

0 128

**BOX:**

172

**FOLDER:**

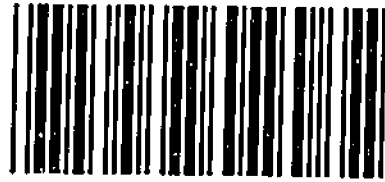
1745

**DESCRIPTION:**

Farley, Thomas

**DATE:**

04/29/85



1745

POOR QUALITY  
ORIGINALS

0129

Witnesses:

Catharine Garrow  
Anne Pittman  
Off Flynn

Counsel

Filed

Pleas

1888

THE PEOPLE

vs.

P

Grand Larceny in the  
(MONEY)  
degree.  
(Sec. 528 and 53 / Penal Code.)

Thomas A. Farley  
H.D.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

May 17/88

May 17/88

Spencer Acquitted  
Foreman.

0130

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Thomas W. Barclay*

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

*Thomas W. Barclay*  
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said *Thomas W. Barclay*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *Twenty second* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, with force and arms, in the *day* time of the same day, *two* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *seven* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *thirteen* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *thirty* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *five* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *seven* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *divers* coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of

*and one pocket book of the value of one dollar,*

of the proper moneys, goods, chattels, and personal property of one *Richard W. Barclay*, then and there being on the person of the said *Richard W. Barclay*, then and there found, ~~from the person of the said~~ 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. MARTINE,  
District Attorney.



0131

Police Court District.

431

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Catherine Rogers  
137. Washington St.  
Thomas St. Family

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

Dated April 20 1885

D. O'Reilly  
Magistrate  
Flynn  
Officer  
Precinct  
Witnesses  
No. Street  
No. Street  
No. Street

No. Street  
to answer  
Sessions  
G

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated April 23 1885 Daniel O'Reilly 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 h to be discharged.

Dated 188 Police Justice.



0132

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Thomas H. Farley* 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. *Thomas H. Farley*

Question. How old are you?

Answer. *26 Years*

Question. Where were you born?

Answer. *Scotland*

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

Answer. *151 Washington St. 2 weeks*

Question. What is your business or profession?

Answer. *Cookman*

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*  
*Thomas H. Farley*

Taken before me this

day of

*April*

188

*David M. Kelly* Police Justice.

0133

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }Catharine Barrow  
of No. 151 Washington Street, aged 25 years,  
occupation Servant being duly sworndeposes and says, that on the 22 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 pocket book containing good and  
lawful money of the United States  
issue unknown consisting of seven  
bills of several denominations of the  
value of Fifty five dollarsthe 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 Thomas H. Farley, (now here)That deponent saw said defendant  
take said and carry away said  
pocket book containing said money  
from a leather hand Bag that  
was lying on a table in room in  
store No 6 East Broadway in  
said City and he said defendant  
immediately left said placeCatharine <sup>for</sup> Barrow  
markSubscribed before me, this  
day of April 1885  
David M. Kelly Police Justice.

POOR QUALITY  
ORIGINALS

0134

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

Police Court-1 District.

431

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William Benson*  
*H. D. Stanley*  
*James J. Stanley*

Offence

Dated April 23 1885

*D. O. Kelly* Magistrate.  
*Thymat* Officer.

27 Precinct.

Witnesses

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

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

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

\$ 1000 to answer Sessions.

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 *10* 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 *Apr 23* 1885 *Samuel C. Kelly* Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.



0135

Sec. 198—200

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

*Thomas H Farley* being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *h<sup>is</sup>* right to make a statement in relation to the charge against *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 *h<sup>is</sup>* waiver cannot be used against *him* on the trial.

Question. What is your name?

Answer.

*Thomas H Farley*

Question. How old are you?

Answer.

*26 years*

Question. Where were you born?

Answer.

*Scotland*

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

Answer.

*151 Washington St 2 weeks*

Question. What is your business or profession?

Answer.

*Coachman*

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*

*Thomas H. Farley*

Taken before me this

*23*

day of

*April*

188*5*

*Samuel J. O'Reilly* Police Justice.

0136

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }Catharine Barronof No. 151 Washington Street, aged 25 years,  
occupation Servant being duly sworndeposes and says, that on the 22 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 pocket book containing good and lawful  
money of the United States (issue unknown)  
consisting of divers bills of divers den-  
ominations of the value of Fifty five 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 Thomas B. Farley (now here)

That deponent saw said defendant take steal  
and carry away said pocket book containing  
said money from a leather hand Bag,  
that was lying on a table in room  
in store No 6, East Broadway in  
said City and, <sup>he said defendant</sup> immediately left said  
place

Catharine <sup>hw</sup> Barron  
markSworn to before me, this 23 day  
of April 1885Samuel M. Kelly Police Justice.

POOR QUALITY  
ORIGINALS

0137

The People v. Harley  
Testimony of  
Catherine Barrows.

for  
Dist. Atty. Martine  
-1

Exhibit 7  
Monday July 20, 1915



0138

The People                      Court of General Sessions, Part I.  
vs.  
Thomas H. Farley.              Before Recorder Smyth.

Wednesday, May 6, 1885.

Indictment for grand larceny in the second degree.

Catherine Barrow sworn and examined by Mr.  
Fitzgerald.

Q. Mrs. Barrow, where do you live?

A. I live no place now, I was going home to Ireland.

By the Court. Q. Where do you live?

A. I was in the House of Detention.

Q. Where do you live?

A. I was going home to Ireland, I live no place: I was going  
to buy my ticket to go home to Ireland when I lost my  
money.

Q. You must have been living somewhere when you lost your  
money?

A. I was stopping at 151 Washington Street.

Q. How long have you been in this country?

A. I was five weeks last Friday.

Q. Where did you come from, England or Ireland?

A. No sir, I come from the north of Ireland.

Q. Five weeks ago?

A. Yes sir, five weeks last Friday.

Q. Then you went to this house in Washington Street?

A. No sir, I went on to Philadelphia.

Q. You went to Philadelphia first?

A. Yes sir, to my brother who sent for me.

Q. What time did you come to New York?

A. Two weeks last Saturday I came to Washington Street from  
Philadelphia.

0139

By Mr. Fitzgerald. Q. You had some money, didn't you?

A. Yes sir, I had.

Q. How much money?

A. I had sixty-two dollars in money, my brother left; my brother died.

Q. Where did you have that money?

A. I had it in this little satchel in a pocket-book.

Q. Was it loose in the satchel?

A. No sir, it was in this pocket-book.

Q. And that pocket-book was in a satchel?

A. Yes sir, another small one belonging to myself.

Q. How much money did you have in that pocket-book on the 22nd of April last?

A. Fifty-five dollars.

Q. And where was that satchel lying?

A. It was on a little table, I was in drinking in a little room.

Q. In this house 151 Washington Street?

A. No sir, it was not at Washington Street I lost the money.

Here is the card where I lost the money; he brought me in to have my photograph taken, I don't know the street, he knows it.

Q. Is it on that card?

A. Yes sir.

The Court. This has on it, "Prime Old Rye Whiskey, No. 6 East Broadway, corner of Catherine Street. G. L. Walker."

Witness. That is where I lost it.

By Mr. Fitzgerald. Q. It was in a house in this city?

A. Yes sir.

Q. Did you go to this house with the defendant?

0140

A. Yes sir, I went to have my photograph taken.

Q. Did you go with Farrel

A. Yes sir, he insisted upon going with me.

Q. You carried that satchel with you?

A. Yes sir.

Q. When you went in this house on East Broadway what did you do with the satchel?

A. I left it down on the table.

Q. Was there anybody else in the room except you and the prisoner?

A. Only him and I.

Q. What did you see him do, if anything?

A. When we went in he called for two glasses of ale and he had no money to pay for it; I gave him twenty cents to pay for the ale and then I threw him half a dollar, he had no money.

Q. Where did you take that money from?

A. I took it out of my own little pocket-book.

Q. Not out of the pocket-book you had in the satchel?

A. No sir, I was keeping that besides. He called for two glasses of ale and I told him I did not drink ale or porter; he told me to drink whiskey; I told him no; he said, the best drink ever I took was ale and whiskey together, that is what he told me; the ale stood on the table and him and I was arguing over the ale. There came a gentleman in dark clothing with dark mustache. He says, is this your fellow? This gentleman said to me. I says, yes, in a joke. Thomas Farrel said, I am not her fellow, I only come here to have her photograph taken.

Q. Were you at a photograph gallery?



0141

A. Yes sir, before we come in there and he stood along with me.

Q. What did you see him do in regard to that satchel?

A. He was fooling with me, he knew I had this money, I was going to Ireland.

Q. Did you tell him that?

A. Yes sir, he insisted three days before to bring me to the theater and Central Park wherever that was and the circus and I wouldn't go.

Q. Did you tell him where you were in the habit of carrying your money?

A. Yes sir, he saw the money, I laid it down on the table; we were fooling and carrying on at first. He had advertised on Sunday for a situation. He kept the satchel. "Let me see how much money you have got at any rate" and he catches a large pocket-book and puts it into the pocket of his coat; and I said, "give me my money." He said, "You know I will not keep your money." We were fooling about, I did not think he would keep it. "Now I am going to treat and we will go home." I said "I want to buy some things before I go home." He said, "All right, we will have one drink and we will go home." I said, give me the money first? He said, no, we will have a treat. I said, all right. He called the bar-tender in and said, two glasses of whiskey. I had the photographs in my hand, I was so interested with the photographs, he got the whiskey, he did not drink his whiskey at that time, I caught the whiskey and I looked at it, there was something yellow in the whiskey, I did not know what it was. I says, what is the matter with that whiskey? He said, it is good whiskey.

