

0626

BOX:

529

FOLDER:

4826

DESCRIPTION:

Fernaudez, Miguel

DATE:

08/15/93



4826

Witnesses:

Counsel,

Filed, 15th day of Aug. 1893

Pleads, Wm. L. L. @

THE PEOPLE

vs.

CONCEALED WEAPON.

1893

Miguel Hernandez.

odd days

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. C. W. H. Foreman.

Sept 9, 1893

Guilty & Acquitted

Sec. 198—200.

14 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer.

Miguel Fernandez

Question. How old are you?

Answer.

29

Question. Where were you born?

Answer.

Spain

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

Answer.

79 Avein 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 am not guilty

Miguel Fernandez

Taken before me this 14

day of April

1893

Police Justice.

0629

BAILLED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court--- District. 851

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wladimir Buck

Margaret Stannard

2 _____
3 _____
4 _____

Offense _____
Carrying
Unloaded Weapons

Dated, Aug 11 1893

Magistrate.

Paul Officer.

Witness _____ Precinct.

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 500 to answer _____

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 Two Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Aug 11 1893 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss:

POLICE COURT, 4 DISTRICT.

Delafeld Rich
of No. *the 18' Precinct Police* Street, aged *6* years,
occupation *Police Officer* being duly sworn, deposes and says,
that on the *10* day of *July* 189*3*
at the City of New York, in the County of New York, *He arrested*

Mannul Fernandez (number) and found
concealed on his person a weapon
commonly known as a dangerous knife
dagger or dirk and with the
felonious intent to use it to cause

Delafeld Rich

Sworn to before me, this *11* day
of *July* 189*3*

Wm. J. Burke
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

Miguel Fernandez

The Grand Jury of the City and County of New York, by this indictment accuse
Miguel Fernandez
of a FELONY, committed as follows:

The said

Miguel Fernandez

late of the City of New York, in the County of New York aforesaid, on the *twelfth*
day of *August* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms, feloniously did furtively
carry, concealed on his person, a certain instrument and weapon of the kind commonly known as
a dirk, dagger and dangerous knife with intent then and there
feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

SECOND COUNT—

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

Miguel Fernandez

of a FELONY, committed as follows:

The said

Miguel Fernandez

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, feloniously did possess a certain instrument and
weapon of the kind commonly known as *a dirk, dagger and dangerous knife*
by him then and there concealed, and furtively carried on his person, with intent then and there
feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0632

BOX:

529

FOLDER:

4826

DESCRIPTION:

Fisher, Morris

DATE:

08/18/93



4826

Witnesses:

Solomon Al. Firavitz

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Mario Fisher

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Cross

Foreman.

Sept 7. 1893

Placed Petat Larceny

Henry R. R.

Burglary in the Third Degree.
[Section 498, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

Police Court— 3 District.

City and County { ss.:
of New York,

of No. 43 Suffolk Street, aged 38 years,

occupation Trucker being duly sworn

deposes and says, that the premises No. 43 Suffolk Street, 13 Ward

in the City and County aforesaid the said being a four story

business house the first floor of

and which was occupied by deponent as a Synagogue

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

were BURGLARIOUSLY entered by means of forcibly bursting a

lock from a door leading into

said premises

on the 11 day of August 1885 in the day time, and the

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

The silver cups

valued at two dollars

the property of Mevadische Scholun Ausche Molodezna

and in all care of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Morris Traker

know him

for the reasons following, to wit: on the said date

deponent securely locked and

fastened the doors and windows

of said premises the said cups

being in said premises and he having

found the said lock burst from said

door said door broken open and

said property missing he so

found the defendant in said synagogue with said

cups in his possession. S. Alpirovitz

Subscribed and sworn to before me

this 12th day of August 1885

at New York

Notary Public

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Morris Fisher being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is ☒ right to
make a statement in relation to the charge against h *h*; that the statement is designed to
enable h *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 *h* waiver cannot be used
against h *h*, on the trial.

Question. What is your name?

Answer. *Morris Fisher*

Question. How old are you?

Answer. *18 years.*

Question. Where were you born?

Answer. *Russia*

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

Answer. *92 Morris St. Astor, Brooklyn, 1 yr*

Question. What is your business or profession?

Answer. *Plumber*

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*
Morris Fisher.

Taken before me this
day of *Dec* 189*5*

Police Justice.

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

William Albion
213 4th St.
Memo to the

2.....
3.....
4.....
Offense, *Burglary*

Dated, *Aug 12* 189

William Albion Magistrate.
William Albion Officer.

Witnesses
Joseph Brinker Precinct
117th Street Street.

No. Street.
No. Street.
No. Street.

1000 & Aug 15-1890
1000 & Aug 15-1890

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, *Aug 12* 189 *John Ryan* 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Morris Fisher

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

Morris Fisher

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

The said

Morris Fisher

late of the *34* Ward of the City of New York, in the County of New York, aforesaid, on the
eleventh day of *August* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *day* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one

Solomon Alperovitz

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

Solomon Alperovitz in the said *building*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

SECOND COUNT—

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

Morris Fisher

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

Morris Fisher

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 *day* time of said day, with force and arms,

*one cup of the value of
two dollars*

of the goods, chattels and personal property of one

Solomon Alpersvitz

in the

building

of the said

Solomon Alpersvitz

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

W. L. Dancy Nicoll
District Attorney

0639

BOX:

529

FOLDER:

4826

DESCRIPTION:

Fitzgerald, Edward

DATE:

08/10/93



4826

Witnesses:

John P. Larney

Edward
Gomphel &

officer in

Henry

Counsel,

Filed, 10 day of August 1893

Pleads,

THE PEOPLE

36 1/2 vs.
1088

INJURY TO PROPERTY.

