Exhibit No. 1 is a paper similar to the checks in use by the firm of F. W. Kinsman and company of which I am a member . I have an account in the 14th street bank in this city upon which this check is drawn. I kept an account in that bank on the date of this check September 8th of this year . I am the individual who draws the checks used by that house . I did not draw this check . This check is an exact counterpart of those used by our firm with this exception; in the checks used by us the number of the check is in print whereas in this check I observe it has been written in by hand . I never signed this check, nor did I give any otherperson the power or authority to sign it for me . I do not know any person of the name of Frank DuBois . I do, not know the defendant, nor have I ever seen him before . I do not know of any

person dealing with us by that name .

FRIEND PITTS, Jr., a witness for the People, sworn, testified :

I am a Book keeper employed in the 14th street bank in this city . I am acquainted with the different depositors who have accounts with that bank . F. W. Kinsman & Co. had an account there in the month of September of this year . I am familiar with the signatures of that firm . The paper now shown me, People's exhibit I, does not contain the signature of any depositor in our bank .

HENRY P. DONNELLY, a witness for the People, sworn, testified:

I am a jeweler doing business at No. 497 Sixth Avenue in this city . I know the defendant at the bar Frank W. Clark: On the 11th day of September the defendant whom I now positively recognise was at my place of business . I had a conversation with him, showed him some articles which he purchased . He gave me in payment the check which I now hand you . It has been in my possession ever since as I was unable to get it cashed; it was no good . The defendant wrote the check in my presence . I am positive in this statement, as I saw him write the name Frank DuBois.

FRANK N. EVANHOE, a witness for the People, sworn, testified:

I am an officer of the municipal police of this city, having the rank of a detective sergeant on the staff of Chief Inspector Byrnes . I made the arrest of the defendant at the bar . I had been on the case and in quest of him for some time . On the 27th of September, I learned that his mother intended to move and I secured



employment as a truck man and a furniture mover . I was in and out of the house during that day and saw the defendant talking with his mother in one of the rooms . After I had completed the work I shadowed the house for two or three hours . I saw the defendant emerge from the house and go to the corner of 123rd street and eighth avenue . I arrested him at that corner . I went up to him and said that the Inspector would like to see him . He expressed surprise and said "I do not see why the Inspector should want to see me, and any how I do not see why he should send such a looking man as you for me " . I was at that time disguised as a furniture mover . I told him he had better come with me any how, and he consented . I got a pair of handcuffs and placed them on his right and on my left wrist . At his request I went to a saloon with him to have a drink . He took a glass of beer and I cannot say what beverage I indulged in . He began fumbling at his pocket to get the money and when I saw his hand in his pocket I pulled it out and there fell upon the floor from his hand the false moustache which I now produce . I did not say anything further to him at that time, nor did he have anything more to say to me . I had no conversation with him ~~my~~ relative to the moustache .

Cross Examination:

It is not usual for me to take prisoners when under arrest into saloons . In this case I did it because I felt to a certain degree sorry to take the young man into custody and when he made so simple a request I did not think it anything wrong to grant it . . I found a few other



trinkets in his pockets which I did not consider important .

Counsel for defence moves the Court to direct the jury to acquit on the ground ~~that~~<sup>that</sup> the ~~proof~~<sup>proof</sup> ~~is~~<sup>is</sup> ~~was~~<sup>is</sup> insufficient to warrant a conviction of the defendant .

Motion denied .

The case was adjourned until tomorrow morning Decemner 10th 1890.

New Y O R K, December 10th 1890.

The case was resumed .

D e f e n c e .

BEATRICE CLARK? a witness for the defendant, sworn, testified:

I am the mother of this defendant . He is my only son . I reside at present at No. 181 West 97th street I was living in the month of September this year at Jefferson St. in Morrisania . My son and daughter and husband lived with me at that place . On the afternoon of the 1st of September my son at my request went down into a small cellar to do some chores for me about the house. He slipped and fell and sprained his ankle . It was quite a severe sprain . My boy was at home laid up with this injured limb from that time until the 18th of the month. I positively swear that he never left the house during that time . I was surprised when he was arrested because I knew he was at home all this time . Several persons visisted him while he was at home . He occupied his time in doing little painting as he has great taste for artistic work . H ewas in the house all day the 4th th

~~8th and the 11th of September . I saw him all the time~~

trinkets in his pockets which I did not consider important .

Counsel for defence moves the Court to direct the jury to acquit on the ground ~~that~~<sup>as</sup> the ~~proof~~<sup>proof</sup> ~~in was~~<sup>is</sup> insufficient to warrant a conviction of the defendant .

Motion denied .

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N ew Y O R K, December 10th 1890.

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TORN PAGE

8th and 11th of September . I saw him all the time, as I did not leave the house myself . I employed no physician to take care of him as I understood how to treat this myself .

Cross Examination:

I think the 1st of September was on a Monday . I remember this fact because my rent was due and payable in advance on the 1st . My son is a plumber and has been employed by the same firm as his <sup>a</sup>father . He did not work during the month of September . I never saw Officer Evanho~~se~~ <sup>at</sup> my place until the day my son was arrested . There were no strangers during September calling at my house for my son . I am positive of this.

DANIEL E. KIMBALL, a witness for the Defendant, sworn, testified:

I am the New York Agent of the State Reformatory at Elmira . I know the defendant . Hewas one of the paroled men from that institution . He obeyed all the requirements of his parole, reporting at our office every month . That is all I know about him . I do not know of his general character .