I said, it is not, it is not clean. I drank whiskey and he went out to get tobacco; he came back in about three quarters of an hour and I did not know where I was, I did not know a thing hardly.

Q. Did you ask him for your money?

A. Yes sir.

Q. What did he say then?

A. He said he hadn't it. I says, you know you have got it and if you do not give it to me I will have you arrested. He insisted upon my going home.

Q. You never saw your money or pocket-book since?

A. No sir; it was my pocket-book and money, I saw him take it.

#### Cross Examined.

Q. What time did you go out with the prisoner?

A. Right after dinner.

Q. About what time was that?

A. Why, about one o'clock

Q. And where did you go after you went out with him?

A. I went to have photographs taken.

Q. Who spoke first about having photographs taken?

A. I spoke first about having photographs taken.

Q. You asked him to go with you?

A. No sir, I did not, he insisted upon going with me, he wanted me three days before.

Q. You spoke about having photographs taken?

A. Yes sir, but I did not want to have his company, I was going to take a little girl next door, I was going to bring her with me. I went no place at all, he took me to the photographic gallery, he was taking me ever so far

away, he insisted upon going with me; he took my money and pocket-book in my presence and I can swear to that.

Q. Where was the first place you went to, Mrs. Farrow after you went out with the prisoner?

A. We went to the photograph --

Q. The photograph gallery?

A. Yes sir.

Q. How long were you in the photograph gallery?

A. I guess about half an hour or a little more.

Q. Did you have anything to drink before you went out?

A. No sir.

Q. Were both of your pictures taken together?

A. Yes sir.

Q. Have you got it with you?

A. Yes sir, I haven't got them here.

Q. You were both taken together, you and the prisoner?

A. Yes sir, he asked me if he could now stand along with me?

I said yes, for one picture, and then there was two or three, I had them on one card.

Q. After you left the photographic gallery where did you go?

A. When we come down to the door down stairs, he says to me if I had any money I would treat you. I said, if you want a glass of beer I will give you the money to pay for it.

He asked some gentleman at the corner where he would go.

Q. How many drinks did you have with him on that day?

A. I had only two drinks with him.

By the Court. Q. How many did you have before that?

A. We were not in any place.

Q. Did you have any drinks before you went with him?

A. No sir, I was in nobody's company.



POOR QUALITY  
ORIGINALS

0144

By Counsel Q. How many drinks did you have altogether that day?

A. All I had was two drinks.

Q. Do you know about what time it was the prisoner left you?

A. I could not say what hour it was, I could not exactly say the hour he left me.

Q. You and him were boarding at the same place?

A. Yes sir, in the one house, that is where I saw him.

Q. Do you know whether you were drunk or sober?

A. I never was drunk in my life, I could not say I was sober and drink in me.

Q. Do you remember officer Flynn coming to you?

A. No sir.

Q. Do you remember that gentleman? (Pointing to the officer)

A. Why it was me went after that gentleman.

Q. Do you remember meeting him that day?

By the Court. Q. Did you go after him

A. I went to the Station House.

Q. Did you see that officer?

A. Why, he come after this man.

Q. Did you see him, can't you say yes or no?

A. After I went after him that evening I saw him.

By Counsel. Q. You and the officer went to the boarding house where the prisoner was?

A. Yes sir I went after the officer.

Q. Were you sober when you went after the officer?

A. I was not drunk.

By the Court. Q. Your brother was in Philadelphia?

A. Yes sir, he is buried.

Q. He died in Philadelphia?

A. Yes sir.

POOR QUALITY  
ORIGINALS

0145

Q. Did he leave any property?

A. Yes sir.

Q. And then you came over from Ireland to get his property?

A. No sir, he sent for me.

Q. Your brother sent for you to come from Ireland to Philadelphia where he was?

A. Yes sir.

Q. And when you got there was your brother living?

A. No sir, he was lying sick.

Q. He was not dead yet?

A. No sir, he was buried on Easter Monday.

Q. How long were you in Philadelphia before he died?

A. Seven days.

Q. You were seven days in Philadelphia before he died?

A. Yes sir.

Q. Did he leave you any property?

A. Yes sir.

Q. What did he give you?

A. I had sixty-two dollars in money after burying him.

Q. Did you pay for his burial?

A. His own money paid for it.

Q. Did you?

A. Yes sir.

Q. How much did you pay for burying him?

A. Fifty dollars.

Q. And then you had how much left?

A. After paying all my expenses I had sixty-two dollars of his money.

Q. How much money did you get from your brother?

A. I do not know, it was a lawyer of the name of Tom Kealey,

POOR QUALITY  
ORIGINALS

0146

he drew it out of the bank.

Q. How much did he draw?

A. I do not know, sir, I do not know the notes, I would not know a five from a twenty dollar note.

Q. He went to the bank and drew out the money.

A. Yes sir.

Q. You do not know American money?

A. No sir, I know silver, that is all I know, I would not know a five dollar note from a two.

Q. How did you know you had sixty-two dollars?

A. Because Tom Oakley counted it for me, I put it carefully in my satchel.

Q. Tom counted the money over?

A. I knew I had the bills, I paid the undertaker.

Q. You started to New York intending to go to Ireland?

A. Yes sir.

Q. Did you take your passage to Ireland?

A. I was going to buy it the next day.

Q. How many days were you in the house this time?

A. I was three or four days there before I went out with him.

Q. Had you been drinking?

A. I was playing cards.

Q. Had you been drinking?

A. We were drinking beer.

Q. With this man?

A. Yes sir, and another man; there was two or three of them playing cards; they insisted upon playing cards and he was cheating me all the time, picking out good cards and cheating me all the time.

Q. Were you drinking all the time?



POOR QUALITY  
ORIGINALS

0147

A. There was not much drinking, I was too smart for them when they were beating me I would go and leave them, I would go upstairs and leave them; they insisted when I come down again - there was no place only the bar-room for ladies to sit down.

Q. Ladies had to sit down in the bar-room?

A. Yes sir.

Q. You and he were on good terms?

A. No sir, I never liked him, I saw he was a rogue all the time.

Q. You went out to get photographs taken?

A. Yes sir, he insisted upon going with me, he wanted to go to the Central Park.

Q. How much did you drink that day?

A. I had two glasses of whiskey and a glass of ale.

Q. How many glasses of ale?

A. One glass of ale.

Q. Two whiskies and one ale and you paid for it?

A. Yes sir, I gave him twenty cents and half a dollar.

Q. How much did you pay for the pictures?

A. I gave him a two dollar note, I do not know how much change the man gave me but he gave me a dollar note and small change., I got a dollar bill changed in this tavern.

Q. A bar-tender changed the dollar bill for me.

Q. In East Broadway?

A. Yes sir.

By Counsel. Q. What game of cards was that you played?

A. Forty-fives, he used to cheat me all the time.

Q. The two dollar bill you gave him you did not take out of your satchel?

POOR QUALITY  
ORIGINALS

0148

A. I had that in my pocket-book, I did not want to open that pocket-book at all.

Q. The next time you go to Ireland do not come back.

A. I never will.

The Court adjourned.

Thursday, May 7, 1885.

Catherine Barrow recalled by Counsel for the Defendant.

Q. Now Miss Barrow, you stated here on yesterday that at No. 6 East Broadway that the defendant at the bar took from you your pocket-book and all the money it contained?

A. Yes sir.

Q. How many drinks did you take here before the Jury yesterday evening that you had with him in that saloon?

A. Two glasses of whiskey and a glass of ale.

Q. Now isn't it a fact that you had three glasses of whiskey with him in this place?

A. No sir.

Q. Where had you been prior to entering that place, had you been in any other saloon?

A. No sir.

Q. Had you taken anything to drink that day before you entered that saloon?

A. No sir, he brought in half a pint of whiskey that morning before he left; he asked me for the money, he drank some whiskey and I put the rest of the whiskey in Mrs. Clark's saloon, I guess it is there yet, he asked me for the loan of twenty five cents in the forenoon.

Q. Did you give it to him?

A. Yes sir.

POOR QUALITY  
ORIGINALS

0149

Q. You never drank any of the whiskey?

A. No sir.

Q. Do you know Mrs. Clark the lady with whom you were boarding

A. Yes sir, I see her over there.

Q. How long have you been boarding with her?

A. I was about a week altogether there.

Q. Did you ever drink anything while you were in that house?

A. Yes, I was drinking and playing cards with the men.

Q. Isn't it a fact from the time you entered Mrs. Clark's house two weeks ago that you were constantly under the influence of whiskey?

A. No sir, I was not, I deny the charge.

Q. How many glasses of whiskey were you in the habit of drinking every day with those men with whom you were playing cards?

A. I did not drink whiskey with the men, I did not drink more than two glasses of whiskey at Mrs. Clark's, I drank beer.

Q. How many times?

A. I could not exactly say that.

Q. A good many, I suppose?

A. No sir, it was not so many.

Q. Have you been in the habit of bringing strange men to Mrs. Clark's house?

A. No sir; a gentleman who came from Jersey City, a porter, when I came from Philadelphia directed me there.

Q. Did not Mrs. Clark admonish you from bringing strange men and did not she turn them away from the door?

A. No sir, they came in and talked to me, I did not bring them there, I had no place to sit down only the saloon.



ladies and gentlemen would sit in the bar-room together and when they would come in and insult me I used to get up and sit outside; sometimes she would order me to sit in the bar among the men.