[Section 654, Penal Code.]

Edward Fitzgerald

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

A. D. Cress Foreman.

Aug 14th 93
Pleads Guilty
Misdemeanor - Property worth
less than \$25
1 month plus \$25
Aug 18 93

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK,

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

Question. What is your name?

Answer.

Edward Fitzgerald

Question. How old are you?

Answer.

36 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

59 St 1088 - 1 Avenue & about 7 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I The complainant was playing the hose upon me, I did not mean to break the window.

Edward Fitzgerald
made

Taken before me this

day of

1893

Police Justice.

0642

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

John P. Macarty
of 658 E. 12th St.
admitted to bail

Offense

Mul. Tinseling
Felony

Dated, July 22 1893

Magistrate

Officer

Precinct

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. 500 to answer

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 \$500 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, July 22 1893 Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

CITY AND COUNTY } ss:
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

of No. 658 Second Avenue Street, aged 22 years,
occupation Undertaker being duly sworn, deposes and says,
that on the 21 day of July 1893
at the City of New York, in the County of New York,

Edward Fitzgerald (now here) did
willfully and maliciously throw a brick
through a Plate Glass Window in premises
No 658 Second Avenue breaking and
destroying the same and also breaking a
Chandelier and a Desk all of the
value of Sixty-two Dollars

John P. Larney

Sworn to before me, this
of July 1893

Police Justice.

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

Edward Fitzgerald

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

Edward Fitzgerald
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* PERSONAL PROPERTY OF ANOTHER,
committed as follows:

The said *Edward Fitzgerald*

late of the City of New York, in the County of New York aforesaid, on the *twenty-first*
day of *July*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

one pane of plate glass

of the value of

fifty dollars
of the goods, chattels and personal property of one *John P. Harney*
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
Edward Fitzgerald
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* REAL PROPERTY OF ANOTHER,
committed as follows:

The said

Edward Fitzgerald

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 pane of plate glass -

of the value of

fifty dollars

in, and forming part and parcel of the realty of a certain building of one

Larney

John P. Larney there situate, of the real property of the said

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.

DE LANCEY NICOLL,

District Attorney.

0646

BOX:

529

FOLDER:

4826

DESCRIPTION:

Flannelly, William

DATE:

08/17/93



4826

0647

BOX:

529

FOLDER:

4826

DESCRIPTION:

Flannelly, William

DATE:

08/17/93



4826

Witnesses:

Wm. J. Kennelly

Counsel,

Filed

day of August 1894

Pleds,

Wm. J. Kennelly

THE PEOPLE

vs.

William J. Kennelly

Murder in the First Degree.
(Section 183, Penal Code.)

Ordered to be

Commit of Oyer and Terminer

DE LANCEY NICOLI,

District Attorney.

for trial on 10/10/94

per report a day

oct. 9 -

A TRUE BILL.

R. S. Cross Foreman.

Nov. 13 / 1894

Ordered and directed

Marshall to take

for a copy rec. of

Oct. 16, 1894

W. J. Kennelly

1892

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

William S. Dewey

of Captain 11th Precinct Police, aged years,

occupation Police officer being duly sworn, deposes and says

that on the 13 day of May 1893

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

he arrested William Hamnelly (now here) on a charge of having pointed, aimed and discharged a loaded revolver which he held in his hand at one Mary Sexton in the premises No. 222 Chrystie Street, in this city, the bullet from which revolver taking effect on the left side of said Mary Sexton's neck and from the result of which injuries said Mary Sexton is now dead. Wherefore deponent prays that said Hamnelly may be dealt with according to law

William S. Dewey

Sworn to before me, this

of

May 1893

day

Charles H. Tarter, Police Justice.

44 + 48
Police Court, 3 District.

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

us.
William Hamelly

AFFIDAVIT.
Homicide

Dated May 14 1893

John M. Magistrate.

Capt. Devine Officer.

Witness, Susie Kelly
304 Bowery

Stella White

304 Bowery
Mrs. Butler
no. 26 East 109 st

Disposition, Committed without
bail to await the result
of coroner's inquest as to
cause of death. C.M.J.

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 3 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

William S. Devery
of the Captain W. Precinct Police, being duly sworn, deposes
and says that Stella White

(now here) is a material witness for the people against
William Hamelly charged
with Homicide. As deponent has
cause to fear that the said Stella White

will not appear in court to testify when wanted, deponent prays
that the said Stella White be
committed to the House of Detention in default of bail for his
appearance.

William S. Devery

Sworn to before me, this 1st
day of May 189 3

Charles W. Fairbanks Police Justice.

Filed by Samuel Devery
736 Elizabeth St.

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT.....DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

William S. Severy
of the *Captain 11th* Precinct Police, being duly sworn, deposes
and says that *Susie Kelly*
(now here) is a material witness for the people against
William Hamelly charged
with *Homicide*. As deponent has
cause to fear that the said *Susie Kelly*
will not appear in court to testify when wanted, deponent prays
that the said *Susie Kelly* be
committed to the House of Detention in default of bail for his
appearance.

William S. Severy

Sworn to before me this
day of *May* 189*7*

Charles H. Stankiewicz Police Justice.

POLICE COURT—3 DISTRICT.
CITY AND COUNTY }
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 15 day of May in the year of our Lord 1883
of No. 113 3rd East Street, in the City of New York,
and Susie Kelly
of No. 304 Bowling Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Martin Engel
the sum of One Hundred Dollars,
and the said Susie Kelly
the sum of One Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence of homicide
said to have been lately committed in the City of New York aforesaid by

William Flannelly

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Susie Kelly
Martin Engel

Charles V. Lintner Police Justice.

