

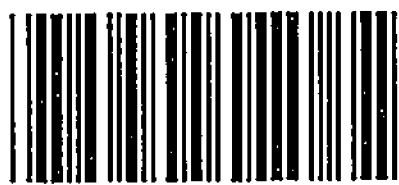
05 17

BOX:
252

FOLDER:
2443

DESCRIPTION:
Featherstone, Carrie

DATE:
03/10/87



2443

05 18

28.

Wm. C. Calmes

Counsel,
Filed *11* day of *March* 188*7*
Pleads *Not guilty* 11

THE PEOPLE
vs.
Barrie Featherstone
County of Hamilton
April 5th
Spec. Comm. of
Grand Jurors in Charge

Grand Larceny, degree [Sections 528, 53 Penal Code].

RANDOLPH B. MARTINE,
District Attorney.
Sent to Bellevue Hospital
Apr 19/87

A True Bill
apptd by J. W. ...
Edw. J. Frank Foreman.

240
May 19/87
Pen 2 1/2 yrs N.P.

Witnesses:

0519

Police Court—1st District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 453 East 119th Street, aged 35 years,
occupation Retired being duly sworndeposes and says, that on the 15th day of April 1885 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:A quantity of ladies wearing apparel and
jewelry, fished and house trimmings altogether
of the value of five hundred dollarsthe property of Julia Giel & Deponentand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Carrie Featherstone from the fact

on the above described date the defendant
was employed by deponent as a servant
girl and on said date about the hour of
three o'clock P.M. deponent & family left the
house and left the defendant in charge
of deponent's house and at about the hour
of 12 o'clock ^{on said date} midnight deponent arrived
home and found the house in disorder
and deponent discovered the aforesaid
property missing and the defendant had
left and that was the last deponent saw
of the said defendant and deponent charges
the said defendant with the Larceny of said
Property

Arthur W. Barnard

Sworn to before me, this
day of April 1885
Police Justice.

0520

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

152 District Police Court.

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

Question What is your name?

Answer

Carrie Featherstone

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

England

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

Answer.

423 Cumberland St One week

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 of taking portion of the property

Carrie Featherstone

Taken before me this

day of March 188

Wm. H. H. Police Justice.

0521

Sec. 151.

15th
District Police Court.

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 any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by Arthur W. Barnard

of No. 453 East 119th Street, that on the 15th day of April

1888 at the City of New York, in the County of New York, the following article to wit:

A quantity of Ladies Wearing apparel
& Jewelry & food & house linens together

of the value of Five Hundred Dollars,

the property of Julia Gile & Complainant

w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Carrie Featherstone

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring her before me, at the 18th 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 4th of March 1888

[Signature]
POLICE JUSTICE.

0522

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 *March 5th* 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.

0523

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Ex March 5th
7 o'clock pm

(W) 28th 307
Police Court-130, District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Clare L. Donnelly 206 Broadway
Arthur W. Damard
~~115 St. R. 119~~
Carrie Featherstone

2 _____

3 _____

4 _____

Dated March 9th 1887

Duffy Magistrate.
Thos Mulgan Officer.

Witnesses _____

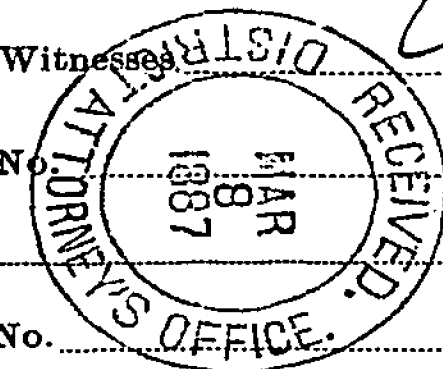
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer G.S.

Bill ordered



0524

Department of
PUBLIC CHARITIES AND CORRECTION,

HENRY H. PORTER, Pres't.

THOMAS S. BRENNAN,

CHARLES E. SIMMON, Commissioners.

Office of City Prison, Corner of Franklin and Center Streets,

JAMES FINN, WARDEN.

New York,

Feb 15 1887

Dear Sir,
I have examined the
Trast state and have
certified that she is suffer-
ing with "Lymphatic
-malia". She is very much
debilitated, so much so,
that, in my judgment,
longer confinement at
this prison would endanger
her life.

Respectfully yours
D. C. H. N. Magee
of City Prison
Randolph B. Maitland
District Atty, at Court

The People vs. Carrie Featherstone } Court of General Sessions Part I
 April 5th 1884. Indictment for grand
 larceny in the first degree.
 Arthur W. Barnard, sworn and examined
 I live at present in New Jersey, but
 on the 15th of April 1883 I lived at 453 East 119th
 St. in this city. I know the prisoner; she was
 a servant in my employ. I am married and
 have a family. During the month of April
 1883 she was a servant in my employ. On the
 day in question I left in the morning to go
 to business as usual, my family left home
 some time in the afternoon and we were
 all out until quite late that night; we returned
 and found the house in disorder. His
 girl's old clothing was left, and a sister in law
 who was living with me was left absolutely
 destitute of a single garment to put on!
 Bric a brac in the parlor was broken up
 and everything of value, trinkets, money
 clothing, bed linen, house linen of all des-
 criptions were carried away. We searched
 for the girl in the house; she was not there;
 her old clothes were left there; we searched
 for the prisoner and she was gone. We
 heard nothing of her until recently when
 she was arrested by Inspector Byrne's officers.
 When your family left in the afternoon of the
 15th of April in whose care and custody

0526

was this property? Exclusively in the hands of this Carrie Featherstone; she was the only person in possession of the house. Besides the jewelry and the clothing taken my three children's money banks were broken open and all the money abstracted from them. The value of the property taken was several hundred dollars. It was certainly over twenty five dollars and I will say within five hundred dollars; she was a general servant and she ~~was~~ ^{was} hired by the month. She had only been ~~with~~ ^{with} us a few days and did not give us any intimation that she was going to leave; when she left we owed her some wages, but she never came back to claim them. I and none of my family that I am aware of ever saw her for two years; she was in our house about two weeks. This was my property and taken without my consent from 453 East 119th St. in this city. Cross Examined. At this time I occupied a flat and there were three other flats in the same building. There was a janitor in charge of this building. I presume I left my house at 8 or 9 o'clock in the morning, I cannot exactly remember that was my usual time of leaving. My wife went out that day upon a visit

0528

I think she left about four o'clock at the New York Central because I was at the depot to see her off; she went to visit her father at Canada.

Thomas W. Mulvey, sworn and examined, testified. I am connected with the Central office detective bureau, Inspector Byrne's office. I have been a detective for several years. On the 17th of April 1883 Mr. Arthur W. Barnard reported to me at the detective bureau that on the 15th day of April a servant in his employ by the name of Fannie Peatherstone had stolen a large amount of clothing during the absence of his family. From an investigation that I made in relation to Fannie Peatherstone I went to look for her. I learned that she had left this country for Liverpool - she left Boston. I am talking of what she told me since I saw her, after the arrest. I never heard anything more of her until the 25th of Feb. 1887 when I recieved information that she was on her way back from Liverpool to this country. Then I learned of her arrival I had to look up Mr. Barnard the complainant not knowing where he was. I went to 119th St. and learned he had moved from there and after a day or two I found that he had moved to Cortsville N.J. I then mailed to Mr. Barnard what

0529

I knew of this servant girl and if he saw fit I would meet him and see what action he would take in relation to it. I told him from investigation I learned that she got a place on arrival in Castle Garden in a party's house over in Brooklyn, 423 Cumberland st. I went down to the Court and got a warrant from Judge Duff, and proceeded to Brooklyn with Mr. Barnard; he went into the house and identified Fannie Featherstone as the girl who was in his employ. After she had been identified by Mr. Barnard I asked her what she had done with the property she had taken from Mr. Barnard. She said on the evening she left Mr. Barnard's house she went to Princeton and that she pawned some of it and the remainder she took with her to England; she went from Princeton back to Boston; she did not tell me where she had pawned them; she did not say anything more; then I arrested her. Cross Examined. This conversation I had with her when I was on the way to the Central office and in the Police Court when she was under arrest. I did not advise her to plead guilty to the charge. I did not inform her that some other detective was very much incensed against her and tried to do everything he

0530

could to convict her. She said in the Central office that she would plead guilty to a portion of the larceny but not all that was enumerated there.

Carrie Featherstone, sworn and examined in her own behalf testified: I was born in Birkinhead, England. I was 15 months old when I first came to this country with my mother. I remained in this country till I was ten years of age. My father died before I returned to England and I came back to this country when I was sixteen years old. I went to business first and then I went back to England. I had to earn my own living and that is the reason I came to this country. My defence was very much against me in England. I never took any property from Mr. Barnard's house. I wanted to leave the house before Mr. Barnard went away. I told her so; she was going to Canada; she left the house about half past two or three o'clock. I told her I was going to leave a day or two before that I did not like the place and I was going away. She begged me to stay until she came back from Canada. I left the house about half past four or five o'clock. I gave the key to the janitor, an old man down stairs; he saw me going

0531

out of the house, he opened the door for me to go. I had nothing in my possession when I went. I went to Princeton by appointment to meet a friend; my friend gave me a letter to a gentleman in Philadelphia. I think the gentleman's name was Mr. Childs. After that I had a pass given to me to take me from Philadelphia to Boston and a letter to the Commissioners of Emigration. I arrived there at 8 o'clock in the morning. The letter said I had better go to England; the ship I wanted to go in was to sail at twelve o'clock noon. I had not a single penny to pay my passage, I had no money and no baggage. When I arrived in Liverpool I had not a single friend. My pass took me to London, and I went from there to my aunt's banker and he gave me money to take me home. I had been brought up by my aunt after I became an orphan. My aunt died last September; she made a will in my favor; she became ill, and while I was away the will was altered. By the Court. They owed you some money didn't they at Mr. Barnard's? Mrs. Barnard told me if I took a Jersey that she had she would let me have it for a dollar

0532

and a half, and I took the Jersey; she said that would make the wages right. I did not work quite a week. The detective who has been upon the stand arrested me. I had hardly any conversation with him; he told me to plead guilty and I would get off; there was no hard feeling against me at all. I made no confession to him at all, not a word. I deny having taken any property out of Mr. Barnard's house. When Mrs. Barnard went away she took all her clothing with her.

Cross Examined. I made no confession to anybody. The signature to the paper now shown me is mine. [The Dist. Atty. read the defendant's examination before the Magistrate] The defendant in answer to the charge there said: "I am guilty of taking a portion of the property."