Q. After the prisoner at the bar left the saloon at No. 6 East Broadway, what did you do?

A. I sat there until he would come back.

Q. Do you know the time he took the money?

A. Yes sir, he said he would be in again, I took his word.

Q. Did not he induce you to go home?

A. Yes sir, he wanted to drug me, he did drug me all the same.

Q. Did not he induce you to go home?

A. Not until after he took the whisky and drugged me, not until after he took the money.

Q. Isn't it a fact that while you were under the influence of liquor that you took up a beer glass to strike him?

A. No sir, I made an attempt, I said if he would not give me---

Q. Do you know 339 Pearl Street?

A. No sir.

Q. Do you remember that you went in after you left 6 East Broadway with another man?

A. No sir, I did not, I deny the charge, I was not drunk, the detective saw me, I was not drunk, I was no such thing - drunk, no more than I am drunk now; the police officer put me in the car, and it must be there he had got my money, I accused him before the bar-tender and I asked him before the bar-tender for the money.

*This is an accurate transcript made by  
Wm. Anderson, Official Stenographer, General Sessions,  
Part I.*

0151

The People

vs.

Thomas H. Farley

Court of General Sessions. Part I.

Before Recorder Smyth

May 6, 1885.

Testimony of Catherine Barrow.

0152

BOX:

172

FOLDER:

1745

DESCRIPTION:

Farrell, John

DATE:

04/27/85



1745



Off

Counsel,  
Filed *27* day of *April* 188*8*  
Pleads *Verdict 28*

# THE PEOPLE

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Burglary in the THIRD DEGREE,  
Grand Larceny,  
and Receiving Stolen Goods,  
(Sections 407, 500, 503, 504, and 550.)

**RANDOLPH B. MARTINE.**

Dr. ~~Apr~~ May 11/88 District Attorney.  
plead attempts  
A True Bill.

My dear Mary,

*Freeman.*

S. P. ~~Lawrence~~ <sup>one of the</sup> Foreman.

0153

0154

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Barrell*

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

*John Barrell*

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

The said *John Barrell*,

late of the *18th* Ward of the City of New York, in the County of New York  
aforesaid, on the ~~twentieth~~ day of *April*, in the year of our Lord one  
thousand eight hundred and eighty-*five*, with force and arms, about the hour  
of *four* o'clock in the *day* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of

*Henry Spalding*,

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

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.

*Randolph B. Matine*

*District Attorney*

POOR QUALITY  
ORIGINALS

0155

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

Henry W. Little  
404 St. 15th St.

1. John C. Sturck  
2. \_\_\_\_\_  
3. \_\_\_\_\_  
4. \_\_\_\_\_

Offence Burglary

Dated April 20

1885

J. M. Patterson, Magistrate.

William J. Joyce, Officer.

Witnesses  
Robert J. Joyce

W. H. M. Joyce, Police

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

No. 1000.  
to answer E. J.  
Street \_\_\_\_\_

Conrad

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 April 20 1885 J. M. Patterson Police Justice.

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ 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 \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.



0156

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*John Farrell* 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 have nothing to say*  
*John Farrell*  
*Mark*

Taken before me this *20*

day of *March* 188*5*

*William M. McLean*  
Police Justice.



0158

Police Court—4<sup>th</sup> DistrictCity and County } ss.:  
of New York,of No. 404 East 16<sup>th</sup> Street, aged 20 years,occupation Segar Maker being duly sworndeposes and says, that the premises No. 404 East 16<sup>th</sup> Street, 18<sup>th</sup> Wardin the City and County aforesaid the said being a brick tenementdwelling houseand which was occupied by deponent as a dwelling houseand in which there was at the time a human being, by nameBerke andwere BURGLARIOUSLY entered by means of forcibly breaking opena hall bed-room window on the 2<sup>d</sup>floor of said premises at about thehour of 12 1/2 o'clock P. M.on the 20<sup>th</sup> day of April 1885 in the day time, and thefollowing property feloniously taken, stolen, and carried away, viz:attempted to be taken stolen and carriedaway therefrom, viz: a quantity ofmale and female wearing apparelin all of the value of thirty 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 attempted to be taken, stolen and carried away byJohn Farrell, now there,for the reasons following, to wit: that deponent is now beeninformed by Officer Edmund J. Joycethat he, said officer, saw the saiddeponent enter said premises at thetime aforesaid, and found him con-cealed under the bed in the roomof deponent where said property wasthen contained. That deponent thendiscovered that the inner fastening of



0159

Said window had been broken and  
the window forced open. That said  
defendant had no authority to enter  
said premises and had no lawful  
right or business therein.

Sworn to before me this } Henry Paekle.  
20 day of April 1885

W. Patterson Plaintiff

It appearing to me by the within depositions and statements that the crime therein mentioned has been  
committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of  
Hundred Dollars and be committed to the Warden and Keeper of the City Prison  
of the City of New York, until he give such bail.  
Dated \_\_\_\_\_ 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 mentioned, I order he to be discharged.  
Dated \_\_\_\_\_ 188\_\_\_\_ Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

1  
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3  
4

Date

188

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

New York Special Sessions of the Peace.

THE PEOPLE OF THE STATE OF  
NEW YORK.

vs.

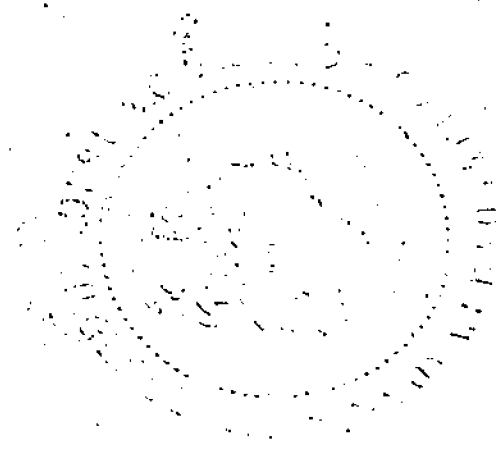
*Copy of Sentence.*

*Thomas Farrell*

*28<sup>th</sup> March* 1895

CITY PRISON

*Ten* DAYS.



0160

POOR QUALITY  
ORIGINALS

0161

At a Court of Special Sessions of the Peace,  
Holden in and for the City and County of New York, at the Halls  
of Justice of the said City, on *Tuesday* day, the *28* day of  
*March* in the year of our Lord one thousand  
eight hundred and eighty-four

Present,

The Honorables *James T. Kilbreth*  
and *Henry Ford*  
*Solon B. Smith* } Justices  
Police Justices of the City of New York. } of the  
said Court.

THE PEOPLE OF THE STATE OF  
NEW YORK,

vs.

*Thomas Farrell*

On conviction, by the oath of a credible  
witness, of the MISDEMEANOR of *Petty Larceny*  
*stealing 1 pawn ticket re-*  
*presenting a watch valued \$10.00*  
*property of Michael Ducey*  
*committed in said city 10<sup>th</sup> Jan'y 1885*

after having duly elected to be tried by said Court, and after having been  
duly arraigned and duly charged upon the said Misdemeanor, and having  
duly answered the same.

Whereupon it is ORDERED and ADJUDGED by the Court, That the said

*Thomas Farrell*

For the MISDEMEANOR aforesaid, whereof he is convicted be imprisoned  
in the CITY PRISON of the City of New York, for the term of *Ten* days.

A TRUE EXTRACT FROM THE MINUTES.

*Geo. M. Wood* Clerk.

*at Cory*



0 162

BOX:

172

FOLDER:

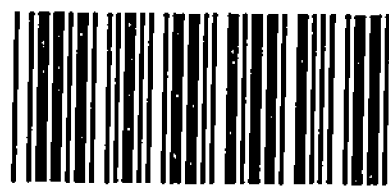
1745

DESCRIPTION:

Fathe, Rose

DATE:

04/28/85



1745

POOR QUALITY  
ORIGINALS

0163

Witnesses:

Off Stocking

B

Counsel,

Filed

day of

1888

Pleads,

March 14th 1888

THE PEOPLE

vs.

IF

Rose Fable

(2 cases)

RANDOLPH B. MARTINE,

District Attorney

May 14th 1888

A True Bill.

May 14th 1888

Foreman

Spec. & Connected.

Law & Order

0164

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Rose Gathes

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

of the CRIME OF Willfully causing and permitting  
a minor to be placed in such a situation  
that his morals were likely to be impaired,  
 committed as follows:

The said Rose Gathes,

late of the South Ward of the City of New York, in the County of New York afore-  
 said, on the sixteenth day of April, in the year of our Lord  
 one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,  
 and on divers other days and times  
 as well before as after, at the Ward  
Pitkin and County aforesaid, having then  
 and there the care and custody of one  
James Ruger, a minor of the age of  
fourteen years, did unlawfully and  
 willfully cause and permit the said  
James Ruger to be placed in such a  
 situation that his morals were likely  
 to be impaired, to wit: on the days and  
 times aforesaid, and at the place aforesaid,  
 did unlawfully and willfully  
 cause and permit the said James  
Ruger to be and remain in a certain  
 house of ill fame and assignation  
the said James Ruger,  
 there; and, on the days and times aforesaid



and in the said house sell liquor and  
 assignation, there to live and reside, and  
 there to frequent the company of lewd  
 and indecent persons, as well men as  
 women, and prostitutes and reputed  
 prostitutes, unlawfully and illegally  
 did cause and permit, to the great  
 damage of the said James Rugg, 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 C. Martin,

District Attorney

13 Xmas  
Off Stocking

No 250. ✓

(II)

Day of Trial,

Counsel,

Filed

day of

1885

Pleads

*Highly in*

THE PEOPLE

vs.

*F*

*Rose Fath*

*(2-1885)*

*Keeping a Bawdy House.*

RANDOLPH B. MARTINE,

*JOHN WILSON*

District Attorney.

*May 14, 1885*

A True Bill.