POOR QUALITY
ORIGINAL

0654

CITY AND COUNTY } ss.
NEW YORK, }

day of May 1888
Charles H. Taylor, Police Justice.

Subscribed me, this

the within-named Bail, being duly sworn, says that he is a John holder in
said City, and is worth Two Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of

Horse & cart situate No. 123 Ludlow street worth
four thousand dollars four
& clear.

Martin Engel

New York Sessions.

THE PEOPLE, &c.

Recognizance to Testify.

ss.

Magistrate

Filed

day of

188

POLICE COURT— 3d DISTRICT.
CITY AND COUNTY }
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 13th day of May the year of our Lord 1893
of No. 304 Bowery Street, in the City of New York,
and Martin Engel
of No. 123 Ludlow Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Susie Kelly
the sum of One Hundred Dollars,
and the said Martin Engel
the sum of One Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the Second COURT OF Sessions of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence or Crime
said to have been lately committed in the City of New York aforesaid by

William Fennelly
And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the } Susie Kelly
day and year first above written. } Martin Engel

Charles A. Linter Police Justice.

CITY AND COUNTY } ss.
OF NEW YORK, }

Charles DeLoe, Police Justice.

day of

March 1887

Sworn before me, this

the within-named Bail, being duly sworn, says that he is a free holder in said City, and is worth two Hundred Dollars, over and above the amount of all his debts and liabilities; and that his property consists of

The house and lot known as number 123 Ludlow Street in the City of New York worth upwards of two thousand dollars over and above all encumbrances

Martin Engel

New York Sessions.

THE PEOPLE, &c.

Recongnizance to Testify.

ss.

Magistrate

Filed

day of

1887

POLICE COURT— 3 DISTRICT.
CITY AND COUNTY }
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 14 day of May in the year of our Lord 1893
of No. 304 Cowery Street, in the City of New York, ss.
and Daniel Semm
of No. 236 Elizabeth Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Stella White
the sum of One Hundred Dollars,
and the said Daniel Semm
the sum of One Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at this COURT OF Special Sessions, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an offence of homicide
said to have been lately committed in the City of New York aforesaid by

William Flannely

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Stella White
Daniel Semm

Charles Linton Police Justice.

CITY AND COUNTY } ss.
OF NEW YORK, }

Charles W. Deane Police Justice.

day of

1883

1883

Sworn before me, this

~~the~~ ~~State~~

the within-named Bail, being duly sworn, says that he is a free holder in the City and is worth Two Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of

four lots of land situate in the town of Middletown,
Richmond County Staten Island located at
Seaview and Liberty Avenue (200 ft x 100 ft)
worth Twelve Hundred Dollars free and clear

Daniel Deane

Sessions.

New York

THE PEOPLE, &c.

Recognition to Testify.

23.

Magistrate

Filed

day of

1883

POLICE COURT— 3 DISTRICT.
CITY AND COUNTY }
OF NEW YORK, } ss.

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 15 day of May in the year of our Lord 1893
of No. 734 Elizabeth St Street, in the City of New York,
and Stella White
of No. 439 West 31st Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Daniel P. Dennis
the sum of One Hundred Dollars,
and the said Stella White
the sum of One Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence of Homicide
said to have been lately committed in the City of New York aforesaid by

William F. Lannelly

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Stella White
Daniel P. Dennis

Charles N. Linter Police Justice.

POOR QUALITY
ORIGINAL

0660

CITY AND COUNTY } ss.
OF NEW YORK, }

day of May 1881
Sworn before me, this
Alfred H. Hunter Police Justice.

Daniel P. Deamin

the within-named Bail, being duly sworn, says that he is a free holder in
said City, and is worth Two Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of

lots of land in the Town
of Middletown, Richmond Co.
Barre town, Staten Island,
worth Twelve hundred dollars
free release. Daniel Deamin

New York Sessions.

THE PEOPLE, &c.

Recognition to Testify.

28.

Magistrate

Filed

day of

188

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

William Flannelly being duly examined before the undersigned 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.

William Flannelly

Question. How old are you?

Answer.

20 years.

Question. Where were you born?

Answer.

Jersey City N.J.

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

Answer.

222 Chrystie Street, N.Y. 3 weeks.

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 have nothing to say.
Wm Flannelly

Taken before me this

day of

May 15
1893

Charles W. Hunter Police Justice.

Police Court, ³ District

City and County
of New York, } ss.

of No. ¹⁰ Precinct ^{Thomas W. Kennedy} Street, aged ²³ years,

occupation ^{Police officer} being duly sworn, deposes and says,

that on the ¹³ day of ^{May} 1893 at the City of New

York, in the County of New York, ^{William Flannelly}

(now here) did kill a human

being to wit: Mary Sexton, alias

Foller McCarthy, by inflicting

a gun shot wound upon the person

of said Sexton from a pistol

held by defendant displayed by

him at and against said Sexton

inflicting injuries from the effects

of which said Sexton has since

died and deponent has since seen

the the body of the deceased and

deponent has just cause to believe

that said crime was committed

by the defendant and deponent

asks that defendant be held to

answer said charge

I sworn to before me
this 15th May 1893

Charles N. Taintor

Police Justice

Thomas W. Kennedy

0663

1531

Coroners' Office,

CITY AND COUNTY }
OF NEW YORK, } SS.:

William Flannelly being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question-- What is your name?

Answer--

William Flannelly

Question-- How old are you?

Answer--

20 years

Question-- Where were you born?

Answer--

Jersey City, N.J.

Question-- Where do you live?

Answer--

222 Chrystie St.

Question-- What is your occupation?

Answer--

Truck Driver

Question-- Have you anything to say, and if so, what, relative to the charge here preferred against you?