Witness: The Clerk in the Police Court said, I need not say anything to criminate myself. The answer that I made was, "I am not going to plead guilty to a thing that I did not do." Something else was said which I nodded my head - what it was I do not know. If that statement had been given to me to read I might have signed my name at the end of it. I swear I do not recollect that it was

0533

ever read to me. Previous to going to Mr. Barnard's I was staying at the Convalescent home about two weeks. I just came over from Brooklyn before going there. I was in the penitentiary there one year and eight months for stealing a dress from a person I knew, Alice Hobby, was her name before she was married, her name was Roosey and she lived in Halsey St. I took the dress because I wanted to go to a party. I was keeping company with a young man. I did not know I was pleading guilty before Judge Duffy. I heard Judge Duffy say, "the girl might be innocent and I hope she will be proved innocent. I was to be paid six dollars a month by Mrs. Barnard. Arthur W. Barnard recalled. Then I spoke of the property that was taken from my house. I did not include my wife's wearing apparel; my wife had her things when she returned. There were patent locks on the doors of my rooms. The detectives came in from the 26th precinct and examined the premises and found no traces of burglars having been in there. The jury rendered a verdict of guilty of grand larceny in the second degree.

0534

Testimony in the
Case of
Carrie Featherstone

filed

March
1887.

0535

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Harrie Featherstone

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

— *Harrie Featherstone* —

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

The said *Harrie Featherstone*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
21st day of *April*, — in the year of our Lord
one thousand eight hundred and eighty-*five*, at the City and County aforesaid,
with force and arms,

divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of three hundred dollars, and divers articles of jewelry, of a number and description to the Grand Jury aforesaid unknown, of the value of two hundred dollars, of the goods, chattels and personal property of one Julia Ficht, and a quantity of food and house linen (a more particular description whereof is to the Grand Jury aforesaid unknown, and can not now be given) of the value of two hundred dollars,

of the goods, chattels and personal property of one

Arthur W. Barnard,

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.

David J. Smith

District Attorney.

0536

BOX:

252

FOLDER:

2443

DESCRIPTION:

Fessano, Antonio

DATE:

03/09/87



2443

Witnesses:

A. W. Davis

Off Hainley

No 16
C. W. Brooke

Counsel

Filed 9 day of March 1887

Plends. *[Signature]*

THE PEOPLE
vs.
[Signature]
Antonio Ferraro
Grand Larceny, 2nd degree
[Sections 528, 58 1 Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

[Signature]
26 1887

A True Bill.

Part III May 10/87

[Signature]
Bourne & Son Foreman

May 4/87 573

0537

0538

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.
of New York,of No. 644 and 646 Broadway Street, aged 24 years,
occupation Turnerdeposes and says, that on the 27 day of January 1887 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:Clippings of Beaver fur weighing about 15 lbs
of the value of thirty dollarsthe property of Hardy Gross Turned during business at
644 and 646 Broadway City in which business
has an interest and is a co-partnerand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Antonio S. Sorsongo (now here) fromthe fact; that about the hour of 5 P.M. on the
above date deponent saw the defendant, who
was in the employ of the above named firm as
a porter, take the above described property which he
he had concealed in a bag from the top of the
above mentioned firm which is on the second floor
of the above address and place the same in an ash
can which was standing at the entrance to the
above described premisesArthur S. GrossSworn to before me, this 27 day
of January 1887William J. Board
Police Justice.

0539

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

Antonio Fasano 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.

Antonio Fasano

Question. How old are you?

Answer.

Thirty Seven Years

Question. Where were you born?

Answer.

Italy

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

Answer.

No 4 Madison Street; Five Years

Question. What is your business or profession?

Answer.

Doctor

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 *Antonio Fasano*

Taken before me this

19

day of

January

1887

Police Justice.

0540

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.....

Antonio Nassano
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 *January 29* 1887 *J. H. H. H. H. H.* Police Justice.

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

Antonio Nassano
Dated *May 29* 1887 *J. H. H. H. H.* Police Justice.

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

Dated..... 188..... Police Justice.

0541

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

133 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

1

2

3

4

Dated

1887

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

to answer

Bailed

4281-94-7420/87

0542

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Antonio Febrano

Grand Larceny.

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

My reasons for this recommendation are as follows:

The defendant was in my employ over ten years, & during all that time was of industrious & honest character. The goods taken were of trifling value, & restitution therefor has been made to me. I believe him to be sufficiently punished for his misdeed, & think that he is sincerely penitent.

I accordingly request permission to withdraw my complaint,
N.Y. March 2, 1887.

Wm. Barker

Witness:

Wm. Barker

0543

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 Ferraro

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

Antonio Ferraro

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

The said Antonio Ferraro,

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

fifteen pounds of beaver skin, of
beaver skin, of the value of two
dollars each pound, and a
quantity of beaver skin, of beaver
skin (a more accurate and particular
description whereof is to this
Grand Jury unknown) of the
value of thirty dollars.

of the goods, chattels and personal property of one

Arthur M. Ferraro.

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

Randolph B. B. B. B.

District Attorney.

0544

BOX:

252

FOLDER:

2443

DESCRIPTION:

Fighurita, Nicola

DATE:

03/14/87



2443

Witnesses:

John Cannon

Off Crawford

88

Counsel,
Filed 14 day of March 1887
Pleads *Not Guilty* 18.1

THE PEOPLE

vs.

Assault in the Second Degree.
(Section 218, Penal Code.)

D

Nicola Fighurita

April 14/87

Prison Acquitted

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

March 28th

Bovi Dash Foreman.

April 6th

April 1887

G. J. H.

0545

0546

Police Court—^{1st} District.

CITY AND COUNTY }
OF NEW YORK, } ss.

of No. 225 Matt Street,

Monday the 7th being duly sworn, deposes and says, that
on the 7th day of March

in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Nicola Fighurita (nowhere)
and another man not now
arrested who caught hold of
deponent and held deponent
while the said defendant did
cut and wound deponent in
a severe manner on the back
part of the body and on the
thumb of deponent's right hand
with the point of a gutter hook
the said defendant Fighurita
held in his hands the said
assault was committed

with the felonious intent to ~~take the life of deponent, and~~ 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

of

March

1888

POLICE JUSTICE.

John Cameron
Mar

0547

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

102 District Police Court.

Nicola Fighnita 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.

Nicola Fighnita

Question. How old are you?

Answer

27 years

Question. Where were you born?

Answer.

Italy

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

Answer.

64 Eleventh Ave 6 Months

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

Nicola Fighnita
Dray

Taken before me this
day of March
1887

Police Justice.

0548

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 Mar 8 188 P. G. Duffy Police Justice.

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

Dated March 8 188 P. G. Duffy Police Justice.

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

Dated _____ 188 _____ Police Justice.

0549

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c
ON THE COMPLAINT OF

1

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Am Bailed

0550

District Attorney's Office.

PEOPLE

vs.

Nicola Dignante

offense

Mark
Wm E Cook

70 Raper

as
Camm

0551

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Nicola Sigfrido

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

- Nicola Sigfrido -

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

The said *Nicola Sigfrido*,

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

John Cameron.

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said

Nicola Sigfrido.

with a certain *rotten - stick* which *he* the said

- Nicola Sigfrido.

in *his* right hand then and there had and held, the same being then and there a
instrument of means likely to produce grievous bodily harm, *him*,
the said *John Cameron*, then and there feloniously
did wilfully and wrongfully strike, beat, *cut*, — bruise 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.

David A. Smith

District Attorney.

0552

BOX:

252

FOLDER:

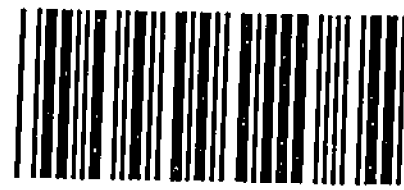
2443

DESCRIPTION:

Fisher, Frank

DATE:

03/03/87



2443

0553

Witnesses:

J Schwartz

Michael Jose

Officer Kuntz

A

264
Counsel,
Filed
Pleads
Day of March 1887
Circuit Court
County of Cook
City of Chicago

Sections 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

THE PEOPLE

vs.

Frank Fisher

RANDOLPH B. MARTINE,

District Attorney,
vs. McEl. & Co.
traders & acquitted

A True Bill.

Edward J. Morris
Foreman

0554

Police Court— 3rd District.City and County
of New York, ss.:

Michael Lee

of No. 56 Roosevelt Street, aged 42 years,
occupation Fruit Dealer being duly sworndeposes and says, that the premises No. 189 Clinton Street, 13 Ward
in the City and County aforesaid the said being a ^{fruit} in closer built of wood,
attached to said premises.
and which was occupied by deponent as a Fruit Stand
~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly ^{broken} two
pad locks attached to the door leading to
said fruit standon the 16 day of February 1889 in the night time, and the
following property feloniously taken, stolen, and carried away, viz.with the intent to steal the following property
a quantity of Candy and Fruit
of the value of ten dollarsthe property of ^{deponent}
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byFrank Fischer (nowhere) and
another person not arrested, and whose name is unknown to
deponentfor the reasons following, to wit: That at the hour of about
10 o'clock of that night deponent securely
locked the locks attached to said
described door,Deponent is informed by officer
Hermon C. Hewitz of the 12th Precinct
Police that at the hour of about 12
o'clock in the night of said 16th day
of February 1889 he saw said defendant

0555

Fischer and said unknown person break open said apartments door and when the said officer came up to said apartments both of them run away

That the said officer perceived said defendant Fischer who was caught by Samuel Schwartz of No 22 Clinton Street while he was running in Clinton Street

Deposited before me this 27th day of February 1887

John J. Ford
Police Justice

Dated 1887 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 1887 Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1887 Police Justice.

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

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

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

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

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

Date 1887

Magistrate.

Officer.

Clerk.

Witness.

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0556

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Police officer of No. 12th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Michael Lee
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 1st day of February 1887 } Herman C. Hunt

John J. Smith
Police Justice.

0557

CITY AND COUNTY }
OF NEW YORK, } ss.

General Secretary
aged 29 years, occupation legislator of No.
99 Clinton Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Michael Jose
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 17 }
day of February 188 } Sam Schwartz

J. Mumford
Police Justice.

0558

Sec. 198—200.

3^d District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

Frank Fisher

Question. How old are you?

Answer

17 years

Question. Where were you born?

Answer.

Meenagoorobity

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

Answer.

108 Bridge street four years

Question What is your business or profession?

Answer

broccing

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

Answer.

I am not guilty

Frank Fisher

Taken before me this

day of September 1887

Police Justice.

0559

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.....

Alfred
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 *July 19* 188*9* *J. Henry Bond* 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.