*(Signature)*

Foreman.

*May 14 to May 15 1885*

*Case on another matter*

*May 20/85*

0166

0 167

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

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

*Rose Zathne*

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

*Rose Zathne*

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME,  
committed as follows:

The said *Rose Zathne*,

late of the *20th* Ward of the City of New York, in the County of New York aforesaid, on  
the *20th* day of *February* in the year of our Lord one thousand eight  
hundred and eighty-*five*, and on divers other days and times as well before as afterwards,  
to the day of the taking this inquisition, at the Ward, City and County aforesaid, a certain common  
house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers  
evil-disposed persons, as well men as women, and common prostitutes, on the days and times afore-  
said, as well in the night as in the day, there unlawfully and wickedly did receive and entertain;  
and in which said house the said evil-disposed persons and common prostitutes, by the consent and  
procurement of the said *Rose Zathne*,

on the days and times  
aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, dis-  
turbances and lewd offences as well in the night as in the day, were there committed and perpe-  
trated; to the great damage and common nuisance of all the good people of the said State there  
inhabiting and residing, in manifest destruction and subversion of, and against good morals and good  
manners, 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 *Rose Zathne*

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Rose Zathne*,

late of the *20th* Ward of the City of New York, in the County of New York aforesaid,  
afterwards, to wit: on the *20th* day of *February* in the year of our Lord one  
thousand eight hundred and eighty-*five*, and on divers other days and times between the said



0158

day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did maintain a certain common, ill-governed house, and in the said house, for her own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and willfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and willfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common annoyance of the said citizens, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the said Rose Adams

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said Rose Adams,

late of the 20th Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the 29th day of January, in the year of our Lord one thousand eight hundred and eightyfive and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for her own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in the said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by which the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.

~~JOHN MCKEON,~~

District Attorney.

POOR QUALITY  
ORIGINALS

0169

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court 2<sup>nd</sup> District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Inspector J. Wilson*  
*100 No. 203 St.*

*Rose Fark*

2  
3  
4

Offence *Crucifix to Children*

Dated *April 23* 1885

*Norman* Magistrate.

*William W. W. W.* Officer.

*John W. W.* Precinct.

*James W. W.* Precinct.

*William W. W.* Precinct.

*344 West 16<sup>th</sup>* Street.

*10<sup>th</sup> Ave.*

No. *570* Street.

*to answer*

*Call*

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

*Rose Fark*  
guilty thereof, I order that *She* be held to answer the same and *She* 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 *She* give such bail.

Dated *April 23* 1885 *John W. W.* Police Justice.

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1885 \_\_\_\_\_ Police Justice.

0170

Sec. 198-200.

Second District Police Court.CITY AND COUNTY  
OF NEW YORK, ss

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

Question What is your name?

Answer Rose Fathe

Question. How old are you?

Answer 23 years

Question. Where were you born?

Answer New Orleans, Louisiana

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

Answer 243 West 32<sup>nd</sup> street, and since last August

Question. What is your business or profession?

Answer Restaurant

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  
Rose Fathe  
mark

Taken before me this

23day of March

1885

J. H. Williams  
 Police Justice.



POLICE COURT 2 DISTRICT.

THE PEOPLE, & CO.,

ON THE COMPLAINT OF



CRUELTY TO CHILDREN

*Declaro 2890*

DATED, 27 April 1885

Magistrate.

Clerk.

Officer.

Witnesses:

*E. Melvins Jenkins, Supt.*

*100 East 23d Street.*

Disposition,

PRESS OF STETTINER, LAMBERT & CO., 129 & 131 CROSBY ST., NEW YORK

*E. ap. 28 2 P M*

0171

0172

Second District Police Court.

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

Augustine Wilson  
of Number 100 East 23rd Street being duly sworn,  
deposes and says, that on the 18 day of April 1885, at the  
City of New York, in the County of New York, one Rose Fathé  
now present, having the care and  
custody of one James Ryan, who  
was then and there a minor of  
the age of fourteen years, did  
unlawfully and willfully cause  
and permit such minor to be  
placed in such a situation and  
to engage in such an occupation,  
that such minor's morals were  
likely to be impaired, by causing  
and permitting such minor to  
work and live in a house of ill-fame  
and prostitution and assignation known  
as 10 243 West 32nd Street said  
City and to be in the company  
of reputed prostitutes therein

Wherefore the complainant prays that the said

Rose Fathé

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

Section 289 Penal Code

Sworn to before me, this

day of

April

1885

21st

Augustine Wilson

John J. Brown

Police Justice.

POOR QUALITY  
ORIGINALS

0173

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court 2 427  
District

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Henry C. Blackman

vs. Rose Fatio

2

3

4

5

Dated April 23 1885

John J. Gorman Magistrate

Witnesses

No. 1. William H. Gorman

No. 2. William H. Gorman

No. 3. William H. Gorman

No. 4. William H. Gorman

No. 5. William H. Gorman

No. 6. William H. Gorman

No. 7. William H. Gorman

No. 8. William H. Gorman

No. 9. William H. Gorman

No. 10. William H. Gorman

Offence Keeping a Disorderly House

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

Rose Fatio

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

Dated April 23 1885 John J. Gorman Police Justice.

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

Dated 1885 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 1885 Police Justice.



0174

Sec. 151.

Police Court—2 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 Henry E. Hooker of No. 100 East 23<sup>d</sup> Street, that on the 28 day of February 1885, at the City of New York, in the County of New York, Rosie Fath did keep and maintain at the premises known as Number 243 West 34<sup>th</sup> Street, in said City, a House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said

Rosie Fath and all vile, disorderly and improper persons found upon the premises occupied by said Rosie Fath and forthwith bring them before me, at the 2<sup>d</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 20<sup>th</sup> day of April 1885

John Homan POLICE JUSTICE.

0175

|  |                                       |
|--|---------------------------------------|
| Police Court— <u>25</u> District.  |                                       |
| THE PEOPLE, &c.,<br>ON THE COMPLAINT OF  |                                       |
| <u>Henry E. Stocking</u><br>vs.<br><u>Rosie Parker</u>   | WARRANT—Keeping Disorderly House, &c. |
| Dated <u>20 April</u> 188 <u>5</u>   |                                       |
| <u>Gorman</u> Magistrate   |                                       |
| <u>W</u> Officer.  |                                       |
| Precinct.  |                                       |
| The Defendant _____<br>taken, and brought before the Magistrate, to answer<br>the within charge, pursuant to the command con-<br>tained in this Warrant. |                                       |
| Officer.   |                                       |
| Dated _____ 188  |                                       |
| This Warrant may be executed on Sunday or at<br>night.   |                                       |
| <u>John Gorman</u> Police Justice.   |                                       |

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

Dated \_\_\_\_\_ 188

The within named \_\_\_\_\_

Police Justice.

0176

Sec. 198-200.

Second District Police Court.

CITY AND COUNTY  
OF NEW YORK

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

Question What is your name?

Answer *Rose Fathe*

Question. How old are you?

Answer *23 years*

Question. Where were you born?

Answer. *New Orleans, Louisiana*

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

Answer. *243 West 32<sup>nd</sup> street, and since last August*

Question What is your business or profession?

Answer *Restauranter*

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*

*Rose Fathe*  
mark.

Taken before me this

*23rd*

day of *April* 188*5*

*John J. Gorman* Police Justice.



POOR QUALITY  
ORIGINALS

0177

17930

POLICE COURT DISTRICT.

THE PEOPLE, &C.,  
ON THE COMPLAINT OF

CRUELTY TO CHILDREN.



DATED, 188

Magistrate.

Clerk.

Witnesses:

E. Hollows Jenkins, Supt.

100 East 23d Street.

Disposition,

POOR QUALITY  
ORIGINALS

0178

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

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

James Ryan

of Number *no known* being duly sworn,  
deposes and says, that <sup>on about the</sup> on the *25<sup>th</sup>* day of *February* 188*6*, at the

City of New York, in the County of New York, *this defendant was received*  
*into the house situated at 243 west 32<sup>nd</sup> Street*  
*by one Rose Fether, and did remain in said*  
*house up to April 19<sup>th</sup> 1885. and while therein*  
*did see one Matilda F. Thompson a colored woman*  
*and Emma Winkler a white woman who lived in*  
*said house with said Rose Fether, and defendant did*  
*see said women go with street and police men,*  
*and did bring said men into the said house,*  
*and did enter a room together for the pur-*  
*pose of sexual intercourse, and said defen-*  
*dant did receive bed money from women*  
*& men whose names was unknown to defendant,*  
*and did pay said money to said Rose*  
*Fether who was the proprietress of said house*  
*at said time, and said defendant did see*  
*men & women drinking beer in said house,*  
*until daylight in the morning*

~~Wherefore the complainant prays that the said~~

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

Sworn to before me, this *23*

day of *April* 188*6*

James Ryan

John J. Gorman

Police Justice.

POOR QUALITY  
ORIGINALS

0179

Police Court—2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Hugh E. Stocking  
vs.

Rosie Fath

AFFIDAVIT—Keeping Disorderly House, &c.

Dated April 20 1885

J. J. J. J. Justice.

\_\_\_\_\_  
Officer.

\_\_\_\_\_  
Precinct.

WITNESSES :

100 for Ex. Apr. 23. 2 Pm



POOR QUALITY  
ORIGINALS

0180

Sec. 322, Penal Code.