Cross Examination:

It is a rule of the institution that if a paroled man fails to obey the requirements of his ticket of leave and report once a month to the managers of the institution; he is arrested and sent back to the institution . Then he is kept for the full term of his sentence .



MAGGIE CLARK, a witness for the Defendant, sworn, testified:

I am a sister of this defendant . I live with him and my parents in this city . I recollect the early part of the month of September this year . On the first of the month my brother sustained a very painful injury of one of his feet and he was confined to the house from the 1st to the 18th of the month. He did not leave the house during that time / I am positive of this fact and cannot be mistaken . I saw him in the house with his foot resting upon a chair . He had several visitors at the house during the time he was laid up. My mother attended to his injury and called in no doctor .

WILLIAM KELLY, a witness for the defendant , sworn , testified :

I live with my parents at No. 1016 10th avenue in this city . I am acquainted with the defendant at the bar Frank W. Clark. I knew him in the month of September this year . I received a letter from him dated the 5th of September . I had called at his house on the 4th in reference to some employment he was to get for me . On the 5th I received a letter from him asking me to call again and I did so on the 8th. On both those dates the 4th and the eighth when I called the defendant was at home in Jefferson Avenue Morrisania/H He appeared to be suffering from a sprained ankle as he sat with his foot resting on a chair . I produce the letter which I received from this defendant .



## Cross Examination:

I am a plumber by occupation, and was for some time employed by the firm of Earl B. Chase, with whom the defendant and his father have been employed. I was discharged at the time the firm failed. I know a man named Dunne. He was employed by the same firm. I know the date I called was the 4th on account of the receipt of this letter on the following day the 5th. I recollect that the second date I called was the 8th because it was a few days after the date I had called before. I have never been convicted of any offence in my life. I was placed by my parents in Father Drumgoole's Home for Boys. I stayed there four years and a half, and have been working since I came out of there at my trade. I have not been working for the past few months. I have made no effort to get work lately, with the exception of calling on the defendant Clark who promised to secure me work. I have been living on my sister for a few months. I have had no conversation with the lawyers in this case as to the testimony I should give, but did converse with the mother of the defendant.

JAMES DUNNE, a witness for the Defendant, sworn, testified:

I am a plumber by occupation. I am employed by the firm of Dunne Bros. at the present time. I am acquainted with the defendant now at the bar. I am no relative of his. I met him first when he and I were together employed by the firm of Earl B. Chase, plumbers. He is a journeyman plumber as I am myself. I called at his house in Morrisania on the 3rd day of September

0304

this year and saw the defendant at home . He told me he had sprained his ankle . His foot was resting on a chair. I stayed with him from eleven o'clock in the morning until three o'clock in the afternoon . During that time he did not leave the house . I called upon him again on the 11th day of September, and found him still suffering with his foot . He was laid up with his foot bandaged .

I am positive in this statement . The firm of plumbers with whom we were employed failed and both of us were thrown out of employment .

Cross Examination:

I am twenty four years of age . I have never been convicted of any crime . I am married and live with my wife . I know that the date was the 3rd on account of not being able to pay my rent on the 1st . I was out of work . I know that I called again on the 11th because that is only a few days after the <sup>3rd</sup> ~~11th~~ and any man can remember that long . I have not been seen and talked with by the counsel in this case . If I had a calendar I could sit down and study out the same dates in the month of October, but without doing so I could not tell you what day of the week the 3rd and 11th of October fell on.

I cannot say why it is that I can so positively tell the day of the week that the 3rd and 11th of September fell on . I was asked to come here by the mother of this defendant, and she also asked me to try and recollect the days when I called on her son I did so . She did not assist me in my recollection of those dates at all . I state positively that the testimony I have given is true.

<sup>Clark</sup>  
RUTHERFORD, a witness for the defendant, sworn, testified:

I am the father of the defendant . I know the fact that my son <sup>a</sup>sp~~ar~~ined<sup>a</sup>m his ankle on the 1st of September and that he <sup>a</sup>reamined<sup>a</sup> at home in the house from that day until the 18th of the month. I was not at home all day but when I <sup>2</sup>reurned<sup>a</sup> in the evening I found my son at home . He was engaged in the occupation of painting pictures, and the picture now shown me containing the date Sept/ 7th is a picture which he was painting at the time he was ~~l~~ad up with this injured limb .

The following witnesses were called by the People in rebuttal :

JAMES A. VOYLE, a witness for the People, sworn, testified:

I am in the artificial hair business at No. 73 East 13th street in this city . We deal in ~~fx~~<sup>2</sup>ase moustaches and wigs. On the evening of the 4th of September this defendant came into our store and had a conversation with my partner and myself . He said he wanted to purchase a false moustache and wig . We gave him the false wig, but the moustache we had to make to order and told him to call for it the following morning . He did so and I saw him in the clear day light of the morning of the 5th of September . He told us that he was a detective detailed on an important case and he desired a disguise . He did not have with him money sufficient to pay for the <sup>g</sup>ods and he asked us to accept a check which we did . <sup>1</sup>He then wrote in my presence the check which I now see and which is signed Frank DuBois. I am positive that the deefendant is the man who was at our store on these occasions .



## CROSS EXAMINATION:

I have been in business at this place for thirteen<sup>7</sup> years . ~~On the first evening~~ I did not get so clear a look at the defendant on the first evening he came to our store as I did on the morning of the 15th. I saw him afterwards in the detective's room at headquarters and after looking at him identified him as the man . My partner was also present at the Police Headquarters and he also identified him as the man who had this conversation with us . The check was no good . I ~~the~~<sup>think</sup> the amount of it was wabout five dollars . My partner is not present in Court to-day . I know the moustache which is now in Court and which was found on the person of the defendant . It is the same ~~was~~ was sold to him by us on the date mentioned . I could not be mistaken in this man as I saw him twice and got a good look at his face .