0560

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

4/63
Police Court 3 District. 229

THE PEOPLE &c.,
ON THE COMPLAINT OF

Michael J. Jones
56 Broadway
Frank Fischer

1 _____
2 _____
3 _____
4 _____

A
Officer

Dated *February 17* 188*9*

Ford Magistrate.

William H. Smith Officer.

12 Precinct.

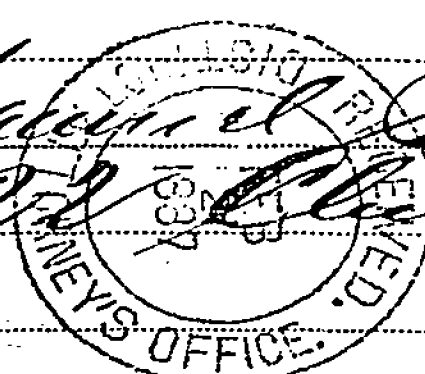
Witnesses *David H. Smith*

No. _____ Street.

No. *22* Street.

No. _____ Street.

\$ *500* to answer *G. J. Corn*



0561

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Franklin D. Jones

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

Franklin D. Jones

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

The said *Franklin D. Jones*,

late of the *Twentieth* Ward of the City of New York, in the County of New York, aforesaid, on the *sixteenth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Building* of one

Michael Jones,

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

Michael Jones,

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.

0562

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *Eranda Zindner* of the crime of *attempting to commit* —
the CRIME OF *Exalt* LARCENY, — committed as follows :

The said *Eranda Zindner*,

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

a quantity of *randy* (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of *five* dollars, and a quantity of *spirit*, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of *five* dollars.

of the goods, chattels and personal property of one *Michael Fox* —

in the *building* of the said *Michael Fox* —

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.

Randolph B. Martin

District Attorney

0563

BOX:

252

FOLDER:

2443

DESCRIPTION:

Fitzgibbons, Joseph

DATE:

03/22/87



2443

Witnesses:

Frank M. Mohr Jr

162

Counsel,
Filed *22 March 1887*
Pleads,

THE PEOPLE

vs.

Joseph Fitzgibbon

John Brown

[Sections 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]

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Foreman

Brown & Smith
March 23/87
Pleads guilty
to 10 years.

0564

0565

Police Court District.

City and County
of New York, ss.:

of No. 111 Avenue Street, aged 28 years,

occupation Clerk being duly sworn

deposes and says, that the premises No. 111 Avenue Street, 14th Ward

in the City and County aforesaid the said being a Dwelling and

which was occupied by deponent as a Dwelling

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

Henry Reichold and others

were BURGLARIOUSLY entered by means of forcibly breaking open

A window leading from a hallway

into said room with intent to

commit a larceny therein

on the 1st day of March 1887 in the Night time, and the

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

Two Gold Watches - one diamond

ring - a pair of diamond earrings

and other property collectively of

the value of five hundred dollars

and money

the property of Deponent

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

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

Joseph Fitzgibbons now here

for the reasons following, to wit: That about half past

eleven O'clock P.M. on the Night in question

deponent heard a noise in the front room

of said premises, and upon entering

the room found the defendants there

and discovered the window which had

been previously fastened and secured

which led to the room forced open

Frederick Mohr

Witness to before me this 1st day of March 1887
John J. Mohr
Notary Public

0566

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

Joseph Fitzgibbons 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

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

*I was drunk at the time
and don't know anything about
it*

*Joseph ^{his} Fitzgibbons
made*

Taken before me this

188

Police Justice.

0567

Police Court

333 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Frederick Mohr
Joseph Fitzgibbon

Offence *Gangway*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street

No. 4, by

Residence

Street.

Dated

March 11th

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

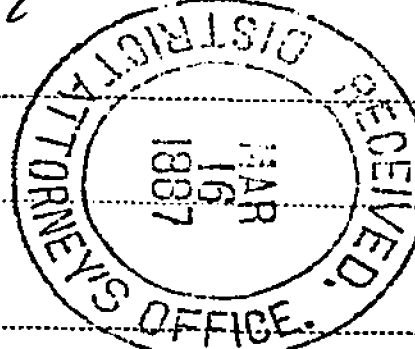
Street.

No.

Street.

\$

2000 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 defendant named

Frederick Mohr, 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 *March 11th* 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.

(*Over*)

0568

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 F. Higgins

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

George F. Higgins -

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

The said *George F. Higgins*,

late of the *South* Ward of the City of New York, in the County of New York
aforesaid, on the *10th* day of *March*, in the year
of our Lord one thousand eight hundred and eighty-seven, with force and arms, about the
hour of *seven* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Fredricka Maria de Younger,

there situate, feloniously and burglariously did break into and enter, there being then and there some
human being, to wit:

the said Fredricka Maria de Younger,

within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels
and personal property of the said *Fredricka Maria de Younger*,

Younger,
in the said dwelling house 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,

Richard B. Smith

District Attorney.

0569

BOX:

252

FOLDER:

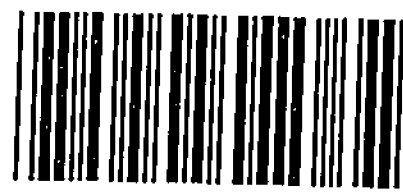
2443

DESCRIPTION:

Flanagan, Edward

DATE:

03/16/87



2443

0570

BOX:

252

FOLDER:

2443

DESCRIPTION:

Kinsey, Edward M.

DATE:

03/16/87



2443

Witnesses:

J. Littlefield
J. A. Brien

On Examination
I am satisfied
that these Defendants
are not guilty
Kinsey has been
found insane

I recommend that
Flanagan be
discharged on his
own recognizance

Apr. 22nd 1887
J. A. Brien

127

2- Records & Open Room

Counsel,

Filed 16 March 1887
Pleaded: *Not Guilty*

Pr. Apr. 23/87

THE PEOPLE

vs. *Edw. J. Kinsey*
Recy. *AR*

Edward Flanagan

and

Edward J. Kinsey

RANDOLPH B. MARTINE,

Pr. Apr. 20/87. District Attorney.
No 2. Tried to his family &
and found to be now insane.
Committed to Hudson River State
A True Bill. Hospital for the Insane

Pr. Apr. 22/87
No 1. Deft. discharged from custody
upon his own recognizance - Foreman.
I recommend that *Edw. J. Kinsey*
be discharged on his own
recognizance.
Apr. 23/87 *Randolph B. Martine*
Dist. Atty.

Grand Larceny, 2nd degree
[Sections 528, 581 & 582, Penal Code]

0572

"on examination I am satisfied that these defendants
"are not guilty. Kinsey has been found insane. I
"recommend that Flanagan be discharged on his own recog-
"nizance.
"Apr. 22, 1887.

A. H. Purdy."

0573

TO THE HONORABLE RANDOLPH B. MARTINE,
District Attorney of New York City and County.

S i r : -

On or about the 16th March, 1887, one Edward T. Kinsey was jointly indicted with one Edward Flanagan by the Grand Jury of your county accused of having in his possession a horse the property of one Lemuel Littlefield.

Kinsey was tried before the Hon. H. A. Gildersleeve and a jury on April 20th, 1887, proven to be of unsound mind and sent to Hudson River State Hospital at Poughkeepsie, N. Y.

Flanagan was brought up for trial two days later, viz.: April 22 and upon the recommendation of Assistant District Attorney Purdy to whom the case had been assigned was discharged upon his own recognizance. The following indorsement appears upon the back of the indictment.

The test^{imony} taken before the Police Magistrate shows as testified by Littlefield that neither of the accused was the person to whom the horse had been hired by him, but simply that they had his property in their possession.

Flanagan: That a stranger paid him fifty cents to take the horse to a certain livery stable.

Kinsey: That Flanagan had permitted him

0574

2

to accompany him with the horse, he supposing that the horse belonged to Flanagan.

Other facts went to show that both the accused were under the influence of liquor, had mounted the horse ridden him through the streets without any particular destination in view and had finally been arrested with the animal in their possession.

Kinsey has since been discharged by the Hospital authorities as being restored to his reason - and is now confined in the Tombs prison.

Kinsey was never arrested before this occurrence but was some years ago confined in an asylum for insane in New Jersey. He remained over a month in the tombs before being tried. No efforts were made to obtain bail, it being deemed unwise in his then state of mind, and moreover all his friends and relatives being residents of the state of New Jersey.

In view of the foregoing facts and the affidavits of good character by former employers and well known business men of this city now on file with the papers in your office, no crime evidently having been committed, you will, I am sure, agree with me in believing that the ends of justice will be subserved by permitting Kinsey to be discharged from custody and the indictment against him quashed, or at least that his case follow the course of Flanagan's.

I am, dear sir, with great respect,
Your obedient servant,

Henry J. Russell
City, for E. J. Kinsey
No. 2 Tryon Ave. N.Y.C.

0575

People

"

Edward M. Kinney

0576

Hudson River State Hospital

Poughkeepsie, N.Y. Sept^r 15th 1887

Hon. Henry A. Gildersleeve,

Judge of the Court of General Sessions
New York City.

Sir:

Pursuant to Section 26, Article
Second, Title First, Chapter 446, Laws of
1874, I report "as restored to his right mind"
Edward M. Kinsey who was committed
to this hospital April 22^d 1887 on the
order of Hon. Henry A. Gildersleeve,
Judge of the Court of General Sessions.

Yours Truly,

J. M. Cleveland,

Supdt

0577

District Attorney's Office.

PEOPLE

vs.

Edward Flanagan

Edward M. Kinsey
S.L. 2d

*Application for
withdrawal*

*~~Papers to be
submitted~~*

E.S.

0578

District Attorney's Office.

PEOPLE

vs.

Edward G. King

Dr. W. D. Field
115 E. 40 St.
Dr. H. J. Pierce
2072 - 6 Ave.

Put King only on
PT 2 Apr. 20, to de-
termine the question of
his mental condition.
Subpoena the doctors
whose certificates are
herein.

SDP

0579

District Attorney's Office.

PEOPLE

vs.

Edward T. M. Kinsey

E. L.

Put on Kinsey only for
Pt. 1, April 6/87.

Subpoena only the
doctors to testify as
to his mental state.

ADDP

0580

*From the Counsel
to the Corporation,
New York.*

*Hon. Randolph B. Marline
Dist. Atty. -*

0581

HENRY F. ROSSELOT,
ATTORNEY & COUNSELOR AT LAW
NO. 2 TRYON ROW,
NEW YORK

New York Sept 22^d/87

Hon. Randolph B. Martine
Dist Attorney

Dear Sir I understand that your
good Chief Clerk Mr. Parker has
favorably reported the case of
The People vs Kinsey -

May I ask you as a per-
-sonal favor to give this your
earliest convenient attention
in order that the poor fellow
may be released from prison
as soon as possible -

Very respectfully Your Obedt Servant
H. F. Rossetot

0582

HENRY F. ROSSELOT,
ATTORNEY & COUNSELOR AT LAW
NO. 2 TRYON ROW,
NEW YORK.