I am not guilty and
by the advice of my
counsel reserve further defence

William Flannelly

Taken before me, this 24th day of May

1893

Dr. J. J. Messer

Coroner.

POOR QUALITY
ORIGINAL

0665

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported	
19	Years	Months	Days	New Jersey	222 Chrystie	May 13/93

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Mary A Sexton

whereby it is found that he came to his Death by the hands of

William Flannerty

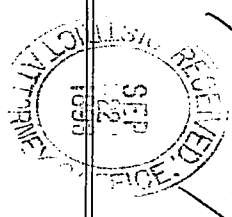
Exhibit taken on the 14th day of May 1893 before

W. J. Moore Coroner.

Exhibited May 24. 1893

Discharged

Date of Death



TESTIMONY.

Wesley A. Conway, M. D., being duly sworn, says:
I have made an examination of the body of
Mary Sexton now lying dead at
222 Chestnut and from such an examination
and history of the case, as per testimony, I am of opinion the cause of
death is *Pistol Shot Wound of the Neck*

Wesley A. Conway
M. D.

Sworn to before me,
this *13th* day of *May* 1893.
W. J. Mespener

CORONER.

POOR QUALITY
ORIGINAL

0667

MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
19			New Jersey	222 Chrysler	May 13/93.
C.C. 6 mos. Factory Girl, d. 145 Ave. May 13/93.					
fr. John } New Jersey					
Mr. Mary }					

M. J. B. M.
[Signature]

6/3
1893

AN INQUISITION

On the view of the body of

Mary Sexton

whereby it is found that he came to
her death by
It is not shown
to be the cause of the death
caused by having been
shot by the
about 145 Ave. May 13/93
at 222 Chrysler St.

Inquest taken on the 24 day
of May 1893 before
MICHAEL M. B. MESSEMER Coroner.

6/3

STATE OF NEW YORK,

941

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the house of *Coroner's Office*

No. 27 Chamber Street, in the 6 Ward of the City of New York, in the County of New York, this 24 day of May in the year of our Lord one thousand eight hundred and ninety-three before

M. J. B. Messemmer Coroner, of the City and County aforesaid, on view of the body of *May Sexton*

lying dead at 222 Christie Street Upon the Oaths and Affirmations of *John* good and lawful men of the State of New York, duly chosen and sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner the said *May Sexton* came to her death, do upon

their Oaths and Affirmations, say: That the said *May Sexton* came to her death by a pistol shot wound of the neck caused by a ball from a pistol in the hands of *William Plannelly* about 1.45 a. m. May 13th 1893 at 222 Christie Street, New York

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set our hands and seals, on the day and place aforesaid.

JURORS.

Cap. A. W. Hill
2013 5th Ave

J. D. Connolly
1167 Bway

Amhard Eckstein
529 Broadway

John Duland 1199 Broadway
Henry Butler 918 Bway

Sybramus G. Peets 1544 Bway

E. B. Brown 479 Broadway

F. C. Martin 1488 Bway

Daniel Roth 1188 Bway

M. J. B. Messemmer

Coroner. L. S.

Coroner's Court.

-----X
Inquest into the cause of: Before
death : Hon. Michael J. Messmer
-of- :
M A R Y S E X T O N : Coroner
: and a jury.
-----X

New York, May 24, 1893 .

Present: Dist. Attorney O'Hare.

Howe & Hummel for defendant.

N. K. J A M E S sworn and examined .

Q. What is your full name A. N. K. James; I
am the ambulance surgeon of Gourverneur Hospital

Q. Will you tell the jury what you know of the
death or what caused the death of Mary Sexton? A. I
know I was called on the ambulance to 222 Christie street
between 1:40 and 3 A. M. on Saturday morning .

Q Was that the 13th of May? A. No, I think it
was on the 5th or 6th of last May; I didn't take particular
notice of the date. When I got to the place Polly Sexton
was lying on her back right at the entrance of the room
and she was gasping her last. I tried to feel her pulse
but she was pulseless; and I tried to hear her heart
sounds and I couldn't make out any heart sounds at all.

Q. What did you notice unusual in her appearance
or condition? A. I noticed that she was wounded on the
left side of her neck at a point about midway between the
angle of the jaw and the internal end of the collar
bone .

Q. Did you notice any blood on the landing ?

A. As I entered the room there was quite a pool of blood .

Q. Where?

A. On the entrance of the room on the same floor where she was--not in the room itself ..

On the landing beneath was thickened blood.

Q. The neighbors told you it was Polly Sexton?

A. Yes sir ..

S T A T E M E N T of the Doctor was put in evidence as follows:

"William A. Conway M. D. being duly sworn, says:-
I have made an examination of the body of Mary Sexton now lying dead at 222 Christie street, and from such an examination and history of the case as per testimony, I am of opinion the cause of death is pistol shot wound in the neck. (Signed) William A. Conway M. D."

M A R Y S E X T O N sworn and examined .

Q. Where do you live?

A. I live at 132 Lavinia avenue, Jersey city; am the mother of Mary Sexton, deceased and saw her when they took her home.

Q. Do you know William Fennelly, who is charged with killing her ?

A. Yes sir.

Q. Is your daughter's full name Mary A. Sexton?

A. Yes, sir.

Q. Polly was her nickname ?

A. Yes, sir; she got it from a baby

J A M E S A L O Y S I U S B U T L E R sworn and examined.

Q. Where do you live ? A. I live at 26 109th street.

Q. What is your occupation? A. Bar keeper; employed by Simon Buttner who keeps at 304 Bowery.

Q. Do you know William H. Fennelly, the prisoner?
A. Yes, sir

Q. Did you meet him at any time on the early morning of 13th of May at 304 Bowery? A. Yes, sir .

Q. Was he covered with blood at that time ?
A. Yes.

Q. Please state what he said to you? A. He came in when I was up at the other end of the bar.

Q. State what he said ? A. He called me down to the end of the bar and said "Jimmie, come here quick". I went down as quick as I could. He said "I have just shot my girl. What will I do? I told him "What did you do that for?" He said "For nothing".