GEORGE W. PANCOAST, a witness for the People, sworn, testified :

I am the assiatant cashier of the 6th National bank in this city . I have been connected with that bank for 27 years . I have seen the defendant before . I saw him at our bank on the 3rd day of September this year . He came in at about 11 or 12 o'clock . He wanted to open an account with us, and at my request he wrote his name in the signature book . The name he wrote was that of Walter Maltby . I afterwards identified the defendant at our place as the man . He deposited a check with us which turned out to be no good .



ARTHUR W. JOHNSON, a witness for the People, sworn, testified :

I am in the employ of Merwin Hurlburt & Co. dealers in sporting goods in 23rd street in this city . On the 3rd or 4th of September this yearv I saw this defendant at our store . He came in and I was assigned to attend to his wants as customer . He bought several articles from us . In payment he wrote in my presence the check which I now hand to you . I could not be mistaken in the man as

I was in conversation with for about twenty minutes . The check is stamped No Account, and was returned to us from the bank . I saw the defendant in Police Headquarters in this city, and immediately recognised him as the man with whom I had these dealings in the early part of September . When I said he was the man he said "Are you sure you are right" . I told him that I was quite sure he was the man .

MOSES PACOBUS, a witness called on behalf of the People, sworn, testified :

I am in the jewelry business, being employed by the firm of Casperfield and Cleveland at No. 144 Bowery in this city . I was so employed in the month of September this year , I saw the defendant who is now upon his trial at our store No. 144 Bowery in this city on the 4th of September . He came into our store in the neighborhood of five o'clock in the afternoon . He asked to see some diamonds and a gold watch and a chain . I showed him the articles and remained talking with him for half an hour. He selected articles of the value of about one hundred and

fifty dollars . In payment for this bill he asked me if I would oblige him by taking a check . I assented to this, and there in my store in pmy presence the de'endant wrote out this check which is now handed to me . That is the only time I have seen the defendant . I never saw him before .

Cross Examination:

I was quite close to this man, there being only the distance of a counter between us . I did not notice anything peculiar about his mouth . Our store is lighted by the electric light; I got a good clear view of the defendants face and cannot be mistaken as to his being the proper individual . He was impressed on my mind as I always take particular notice of any purchaser of diamonds . I could not tell the color of the hat which he wore . I went to Police Headquarters subsequently and immediately when I saw the defendant I recognised him . I had no conversation with him then .

DAVID N. CARVALHO, a witness for the People, sworn, testified:

I am an expert perman and an examiner of questioned handwriting . In these Courts I have frequently testified in such cases as this . I have examined the Exhibits in this case, the check Peoples Exhibit No. 1, signed F. W. Kinsman & Co., the various checks given to these differenet tradesmen in town, the signature of the defendant to his examination in the Police Court, the signature to the defendant to a petition for clemency presented to the Court at the time of his previous sentence, and his signature to his then examination in the police Court . After a very careful examination of all those

documents I am of the opinion that they are one and all in the same handwriting . There are several peculiarities of handwriting which are present in all of these documents . The habits of the hand are shown all through these documents .

FRANK .N. EVANHOE recalled by the People, testified :

I was present in the Police Court at the time the defendant was arraigned there . I saw the defendant in my presence and in the presence of one Henry P. Donnelly sign his name to the ordinary examination . The paper now shown me, and which was shown to the last witness, is the same paper which I saw him sign at the time .

Cross Examination:

I could not tell just what answers the defendant made to the questions put to him in the police court, but I am positive in my identification of his signature to this document . He gave the name of Walter J. Clark at first in the Police Court but it was afterwards changed to Frank W .Clark .

ISAAC HOWLAND, recalled :

I am the cashier of the National Exchange bank in this city . I have in Court with me now the signature book of that bank . I have already testified that I did not take the signature of the defendant at the time he was at our bank . An examination of the signature book confirms that statement, as it does not contain the signature of Frank DuBois the name by which the defendant went when he opened the account . I was in conversation with the defendant for fully fifteen minutes when he was present at our bank, I think the 8th of September . I



03 10

remember that I gave him a pass book and a che k book .  
This is frequently done before taking the signature of  
a person . If a man's signature is not in our signa-  
ture he cannot draw against the money deposited, so in  
this way our bank was secure . We have no other book of  
signatures than the one which I now produce except on e  
which is much older .

The various exhibits in the case were then read  
to the jury by the District Attorney .

Both counsel sum up .

The Court charges the jury .

The jury return to Court and say that they find  
the defendant guilty as indicted of the crime of  
forgery in the second degree as a second offence .

1730

1730

1730

1730

1730

1730

1730



Indictment filed Oct. 21-1890

COURT OF GENERAL SESSIONS  
Part III.

THE PEOPLE &c.

against

FRANK W. CLARK.

Abstract of testimony on  
trial December 9th and 10  
1890.

0311

0312

COURT OF GENERAL SESSIONS  
CLERK'S OFFICE.

PEOPLE  
vs.

Frank W. Clark

~~filed~~  
- 6 wa Sept 1933

0313

CITY AND COUNTY }  
OF NEW YORK, } ss.

George W. Boucary  
aged 49 years, occupation Assistant Cashier of No.  
Commerce Broadway & 33 Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Arthur W. Johnson  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 24  
day of September 1890 } Levi P. Bancroft

John H. Lawrence  
Police Justice.