New York Sept. 21st 1887.

Hon. Randolph B. Martin
District Attorney, N.Y.

Dear Sir: I have the honor to enclose herewith - pursuant to the suggestion made to me last week when I called upon you - a petition - in the case of The People vs. Edw. J. Knizey and.

I feel assured that you will - in view of all the facts - feel that justice will not suffer at your hands by your giving this matter favorable consideration -

May I ask, if it be not presuming too much, that it may receive your consideration at the earliest moment your multifarious duties will permit. -

Sincerely thanking you, Dear Sir, for your kind attention to me upon the occasion of my visit.

I am with great respect
your obedient servant
Henry F. Rosset

0583

New York Court of General Sessions
The People
Against
Edward J. Hinsey
(Indicted as Edward M. Hinsey)

City and County of New York ss.

Louis Sternberger being
duly sworn deposes and says:

I am a member of the New York
Stock Exchange, and do business at
No. 24 New Street, and reside at
No. 43 East 60th Street this City -

I have known Edward J. Hinsey
since the year 1880. During this
period of time he has been em-
ployed by my brother and myself
on and off - as business would per-
mit - as bookkeeper and Cashier
at our business office in New Street.

We had unlimited confidence in
his honesty and integrity. -

During the time I have known
him I also knew & believed him to
be a person of good moral char-
acter and correct in his habits.

Lack of business, together with
his apparent absentmindedness
& incapacity to apply himself to
business caused us on January
1st last to discharge him, but
for which he would in all prob-
ability still be in our employ.
I did not, nor do I yet

0584

believe he would do a dishonest
or disreputable act, and until in-
formed of the present charge
against him never heard of his
honesty or integrity questioned

Subscribed and sworn to
before me this 25th day
of March 1887

Louis Stemberger

William J. Dodge
Notary Public
N.Y. Co

636
939

0585

Court of General Sessions

The People

Agst

Edward T. Hinsey

Indicted as Edward T. Hinsey

George H. Gaston being first duly sworn deposes and says: I am Chief Clerk of the Industrial Branch of the Metropolitan Life Insurance Company doing business at the corner of Park Place and Church Street in the City of New York.

I reside at Newark, New Jersey. I have known Edward T. Hinsey from ~~boyhood~~ ^{boyhood}, during all of which time I have known him to be a person of good moral character and undoubted honesty.

I had such confidence in his honesty that I procured him to be employed by the above named Insurance Company as agent and collector in which employ he was at the time of his arrest on the charge herein.

It has generally been known to those intimately acquainted with him that his mind was at times unbalanced and his actions erratic and eccentric - I verily

0586

believe that at the time of the
commission of the offence charged
herein, he was wholly irresponsible
for his acts as I am loathe to believe
he would under other circumstances
~~be a participant~~ or be a participant
in any such disreputable transaction

Sub

Sworn to before me

This 25th day of March 1887

F. S. Driscoll

Notary Public

Kings Co

Certificate on file in New York County

[Signature]

0587

N.Y. Court of General Sessions

The People

Agst

Edward J. Kinsey
(Indicted as Edward W.
Kinsey)

City and County of New York ss.
John Penrose being first duly
sworn deposes and says; I am em-
ployed with the firm of Waters and
Son, book binders, at N^o. 103 Fulton
Street this City, where I have been
employed continuously for the
past twenty seven years.

I reside at Newark, New Jersey.
I have known Edward J. Kinsey
for the past fifteen years, dur-
ing all of which time, I have
known him to be a person of
good moral character, and of
undoubted honesty & integrity.

I have not during ~~any~~ my
acquaintance aforesaid, nor prior
thereto, heard of any accusation
against him, however slight
touching or affecting his honesty
until informed of his arrest
in this matter.

Subscribed and sworn to before
me this 25th day of March 1889

William F. Lodge
Notary Public N.Y. County

John Penrose

0588

N.Y. Court of General Sessions

The People

against
Edward J. Kinsey
(Indicted as Edward W.
Kinsey)

George W. Church, being duly
sworn deposes and says: I am
a member of the firm of Mont-
gomery & Company, dealers in
Fine Mechanical Tools etc and
doing business at No 103 Fulton
Street in the City of New York.

I reside at Newark New Jersey.
I have known the accused Edward
J. Kinsey for the past sixteen
years, during all of which time
I have known him to be a person
of good moral character, honest
and trustworthy in all respects.

I have read the affidavit of
John Penrose - hereto annexed, con-
firmate it in and testify in
like manner as to its contents,
except as hereinbefore ^{specifically} stated.

Subscribed and sworn to
before me this 25th day
of March 1887.

William Hodge
Notary Public
New York County

Geo. W. Church

0589

Court of General Sessions

The People vs

agst
Edward T. Kinsey
(Indicted as Edward M.
Kinsey)

City and County of New York ss.
Alexander B. Hill being duly
sworn says I am in the ^{stock and bond} brokerage
business at N^o 18 Broadway this
City ^{Secretary of the Apalachicola Lumber, Company of the Florida Fruit Company} and reside at Newark New-
Jersey.

I have known Edward T. Kinsey
for the past thirteen years, during
all of which time, I have of my
own personal knowledge to be
a person of good moral char-
acter, of undoubted honesty and
integrity and universally re-
spected.

I have never during my said
acquaintance with him or prior
thereto, heard of his being ac-
cused of any dishonest act
of whatever kind, until in-
formed of the present charge
against him.

Subscribed and sworn } Alexander B. Hill.
to before me this 25th March 1887 }
P. R. Waterbury
Notary Public N.Y.C.

0590

Court of General Sessions of the Peace

The People

agst
Edward T. Kinsey
vs another -

City and County of New York ss.
William A. Penroyer being duly
sworn deposes and says, I am
a member of the firm of Penroyer
& Wilson Commission merchants
and dealers in wooden ware, brooms
etc. doing business at N^o 352 Wash-
ington Street, this City and reside
at Newark New Jersey -

I have intimately known the
accused Edward T. Kinsey (in-
dicted as Edward M. Kinsey) for
the past twelve years, during all
of which time I have known him
to be a person of good moral
character, generally respected, and
of undoubted honesty and integrity.

I have never during my acquaintance
with him, or at any time, heard him
of his being accused of any dis-
honest act whatsoever, until in-
formed of this charge against him.

Subscribed and sworn to before
me this 23rd day of March 1887

W. C. Hulabee

Notary Public
N.Y. Co.

W. A. Penroyer

0591

Court of General Sessions of the Peace

The People
vs.
Edw. J. Kinney
Defendant.

City & County of New York N.Y.
Frank J. Griffith being duly sworn
deposes & says, I am Assistant
Superintendent of the Delaware
Lake & Western R.R. Co. and
reside at Roseville Essex County
New Jersey. —

I have known Edw. J. Kinney
the accused, for the past five
years, I lived opposite his
residence for a period of two
years during which time I have
seen and heard much of him.

I have known him to be
always thoroughly honest and
a person of good moral
character and well believed
to be such still. I have been
informed and believe that at times,
especially when under, or partly
under the influence of spirituous
liquor he is inclined to be ir-
rational and partly insane and
irresponsible for his acts. —

I do not believe he ^{would} knowingly
take anything of value, not be-
longing to himself from anyone

0593

I, Frederick W. Ricord, one of the Judges of the Court of Common Pleas of the County of Essex, and State of New Jersey, do hereby report that application has been made to me in behalf of Edward T. Kinsey a resident of Newark in the said County, alleged to be insane and that pursuant to the Act of the Legislature, in such cases made and provided, I have called before me Doct. George A. Van Wagenen a respectable physician, and other creditable witnesses, to wit: Robert J. Baldwin and Ann M. Kinsey and having examined them, and fully investigated the case, and not deeming it necessary to call a jury, I do hereby decide and certify that satisfactory proof has been adduced before me showing the said Edward T. Kinsey to be an insane person, and that has not sufficient estate or means to support him under said visitation of insanity.

Given under my hand, at the City of Newark, in the County and State aforesaid, this twenty ninth day of March in the year of our Lord one thousand eight hundred and seventy nine.

F. W. Ricord, Judge.

ESSEX COUNTY, ss: I, George A. Van Wagenen being duly sworn according to law, do certify and declare, that I have examined into the state of health and mental condition of Edward T. Kinsey of the said County of Essex, and that I

0594

am of opinion he is insane.

George A. Van Wagenen, M.D. Physician.

Sworn and subscribed before me this
twenty nine day of March A. D. 1879.

F. W. Ricord, Judge.

Approved.

John D. Toppin.

T. Supman.

Chosen Freeholders of the
County of Essex, represent-
ing the

STATE OF NEW JERSEY,)
: ss.
Essex County,)

Robert J. Baldwin being by me duly sworn, de-
poseth and saith that is acquainted with the circum-
stances and condition of Edward T. Kinsey and that he
verily believes that he has not sufficient estate or means
to support him under said visitation of insanity and fur-
ther that the said Edward T. Kinsey is legally chargeable
to the City of Newark.

Sworn and Subscribed at Newark, :
this 29th day of March A.D. 1879 : Robert J. Baldwin.
before me, :

F. W. Ricord, Judge.

ENDORSED. *For back*
-Edward T. Kinsey-
"Admitted March 29, 1879."

0595

City & County of New York S.S.

William A. Penoyer being further
duly sworn deposes and says -

I have compared the foregoing copy
with the original commitment
on file in Essex County Lunatic
asylum at Newark New Jersey.
The same is a true copy thereof.

Dr. Pinckley, the physician in
charge of the institution above
named informed deponent that
he was unable on account
of the loss of the house records
to give deponent the date of the
discharge of the said Kinsey
from said Asylum, and that
the foregoing commitment
and the entry of its receipt in
a book for that purpose, and
the receipt of the person of
the said Edw. J. Kinsey in
the said institution, were
the only records touching this
case in his possession or
custody & that the then physician
in charge, is ^{not} now deceased
nor for some years past has he
been in charge of said institution.

Sworn to before me this

23rd day of March 1887

W. C. Hubbell

Notary Public.

N.Y. Co.