Q. His girl was Polly Sexton the deceased ?
A. Yes, sir .

CROSS EXAMINED. By Mr. Howe .

Q. You are quite sure you have given us the exact words that he used? A. Yes .

Q. Can't be mistaken about it ? A. Can't be mistaken.

Q. Positive? A. Positive.

Q. Repeat it? A. He called me down to the end of the bar. He said "I have shot my girl; what will I

I do?" I told him to land. He said "No, I won't do that."

Q. You didn't give that before? Repeat it?

A. He said "I have just shot my girl". I says "For what". He said "For nothing".

Q. Then what? A. "What will I do?" I told him to land; that meant to get out of the way in my vernacular. He says "No, I won't do that; I want to be arrested." I said "What did you do that for?"

Q. After he said "I want to be arrested" then you repeated "What did you do that for"? A. No.

Q. Go on then? A. He said he wanted to be arrested. I said "Where did you shoot?" He said "Well, in the head; somewheres in the head." I said "What did you do with the gun" He said "I fired it in the room some wheres." Then I got him out by the door and seen the officer, and handed him over to the officer.

Q. Connelly? A. Yes.

Q. Did you ever say one word to any living being about "What did you do with the gun" until to-day?

A. Yes.

Q. To who? A. To the District Attorney and Officer Connelly.

Q. You didn't see the District Attorney until some days after the shooting? Who was the first person you used the words about "the gun" to? A. The District Attorney

Q. When was that? A. I don't remember what date it was, but it was three or four days after the murder.

Q. Don't call it murder; I object to that; the jury will pass upon that. A. Excuse me .

Q. I will excuse you for a little while. How many days after the killing was it that you told the District attorney? A. Three or four days--two or three days .

Q. And until you told the District Attorney that you hadn't told a living soul about the gun?

Objected to as putting words into the mouth of the witness that he did not utter. He didn't say I was the first person to whom he told it.

Q. On cross examination I repeat that question and insist that it be answered. Had you told any one until you told the District Attorney that about the gun? A. Yes

Q. Who was the officer ? A. Officer Connelly.

Q. When? A. That morning when he came in, and the prisoner made the statement.

Q. Do you mean to say that you told Connelly what you have said to-day when he came in? A. Yes, sir .

Q. Then the District Attorney was not the first person to whom you told the language about the gun? A. No, sir .

Q. Don't you know that you have said to-day notwithstanding the District Attorney's assertion--

Objected to.

Q. Don't you know that you have said to-day in the hearing of this jury that the District Attorney was the first person to whom you mentioned about the gun. I insist upon the answer to that .

Objected to as it incorporates a statement that the

prisoner has made an assertion which he hasnot.
And if he did not make such a statement he is entitled to
correct it.

Q. You mean to say yes or no whether you have
sworn to it or not? A. I don't understand your ques
tion right.

Q. Then you won't say that you have not said to-day
that the District Attorney was the first person to whom you
spoke about the gun--will you or won't you? A. I won't
say for I don't remember.

Q. You don't remember ? A. No, sir .

Q. Do you remember who was the first person you
spoke to about the gun?

Objected to as irregular examination; overruled; ex
A. Yes.

Q. Who was it ? A. Officer Connelly.

Q. You are sure of that ? A. Positive .

Q. You can't be mistaken about that ? A. No sir

Q. Now do you think that you have givenus all that
you now remember about this case ? A. Yes .

Q. Now I ask you to take your time and ponder and
think, and say if anything was said that you remember
in addition to what you have told us to-day by anybody.
Can you think of anything else ? A. Said by anybody?

Q. Yes; by anybody at that time in your hearing
about this case?

Objected to as irrelevant . Overruled; ex
A. What do you want me to tell you?

Q. The truth if you can? A. That is what I intend
to do. You want me to tell what the prisoner said to me

when he came in or when I met him?

Q. You have told us that; I ask you if you remember. Take your time and think. Can you think of anything which the prisoner said or officer Connelly said or any one said at the time of the shooting or the time after the shooting--just about after the shooting? A. Don't remember saying anything else to him after the shooting.

Q. You don't remember that any one said--

Dist. Attorney: I make the objection now that at the time of the interposition of my objection Mr. Howe was making for the witness an answer. I have no objection to his putting a question which calls for an answer from the witness but object to his dictating to the stenographer an answer.

Q. You don't remember that any one said anything but that which you told us at the time or about the time of the occurrence, do you? A. I don't remember anybody saying anything to me that morning but the prisoner about this case .

Q. Then no one spoke to you about this case but the prisoner that morning A. And the two detectives; no one else.

Q. Who were the two detectives--Connelly? A. No sir; there were two more in citizen's clothes, I don't know them.

Q. Is that gentleman sitting over there one ?
A. Yes, sir .

Q. What is his name ? A. Don't know .

Q. James Kiernan? A. Yes

Q. Then James Kiernan was one ? A. Told him what the prisoner told me.

Q. Then who was the other ? A. A Sargent--don't know his name; sargent of police; a big tall man.

Q. You made a statement to each of them did you?
A. Yes, sir .

Q. You remember that when Connelly came up to the defendant--the prisoner-- Connelly said to him "Who shot the girl?" didn't he ? A. No, sir .