031

Police Court—2nd District.

Affidavit—Larceny.

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

Arthur W. Johnson

of No. 26 West 23 Street, aged 30 years,  
occupation Salesman being duly sworn  
deposes and says, that on the 3rd day of September 1890 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:

Three Revolving Pistols of the Value of  
Thirty Six dollars \$ 36.00

the property of Morris Hulbert & Company and  
in care and charge of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James H. Clark (nowhere)

From the fact on said 3rd day of September 1890  
said defendant came to the place of business  
of the aforesaid premises, and purchased  
from deponent the aforesaid property and  
also ordered the Pistol cases for the sum  
of five dollars all of said property amounting  
to the sum of forty one dollars  
that said defendant gave deponent the  
here to annexed check in payment for said  
purchased and ordered property  
that said check was deposited for  
Collection at the Bankers and Traders Bank  
and returned to deponent as being of no  
value, Deponent is informed by George

Sworn to before me, this  
188 } day

Police Justice.



W. Bancash, assistant Cashier of the 6<sup>th</sup>  
 National Bank that said defendant on  
 said day deposited a check for the  
 sum of 1500 <sup>84</sup>/<sub>100</sub> Dollars in said 6<sup>th</sup>  
 National Bank purporting to be made  
 and drawn by one C. Donovan upon  
 the 2<sup>nd</sup> National Bank of said City  
 which check is forged and counterfeit  
 and of no value  
 Defendant charges that said defendant  
 did feloniously make forge and counterfeit  
 said check upon the 2<sup>nd</sup> National Bank  
 and deposited the same in the 6<sup>th</sup> National  
 Bank with the felonious intent to cheat  
 and defraud and that he purchased  
 said property from defendant and gave  
 defendant the said check upon the funds  
 of the 2<sup>nd</sup> National Bank he  
 well knowing at the time that he has  
 no right to draw and thereby he  
 did cheat said Morris & Stubbs of  
 said property depriving them the true  
 owners of the use and benefit thereof  
 Defendant therefore prays that said  
 defendant be dealt with as the  
 law directs

Subscribed to before me this } Amos Johnson  
 24 day of September 1890 }  
 John Morrison  
 Notary Public

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Francis M. Clark* 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.

*Francis M. Clark*

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.

*refuse to answer*

Question. What is your business or profession?

Answer.

*Accountant*

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 and demand  
an Exemption*

*Wm. F. Clark*

Taken before me this

day of

*September*

*1883*

*John J. ...*

Police Justice.

an motion of direct body matter  
disturbing & y<sup>e</sup> Sept 9 dda.  
kind for \$85000  
ad upon motion of Mr  
Adm't Oct 29 J. P. M.

**BAILED,**

No. 1, by

Residence

No. 2, by-

Residence...

No. 2, 43.

*Residence .*

No. 4, by...

## Resilience..

Police Court ..... District

1532

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Arthur W. Johnson  
26-Street 23

Three or Four

[illegible]

*Offence*

Date 2/2/20

198

*Magistrate.*

President of Public Officer.

.....Precinct.

**Wittnesses.**

*Printed Name*

No. 20/11/11

Sheet

S. W. Parcell

No. *D-114658*

14861.

10/25/2005

17

...No.

**Direct.**

1008-1010

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 Defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifty 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 October 8 1877 John W. Gardner, Jr. Police Justice.

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

*Dated*.....*18*.....*Police Justice.*

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

Dated..... Police Justice.



Police Court, 2 District.

City and County } ss.  
of New York,

of No. 494 6<sup>th</sup> Avenue

Harry P. Dammally

Street, aged 52 years,

occupation Jeweler.

being duly sworn, deposes and says,

that on the 8 day of September 1890, at the City of New York, in the County of New York,

Francis W. Clark alias Frank Dubois (nowhere) did feloniously make George Cambridge and utter as true the hereto annexed check marked Exhibit A purporting to be made by F W Heinemann and made to the order of Frank Dubois payable at the 14<sup>th</sup> Street Bank for the sum of Thirteen hundred <sup>20</sup>/<sub>100</sub> Dollars with the felonious intent to cheat and defraud, and actually he did check and defraud defrauding that on the 11<sup>th</sup> day of September 1890 said defendant came to defendant place of business and then purchased from defendant one gold Watch and gold Chain for one hundred & four dollars and in payment for said purchased property he gave defendant the hereto annexed check marked Exhibit B on the New York National Exchange Bank for the sum of \$104 <sup>00</sup>/<sub>100</sub> Defendant is now informed by Isaac Hawland, the Cashier of said New York National Exchange Bank that said defendant Clark alias Dubois did on the 8<sup>th</sup> day of September 1890 deposit the check marked Exhibit A, in his Bank that said check is Cambridge's and of no value, and that said defendant had no right to draw upon the funds of said Bank Defendant is further informed by Frank W. Heinemann that he saw the said check marked Exhibit A, that

0310

signature thereto is counterfeit that the same was not made by him, and that he did not authorize any person to make it for him and that said instrument is false and untrue

Defendant believing the information to be true charges that said defendant did feloniously write said false and fraudulent instrument and did deposit the same, and drew a check upon his false and fraudulent deposit with the intent to cheat and defraud, and whereby he did cheat and obtained deposit property as aforesaid

Sworn to before me this  
27 day of September 1890 } H. P. Johnson  
John Johnson  
Plaintiff

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars, and be committed to the Warden and Keeper of the City  
Prison of the City of New York, until he give such bail.  
Dated 1888 Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1888 Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888 Police Justice.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1  
2  
3  
4

Offence,

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

0321

CITY AND COUNTY }  
OF NEW YORK, } ss.