G. M. Cunningham

0596

My Court of General Session

The People
agst
Edward T. Kinsey
(Indicted as Edward M.
Kinsey)

~~Rossville~~
Rossville, County of }
Essex, State of : ss:
New Jersey)

~~at~~ George A. MacMannan being first duly
sworn, deposes and says, I reside at ~~Rossville~~ Newark, N. J.,
am a practicing physician, and have been such for the
past 15 years I know Edward T. Kinsey personally
and have known him for the past 10 or 15 years, during
which time I have known and believed him to be a person
of good moral character.

In the year 1879 in the usual course of my
practice of medicine and pursuant to the requirements of
the laws of the state of New Jersey I duly certified in
writing that the said Kinsey was a person of unsound
mind, in that he believed in certain hallucinations
such as that persons who hated him were
constantly following, in order to injure, him.
This made him very combative & for the
time dangerous

0597

2

that thereafter upon said certificate ~~and also a like~~
~~certificate made by~~ _____ M. D.,

the said Kinsey was duly committed to the *Essex*
County N.J. Insane Asylum (then on Camden &
Bank Sts Newark)
as a person of unsound mind.

Deponent is informed and believes that the said
Kinsey was confined for a period of ~~0~~ years and *5*
months -- after which he was duly discharged.

Deponent further says that it is his opinion,
as a physician and from his knowledge of the form of said
Kinsey's malady, that the same is liable and likely to
recur at any time, and from statements made to him verily
believes ~~that he is still very peculiar in his moods~~
and behaviour at times.
~~present time he is not a person of sound mind.~~

Sworn to before me this

21st day of March, 1887.

John D. Voppin
Notary Public

Geo Wau Wagoner M.D.
101. Myrtle
Newark
N.J.

New York Court of General
Sessions me

The People

Edward J. Hursey
(indicted as Edward M. Hursey)

Offendants of good
character and faith
integrity

Henry J. Russell

Attorney for E. J. Hursey

No. 2 Dryden Road
New York City

J. H. P. Martine
Solicitor at Law

Filed Apr. 20, 1887

0599

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.
of New York, }

of No. 17 Little Twelve Street, aged 41 years,
 occupation Living Stable Keeper being duly sworn
 deposes and says, that on the 12 day of March 1887 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 bay horse of the value of
 two hundred dollars; one horse
 blanket of the value of three dollars;
 one horse collar of the value
 of six dollars, & all of the
 value of two hundred & nine
 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 Edward Hancyn & Edward

M. Kinsey both now heard from
 the following facts to wit:

That at the time mentioned
 a person unknown to deponent
 hired from deponent the above
 described property. That
 deponent is informed by officers
John O'Brien, of the Twenty-
fifth Precinct Police, that he
O'Brien after the time mention-
 ed found the above mention-
 ed horse & horse blanket in
 the possession of defendants
 who were about to sell said

Subscribed before me this

499

Police Justice

0600

property. That neither of defendants
is the person by whom said
property was taken from
deponent. That neither of said
defendants had any title to
said property nor authority to
sell the same.

Samuel Gittelfield

Sworn to before me
this 3rd day of March 1887
A. J. White

Palmer Justice

0601

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No.

25 Pine Street, being duly sworn deposes and,

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of March 188

John O'Brien
Police Justice.

0602

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, { ss

District Police Court.

Edward Flanagan 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

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.

A stranger offered me fifty cents to go with him to 74th Street. I had not try to sell him.

Edward Flanagan

Taken before me this

day of

188

Police Justice.

0603

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Edward M. Kinsey 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

Edward M. Kinsey

Question. How old are you?

Answer

36 years

Question. Where were you born?

Answer.

W.S.

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

Answer.

Roxbury New York 15 years

Question What is your business or profession?

Answer

Insurance Agent

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

Answer.

Flanagan allowed me to accompany him to 74th Street where he had the horse in his custody. I did not know that the horse was stolen. I was drunk and do not know whether I tried to sell the horse or not.

E. M. Kinsey

Taken before me this

day of

March 1904

Police Justice.

0604

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 250 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 March 13 188 A. J. Smith 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.

0605

BAILED.

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court

325 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel Littlefield
17 Little St. 12th St.
Edward Flanagan
Edw. M. Kinney

3
4

Dated

188

White Magistrate

O'Brien Officer.

25 Precinct.

Witnesses

No.

Street.

No.

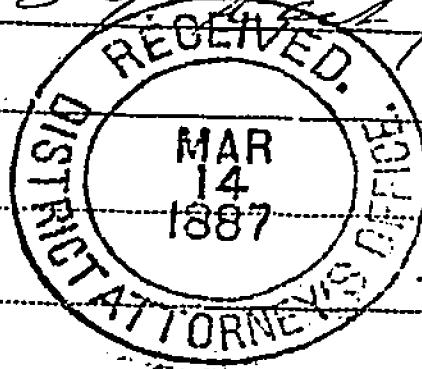
Street.

No.

Street.

\$

to answer



0606

115 East 40th St.

New York, City

April 4/87

Randolph B. Hartie Esq

District Attorney

Dear Sir:

I accordance with your request I have twice visited Edward W. Kingey a prisoner at the City Prison awaiting trial under the charge of grand larceny. I have also interviewed relatives & acquaintances of Kingey & visited the office of Mr. George Sternberger whom he was formerly employed. After taking into consideration the examination & history I am of the opinion that Mr. Kingey is of unsound mind & irresponsible, though he is not a marked case. He has been confined in an asylum for nearly a year.

Respectfully Submitted

Matthew D. Field M.D.

0607

The People

VS

Edward M. Kennedy

0608

2072 SIXTH AVENUE.

Apr 4th 1887.

Hon R B Martine
Dist Atty N.Y. City

Dear Sir:

In accordance with
instructions received last
Thursday from the Dist Atty's
Office. I arrived into the
Prison at Constitution of Geo
Krugger now confined
in the Tombs on charge
of theft. I find him to
be of unsound mind.
and in my opinion in-
responsible.

Respectfully Yours
Henry T. Fowler

0609

The People
vs
Gen. Hargis

06 10

People }
H. J. Russell }
H. J. Russell }

W. J. Mehl, 25th 1887

Friend Parker

Herewith you will
please find affs. - which I
have obtained as requested
by you -

Please do not consider
them as duly record until
I see you this - p.m., but
consider them submitted
for approval only -

Yours very truly

H. J. Russell

06 11

New York, March 19th 1897.
Randolph B. Martine, Esq.
#32 Chambers Street. City.
Dr. Sir:

The enclosed subpoena
I received yesterday. My husband left
on Wednesday evening for Battle Creek,
Michigan as he understood the trial
of Edw. Hanagan would not occur
until about April 11th.

I expect him to return to the city
the latter part of March or the first
week in April.

Respectfully,
Mrs. L. Littlefield.

06 12

People

no

Mauger & Kinney

06 13

*District Attorney's Office
City & County of
New York*

New York, March 29, 1887.

Henry T. Peirce, S.D.

3072 Sixth Avenue,
city.

Dear Sir :

Will you please examine into the mental condition of
Edward M. Kinzey, a prisoner now confined in the City Prison upon
a charge of grand larceny, and report thereon at your earliest
convenience to the District Attorney.

Yours respectfully,

A. D. Parker

Chief Clerk.

06 15

*District Attorney's Office
City & County of
New York*

New York, March 29, 1887.

M. B. Field, M.D.

Examiner in Lunacy.

Dear Sir :

Will you please examine into the mental condition of Edward W. Kinzey, a prisoner now confined in the City Prison upon a charge of grand larceny, and report thereon at your earliest convenience to the District Attorney.

*Yours Respectfully
A. D. Parker,
Chief Clerk.*

06 16

People

v.

Hangan & Kinsey.

Printed & Published by
J. H. Hangan & Kinsey

District Attorney's Office.

PEOPLE

vs.

Edward Flanagan

G. L. P.

$\{ \gamma_1, \dots, \gamma_n \} + \alpha_{n+1}, \dots, \alpha_m$

2. 1. 7. - 5

1-2

Put this with papers,

05 18

Court of General Sessions, Part 2.

The People &c.)
- against -) Before Hon. Henry A.
Edward Kinsey, Examination) Childersleeve and a Jury.
into the sanity of the pris-)
oner.)

Tried Wednesday April, 20th. 1887.

A P P E A R A N C E S.

Assistant District Attorney, Ambrose H. Purdy, for the People.

For the Defense.

-----000-----

HENRY PIERCE, called as a witness for the people,
was duly sworn and testified as follows:-

Q What is your full name?

A Henry Pierce.

Q What is your profession?

A Physician.

Q Where?

06 19

2

A 2072 6th Avenue.

Q Did you examine the prisoner, Edward Kinsey, in the Tombs?

A I did, sir.

Q You have had some experience in cases of insanity?

A Yes, sir.

Q How large has been your experience?

A I have examined in lunacy for ten years, more or less, every year.

Q When did you examine the prisoner?

A I think it was the 30th day of March, this year.

Q Did you make more than one examination?

A No, sir.

Q State to the jury the result of your examination?

A I made a careful examination by questions and answer, and I found the man, Kinsey, rambling and incoherent in his ideas of speech and indefinite in regard to his location of the places and most of the places he ought to know very well about, and his description of the trouble for which he was in the Tombs, he could not state with any accuracy; there was an indefinacy about everything he said. That led me to believe that his mind was unstable. I don't know that I am entitled to give any corroborative evidence -

0620

MATTHEW D. FIELD, called as a witness for the people was duly sworn and testified as follows:-

Q (BY MR. PURDY) Will you state to the jury your qualifications as an expert in the examining of patients in lunacy?

A I have been the examiner for the department of Charities and Correction for nearly six years, and gave especial attention to the subject.

Q And did you examine Mr. Kinsey, at the request of Mr. Martine?

A I visited him on the 31st of March, and again on the 4th of April; and I also saw several of his friends and saw the communications from previous physicians, and visited his former place of business, and the results of that examination was that the man was of unsound mind and that he had melancholia, and loss of power of the mind, and he was subject to fits of abstraction and wandering mind; he was indefinite in all his answers. His memory seemed to be bad about important events; he could not give any reasons -- he said he had been in an asylum before and it might have been five or six years or five or six months, or it might have been a year, and from all his conversation and all things of that kind he did not seem to comprehend the position he was in, or take much interest as to the result of his trial. On visiting his place of business I found that he had been a trusted man there -- that he had been trusted with large amounts of money; he had

0621

been employed by relatives of the same people and that his services were dispensed with from the fact that he made simple and childish mistakes; he would sometimes sit in an abstract for hours, and enter items on the debit side which should be on the credit; he was depressed and simple minded, which tallied with my theory, and the history his friends gave me corroborated that evidence.

Q Then, Doctor, your conclusion is that he is not in a condition of mind such as would enable him to make a defence or direct his counsel how to prepare his defence if he had one?