Q. Didn't the defendant say "She shot herself"
A. No sir .

Q. You swear^{to} that ? A. Yes .

Q. You know Ex-roundsman Daly? A. Yes .

Q. You know that he was with Connelly at the time don't you? A. Yes .

Q. Didn't Connelly in the presence of the ex-rounds man Daly say to the prisoner "Did you shoot the girl?" and didn't the defendant reply "I did not" A. No, sir

Q. "She shot herself" A. No, sir .

Q. You have a brother, have you not, who is on the police ? A. Two brothers.

Q. Have you ever boasted to any one that if you gave evidence which would do this man (to use your language) that the Captain would promote your brother? A. No sir .

Q. Did you state to any one "I am the chief witness in that shooting case"? A. No, sir .

Q. I ask you this question: On the night following the shooting were not you in Herderman's saloon on Christie

street near Prince? A. No, sir .

Q. You swear you were not ? A. I swear I was not.

Q. The next night or at any time ? A. No, sir

Q. Were you ever in Herderman's saloon on Christie street? A. No sir.

Q. In any saloon at any time after the shooting did you in the presence of four or five people, whose names I won't now mention use this language.

Dist. Attorney: Witness cannot remember that .

Q. Did you say after the shooting at any time or place in the presence of any person (that is pretty comprehensive) "I am the chief witness in that shooting case of Bill Fennelly; I am going to cook the son of a bitch because he licked my girl Loretto; I am going to swear against him and send him to the Chair"--did you ever say that ?
A. No sir .

Q. Or anything like it? A. No, sir .

Q. Or any word to that effect? A. No sir.

Q. Do you know a place called the Capitol in Houston street? A. Yes .

Q. Were you in the Capitol in Houston street with one John Doris--do you know John Dorris ? A. Don't remember. I know him yes .

Q. You know his girl? A. He has no girl, not to my knowledge

Q. You don't know he has a girl? A. No, sir .

Q. Will you say that in the presence of John Doris and a woman--a girl-- a female that you didn't say the

the night after the shooting "I am going to do the son of a bitch; I am not going to let him lick Loretto; I will cook him and put him in the chair." A. No , sir .

Q. Or anything to that effect ? A. No, sir .

IT IS admitted that the prisoner has been arrested and is in custody to await the action of the Grand Jury

V E R D I C T: That Mary A. Sexton, the deceased, came to her death by a pistol shot wound in the neck caused by a ball from a pistol in the hands of William Fennelly about 1:45 A. M. on May 13th, 1893 at 222 Chrⁱstie street, New York.

Inquest into the cause of
death

-of-

Mary A. Sexton, deceased

Stenographer's minutes

May, 1893

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Tammelly

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

William Tammelly

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

The said *William Tammelly*

late of the City of New York, in County of New York aforesaid, on the *fourteenth*
day of *May*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms, in and upon one
Mary Sexton, in the peace of the said People then and there being,
wilfully, feloniously and of *his* malice aforethought did make an assault; and the said
William Tammelly a certain pistol then and there charged and
loaded with gunpowder and one leaden bullet, which said pistol the said *William*
Tammelly in *his* right hand then and there had and held,
to, at, against, and upon the said *Mary Sexton*
then and there feloniously, wilfully and of *his* malice aforethought, did shoot off and
discharge, and the said *William Tammelly*,
with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the
gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, *near* the said
Mary Sexton - in and upon the *head* of *her*
the said *Mary Sexton*, then and there feloniously, wilfully and of
his malice aforethought, did strike, penetrate and wound, giving to *her*
the said *Mary Sexton*, then and there, with the leaden bullet
aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said William Blamelly in and upon the back of
the said Mary Sexton one mortal wound of the breadth of
one inch, and of the depth of six inches, of which said mortal wound she the
said Mary Sexton, at the City and County aforesaid,
from the said day of in the
year aforesaid, until the day of in the same year
aforesaid did languish, and languishing did live, on which said
day of in the year aforesaid, the said
at the City and County aforesaid, of the said mortal
wound did die.
Then and there died.

AND SO THE GRAND JURY AFORESAID do say: That the said
William Blamelly, then,
the said Mary Sexton in the manner and form, and by
the means aforesaid, wilfully, feloniously and of his malice aforethought, did kill
and murder against the form of the statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, District Attorney.

0682

BOX:

529

FOLDER:

4826

DESCRIPTION:

Friedel, Philip

DATE:

08/18/93



4826

Witnesses:

Sannah Kiley

In this case I have seen all the witnesses both for the defense and for the prosecution and I am satisfied after a careful review of all the evidence that the defendant Philip Friedel is innocent of this offense and could not be convicted of any crime and I therefore recommend that the defendant be discharged on his own recognizance

Part II

Jan 29/94

Thomas Bradley, Deputy.

H.D. Macdonald
Asses

Witnesses:

Hannah Kiley

In this case I have seen all
the witnesses both for the defense
and for the prosecution and I
am satisfied after a careful
review of all the evidence that
the defendant Philip Friedel
is innocent of this offense
and could not be convicted
of any crime and I therefore
recommend that the de-
fendant be discharged on
his own recognizance

Part II

Jan 29/94

Thomas Bradle
Deputy.

H.D. Macdonald
Assst

Witnesses:

Hannah Kiley

Counsel,

Filed 18 day of August 1893

Pleads, *Wm. G. Smith (2d)*

THE PEOPLE

vs.

B

Philip Friedel

Sept 2 - Jan. 29, 1894

On Motion of District

Attorney, defendant

discharged on his verbal

recognizance,

A TRUE BILL.

P. J. Coker

Foreman.