Isaac Howland  
aged 57 years, occupation Cashier of No. 136 Chambers  
Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Henry P. Dannelly  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 22  
day of September 1886

Isaac Howland

John J. Korman  
Police Justice.



032

CITY AND COUNTY }  
OF NEW YORK, } ss.

Frank W. Kinsman  
aged 57 years, occupation Druggist of No.

343 1/2 Adams Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry P. Danahy

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

Sworn to before me, this

day of

27 } Frank W. Kinsman  
September 1890

John J. Kinsman  
Police Justice.

0322

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Francis W. Clark* 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. *Francis W. Clark*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No place of residence*

Question. What is your business or profession?

Answer. *Scampeller*

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 and demand  
an Examination*

*Frank W. Clark*

Taken before me this

day of *September* 189*5*

*John J. McNamee*  
Police Justice.

032

85th Ave for  
Ex Oct 8 3 PM  
an motion of adjournment

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

Police Court... 2 District 1533

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Alfred J. Krumholz  
497 1st Ave.

James W. Clark  
417 1st Ave.

Offence Robbery

Dated Sept 29 1890

McGuire Magistrate  
McGuire Officer

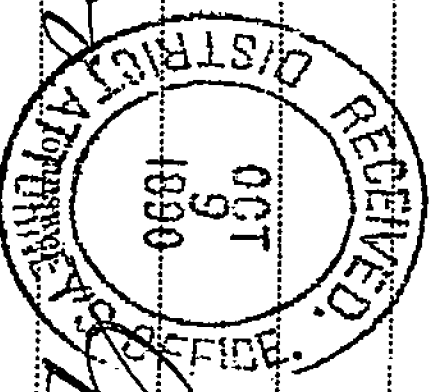
Witnesses  
James W. Clark Precinct  
James W. Clark Street

No. 1444 Street

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

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

No. 5000 Street



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

Defendant

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

Dated October 8 1890 John J. Conner Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



0320

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

THE PEOPLE OF THE STATE OF NEW YORK,  
AGAINST

*Frank W. Renda*

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

*Frank W. Renda* —

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

The said *Frank W. Renda*,

late of the City of New York, in the County of New York aforesaid, on the *14th*  
day of *September*, in the year of our Lord one thousand eight hundred and  
eighty *nineteen*, at the City and County aforesaid, with force and arms, with intent to  
deprive and defraud *William Mulhert and William A.*

*Mulhert, co-partners, then and there doing*  
*business in and by the firm, name and*  
*style of Merwin, Mulhert and Company*

of the ~~proper moneys~~, goods chattels and personal property hereinafter mentioned, and of  
the use and benefit thereof, and to appropriate the same to *his* own use, did then and  
there feloniously, fraudulently and falsely pretend and represent to *the said*  
*co-partners,* —

That *a certain paper writing in the words*  
*and figures following to wit:*

*"No. 1485 New York, Sep 3rd 1890*

*Sixth National Bank,*

*Pay to the order of Merwin Mulhert and Co*  
*Forty one  $\frac{50}{100}$  Dollars,*  
*\$41.50*

*Walter Malley"*  
*which the said Frank W. Renda then*  
*and there produced and delivered to the*

032

Whereas, in truth and in fact, the said paper writing which the said Frank W. Clark as aforesaid then and there produced and delivered to the said co-partners, was not then and

0328

there a good and valid order for the  
payment of money, and was not of  
the value of fifty one dollars and  
fifty cents, or of any value, but was  
wholly worthless.

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said Frank W. Clark  
to the said partners was and were  
then and there in all respects utterly false and untrue, as he the said  
Frank W. Clark  
at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said  
Frank W. Clark  
in the manner and form aforesaid, by the means aforesaid, the said proper moneys, goods,  
chattels and personal property of the said partners  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,

District Attorney.



there a good and valid order for the  
payment of money, and was not of  
the value of fifty one dollars and  
fifty cents, or of any value, but was  
wholly worthless.

And Whereas, in truth and in fact, the pretenses and representations so made  
as aforesaid by the said Frank W. Clark  
to the said partners was and were  
then and there in all respects utterly false and untrue, as he the said  
Frank W. Clark  
at the time of making the same then and there well knew

And so the Grand Jury Aforesaid, do say that the said  
Frank W. Clark  
in the manner and form aforesaid, by the means aforesaid, the said proper moneys, goods,  
chattels and personal property of the said partners  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said people.

JOHN R. FELLOWS,  
District Attorney.

0328

Witnesses:

F. W. Krummen

W. H. Connelly

Officer Coarhoe

163  
C. H. K.  
Counsel,

Filed

day of

1880

Pleads,

THE PEOPLE

vs.

P

Frank W. Clark  
[2 cases]

LARCENY, 2nd degree  
[Section 528, and 531, Penal Code].  
Frank W. Clark

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Admiral Little

Foreman.

0321

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Frank W. Read*

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

*Frank W. Read*

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

The said *Frank W. Read*,

late of the City of New York, in the County of New York aforesaid, on the  
*eight* day of *September*, in the year of our Lord  
one thousand eight hundred and *ninety*, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, *to wit: an*  
*order for the payment of money of*  
*the kind called bank checks,*  
which said forged *bank check*  
is as follows, that is to say:

"  
*No. 1720 New York, Dec 8th 1890*  
*Fourteenth Street Bank*  
*Pay to the order of Frank W. Read*  
*One Thousand Three  $\frac{20}{100}$  Dollars.*  
*\$1,320  $\frac{20}{100}$  F. W. Kinsman & Co*  
*F. W. K.*"

with intent to defraud, 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.