A That is my opinion.

Defendant's counsel reads the following affidavits with the consent of the District Attorney, with the same force and effect as if the persons were present and testified to the facts as stated therein.

0622

CHARGE:

Gentlemen of the Jury:

The defendant at bar, Edward Kinsey, on the 16th. of March last, was indicted by the grand jury for the crime of grand larceny in the second degree. Upon being brought to this court for trial he sets up the plea that his condition of mind is such as to render him incapable of making his defence. You have heard the statement of the physicians who examined him; he detailed to you, briefly, the history of his case and ^{you have} listened to the depositions of various persons who have been acquainted with him for a number of years. The evidence all points in one direction - it seems to leave your duty a very plain one.

If this evidence satisfies you beyond any reasonable doubt that at present the condition of his mind is such as to render him incapable of understanding the proceeding necessary for his trial and making his defence, you will say by your verdict whether or not you find the defendant at present insane. The case is with you.

0623

(The jury thereupon found a verdict that the defendant was at present insane)

Defendant's counsel makes an application to the court to have the prisoner discharged and put into the custody of his mother.

The Court: The usual course in a proceeding of this kind is to commit the defendant to an asylum, unless you can show me that he will be properly cared for. The question has been determined that he is at present incapable of making his defence; if you can make it appear that at the time of the alleged larceny he was insane then it would preclude a conviction, but this proceeding does not dispose of the charge against him at all, or the indictment, it simply determines the present condition of his mind.

I think the best thing for him is to go to some good institution where he can have the care and attention of experienced physicians. The court will send him to the State Asylum for the Insane at Poughkeepsie.

-----000-----

0624

3

Q Yes.

A I found by communications, outside, that the had been once or twice been considered that way by the physician who had previously attended him; he had been confined for unsoundness of mind in an insane asylum, and from that I made up my mind and was satisfied that he was an irresponsible person and of unsound mind.

Q And incapable to understand his trial or his defence?

A Yes, sir.

-----000-----

0625

N. Y. GENERAL SESSIONS.

-----X
The People

vs.

Edward Flannagan and

Edward Kinsey.
-----X

The defendants were indicted upon the 16th of March ult. for Grand Larceny in the second degree, for the alleged stealing of a horse, blanket &c., the property of one Lemuel Littlefield.

It appeared from the testimony in the Police Court that a person unknown to complainant, but whom he admits to be neither of the defendants, hired said horse from him, and that thereafter it was found in the possession of the defendants who were about to sell the same.

Nothing further being adduced or obtainable, the testimony as to the larceny rested solely upon the fact of the possession by the defendants. Defendant Flannagan was, upon April 22nd ult. discharged upon his own recognition. His explanation of his possession being deemed sufficient to rebut the presumption of guilt. He stated that a stranger had paid him fifty cents to take the horse to a certain livery stable.

Kinsey's explanation of his possession showed that it began at a later time than Flannagan's, inasmuch as Flannagan had permitted him to accompany him with the

0626

horse, he (Kinsey) supposing that the horse belonged to Flannagan.

Upon April 20th ult., however, Kinsey having been adjudged insane by Drs. Field and Pierce, was tried as to his sanity and upon verdict committed to the Hudson River State Asylum for the Insane. He was declared recovered upon the 16th inst., and warrant issued on the 19th, and he was recommitted upon the 20th to the City Prison, where he now awaits trial.

Heretofore, affidavits of the strongest character as to Kinsey's past record and reputation for honesty and integrity, were submitted on his behalf. They are now with the papers in the case, and appear to me to be conclusive as to the facts they represent. Among them is a copy of the certificate of one of the Judges of the Court of Common Pleas of the County of Essex, State of New Jersey, dated March 29, 1879 - that upon investigation, in accordance with the statute of that State, Kinsey has been declared an insane person; and the affidavit of the examiner in lunacy on said application to the effect that in pursuance thereof Kinsey was duly committed to the Essex County Insane Asylum, where he remained five months. The physician also expresses the opinion that Kinsey is still very peculiar in his moods and behavior at times.

It appears from my conversation with the officer in the case that Kinsey, at the time of the alleged larceny

0627

was somewhat under the influence of liquor.

From all these facts it appears to me impossible to obtain a conviction, or even to establish prima facie the necessary elements of criminal intent, and I accordingly recommend that the defendant Kinsey be discharged on his own recognizance.

Dated, September 22nd, 1887.

H. D. Parker

0628

THE PEOPLE OF THE STATE OF
NEW YORK,

against

Edward Munnagan
and
Edward Munnagan

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,

32 CHAMBERS STREET,
NEW YORK CITY.

applied
applied
applied

0629

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Edward Blaneagan
and
Edward M. Hunsley

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

Edward Blaneagan and *Edward M. Hunsley*

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

The said

Edward Blaneagan, and
Edward M. Hunsley, both —

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

one horse of the value of two
hundred dollars, one horse
blanket of the value of
three dollars, and one
horse collar of the value of
six dollars,

of the goods, chattels and personal property of one

Samuel Littlefield. —

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.

0630

SECOND COUNT—

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

Edward Thomaugh & Edward M. Hunsley
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Edward Thomaugh and*
Edward M. Hunsley, 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,

one horse of the value of
Two hundred dollars,
one horse blanket of the
value of three dollars,
and one horse collar of
the value of six dollars.

of the goods, chattels and personal property of one

Samuel Sittelfield. —

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

Samuel Sittelfield. —

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

~~*Edward Thomaugh and Edward M. Hunsley*~~

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.

RANDOLPH B. MARTINE,

District Attorney.

0631

BOX:

252

FOLDER:

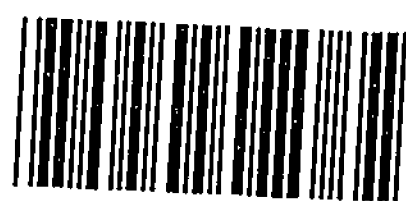
2443

DESCRIPTION:

Flanagan, James

DATE:

03/24/87



2443

Witnesses:

Shoo Carroll

Counsel,

Filed 24 day of March 1887

Pleads

THE PEOPLE

vs.

James Flanagan

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

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Bourie Dank Foreman.

James
Sullivan
Cory, (lawyer)

0632

0633

Police Court—5th District.CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Carroll
of No. 1509 Avenue A. Street,
Salom Keepu, aged 32 years being duly sworn, deposes and says, that
on Saturday the fifth day of February
in the year 1887 at the City of New York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by

JAMES FLANAGAN, deponent's
brother in law, who shot
and wounded deponent with
a pistol (ball in the back).
That deponent saw said defendant
hold a pistol, aimed and pointed
at deponent, in his hand and
heard the report of the pistol
and instantly felt the ball enter
deponent's back.

That deponent
is informed that said defendant
is in the Asylum and said
to be insane.

That deponent does not believe
he is insane and believes
he so assaulted deponent

with the felonious intent to take the life of deponent, ^{and} 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 11th dayof March 1887Thomas Carroll
POLICE JUSTICE.

0634

Presbyterian Hospital
March 1 '87

Thomas Carroll is still a patient in
this Hospital. He is now conval-
escent & will probably be able to
appear in court about Monday
next.

Henry B. Douglas, M.D.
Acting Surgeon

0635

Presbyterian Hospital
Feb 21 by

This certifies that Thomas
Carroll is unable to
appear in court as yet.
He is steadily improving
however & is now
convalescent.

W B Douglas
Acting House Surgeon

0636

Thomas Carrall's condition is not
improved since last report
He is now suffering from pneumonia
& is still in a dangerous condition.

Henry B Douglas M.D.
Acting House Surgeon

Presbyterian Hospital

Feb 13-87

0637

5th Dist Prison
Feb 13th/84

James Flanagan charged with -

F.C.B. - was transferred from this
Prison to Bel Hospital on Feb 10/84.
Supposed to be (Insane)

Very Respectfully
Wm. B. Bogan

0638

Presbyterian Hospital,

70th ST. and MADISON AVE.

New York, Feb 9 1887

The condition of Thomas Carroll
is considerably improved
but his condition is still
dangerous -

Henry B Douglass
Acting House Surgeon

0639

Presbyterian Hospital,

70th ST. and MADISON AVE.

New York, Feb 7 1887

The condition of Thomas
Carroll is still critical
although he is somewhat
improved since last
night -

Henry B Douglass
Acting House Surgeon

0640

Presbyterian Hospital
Feb 6-'87

This is to state that Thomas
Carroll is an inmate in
this hospital suffering
from pistol ^{shot} wound
of back. His condition
is in no wise improved
& is still critical.

Henry B Douglas
Acting House Surgeon

0641

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.*

0642

Police Court

5

323
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Carroll
1509 E. A
James H. Morgan

Offence Assault
Felony

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

March 11

1887

Patterson

Magistrate.

Kelly

Officer.

Precinct.

Witnesses

Wm. J. Kelly

No.

27

Street.

No.

This defendant committed

for murder, and

and procured insurance, and

transferred to answer

Insane

Asylum Kansas Island

February 12 1887

See affidavit of injured ones

(made March 11 1887)

0643

Department of
PUBLIC CHARITIES, AND CORRECTION,

HENRY H. PORTER, Pres't.

THOMAS S. BRENNAN,

CHARLES E. SIMMON, Commissioners.

2d West 10th St + Greenwich Ave
Office of City Prison, ~~Corner of Franklin and Center Streets,~~

JAMES FINN, WARDEN.

New York, February 14 1887

Hon Charles Weld
Police Justice
Sir

James Flanagan committed
by your Hon. Feb 6th charge of Felonious
Assault & Battery was sent to Bellevue
Hospital to be examined as to his sanity
the Medical experts pronounced him
of unsound mind and he was
transferred to Insane Asylum Feb 12/87
at Ward's Island

Very Respectfully
James Finn
Warden of District Prison

0644

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 5th DISTRICT.

of No. 27th Precinct Police William J. Kelly
Street, aged 29 years,
occupation Police Officer being duly sworn deposes and says
that on the 5th day of February 1887
at the City of New York, in the County of New York,

James J. Lanagan, now here, did
feloniously shoot and wound one
Thomas Carrol, in the right side,
with a pistol ball.

That said Carrol is now in the
Presbyterian Hospital from the effects
of said wound and unable therefrom
to appear in Court, and deponent
was present when said Carrol
identified said defendant as his
assailant. William J. Kelly

Sworn to before me, this 6th day of February 1887
Alfred Kelly
Police Justice.

0645

Police Court, 5 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Wm J. Nally

vs.

James J. Magan

AFFIDAVIT.

Dated

Jan 6th 1887

Welde Magistrate.

Nally 27 Officer.