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

of No. 100 East 23rd Street, in said City, being duly sworn says,

that at the premises known as Number 243 West 32nd Street,

in the City and County of New York, on the 28th day of February 1885, and on divers

other days and times, between that day and the day of making this complaint informed above has just cause to believe as defendant is

Rose Pathe

did unlawfully keep and maintain and yet continue to keep and maintain a House of ill-fame

and Prostitution and did then, and on the said other days and times, there unlawfully procure

and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come

together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said

other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil

name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving

themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and

there passing is habitually disturbed, in violation of the statute in such case made and provided

Deponent therefore prays, that the said Rose Pathe

and all vile, disorderly and improper persons found upon the premises, occupied by said

Rose Pathe

may be apprehended and dealt with as the law in such cases made and provided may direct.

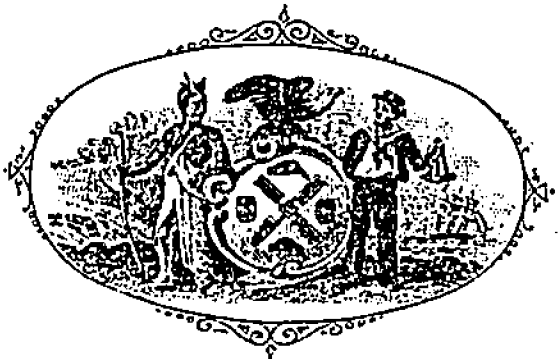
Sworn to before me, this 29th day of April 1885

Henry E. Stocking

John J. [Signature] Police Justice.

POOR QUALITY  
ORIGINALS

0 18 1



City of New York Recorder's Chamber

New York May 18 1885

Patrick Buckley was admitted to my wards at Bellevue Hospital on March 29' 85. He was suffering from a scalp wound penetrating almost to the bone, also two punctured wounds of the back probably slightly penetrating the lungs. There was emphysema of the pleural cavity & a slight pleurisy causing some difficulty in breathing. The wounds were treated in the usual manner & healed with ordinary rapidity. The patient was discharged April 25.

Henry S. Stearns M.D.

House Surgeon 1st Surgeon

POOR QUALITY  
ORIGINALS

0 182

John Mowatt  
146 St & Ave



POOR QUALITY  
ORIGINALS

0 183

Court of General Sessions, Part *One*

THE PEOPLE

vs.

*Thoma Pond*

INDICTMENT

For

To

M

*John Morvath*

No.

*146 St & Ave*

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on the *19* day of *May* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

RANDOLPH B. MARTINE, ~~JOHN McKEON,~~

District Attorney.

POOR QUALITY  
ORIGINALS

0184

Edmund Yard case  
Larceny  
FRANK D. SHAW  
COUNSELOR AT LAW  
People will be  
tried Monday May 25  
8, PINE ST  
New - York

0185

Rose said she  
was the proprietress  
and Madam



0 186

N. Y. Consolidation Act 1892.  
Sections 1464, 1465, 1503.

2

DISTRICT POLICE COURT.

CITY AND COUNTY  
OF NEW YORK, ss.

Sworn to before me, this 23<sup>rd</sup> day of April, 1885.  
John J. Hammond, Police Justice.

Abraham Mimmely  
of No. the 20<sup>th</sup> Precinct Police Street, being duly sworn, deposes and says,  
that on the 23<sup>rd</sup> day of April 1885  
at the City of New York, in the County of New York.

Matilda Thompson (now here) is a common prostitute who lives without lawful employment, when by so maintaining herself. Defendant knows said Matilda for the past 3 months she solicits new and public trusts for the purpose of prostitution and is an inmate of a House of Prostitution at 243 West 32<sup>nd</sup> Street.

Abraham Mimmely

CITY AND COUNTY  
OF NEW YORK, ss.

Sworn to before me, this 23<sup>rd</sup> day of April, 1885.  
John J. Hammond, Police Justice.

George W. Krowl  
of No. the 20<sup>th</sup> Precinct Police Street, being duly sworn, deposes and says,  
that on the 23<sup>rd</sup> day of April 1885 at the City

of New York, in the County of New York. he knows Matilda Thompson (now here) to be a common prostitute who lives without lawful employment to maintain herself.

George W. Krowl

CITY AND COUNTY  
OF NEW YORK, ss.

Taken before me, this 23<sup>rd</sup> day of April, 1885.  
John J. Hammond, Police Justice.

being examined according to law, on the charge above-mentioned, says that he was born in New Orleans is 23 years of age was married, and has no children living.

Examinant further says, I, am not guilty.

Matilda Thompson  
(a copy)

0 187

2<sup>nd</sup> District Police Court.

Vagrancy—on Evidence.

City and County of New York, ss.

I, the undersigned, one of the Police Justices of the City of New York, hereby certify that Matilda Thompson was this day brought before me on a charge of being a Vagrant; and that upon diligent inquiry and examination made of the charge so preferred against the said Matilda Thompson and upon the proofs, and the examination of the said Matilda Thompson hereto annexed, it appearing that the said Matilda Thompson is a Vagrant within the provisions of the Statutes in such case made and provided; therefore I, the said Justice, did so adjudge, and thereupon I, the said Justice, by warrant under my hand and seal committed him the said Matilda Thompson so adjudged to be a Vagrant as aforesaid to the City Prison.

In witness whereof, I, the said Justice, have hereunto set my hand and affixed my seal, this 23<sup>rd</sup> day of April A. D., 1885

(a copy) John J. Garman Police Justice.

2<sup>nd</sup> District Police Court.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

Abraham Munn  
vs.  
Matilda Thompson

Dated April 23<sup>rd</sup> 1885

Garman Magistrate.

Committed to the City Prison for the term of Six months.  
filed April 24<sup>th</sup> 1885

0188

and then he moved to another of them.

The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

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and then he moved to another of them. The same thing happened to him. The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

and then he moved to another of them. The same thing happened to him. The same thing happened to him.

James Butterworth sworn. I have said

Testimony in the  
case of  
Rose father

Filed April 1883



0 189

The People  
vs.  
Rose Fathe

Court of General Sessions, Part I.  
Before Recorder Smyth.

May 19, 1885.

Indictment for injuring the morals of a child.

James Ryan sworn. I will be fifteen years old next June, I know the woman at the bar about five months; I lived with her about three months at 243 West 32nd Street; my father and mother are both dead; I came from Boston a little over five months ago and I took a stroll from the 42nd Street Depot to 32nd Street and 7th Avenue, I saw a lodging house for boys, I came to Mrs. Fathe's house and went in and asked her for something to eat, she sent me down and gave me fifteen cents; she asked me if I would like to get some work, I said yes, she told me to come the next morning and she set me to work washing dishes; she said she would give me my bed and clothes, she wanted me to sell hot corn and she would give me wages. I said all right and I commenced to go to work. While I was there she gave me my bread and some clothing; the first two or three weeks I was there I went to the lodging house and then after that I slept in the house 243 West 32nd Street, I slept with Ella Hicks and Ella Whitebrook, Whitebrook was a white woman and Hicks was colored, I saw some men come to the house while I was there and go to the rooms of the girls, girls that came out of the street and lived in the house too, I saw beer and whiskey sold to these visitors, I have collected money for the beer and whiskey they used to order in the rooms and sometimes when the defendant would be out I would take money for the use of the rooms and gave it to the defendant when she came back. The defendant gave me some gin on two or

0190

three occasions. There were four women lived in the house, Ella Hicks, Mrs. Whitebrook, Matilda F. Thompson and the defendant, there were four rooms in the house, it was in a basement and there is a tenement house upstairs. The defendant's husband is a white man. *When I was lying on the bed the two girls that slept with me were fooling with each other, and the next thing I knew they had me turned over in the bed and they commenced hurting me in my private parts.*

Cross Examined. I was living with Father Roache in Boston in a boy's home, I didn't run away, I did not leave with his permission but I left with the intention of making better, my father has been dead about two years, he died with delirium tremens, my mother is dead about six years, I black boots in the summer time and worked in a tailor shop in the winter. The officer took me out of the defendant's house on Sunday night, I have been living at 123rd Street and Fifth Avenue since under the care of the New York Society for the Prevention of Cruelty of Children. I was arrested on Sunday night and the people were arrested on Monday night, I told Mr. Stocking of the Society about what was going on in this house on Monday morning after my arrest, I did not tell the defendant in the Police Court that I was obliged to tell the story that I had told by the officers of the Society. I told them that it was a house of prostitution, the defendant and her husband slept in one of the bed rooms, I slept in the kitchen, the defendant kept a restaurant in the front room and furnished meals to anybody

0 19 1

that would come in and pay for them: I could not tell you how many times I received money from people for the rent of rooms - five or ten times in four months . when I was taken by the Society I was sick and was sent to the New York hospital, I never have been arrested in my life before this time.

Augustine J Wilson sworn. I am an officer of the Society for the Prevention of Cruelty to Children, I did not take the last witness out of those premises 243 West 32nd Street, I have visited those premises on Friday evening the 17th of April, on Saturday evening, the 18th and on Monday evening the 20th, the boy was taken out on Sunday, the 19th. At nine o'clock Friday evening, the 17th of April I saw a little girl named Matilda Thompson standing about the door attracting the attention of men beckoning them and speaking to them and one of them accompanied her inside. On Saturday evening in company with Officer Stocking I visited the place about nine o'clock and saw the boy James Ryan inside and the same girl Matilda Thompson with two men sitting at a table. On Monday about eleven o'clock I visited the place in company with Officer Stocking and Officers Krowl and Minnerely upon a warrant of arrest. We arrested the defendant, Matilda Thompson, Gertrude Fass and another woman, Maria Brown, all of whom were alleged prostitutes and a little boy named Tom Curren about thirteen years of age; they were all colored women, the husband of the defendant was a Parisian and a white man. This place is a basement consisting of four rooms, the front a so called dining room, a kitchen in the



0192

rear with two small rooms to the right and left.