0331

SECOND COUNT—

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

— Frank W. Clark —

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

The said Frank W. Clark,

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, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, to wit: an order for the payment of money of the said called bank cheque — which said forged bank cheque — is as follows, that is to say:

"No. 1720

New York, Nov 8th 1890

Bankers Trust Bank

Pay to the order of Frank Devos

One thousand three hundred <sup>20</sup>/<sub>100</sub> Dollars

\$ 1320 <sup>20</sup>/<sub>100</sub>

F. W. Kussman & Co.

F. W. K. "

with intent to defraud, — the — the said Frank W. Clark — then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0331

Witnesses;

F W Korman

H P. Bonelly

Officer Granger

162 *back*  
Counsel,

Filed

day of

1890

Pleads, *Guilty*

THE PEOPLE

vs.

*R*  
Frank W. Clark  
(*second*)

Forgery in the Second Degree.  
(Sections 511 and 531, Penal Code.)

JOHN R. FELLOWS,

*Sept 17 1890*  
District Attorney.

A True Bill.

*Andrew Little*

Foreman.

0332

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frank W. Blada*

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

Indictment accuse *Frank W. Blada* —

of the crime of *Forgery in the second degree*, —

as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of General Sessions of the Peace, holden in and  
for the City and County of New York, at the City Hall, in the said City of New York.

on the *fourteenth* day of *September*, in

the year of our Lord, one thousand eight hundred and *eighty-eight*,

before the Honorable *Fredricka Smyth*, Recorder of  
*the City of New York*, —

and Justice of the said Court, the said *Frank W. Blada* —

by the name and description of *Frank W. Blada* —

was in due form of law convicted of *a felony* —

to wit: *Forgery in the second degree* —

upon a certain indictment then and there in the said Court depending against *him*