Witness,

Sent to Bellevue Hospital
to be examined as to
his sanity, Feb 10/97

Disposition,

C. to arrait -
result of Jury

0646

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 Flanagan

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

James Flanagan

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

The said

James Flanagan

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

21st

day of *January*

in the year of our Lord

one thousand eight hundred and eighty *seven*, with force of arms, at the City and

County aforesaid, in and upon the body of one *Thomas Randall*,

in the peace of the said People then and there being, feloniously did make an assault

and to, at and against *him* the said *Thomas Randall*,

a certain *pistol* then and there loaded and charged with gunpowder and one

lead bullet, which the said *James Flanagan*,

in *his* right hand then and there had and held, the same being a deadly and

dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,

with intent *him* the said *Thomas Randall*,

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

James Flanagan

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

The said

James Flanagan

late of the City and County aforesaid, afterwards, to wit: on the day and in the

year aforesaid, at the City and County aforesaid, with force and arms, in and

upon the body of one *Thomas Randall*,

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make an assault, and to, at and against *him* the said

Thomas Randall

a certain *pistol* then and there charged and loaded with gunpowder

and one lead bullet, which the said *James Flanagan*

in *his* right hand then and there had and held, the same being

an instrument likely to produce grievous bodily harm, then and there feloniously

did wilfully and wrongfully shoot off and discharge, against the form of the statute

in such case made and provided, and against the peace of the People of the State

of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0647

BOX:

252

FOLDER:

2443

DESCRIPTION:

Fleming, John

DATE:

03/09/87



2443

0648

Witnesses:

Catharine Martine
Off Elliott

Seaford
Charles Corley
Leary
10th St + 57th
Geo. Bentley

Counsel,
Filed, 9 March 1887
Pleads, *Not guilty*

no 9th

THE PEOPLE
vs.
John Fleming
16.
36 W D
Grand Larceny, 2nd degree
(From the Person).
[Sections 528, 531 Penal Code].

RANDOLPH B. MARTINE,
Pr Incl 11/22 District Attorney.
Will be convicted, P.S.
16.

A True Bill.

Benn Dask Foreman.
J. Moser P.S.
J.L.

0649

STENOGRAPHERS' MINUTES.

Present & Absent Sessions No

The People vs.
against
John F. Lewis, indicted
for perjury in the second case.

BEFORE

Mr. Frederick L. Smith,
Recorder, and a jury

Friday, Dec. 15 - 1887

WITNESSES.

DIRECT.

CROSS.

RE-DIRECT.

RE-CROSS.

0650

Court of General Sessions, Part 2.

THE PEOPLE &c.)
- agst. -)
John Fleming, Indicted for) Before Hon. Frederick
Grand Larceny in the second) Smyth, Recorder and a Juy
Degree.)

Tried Friday, March 11th, 1887

APPEARANCES.

Assistant District Attorney Ambrose Hoopday, for the People; Mr. Berlinger, for the Defence.

CATHARINE MARTINE, the complainant, being duly sworn, testified that she lived at 115 West 30th Street. On the 5h of March, about 5 o'clock in the afternoon, she had a basket on her arm to go to the butchers to 8th Avenue, and had her pocketbook in the side pocket which contained \$1.02. There were two men behind her, the defendant and another man, they walked one on each side of her and when they came in front of her she felt in her pocket and found that her pocketbook was gone and she caught the defendant

0651

2

by the sleeve and said, "Give me my pocketbook". The defendant ran away quickly. He run through 30th Street cross 7th Avenue. The witness did not run after him because she had her baby on her arm, but she made an outcry and some boys that were around there ran after him, but the witness followed and never lost sight of him and she knew his face.

-----000-----

Under cross examination she testified that the prisoner was arrested near 7th Avenue, and that she only had a hold of him a very short time, but could see his face very well. She had never seen the prisoner before that day. There were a great many people there on that block.

-----000-----

OFFICER JAMES ELLIOT, called as a witness for the people, was duly sworn and testified that he was attached to the 20th Precinct. On the day in question his attention was called to somebody that had stolen a pocketbook from a lady and he, the witness was at 30th Street at the time. He, the witness, ran up to 32nd Street and down in the middle of the block he saw the prisoner in the hands of another

0652

3

officer. The prisoner did not have the pocketbook on him at the time, but he was brought back and the lady identified him.

-----000-----

For the defence, John Fleming, the prisoner, testified that he lived at 536 West 50th Street and he was a bartender for his uncle, and he worked for him for nine months. He was arrested once before for standing looking at boys throwing dice but was discharged in the morning. He did not steal this pocketbook. He was arrested at 32nd Str. Between 7th and 8th Avenues.

-----000-----

Under cross examination he testified that he was running after a wagon going through 32nd Street, but he did not know whose truck it was. He wanted to get on the wagon to get up to his home to take a free ride home. He ran after the truck for about 20 yards and some boys ran after him and then he was arrested. He, the witness, lived in 50th Street between 10th and 11th Avenues. And this truck was going towards 8th Avenue. He did not know whether the

0653

4

truck was going near to his house; he was going over to get on the train that went out at 5 o'clock - on the 11th Avenue train. He, the defendant, was coming from the theatre that afternoon, from Miner's 8th Avenue theatre and he went to 32nd Street to leave a friend home whose name was McDonald. The defendant had not worked for two months and he had some money saved and started out with 40 cents upon that afternoon to go to the theatre. He paid twenty-five cents for his ticket and spent the rest of his money for cigarettes. His friend, McDonald, is 17 years old and is a little taller than the witness; McDonald is not in court.

-----000-----

0654

Filed March 9/87

Court of General Sessions P. 2.

The People vs
against
John Fleming -

STENOGRAPHERS' TRANSCRIPT.

March 11th, 1887.

0655

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.
of New York,

Catharine Martini
 of No. 115 West 30th Street, aged 29 years,
 occupation House-keeper being duly sworn
 deposes and says, that on the 8 day of March 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 and from the person of deponent, in the day time, the following property viz:

One pocket-book containing good
and lawful money of the United
States to the amount and value
of One ⁰²/₁₀₀ Dollars — (\$1.02)

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 John Fleming (now here)

with the intent to deprive the true owner of
 said property, from the fact that previous
 to the said Larceny the said property was
 in the left hand pocket of a coat then and
 there worn by deponent, and while deponent
 was standing on West 30th Street in said City
 deponent saw said Fleming hand and pass
 the said property to some person unknown
 to deponent, ~~who was there~~ ^{and when} deponent
 asked for the return of said property ~~said~~
 but the said Fleming and other person unknown
 to deponent ran away, ^{as}
 Deponent therefore charges
 said Fleming with the said Larceny of the

of
 Sworn to before me this
 1888
 day

Police-Justice.

0656

guard property and asks that he may
be dealt with as the laws direct /

Sworn to before me this
6th day of March 1887
J. H. Thompson

Police Justice Catherine Martin

0657

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

2. District Police Court.

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

Question. What is your name?

Answer.

John Fleming

Question. How old are you?

Answer

16 years

Question. Where were you born?

Answer.

New York

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

Answer.

No 536 West 50th Street & about 1 year

Question. What is your business or profession?

Answer.

Bar-tender

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 do not know anything about it

John Fleming

Taken before me this

day of

188

Police Justice.

0658

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

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

Dated March 6 1887 J. H. Mumford 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.

0659

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

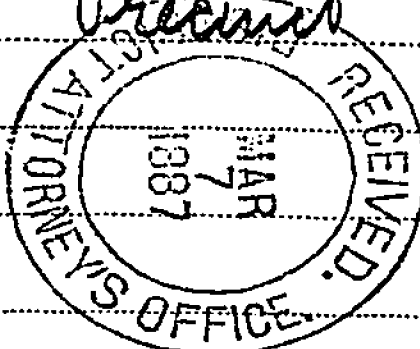
Catharine Martine
115 West 30th St
John Fleming

offence Larceny from
the person

Dated Mch 6 1889
J. H. Ford Magistrate.
Elliott Officer.
20 Precinct.

Witnesses James Elliott
No. 20 Precinct Police Street.
No. _____ Street.
No. _____ Street.

No. _____ Street.
\$1000 to answer
C. H. Ford



0660

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

John Fleming

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

John Fleming —

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

The said

John Fleming

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

21st day of *March*, in the year of our Lord

one thousand eight hundred and eighty ~~seven~~, at the City and County aforesaid, in the

year time of the same day, with force and arms,

one pocket watch of the value of
ten cents, one promissory note
for the payment of money of
the kind called United States
Treasury Notes, of the denomination
and value of one dollar, and divers
coins, of a number, kind and
denomination to the Grand Jury
aforesaid unknown, of the value of
one dollar and two cents, —

of the goods, chattels, and personal property of one *Ratharnie Martin*,

on the person of the said *Ratharnie Martin*, then and there being

found, from the person of the said *Ratharnie Martin*, 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.

Charles J. Smith

District Attorney.

0661

BOX:

252

FOLDER:

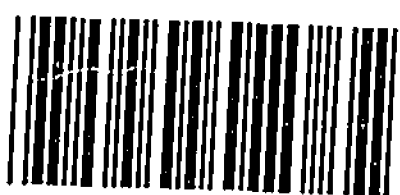
2443

DESCRIPTION:

Freeborn, James

DATE:

03/23/87



2443

Witnesses:

Chas. Steppeler

175

Counsel, *Chas. Steppeler*
Filed *23* day of *March* 188*7*
Pleads *Verdict*

THE PEOPLE

vs.

B
James Freeborn

Sub to Subsec. 104
Dec 1918

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1880, Sec. 57.]

RANDOLPH B. MARTINE,
District Attorney.

Apr. 18/87
A True Bill.

W. J. D. 1887

Barrie Dink Foreman.

Pat. Dink
Barrie Dink

0662

0663

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 Freedom

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

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *James Freedom*,

late of the City of New York, in the County of New York aforesaid, on the *24th*
day of *February*, in the year of our Lord one thousand eight hundred and
eighty-~~nine~~, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of, and having the control of a certain place there
situate which was then duly licensed as a place for the sale of strong and spirituous liquors,
wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so
licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said
place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and
permit, to be open, and to remain open; against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE, District Attorney.

0664

BOX:

252

FOLDER:

2443

DESCRIPTION:

Fritz, Charles A.