Cross Examined. This warrant was issued by Justice O'Gorman upon the information of Officer Stocking I believe, I had nothing to do with procuring the warrant, I visited the upper part of the house as well as the basement and arrested the persons in the upper part of the house. The defendant was in one of the bed-rooms, in or about the bed and her husband was in bed in the front room, I could not say that the front room had the appearance of a restaurant, there might have been two tables in it but I did not see any dishes. I don't know who those two men were whom I saw sitting at the table with Matilda Thompson when I went there the second time, I did not see them drink anything. Matilda Thompson is not here, she was committed to the work house as a prostitute, she had the appearance of being about fourteen years of age. She was described in the complaint as fourteen years of age, she was arrested on the complaint of a colored man named Williams who gave information to the Society. I asked the girl her age and she told me sixteen and she also said eighteen; she was committed to the work-house by Justice O'Gorman.

William O. Williams sworn. I live 344 West 16th Street and work in the stove store 137 Eighth Avenue for M. Abbott, I am acquainted with the premises 243 West 32nd Street, I was there once, I could not give the exact date, I saw the prisoner there also a white woman and a colored girl named Matilda Thompson, I should judge she was not over fourteen years old. I heard that the defendant was keeping an improper house, I knocked at the door about half past eight and a white woman opened the door, I asked

0193

for Ella Rushart, that was the name wshe was going by; she says, who is that that knows me, the defendant said that. I made a reply, it is William. So this white woman told her that is not my name. Shortly afterwards she came out in the room, I took a seat in the meantime in front of the two rooms where I could see between yhe two rooms. During the time that I was there I heard a noise in the room people transactig business. The defendant came out and sat down at the table on the opposite side in front of me talking with me and this young girl Matilda Thompson came out of the room and handed the defendant some money and the the white man followed after. About the space of ten minutes after there came in three men all white and called for beer and in the meantime Matilda Thompson went to the door and a man into the bed-room, I staid there until she came out. I did not see the boy James Ryan there. I got acquainted with the defendaht in 1876 at Plainfield, New Jersey, she said she went by the name of Ella Lorese as far as I could remember, hername was Ella Rushart, she was a cook at Plainfield.

Cross Examined. When I went to this house in West 32nd Street I did not ask for Emma Gibbs; she said she did not want me running after her daughter; I said I was not running after her daughter, , I doj't want your daughter she is nothing more than a child to me, I don't know this woman except I am slightly acquainted with her, hername is Emma Gibbs and her daughter is Ella Hicks, she was at thattim stopping at 342 West 16th Street I heard that woman was keeping a house of that kind, she was a respectable woman belonging to the church and I

0 194

don't believe she is doing it, I am going to make it my business to see if she does. I complained to the Society for the Prevention of Cruelty to Children, I never was arrested in my life, I made a complaint about this house to the Society four or five days after I was there. Emma Gibbs did not tell me that if I did not stop running after her daughter she would have me locked up, I never wanted this woman to marry me, I only lost my wife about two years the 17th of April, I never told her if she did not marry me I would put up a job on her.

Ella Hick: sworn. I work in 33rd Street, I was seventeen years old last April, I know the defendant about a month, I used to go and see my mother who stopped there, I lived in the house 243 West 32nd Street a week. There lived in the house the defendant and her husband, the boy James Ryan, Matilda Thompson and a white lady named Emma; the defendant wanted me to be a bad girl and I would not and left the next day, she went round the street and talked about me because I would not do it. I went to a lady and asked her to give me a place so I could go away, she told me to get a newspaper, I went to 16th Street where I used to stop and I slept there a night and when I came back to the defendant's house she scolded me, the next day I went to a place in 33rd Street as chambermaid and to do house work. During the time that I was in the house I used to see the Thompson girl have men in the bed-room.

Cross Examined. I was working at service in 28th Street, my mother came up with a white boy and got me out of the place and brought me to the defendant's house; my mother is now in a colored home.



0195

Henry E. Stocking sworn. I am an officer of the Society for the Prevention of Cruelty to Children and visited the premises of the defendant and assisted in making the arrest, on Monday the 21st. I know this house to be a house of prostitution for I was solicited myself on several occasions both by black and white women. I received information from James Ryan and by the neighbors before I made the arrest. James Ryan was arrested for disorderly conduct and I asked him some questions about this house, I was obliged to take the boy to the hospital.

Abraham Minnerly sworn. I am an officer attached to the 20th precinct and know the premises 243 West 32nd Street, I knew it to be a house of prostitution, I helped to arrest the defendant and the parties whom were in there, I should judge the girl Matilda Thompson was about fourteen or fifteen years of age; she was convicted as a prostitute, she told me that the defendant told her to say that she was twenty-three years of age and the mother of two children.

George W. Krowl sworn I am an officer of the 20th precinct and know the premises 243 West 32nd Street, I have seen women solicit men and assisted in making this arrest, I arrested the boy first for disorderly conduct, I considered Matilda Thompson was about fifteen or sixteen years of age.

Cross Examined. This boy Ryan had been acting as a look-out for this house; when he saw me coming he would run up ahead and tell them and the girls would run in the house. On the Sunday night this boy called me scandalous names and I arrested him.

0 196

Rose Fathe sworn and examined in her own behalf, testified: I have been in the city eleven years, have been goin backwards and forwards, I was in New Orleans, I have been in the city going on four years now, I have been cooking and in household service, I took this house in August 1884; I took the basement and made two rooms in it, one for my children and the other for myself, I kept a restaurant, I had only one girl, work <sup>that did not</sup> for me and that was Ella Hicks, I had a German girl and her master gave her in the south the nickname of Maggie, it was Matilda Thompson, I had James to work for me and a colored man, a cook; James had his lodging at the lodging house, he staid there three nights when he came from the theater, Maggie slept with my child, she lived with me all the time. you heard James Ryan testify that he had slept in one of these bedrooms and that on one occasion one of these girls had pulled him over on the bed and hurt him? I remember the night when they were playing in the kitchen I was sick in bed and got up and they would not tell me what was the matter. I did not know till three or four days after that when Matilda Thompson came to me and said, Jimmie said Ella Hicks hurt him. I said to Matilda, you a decent, respectable girl, what did you do that for? I called James and he refused to let me see. He said, I have been playing in the yard with the boys. The next morning I made Ella Hicks go up to the house. Her mother asked me to take care of her, I would not let her do anything in my house but what is right. I heard James tell these gentlemen about collecting money from persons that came to occupy rooms but it is not so, I did not authorize him to collect money, I would

0197

not be disgraced by such a thing, I only received money for eating, I did not sell any whiskey, gin or beer but I sent out for it when gentlemen came in to get something to eat, James would get money from the customers and go out and get it, I keep a restaurant and sometimes women would run in from the policeman away from the officer, I never had any women living in my house for the purpose of prostitution and I never received women or men for that purpose.

Cross Examined. I worked for Fritz and Rogers, 105 East 25th Street for seven years, I went away South and came back and worked again four years, I worked for Mrs. Lee, she has been to court every day, I was married by Hiland Garnett four years ago when I lived in Thompson Street, he is a white man. When Ryan came to me he was poor and very dirty and I let him take off my shutter and sweep around the sidewalk and clean the back yard, I gave Matilda Thompson ten dollars a month, she did all the scrubbing and washing of dishes, Mrs. Whitebrook was the cook; the mother of Ella Hicks took her from a bad house and sent her to me for safe keeping, she did not pay me any board, I guess she is about nineteen or twenty years old; we were all arrested and she was sent on the Island for not telling a story on me, I paid fifteen dollars a month for the basement, my husband gets fourteen dollars a week. I had six or seven men from the factory who were my regular boarders and came for supper and dinner and paid me \$4.50 each a week. My husband asked James how he got hurt and he said he was kicked in Boston by a horse and when he lifted anything heavy it hurt him.



0198

James Butterworth sworn. I live 249 West 32nd Street and have known the defendant since last August; she first sold hot corn and afterwards had a small restaurant, I saw the boy James Ryan in her place and I understood that he lodged in the boy's home at the corner. I always thought that she kept a respectable place, I never saw any improper conduct between men and women around the basement.

Elizabeth McCormac sworn. I live 249 West 32nd Street and know the defendant since last August; she told me she wanted to keep a restaurant and she gave me a recommendation from 87 Thompson Street, the janitor received the rent after the second payment, I never saw anything improper going on there, I have heard more since she has been confined than I have before, I told the officer that both basement were a nuisance to respectable tenants, 243 and 245 about a couple months ago, the women in the basement of 245 were acting very disorderly.

The Jury rendered a verdict of guilty.

0 199

**BOX:**

172

**FOLDER:**

1745

**DESCRIPTION:**

Fay, James

**DATE:**

04/01/85



1745

0200

**BOX:**

172

**FOLDER:**

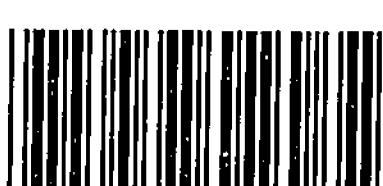
1745

**DESCRIPTION:**

Boyd, Frank

**DATE:**

04/01/85



1745



POOR QUALITY  
ORIGINALS

0201

Counsel,

Filed 1 day of April 1885

Pleads

THE PEOPLE

vs.

James Fay and

Frank Boyd

Burglary in the THIRD DEGREE.  
[Sections 498, 506, 522, 502, 555]

RANDOLPH B. MARTINE,

PETER B. OLNEY,

District Attorney.

In Apr 1885 -  
Not tried & acquitted  
A True Bill.

W. J. C. Berry

Foreman.