the said *Frank W. Blada* — by the

name and description of *Frank W. Blada* — as aforesaid,

for that *the said Frank W. Blada*, —

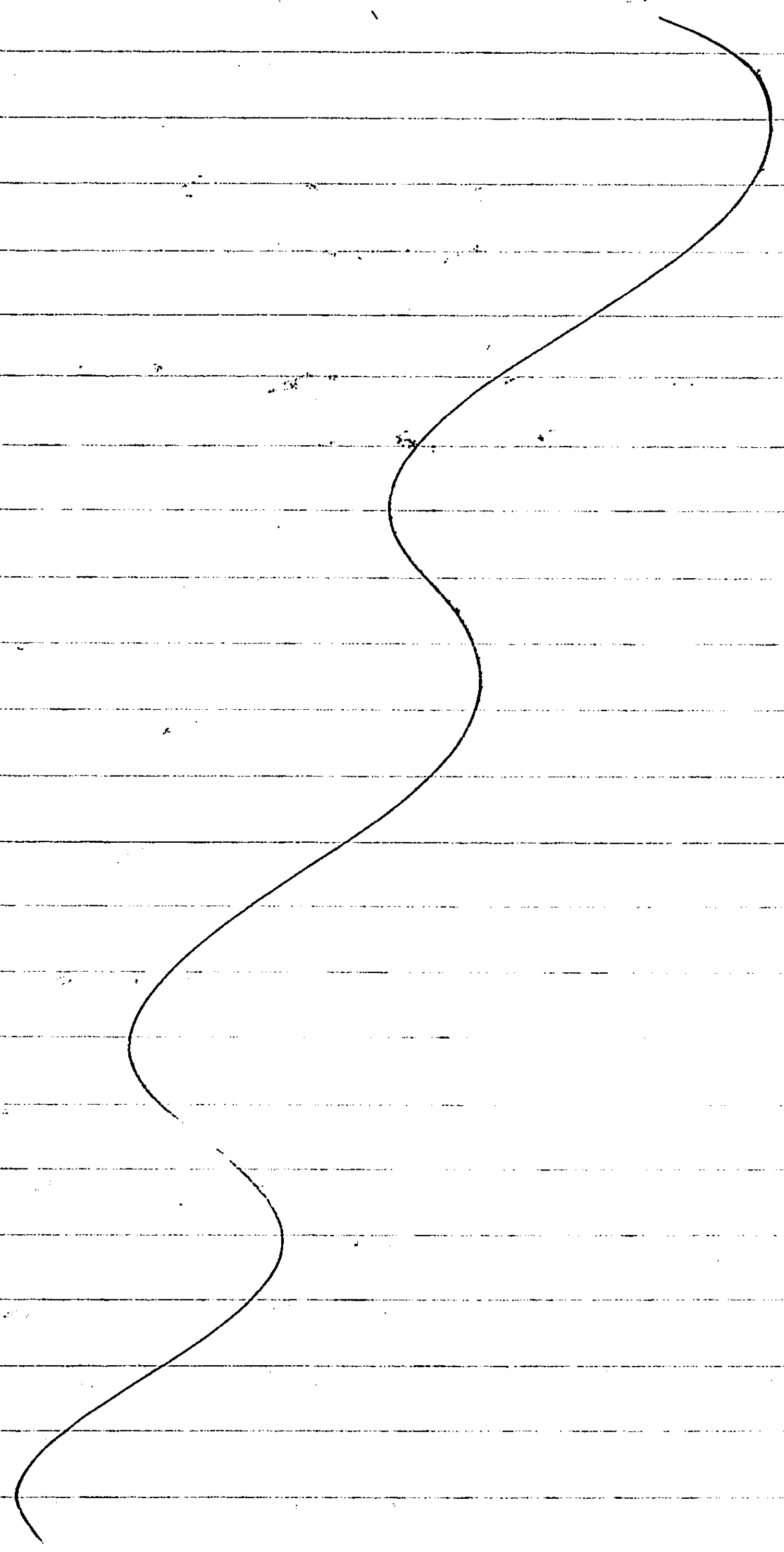
then — late of the —



City of New York, in the County of New York aforesaid, on the  
— Twelfth — day of — August, — in the  
year aforesaid, at the \_\_\_\_\_ City and  
County aforesaid, with force and arms, defamantly did forge, and  
cause and procure to be forged, and unlawfully  
act and assist in the forging, a certain  
instrument and writing, which said instrument  
and writing was as follows, that is to say  
"No. 1235 New York, Aug. 13<sup>th</sup> 1883  
Twenty Eight Avenue Santa of New York,  
Manager of the New York Cleaning House Association,  
Pay to William Woodruff — or order  
Two hundred & twenty  $\frac{40}{100}$  Dollars  
\$220  $\frac{40}{100}$  D. N. McAlpin  
Perjured Fifth Ave. Bank - Cannon - "  
with intent to defraud; and also for that  
he the said Frank W. Clark, afterwards,  
to wit: on the day and in the year aforesaid,  
at the City and County aforesaid, defamantly  
did utter, depose of and put off as true, a  
certain forged instrument and writing, which  
said forged instrument and writing was  
as follows that is to say:  
"No. 1235 New York, Aug. 13<sup>th</sup> 1883  
Twenty Eight Avenue Santa of New York,  
Manager of the New York Cleaning House Association  
Pay to William Woodruff — or order  
Two hundred & twenty  $\frac{40}{100}$  Dollars  
\$220  $\frac{40}{100}$  D. N. McAlpin"  
with intent to defraud, he the said Frank

at 22.25 then and there well knowing

the same to be forged.



0339  
And thereupon, the court being satisfied that the said Frank W. Clark was twenty years of age, and had not been previously convicted and sentenced for a felony, upon the conviction aforesaid, it was considered

by the said Court of General Sessions of the Peace, and ordered and adjudged that

the said Frank W. Clark —

by the name and description of Frank W. Clark

as aforesaid,

for the felony and forgery in the second degree, whereof

he was so convicted as aforesaid, be imprisoned in the New

York State Reformatory at at hard labor for

the term of six months, there to be dealt with

according to law. —

as by the record thereof doth more fully and at large appear.

And the said Frank W. Clark —

late of the

City of New York, in the

County of New York aforesaid, having been so as aforesaid convicted of the

said felony and forgery in the second degree, in

manner aforesaid, afterwards, to wit: on the — eighth — day of

September, in the year of our Lord one thousand eight hundred

and ninety, at the — City and County aforesaid, with force

and arms, feloniously did forge, and cause and

procure to be forged, and willingly act

and assist in the forging, a certain instrument

and writing, to wit: an order for the payment

of money of the kind called bank checks,

which said forged bank check is as

follows, that is to say: —

"No. 1720

New York, Sept 8<sup>th</sup> 1890

Fourteenth Street Bank

Pay to the order of Frank W. Clark

One thousand three hundred and twenty Dollars



0338

#1320<sup>20</sup>/<sub>100</sub>

F. W. Thurman Esq.

F. W. T. "

with intent to defraud, 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

— Frank W. Clark —

of the CRIME of Forgery in the second degree, as a  
second offense,

committed as follows:

The said Frank W. Clark,

late of the City and County aforesaid, afterwards to wit: ~~On the day and in the year aforesaid,~~  
~~at the City and County aforesaid,~~ having been so as aforesaid  
convicted of the said felony and Forgery in  
the second degree, as alleged in the first  
count of this indictment, afterwards, to wit:  
on the said eighth day of September, in the  
year of our Lord one thousand eight hundred  
and ninety, at the City and County aforesaid,  
with force and arms, did feloniously utter,  
disperse and put off as true, a certain  
forged instrument and writing, to wit: an  
order for the payment of money made  
cheques, which said forged bank cheque is  
as follows, that is to say,

"No. 420

New York, Sept 8<sup>th</sup> 1890

One hundred and thirty Dollars

Pay to the order of Frank W. Clark

One thousand three hundred  $\frac{20}{100}$  Dollars.

\$1,320.<sup>20</sup>/<sub>100</sub>

F. W. Hinman & Co.,

F. W. H.,

with intent to defraud, the said bonds  
to be paid then and there well knowing the  
same to be forged; against the form of  
the Statute in such case made and  
provided, and against the peace of the  
People of the State of New York, and  
their dignity.

John P. Belmont,

District Attorney



0334

**BOX:**

412

**FOLDER:**

3810

**DESCRIPTION:**

Clark, Michael

**DATE:**

10/14/90



3810

0340

90

Witnesses;

*Wm. H. Hume*

Counsel,

Filed

Pleads,

14 Oct 1890

THE PEOPLE

vs.

*Mabel Clark*

Grand Larceny Second degree.  
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill

*Wm. Little*  
Oct 14 1890

Foreman.

*Charles L.*  
City Prison 30 days.

034

Police Court—3rd District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 44 — 7<sup>th</sup> Street Street, aged 30 years,  
occupation Coast being duly sworn  
deposes and says, that on the 3rd day of Oct 1890 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 overcoat, and one  
suit of clothes, of the aggregate  
amount and value of  
Forty Dollars

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Mabel Clark (now here) for  
the reasons following to wit:

Deponent says — on said date  
he missed said property from a  
room in 44-7<sup>th</sup> Street, and de-  
fendant admitted to deponent in  
the presence of Officer Francis Hagan  
of the 14<sup>th</sup> Precinct, that she did  
take, steal and carry away said  
property from deponent's possession  
and pawn a portion thereof in the  
pawn office of Morris Sobel, 114-  
Third Avenue, where deponent identified  
said property as a portion of the property  
he had missed. Whereupon deponent  
charges defendant, with the larceny of said property.  
William Thumke

Sworn to before me, this

4<sup>th</sup> day  
1890

Police Justice.



0342

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Francis Hagan*  
aged ..... years, occupation *Officer* of No. *140*  
*Rice*

Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *William Stumpe*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *4*  
day of *Oct* 188*7* *Francis Hagan*

*F. Hagan*  
Police Justice.

034

Sec. 198-200.

3-

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

Mabel Clark

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

Question. What is your name?

Answer.

Mabel Clark

Question. How old are you?

Answer.

2 yrs

Question. Where were you born?

Answer.

Ireland

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

Answer.

44-75 St - 8 weeks

Question. What is your business or profession?

Answer.

Domestic

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

Answer.

I am guilty.

Mabel X Clark  
mark

Taken before me this  
day of

Dec 18 1899

Police Justice

*[Signature]*

0347

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

Police Court... 3-  
District. 15/5

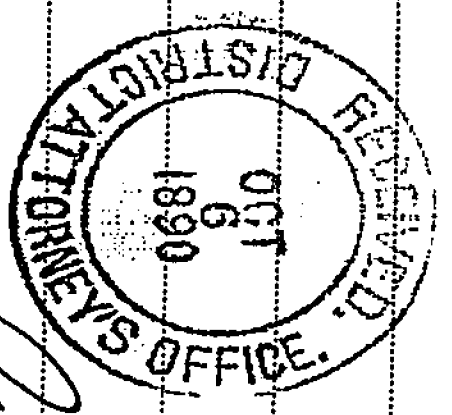
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
William Shumpe  
44 N. 1<sup>st</sup> St.  
Mabel Blau

Office Grand Jury

Dated Oct 4<sup>th</sup> 1890

Magistrate  
Francis Hooper, Officer.

Witnesses  
Jared Officer



No. 5822  
to answer

Chas J. Jr

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

Defendant  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars 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 4<sup>th</sup> 1890 Police Justice.

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

Dated..... 18..... Police Justice.

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

Dated..... 18..... Police Justice.

0345

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Mabel Clark*

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

*Mabel Clark*

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

The said

*Mabel Clark,*

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

*one overcoat of the value of twenty dollars, one coat of the value of ten dollars, one vest of the value of four dollars and one pair of trousers of the value of six dollars*

of the goods, chattels and personal property of one

*William Stumpe*

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.

*John R. Fellows*  
*District Attorney*



0348

SECOND COUNT—

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

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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,

of the goods, chattels and personal property of one

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

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

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.

JOHN R. FELLOWS,  
District Attorney.

0348

**BOX:**

412

**FOLDER:**

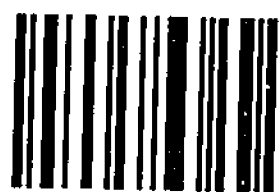
3811

**DESCRIPTION:**

Clemens, Harold

**DATE:**

10/14/90



3811

0349

POOR QUALITY  
ORIGINAL

Bail fixed at \$1000

Witnesses:

Johnnie W. Smith

August Madanier

William Sorkinda

I am convinced that the evidence in this case is insufficient at this time to secure a conviction. I recommend the dismissal of this indictment.

Apr 11/93

Vernon W. Davis  
Clerk

Bailed by

Benz. G. Clarke  
326 Madison Ave.

85.

85

Counsel,

Filed

day of

1890

Pleads

THE PEOPLE

vs.

Harold Clements

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

On recm. of Dist. Atty  
indict. ds. P.B.M.

Tuesday of April 92 by apt  
with Counsel. D.M.D.

3rd day of Apr. '92 Mr. Michael H. Smith

Grand Jurors, first degree,  
Sec. 538 & 539, Penal Code

0350

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

THE PEOPLE OF THE STATE OF NEW YORK,

*against*

*Harold Clements*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Harold Clements*

of the crime of *Grand Larceny in the first degree,*

committed as follows:

The said *Harold Clements,*

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

*second* day of *July*, in the year of our Lord one thousand  
eight hundred and ninety *ninety-nine*, at the City and County aforesaid,

*being the agent and valet of one John*  
*Price Whitfield, and as such agent and*  
*valet then and there having in his*  
*possession, custody and control certain goods*



and personal property of the said John Price Wetheill, the true owner thereof, to wit: three written instruments of the said company called certificates of stock, each being a certificate and evidence of the ownership, right and title of the said John Price Wetheill of and to one hundred shares of the common stock of a certain corporation known as the Schuylkill Pine and Iron Company, of the par value of one hundred dollars each share, (a more particular description of which said certificates is to the Grand Jury aforesaid unknown) of the value of ten thousand dollars each, and feloniously appropriate the said goods and personal property to his own use, and to the use of divers other persons to the Grand Jury aforesaid unknown, with the intent to deprive and defraud the said John Price Wetheill of the same, and of the use and benefit thereof, and to appropriate the same to his own use and

to the use of the said other persons, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John R. Fellows,

District Attorney.