DATE:

03/16/87



2443

1077 115

Witnesses:

Counsel, 16 Day of March 1887
Filed, 16 Day of March 1887
Pleads, Not Guilty

THE PEOPLE
vs.
Charles A. Fritz
MISDEMEANOR.
[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by
Chap. 577, Laws of 1886, §§ 2 and 3; § 480, Penal
Code; Chap. 238, Laws of 1882, § 8;
Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,
District Attorney.
Not Guilty
Pleads Not Guilty
A True Bill.
Pleads Not Guilty

Royce Rank Foreman.
Jury \$400
M. Rank
\$50
50 of police fine returned by the Court

Indorsement

Court of

Jefferson

County of

THE PEOPLE, & C.
Charles H. H. H.

Charles A. H. H.

Affidavit:

Charles H. H. H.
380 Washington St.

Witnesses:

A. J. Colville

Residence *380 Washington St.*

Edward H. H.

Residence *122 Broadway*

Residence

0668

E. G. LOVE, PH. D.,
Analytical and Consulting Chemist,
122 BOWERY,

New York, Oct. 14th 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, B 977: 38 1/2 Ounces Ave. N.Y. Oct. 14th 1886
Received from B. F. VAN VALKENBURGH, per Chas. Deane
on Oct. 6th 1886.

THE SAMPLE CONTAINS:

WATER, - - -	7.25%
ANIMAL AND BUTTER FAT, - - -	86.38%
CURD, - - -	0.87%
SALT, - - -	3.50%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, - - -	75.51%
SOLUBLE " " - - -	0.14%
SPECIFIC GRAVITY OF THE FAT AT 100° F., - - -	0.9040

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

Respectfully yours,

E. G. Love Ph. D.

MR. B. F. VAN VALKENBURGH.

State of New York, }
City of New York, } ss.
County of New York. }

On the fourteenth day of October in the year
one thousand eight hundred and eighty-six
E. G. Love to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and
acknowledged that he executed the same.

Joseph V. Schoe
Notary Public
(N.Y.)

0669

Mo. 977. B.

Oct. 14th 76

0670

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

Charles A. Fritz 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. Charles A. Fritz

Question. How old are you?

Answer. 24 years of age

Question. Where were you born?

Answer. Philadelphia, Pa.

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

Answer. 12 Barrow St. one year.

Question. What is your business or profession?

Answer. dealer in Buttons & Eggs

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

Answer. I am not guilty.

I demand a trial by jury
C A Fritz

Taken before me this

24th

day of September 188 8

William J. Sullivan
Police Justice.

0671

Sec. 151.

Police Court 2nd 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 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 Charles A. Fritz
of No. 338 Washington Street, that on the 4th day of October
1888 at the City of New York, in the County of New York,

On the premises
35 1/2 Sixth Avenue one Charles A. Fritz
did sell to Charles Seave one
round of oleomargarine made in
imitation and semblance of butter by
mixing animal oils with milk or
cream in violation of Chapter 577 Law of 1886.

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 2nd 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 23rd day of November 1888

W. D. Patterson POLICE JUSTICE.

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Sears

vs

Charles H. Fritz

Warrant-General.

Dated November 23 1886

Watterson Magistrate.

Campbell Officer.

The Defendant Charles H. Fritz taken, and brought before the Magistrate, answer the within charge, pursuant to the command contained in this Warrant.

Bonds
Matthew Campbell Officer.

Dated November 24 1886

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 8:30 A.M.

Native of N. J.

Age, 24

Sex, Male

Complexion, Fair

Color, White

Profession, Clerk

Married, Yes

Single,

Read, Yes

Write, Yes

0672

0673

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

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

Dated Nov. 24th 188 J. M. Patterson Police Justice.

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

Dated Nov. 24th 188 J. M. Patterson 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.

0674

BAILED,

No. 1, by

John Getter

Residence

439 Hudson Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Received D 2 1/2 P. M.

W

Police Court

2

District.

1760

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sears

vs.

Charles A Fritz

1

2

3

4

Adulteration
of Fritz
Offence

Dated

November 24

1886

Patterson

Magistrate.

Comptroller

Officer.

Compt

Precinct.

Witnesses

A. W. Clark

No.

350 Washington

Street.

No.

121

Street.

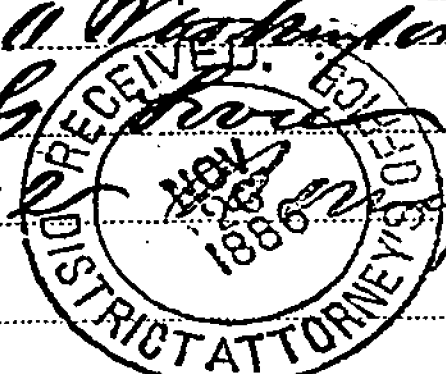
No.

\$ *100.*

to answer

G. S.

Bailed



0675

GENERAL SESSIONS.

Chs. A Fritz

Oleo

will pay on May 10

Called. owes \$75

for \$25 on acct.

0676

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles A. Fritzy

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

(Chap. 183, Laws of
1885, § 8,
as amended by
Chap. 577, Laws of
1886, § 3.)

of a Misdemeanor, committed as follows:

The said

Charles A. Fritzy

late of the City of New York, in the County of New York aforesaid, on the *fourth*
day of *October*, in the year of our Lord one thousand eight hundred and
eighty-*six*, at the City and County aforesaid, *one pound*
of a certain oleaginous substance and compound, not made nor produced from milk or cream
(a more particular description of which said substance and compound, and of the ingredients and
matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and
cannot now be given), unlawfully did intentionally sell, and cause and procure to be sold to one
Charles Sears, as and for butter, the product of the dairy; against the
form of the statute in such case made and provided, and against the peace and dignity of the said
people.

SECOND COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3).

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

Charles A. Fritzy

of a Misdemeanor, committed as follows:

The said

Charles A. Fritzy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold
to one *Charles Sears*, *one pound*
of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more
particular description of which said substance and compound, and of the ingredients and matters of
which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now
be given), as and for butter, the product of the dairy; against the form of the statute in such case
made and provided, and against the peace and dignity of the said people.

0677

THIRD COUNT : (Chap. 246, Laws of 1882, § 1).

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

Charles A. Fritzy —

of a Misdemeanor committed as follows :

The said

Charles A. Fritzy

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 sell and cause and procure to be sold, at retail, to one *Charles Sears, one pound* — of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Charles Sears*. —

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of said people.

FOURTH COUNT : (Section 430, Penal Code)

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

Charles A. Fritzy —

of a Misdemeanor, committed as follows :

The said

Charles A. Fritzy

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 sell, and cause and procure to be sold, to one

Charles Sears, —

as an article of food, *one pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FIFTH COUNT : (Chap. 238, Laws of 1882, § 3.)

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

Charles A. Fritzy —

of a Misdemeanor, committed as follows :

The said

Charles A. Fritzy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

0678

and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail, to one

Charles Seams,
from a certain *box* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

Charles Seams,
such purchaser as aforesaid, a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT: (Chap. 215, Laws 1882, § 2.)

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

Charles A. Fritzy
of a Misdemeanor, committed as follows:

The said *Charles A. Fritzy*

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 sell and cause and procure to be sold to one

Charles Seams, one pound
of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SEVENTH COUNT: (Chap. 183, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

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

Charles A. Fritzy
of a Misdemeanor, committed as follows:

The said *Charles A. Fritzy*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,

0679

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Charles Sears, one pound
of a certain article, substance and compound in imitation and semblance of natural butter produced from pure, unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article substance and compound not having been manufactured prior to, and not being in process of manufacture, on the first day of August, in the year of our Lord one thousand eight hundred and eighty six, (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

EIGHTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

Charles A. Fitch
of a Misdemeanor, committed as follows:

The said *Charles A. Fitch*

late of the City and County aforesaid, afterwards, to wit: on the said *fourth* day
of *October*, in the year of our Lord one thousand eight hundred and
eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure
to be sold, to one *Charles Sears, one pound*

of a certain compound product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy (a more particular description of which said compound, product and manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

NINTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

Charles A. Fitch
of a Misdemeanor, committed as follows:

The said *Charles A. Fitch*

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 sell, and cause and procure to be sold to one

Charles Sears, one pound

0680

of a certain compound, product and manufacture made in part from animal fats and animal and vegetable oils not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, (a more particular description of which said compound, and of the ingredients thereof, is to the Grand Jury aforesaid unknown, and cannot now be given,) against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0681

BOX:

252

FOLDER:

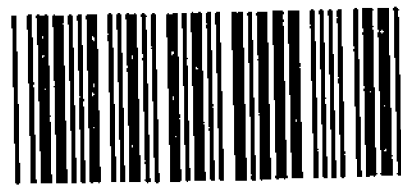
2443

DESCRIPTION:

Fry, Ah

DATE:

03/31/87



2443

0682

Counsel, *Ed. [Signature]*
Filed *31* day of *March* 188*7*
Pleads *Not Guilty*

CONCEALED WEAPON.

(Section 410, Penal Code.)

THE PEOPLE

vs.

R

Al. Fry

April 5th

Spencer [Signature]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Bowie Dash Foreman.

April 5th
J.S.A.

W. [Signature]
W. [Signature]

0683

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK,

15th District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this
1st day of March 1931
at New York
Police Justice.

I am not guilty,
2

0684

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

Dated Mar 14 188 Solon Smith 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.

0685

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Benjamin Northrup

1
2
3
4

Dated March 14 188
Smith Magistrate.
Northrup Officer.
Precinct.

Witnesses
No. Street.
No. Street.

No. Street.
\$ 300 to answer

Com

BAILED,

No. 1, by

Residence Street.

No. 2, by

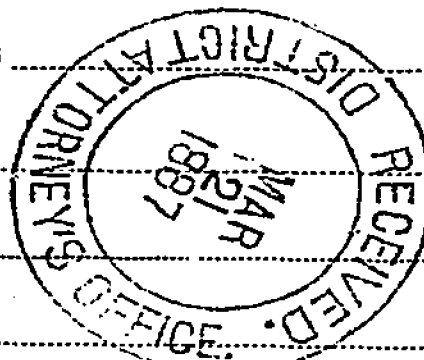
Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0686

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1st DISTRICT.

Benjamin B Northrup
of the 6th Precinct Police ~~Station~~, aged 36 years,
occupation Police Officer, being duly sworn deposes and says,
that on the 2nd day of March, 1887
at the City of New York, in the County of New York, An City

Nowhere did unlawfully carry
concealed on his person to use
against another a dagger or
dangerous knife on a public street
to wit: Wall Street in violation of
Section 410 of the Penal Code of
the State of New York

Benjamin B. Northrup

Sworn to before me, this 11th day of March, 1887
of 1887
Police Justice.

0687

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Fung

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

- John Fung -

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said

John Fung

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-~~seven~~, 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~~ *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

- John Fung -

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said

- John Fung -

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~~ *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.

RANDOLPH B. MARTINE,

District Attorney.