April 2/85

Handwritten signature

Per: Geo. W. W.

Witnesses:

Andrew W. Haley

1971 33 Ave.

Officer Thomas Mullen

2309 Avenue

POOR QUALITY  
ORIGINALS

0202

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 Barry and  
Eranda Barry*

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

*James Barry and Eranda Barry*

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

The said *James Barry and Eranda Barry*

*Barry, each*

late of the *Smethway* Ward of the City of New York, in the County of New York aforesaid, on the *23rd* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, a certain *part of* building there situate, to wit: the *store-room* of one *Michael Barry*,

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 Barry*,

in the said *store-room*, 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.

0203

SECOND COUNT.

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

*James Barry and Francis Barry*  
of the CRIME OF *BETTER* LARCENY, —  
committed as follows:

The said *James Barry and Francis Barry*  
*Barry, each* —

late of the *South* — Ward of the City of New York in the  
County of New York aforesaid, afterwards, to wit: on the said *22nd* day of  
*March*, — in the year of our Lord one thousand eight hundred  
and eighty-*nine* at the Ward, City and County aforesaid, in the *day*  
time of said day, with force and arms,

*sixteen brass rings of the value*  
*of eighty nine cents each, fifteen*  
*rounds of lead of the value of thirty*  
*nine cents each round, and forty*  
*seven feet of lead pipe of the*  
*value of twelve cents each foot,*

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

~~there situate~~, then and there being found, in the — ~~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.



0204

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *James Bay and Frank Brown* of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Bay and Frank Brown*, each late of the *Small* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said *23rd* day of *March*, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid, *sixteen* *trousers* of the value of *eighty* *five* cents each, *fifteen* *pounds* of *silver* of the value of *thirty* *five* cents each *gold*, and *twenty* *seven* *feet* of *red* *rice* of the value of *twelve* cents each *foot*,

of the goods, chattels and personal property of one *Michael Sexton*, by a certain *person* or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen of the said *Michael Sexton*,

unlawfully and unjustly did feloniously receive and have (the said *James Bay and Frank Brown*, then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), 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

PETER B. OLNEY, District Attorney.

0205

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court 246 308 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Robert W. W. W.

1977-3 Ave. 110 E. 119 St.

1 John Jay 3

2 Frank 10 and

3

4

Dated

Witnesses

No.

No.

No.

No.

No.

No.

Offence

Burglary

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

Dated March 25 1885 Police Justice.

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

Dated 1885 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 1885 Police Justice.

0206

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY  
OF NEW YORK,

*Frank Boyd* 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 Boyd*

Question. How old are you?

Answer

*Twenty Years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*Eighty-sixth Str & Boulevard*

Question What is your business or profession?

Answer

*Carrage Driver*

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

Answer.

*Not Guilty*  
*Frank. Boyd.*

Taken before me this

25

day of

March

1885

*Charles J. Smith*

Police Justice.



0207

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

*James Fay* 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.

Taken before me this

13

day of *March* 188*8*

Police Justice.

0208

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years, occupation Shiimom of No.

28 Permit Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Andrew M. Daly  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 23  
day of March 1885 }

Thomas Mulhearn

Andrew M. Daly  
Police Justice.

0209

Police Court—5 District.City and County } ss.:  
of New York,of No. 1971-8<sup>th</sup> Ave Andrew M. Daly Street, aged 21 years,  
occupation Plumber being duly sworndeposes and says, that the premises No 8<sup>th</sup> Ave west of 2<sup>nd</sup> Ave North side of 108<sup>th</sup> Street,  
in the City and County aforesaid, the said being an unfinished dwelling house  
a portion of the 2<sup>nd</sup> floor of which was enclosed,  
and which was occupied by deponent as a storage place for tools and plumb line materials  
and in which there was at the time no human being, by namewere **BURGLARIOUSLY** entered by means of forcibly breaking through  
the lath and plaster of a wall of the above mentioned  
apartmenton the 28<sup>th</sup> day of March 1885 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:Suitcase (16) of brass nipples of the value of thirteen dollars  
Suitcase (15) of solder of the value of five dollars & twenty-five  
cents  
Suitcase (17) of lead pipe of the value of five dollars & twenty-four  
cents  
All of the value of twenty dollars & eighty-nine centsthe property of Michael Sutton in the care & custody 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 byJohn Fay and Frank Dayel (both men here)for the reasons following, to wit: That deponent securely locked and fastened  
the above described apartment on Saturday the 21<sup>st</sup> day  
of March at 4 o'clock; that about the hour of 6.10 A.M.  
on Sunday the 28<sup>th</sup> day of March, deponent was informed  
by Officer Thomas Sullivan of the 3<sup>rd</sup> precinct, that  
he arrested the above named defendants on 2<sup>nd</sup> Ave  
between 108<sup>th</sup> & 109<sup>th</sup> Sts with the above mentioned property  
in their possession; whereupon deponent examined the  
above described apartment and found that it had been



02 10

Unlawfully entered as above described, and the above  
mentioned property which defendant has fully identified  
taken, stolen and carried away.

Andrew M. Daly

Sworn to before me

this 23 day of March 1885

Andrew M. Daly

Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree

vs.

Burglary

Dated

1885

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Shred.

0211

BOX:

172

FOLDER:

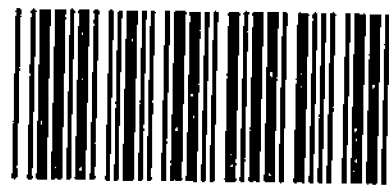
1745

DESCRIPTION:

Fischer, William

DATE:

04/08/85



1745

Witnesses:

*Seymour Hamilton*

*No 32*

Counsel,

Filed

day of

1885

Pleads,

THE PEOPLE

*vs.*

*P*

*William Fischer*

*(Grand)*

Grand Larceny, First Degree,  
(Dwelling House.)  
[Sections 528, 530, 550, Penal Code].

RANDOLPH B. MARTINE,

*District Attorney.*

*In Apr 9/85*

*pleads guilty*

**A True Bill.**

*S.P. (Hoyd, only)*  
*Seven years.*

*Foreman.*

02 12



0213

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Fischer*

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

*William Fischer*

of the CRIME OF GRAND LARCENY in the FIRST degree, committed as follows,

The said *William Fischer*,

late of the *Nineteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *Second* day of *April*, — in the year of our Lord one thousand eight hundred and eighty-*five*, — in the night time of the same day, at the Ward, City and County aforesaid, with force and arms

*one watch of the value of twenty*  
*five dollars, and one chain of*  
*the value of ten dollars,*

of the goods, chattels and personal property of one *Adam Herscovs*,

in the dwelling-house of the said *Adam Herscovs*,

there situate, then and there being found, from the dwelling-house 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.

02 14

SECOND COUNT—

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

\_\_\_\_\_ William Fischer \_\_\_\_\_  
of the CRIME of CRIMINALLY RECEIVING STOLEN PROPERTY, committed  
as follows:

The said William Fischer, \_\_\_\_\_

late of the Nineteenth Ward of the City of New York, in the County of  
New York aforesaid, on the Second day of April, \_\_\_\_\_  
in the year of our Lord one thousand eight hundred and eighty-five, at the Ward,  
City and County aforesaid, with force and arms,

one watch of the  
value of twenty-five  
dollars, and one  
chain of the value of  
ten dollars, \_\_\_\_\_

\_\_\_\_\_ of the goods, chattels and personal property of one

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

unlawfully and unjustly did feloniously receive and have; the said

\_\_\_\_\_ William Fischer, \_\_\_\_\_

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.

Witness

Serjt Hamilton

No 33

Counsel,

Filed

Pleads

day of

1885

THE PEOPLE

vs.

R

William Fischer

(J. cases)

RANDOLPH B. MARTINE,

JOHN McKEON,

District Attorney.

Pr Apr 9/85

Subscribed on our Index,  
A True Bill.

May 2nd 1885

Foreman

02 15



02 16

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

William Sirocher

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

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

The said William Sirocher,

late of the 19th Ward of the City of New York, in the County of New York aforesaid, on the 2nd day of April, in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, about the hour of four o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of

Agnes A. Ward, —  
there situate, feloniously and burglariously did break into and enter,

whilst there was then and there some human being, to wit, one Mary Bush, — within the said dwelling house, the said

William Sirocher —  
then and there intending to commit some crime therein, to wit: the goods chattels and personal property of the said Agnes A. Ward, —  
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.

0217

SECOND COUNT.

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

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

The said William Sirodner,

late of the Ward, City and County aforesaid, afterwards, to wit: on the said third day of April, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, in the night time of said day, with force and arms,

one pocket-book of the value of one dollar, and a sum of money to wit: the sum of five dollars and eighty three cents in money, lawful money of the United States and of the value of five dollars and eighty three cents, a more particular description of which said sum of money is to the Grand Jury aforesaid unknown, of the goods, chattels and personal property of one Mary Bush, -

one piece of realty of the value of six dollars, and divers articles of clothing and wearing apparel, of ~~the~~ a number and description to the Grand Jury aforesaid unknown, of the value of fifty dollars,

of the goods, chattels and personal property of one Joseph A. Ward in the dwelling house of one the

said Joseph A. Ward, there situate, then and there being found from in the dwelling house 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 C. Martine,  
District Attorney

Witness:  
George Martin  
Henry Davidson  
Saml. Hamilton

533 ordered  
A. W. B. 377  
Counsel,  
Filed 10 day of April 1885  
Pleads

THE PEOPLE  
vs.  
William Fisher  
Burglary, Robbery,  
and Receiving Stolen Goods,  
(Sections 497, 500, 528, 530, and 531).  
RANDOLPH B. MARTINE,  
JOHN WICKER,  
District Attorney.