Part III - Jan. 8 - 1894 OK

*In this case I have seen
all the witnesses both for the
defense and for the people
and I am satisfied after
a careful review of all
the evidence that the
defendant ^{indeed} Philip is in-
nocent of this offense &
could not be convicted
any more and I find
fore recommend that he
defendant be discha.
on his own recognizance,
Thomas J. Bondley
Deputy Arch. Dist.*

Witnesses:

Harrah Riley

In this case I have seen
all the witnesses both for the
defense and for the prosecution
and I am satisfied after
a careful review of all
the evidence that the
defendant Philip is in-
nocent of this offense &
could not be convicted.
any jury and I recom-
mend that the
defendant be discharged
on his own recognizance.
Thomas J. Tomlin
Deputy Asst. Dist.

Counsel,

Filed 18 day of August - 1893

Pleads, Wm. Spruill (Att)

THE PEOPLE

vs.

B

Philip Friedel

Sept 2 - Jan. 29, 1894.

On Motion of District

Attorney, defendant

discharged on his own

recognizance, DE LANCEY NICOLL,

A TRUE BILL.

P. J. Coker

Foreman.

Part III - Jan. 29, 1894

Police Court—X District.

1931

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

of No. 144 West 56 Street, aged 33 years,
occupation Brakeman being duly sworn,

deposes and says, that on the 29 day of July 1893 at the City of New
York, in the County of New York, Samuel Riley

was violently and feloniously ASSAULTED and BEATEN by Philip Thidel

who struck and sent the
said Samuel about the body
up and down the body
the Spinal Column and Ribs
of said Samuel and causing
internal injuries.

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 6 day
of August 1893

John Riley

Amos B. B. B. Police Justice.

Sec. 198—200.

24 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer.

Philip Friedel

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer

Germany

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

Answer.

444 West 56 Street. 3 years.

Question. What is your business or profession?

Answer.

Barber

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

Philip Friedel

Taken before me this
day of June
1892

Police Justice.

Sec. 151.

POLICE COURT, 4 DISTRICT.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York, 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 Anna Kiley
of No. 444 West 56 Street, that on the 29 day of July
1888 at the City of New York, in the County of New York,

she was violently **Assaulted** and **Beaten** by Philip Finkel

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 forthwith before me, at the 44 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 6 day of Aug 1888
Philip Finkel POLICE JUSTICE.

Police Court.....District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated.....188

Magistrate.

Smith Officer
The Defendant *Philip Spriadel*

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

Officer.

Dated *August 7* 188*13*

This Warrant may be executed on Sunday or at
night.

Police Justice.

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

Apr 24 German No 444 1113 & 84
The within named

And first the Court
is advised that the
defendant is a
Police Justice

BAILED,
No. 1, by Jacob 804
Residence 128 W. 61st St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court---
District---
867

THE PEOPLE, etc.,
ON THE COMPLAINT OF

John Henry
444 W. 58th St.
Travis Truett

Offense Grand
Debauchery

Dated, Aug 7 1893

Magistrate

Officer

Precinct

Witnesses Wanna Kelly

No. 84 W. 58th St.

No. 434 W. 58th St.

No. 500 W. 58th St.

No. 500 W. 58th St.

No. 500 W. 58th St.

No. 500 W. 58th St.

No. 500 W. 58th St.

No. 500 W. 58th St.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named 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, Aug 7 1893 John Henry Police Justice.

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

Dated, Aug. 16 1893 John Henry Police Justice.

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

Dated, _____ 1893 _____ Police Justice.

(455)

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Philip Friedel

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

of the crime of *assault in the second degree,*
committed as follows:

The said *Philip Friedel*, —

late of the City of New York, in the County of New York aforesaid, on the
29th day of *July*, in the year of our Lord one thousand
eight hundred and ninety-*three*, — at the City and County aforesaid,

in and upon one Hannah Kieley,
feloniously did willfully and wrong-
fully make an assault, and then
the said Hannah Kieley, with the
hands and feet of him the said
Philip Friedel, in and upon the
body of the said Hannah Kieley,
then and there feloniously did
willfully and wrongfully strike,
beat, kick and wound, and thereby
then and there feloniously did willfully

0694

BOX:

529

FOLDER:

4826

DESCRIPTION:

Fuorko, Salvatore

DATE:

08/08/93



4826

Witnesses:

H. Stocking
Officer. Precinct P.C.C.

Subj. v. a
Gabry v. a
1911 21

Counsel,

Filed

8 day of August 1893

Pleads,

Not Guilty

THE PEOPLE

RAPE in the 2d Degree and
ABDUCTION.
(Sections 278 and 283, Penal Code.)

vs.
5534 H2 St
Chicago

Salvatore Turoko

DE LANCEY NICOLL,
District Attorney.

Read 21st Aug 1893

D.

A TRUE BILL.

R. J. Crow Foreman.

Read 21st Aug 21, 1893
Reads Exhibit of Rape
2nd Degree. Pen 9^{mes}
Aug 20/93 RB

*The New York Society for the
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, August 12 1872

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

The People
against
Salvatore Ferraro *Notice of Prosecution.*

*To the District Attorney of the
City and County of New York,*

*Sir: This Society is interested in the prosecution of
the above defendant, and is familiar with the facts of the
case. It respectfully requests that before sending the papers
to the Grand Jury, fixing the day of trial, consenting to
any postponement thereof, or to any reduction of bail, or
final disposition of the charge, you will duly notify me as
its President and Counsel, so that I may confer with you
in regard thereto. This request is made pursuant to the
statute (Laws of 1886, Chapter 30, Section 1), and in
furtherance of the ends of Justice.*

I have the honor to remain, with great respect,

Elbridge T. Gerry,
President, &c.

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,
President, &c.

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

THE PEOPLE

VS

BRIEF FOR THE PEOPLE.

SALVATOR FUORKO.

STATEMENT OF CASE:

The Defendant, Salvator Fuorko, is indicted for the Crime of Rape upon one Nataina Murallo, aged 14 years, on July 25th, 1893, in the City of New York (exact location being unknown).