A True Bill.

(Wm. J. Cady)

Foreman

02 18



02 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

William Fisher

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

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

The said William Fisher,

late of the 19th Ward 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-nine, with force and arms, about the hour of Twelve o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of

John MacDermid,  
there situate, feloniously and burglariously did break into and enter,

whilst there was then and there some human being, to wit, the said John MacDermid, within the said dwelling house, the said William Fisher,

then and there intending to commit some crime therein, to wit: the goods chattels and personal property of the said John MacDermid, 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.

0220

SECOND COUNT.

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

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

The said William Fisher,

late of the Ward, City and County aforesaid, afterwards, to wit: on the said 21st day of March, in the year of our Lord one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid, in the night time of said day, with force and arms,

one book of the value of six dollars,  
one overcoat of the value of ten dollars, divers articles of under-  
clothing. As a number and description  
to the Grand Jury aforesaid unknown,  
of the value of ten dollars, one bed-  
spread of the value of six dollars,  
one pair of shoes of the value of one dollar  
and twenty five cents and one pair  
of the value of one dollar and  
twenty five cents,

of the goods, chattels and personal property of one James H. Kim  
in the dwelling house of ~~one~~

The said James H. Kim, there situate, then and there being found  
~~found~~ in the dwelling house 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.

0221

THIRD COUNT.

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

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

The said William S. S. S.

late of the Ward, City and County aforesaid, afterwards, to wit: on the said —  
21st day of March, in the year of our Lord one thousand eight  
hundred and eighty-five, with force and arms, at the Ward, City and County  
aforesaid,

one jacket of the value of six dollars,  
one overcoat of the value of ten dollars,  
one bed-spread of the value of six dollars,  
one pair of shoes of the value of one dollar and  
twenty five cents, and one pair of shoes  
of the value of one dollar and twenty five cents,

of the goods, chattels and personal property of

John Mc Kinn,

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before  
feloniously stolen of the said John Mc Kinn,

unlawfully and unjustly did feloniously receive and have (the said

William S. S. S.,

then and there well knowing the said goods, chattels and personal property to have  
been feloniously stolen), against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York and their dignity.

**RANDOLPH B. MARTINE.**

**JOHN McKEON.**

*District Attorney.*



BALLET,

No. 1, by \_\_\_\_\_ Street.

Residence \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Street.

Police Court— District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Flora Victoria

221 8041508

Printhead

APR 6 1965  
EX-109

Offence Larceny

Dated April 3 1900

Attest: \_\_\_\_\_  
Magistrate.

Det. Flannery Officer.

Precinct.

Witnesses John Hammett

298 1920 1921

Street. 2244

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

Directly, \_\_\_\_\_

\_\_\_\_\_

1500 to answer  
Stew Sessions

SESSIONS.

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.....

Remove the within named  
William Fischer

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

Dated April 14 1885 J. M. Patterson 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 h to be discharged.

*Dated* \_\_\_\_\_ 188 \_\_\_\_\_ *Police Justice.*

0223

Sec. 198-200.

CITY AND COUNTY  
OF NEW-YORK, { ss

4 District Police Court.

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

Question What is your name?

Answer *William Fischer*

Question. How old are you?

Answer *21 years 7 yrs*

Question. Where were you born?

Answer. *Germany*

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

Answer. *Nowhere*

Question What is your business or profession?

Answer *Green's clerk*

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

Answer. *I am guilty*  
*Wm Fischer*

Taken before me this

day of *March*

188 *5*

*James J. Sullivan*  
Police Justice.

0224

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Hamilton*  
aged *47* years, occupation *Police Sergeant* of No.  
*28 Precinct Police* ~~Sect.~~ being duly sworn deposes and

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

Sworn to before me, this *4<sup>th</sup>*

day of *April*

188*8*

*John Hamilton*

*M. Patterson*

Police Justice.



0225

Police Court—H District.

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. 221 East 59<sup>th</sup> Street, aged 22 years,  
occupation Dress maker being duly sworndeposes and says, that on the 2<sup>d</sup> 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 nighttime, the following property viz:One gold watch and grand  
chains attached, together of  
the value of twenty-six dollarsthe property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by William Fischer, nowhere, from the fact that said  
property was stolen and carried  
away out of deponent's trunk in  
said premises early on the morning  
of said day; and thereafter deponent  
was informed by Sergeant Hamilton  
that the said Sergeant, found a  
passing ticket representing said watch  
in the possession of said deponent  
on the morning of the 3<sup>d</sup> instant, also  
said grand chains which deponent  
believes to be true. That deponent  
has seen the watch represented by  
said ticket and identifies it as the  
stolen watch aforesaid, and deponent

Subscribed before me this

188-

Police Justice

0226

Was also seen pass guard chain  
to James an old prisoner of said  
dependent, and identifies it as  
the stolen chain of prisoner.

Seen & heard meeting Helen Herbert  
Hdq of April 1885

J. M. Patterson Police Justice  
~~Helen Herbert~~

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.

Police Court, District,

THE PEOPLE, et al,  
on the complaint of  
Police

Offence—LARCENY

|   |  |
|---|--|
| 1 |  |
| 2 |  |
| 3 |  |
| 4 |  |

Dated 188  
Magistrate.

Witnesses,  
No.  
Street,  
No.  
Street,  
No.  
Street,  
to answer  
Sessions.

Clerk.  
Officer.



0227

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

Police Court No. 4 District  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*Joseph A. Wood*  
*238 East 61st*  
*William Fischer*  
Dated *April 3<sup>rd</sup>* 1885  
*M. Patterson* Magistrate.  
*Apt. John Hamilton* Officer.  
*25<sup>th</sup>* Precinct.  
Witnesses *Mary Quirk*  
No. *238 East 61<sup>st</sup>* Street.  
*Apt. John Hamilton*  
*238 East 61<sup>st</sup> Street*  
No. \_\_\_\_\_ Street \_\_\_\_\_  
to answer \_\_\_\_\_ Sessions.  
*Conrad*

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

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

Dated *April 3<sup>rd</sup>* 1885 *J. M. Patterson* 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 h to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0228

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

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

Question What is your name?

Answer

*William Fischer*

Question How old are you?

Answer

*21 years of age*

Question Where were you born?

Answer

*Germany*

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

Answer

*No where*

Question What is your business or profession?

Answer

*Grocery clerk*

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

Answer

*I have nothing to say  
for myself*

Taken before me this

*30*

day of *April*

1885

*J. M. Patterson*

Police Justice.

02229

Police Court—H District.City and County } ss.:  
of New York,of No. 238 East 61 St Joseph A. Ward Street, aged 35 years,occupation President, Manufacturing Company being duly sworn  
deposes and says, that the premises No. 238 East 61 St Street,in the City and County aforesaid, the said being a Private dwelling  
House in the 19th Ward of said City  
and which was occupied by deponent as a dwelling house  
and in which there was at the time a human being, by name Mary RushBooke and  
were BURGLARIOUSLY entered by means of forcibly opening the  
rear basement door of said premises  
at about the hour of 5 o'clock A.M.on the third day of April 1885 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:One pocket-book containing gold and  
silver money of the United States to  
the amount and value of five dollars  
and eighty three cents, property of deponent's  
servant Mary Rush, and a piece of  
black satin of the value of six dollars  
the property of deponent, all of which is now  
in the hands of the police, and also property consisting  
of wearing apparel in all of the value of  
fifty dollarsthe property of deponentand 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 byWilliam Fisher, now here,for the reasons following, to wit: That about the hour of  
5 o'clock A.M. of said day deponent  
found said defendant concealed  
underneath the dining table in  
the front basement of said premises  
with said property in his possession.  
That his shoes were off his feet and  
were lying on the kitchen floor



0230

near the door by which he entered  
said premises, having climbed the  
fence in the yard of said premises  
and opened said Casement door by  
forcibly turning the handle of the same.  
That he does not reside within said  
premises and is not employed therein  
and had no lawful right or business  
in said premises.

Sworn to before me this Joseph A Ward  
3<sup>rd</sup> day of April 1885

J. M. Patterson Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.



0231

City and County of New-York, SS.:

John Mc'Kim, of No. 326 East 58' Street, in said City, being duly sworn, deposes and says: That on the 31st. of March, 1885, in the night time, the above mentioned premises were burglariously entered by one William Fisher. I am informed by Mary Heatherton, who is in my employ at the above premises, which were occupied by me as a dwelling house, that she securely closed all the doors and windows in the front part of said premises before retiring on said 31st of March, and I am informed by Joseph Ray, who is also in my employ at the above premises, that before retiring on the said 31st. of March he securely closed all the doors and windows in the back part of said house. Your deponent believes that the said Fisher entered said premises by pushing back the bolt of the iron gate of the front basement and picking the lock of the door leading into the hallway of said basement, for the reason that I am informed by the said Mary Heatherton and Joseph Ray that when they came down stairs to the basement on the following morning, at about half past six o'clock, they found said hall door of the basement and the iron gate standing wide open. Deponent further charges that the said William Fisher carried away from said premises on said 31st. day of March property belonging to this deponent, consisting of one clock of the value of \$6, one overcoat of the value of \$10, various articles of clothing of the value of \$10, one white spread for a bed of the value of \$6, and a carving knife and fork of the value of \$2.50. I am informed by Sergeant John Hamilton of the 28' Precinct that he arrested the said William Fisher on another charge, and found upon his person pawn tickets representing all of the above men-

0232

tioned articles. The said articles were taken from the pawn shop and brought to the station house, where I have seen them and identified them as property belonging to me.

Sworn to before me, this:

9' day of April, 1885. :