WITNESSES:

Nataina Murallo,
Tamasinia Murallo,
Detective Butler,
Hugo Schultes,
W. Travis Gibb, M. D.

NATAINA MURALLO, 14 years, will testify:

That on the day of July 25, 1893, while on an errand for her mother she was met by the Defendant who asked her to go for a walk, which she did; that he then took her on the "L" Road to somewhere up-town, where he gave her something to drink, which went to her head. That after they got off the "L" cars, he laid her down on the grass and had sexual intercourse with her. That she cannot locate the exact spot where the assault took place. That it was only by force and violence that he accomplished his purpose after tearing her dress and drawers.

FURTHER, That this is the first time she ever had intercourse with anyone. Also that she showed the torn clothes and blood thereon to her mother.

TAMASINIA MURALLO, mother of Nataina, will testify:

That the girl is 14 years of age. That on July 25, 1893, she gave her a pair of pants to be delivered at a shop in Hester Street and that the girl did not return until about 11-00 o'clock at night when, upon being questioned, she made the same statement as above. That the pants in the scuffle was lost.

ALSO, as to the fact of the girl's dress being torn and that there was blood on her person and shirt.

W. TRAVIS GIBB, M. D., 365 Lexington Avenue, will testify:

That on the examination of the person of Nataina Murallo, he found evidence of the complete and very recent penetration of her genital organs by some blunt instrument.

DETECTIVE BUTLER of the 10th Precinct will testify:

That he made the arrest of Defendant and found on his person a bottle of opium and some powders.

ALSO, That the Defendant admitted to him that he had had sex-

ual intercourse with the girl.

HUGO SCHULTES, an Officer of THE N. Y. S. P. C. C., will testify, if necessary, to having general charge of the case.

MATERIAL EVIDENCE:

Bottle of Opium and some Powders found on person of Defendant when arrested.

N. Y. GENERAL SESSIONS

THE PEOPLE

AGAINST

SALVATOR FUORKO.

PENAL CODE, $\frac{3}{4}$

BRIEF FOR THE PEOPLE.

365 Lexington Avenue,

July 27th 1913

Hon Eldridge T. Gerry,
President of the Society,
for the Prevention of Cruelty
to Children,

Dear Sir: -

I have this
day examined the person of
Natalia Bionante, aged 11 years,
of 217 Mott Street, and find
there has been complete penetration
of her genital organs - by some blunt
object.

Respectfully Submitted

M. Travis Webb M.D.

Exam. Phys

Tombs District Police Court.

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

Hugo Schuster
of Number *297-14th Avenue* being duly sworn,
he has full reason to believe and does believe, that
deposes and says, that on the *28th* day of *July*, 18*93*, at the
City of New York, in the County of New York.

At a certain place
at present unknown to deponent, in the
City of New York, the Salvatore Fur-
raro, now there, did willfully and fe-
loniously perpetrate an act of sexual
intercourse with a certain female,
now here, called Matilda Murrallo,
said female being then and there ac-
tually and apparently under the
age of sixteen years, to wit of
the age of fourteen years, not being
his wife, in violation of Section
278 of the Penal Code of the State
of New York.

Wherefore the complainant prays that the said

Salvatore Furaro
may be apprehended, arrested and dealt with according to law.

Sworn to before me, this *28th*
day of *July*, 18*93*

Hugo Schuster
John J. Matthei
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Rotaina Murrello
aged *14* years, occupation *None* of No. *217 West*
Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Hugo Schuch*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *28* day *July* *1893* *Rotaina Murrello*
of *West* *Marx*
Marx
Police Justice.

(1235)

Sec. 198—200.

District Police Court

CITY AND COUNTY
OF NEW YORK, } ss.

Salvatore Fuarko

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.

Salvatore Fuarko

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Italy

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

Answer.

~~475 11th St~~

*553 West 42nd St.
3 years*

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty

*his
Salvatore X Fuarko
mark*

Taken before me this
day of

Police Justice.

BATTED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

344
Police Court...
District...
1894

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Algo Schults
Declarator Furcks

Offense

Rape

Dated,

July 28

1893

Magistrate.

Butler

Officer.

10

Prison.

Witnesses

Matteo Marallo

No. 217

Meats

Street

No.

Street

No.

Street

to appear

9.8

25 III or July 30 1893 H.A.S.
Cannecchelli

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 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, July 30 1893 James M. Clark Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

2048

THE PEOPLE OF THE STATE OF NEW YORK,

against

Salvatore T. Murdas

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Salvatore T. Murdas* —
of the CRIME OF RAPE IN THE SECOND DEGREE, committed
as follows :

The said *Salvatore T. Murdas*,
late of the City of New York, in the County of New York aforesaid, on the *25th*
day of *July* — in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, in and upon a certain female not his
wife, to wit: one *Natania Murdas*, feloniously did make an assault,
she the said *Natania Murdas* being then and there a female under the
age of sixteen years, to wit: of the age of *fourteen* years; and the
said *Salvatore T. Murdas* then and there (under circumstances
not amounting to rape in the first degree), feloniously did perpetrate an act of sexual intercourse
with her the said *Natania Murdas*, —
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 *Salvatore T. Murdas*
of the CRIME OF ABDUCTION, committed as follows :

The said *Salvatore T. Murdas*, —
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 feloniously take, receive, harbor, employ and use her, the said
Natania Murdas, so being then and there a female under
the age of sixteen years, to wit: of the age of *fourteen* years, as aforesaid,
for the purpose of sexual intercourse, he, the said *Salvatore T. Murdas*,
not being then and there the husband of the said *Natania Murdas*,
against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney