

0528

BOX:

248

FOLDER:

2408

DESCRIPTION:

Ferris, Francis

DATE:

02/23/97



2408

0529

BOX:

248

FOLDER:

2408

DESCRIPTION:

O'Connor, John

DATE:

02/23/87



2408

Witnesses:

Officer Sullivan

Offt. Hendon

Wm. J. J. J.

a full set of tools.

Wm. J. J. J.

Counsel, *A. J. J.*
Filed *23* day of *July* 188*7*
Pleadings *Rockwell*

THE PEOPLE
vs.
Francis Davis
and
John O'Connor

Section 495
Bringing in the Third Degree.
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Edward J. J.

Feb 3/87
(Rock) Foreman

Edward J. J.

Mar 24/87

0530

0531

Police Court— District.

City and County } ss.:
of New York,

of No. So Ream Street, aged 28 years,

occupation Dealer in cutlery being duly sworn

deposes and says, that the premises No. So Ream Street,

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

building a portion of
and which was occupied by defendant as a cutlery establishment
in which there was at the time a large quantity of cutlery
attempted to be

were BURGLARIOUSLY entered by means of forcibly boring a
hole in the partition floor
into said premises.

on the 14th day of February 1887 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity
of cutlery valued at
Twenty-five thousand
dollars

the property of Nasley Randall and this deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY ^{attempted} was committed and the aforesaid property taken, stolen ^{attempted to be} carried away by

John A. Connor and Francisco
Ferris (both men here)

for the reasons following, to wit:

at about the hour of
six o'clock P.M. on the above de-
scribed date deponent saw that
the said premises were securely
locked and fastened and is informed
by George Radue, his servant
that he Radue received a signal
in the office of Holmes Electric Protective
Company from said premises that

0532

the said premises (So Road Street),
 were being burglarized. Said informant
 went to said building in company
 with officer ~~Patrick~~ Sullivan (then
 present). Said Sullivan informed de-
 fendant that he (Sullivan) found the
 said defendant secreted in said
 building, and that was when they were
 secreted he (Sullivan) found the burglar's
 instrument, known as a brace and bit
 and also a dark lantern. Defendant further
 says that the hole made in said par-
 tition was made by the said burglar's
 instrument which was found near when
 the said defendant was secreted.
 Wherefore defendant charges the said
 defendant with ^{attempting to} burglariously enter
 to take, steal, and carry away the
 aforesaid property.

Sworn to before me
 this 13th day of February, J. B. Hubbard

M. Patterson Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0533

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 20 years, occupation George Ladue
Electrician of No.

194 Broadway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frank Hubbell

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

Sworn to before me, this

day of

183

Geo. Ladue

Wm. Patterson

Police Justice.

0534

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Sullivan
aged *46* years, occupation *Police Officer* of No. *5th Avenue*
Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Frank Hubbell*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *15th*

day of *July* 18*83*

Patrick Sullivan

J. M. Patterson

Police Justice.

0535

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.152
District Police Court.

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

Question. What is your name?

Answer

Francis Ferris

Question. How old are you?

Answer

23 years

Question. Where were you born?

Answer.

Massachusetts

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

Answer.

337 3rd Ave 10 days

Question. What is your business or profession?

Answer

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

Answer.

I am guilty of the charge
Francis Ferris

Taken before me this

day of

188

Police Justice

0536

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

1st District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer

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

Answer.

I am guilty of the charge

John, o Connor

Taken before me this

day of

188

John P. O'Connor
Police Justice.

0537

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 *they* be held to answer the same and *they* be admitted to bail in the sum of *Fifteen* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison of the City of New York, until *they* give such bail.

Dated *July 15th* 188 *J. M. P. M. J.* 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.

0538

Police Court--

15707
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank Hubbell
Francis Ferris
John O'Connor

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

Feb 15 1887

Patterson Magistrate.

Pat Sullivan Officer.

5th Precinct.

Witnesses

Coetue Officer
George L. Adair

No. 1944 Broadway Street.

No. 1916 Broadway Street.

No. 1500. Dade to answer

Comd.

0539

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 O'Rourke and
Francis Harris

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

John O'Rourke and Francis Harris

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

The said

John O'Rourke and Francis
Harris, both —

late of the — 52nd — Ward of the City of New York, in the County of
New York, aforesaid, on the 10th day of February, in the year of
our Lord one thousand eight hundred and eighty- seven, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the building of one

— Frank B. Muddell. —

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

Frank B. Muddell. —

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

Frank B. Muddell,
District Attorney

0540

BOX:

248

FOLDER:

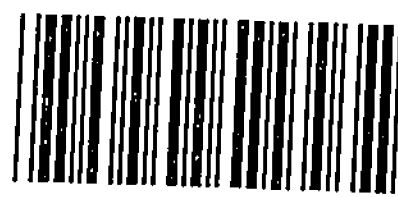
2408

DESCRIPTION:

Fingerhut, Anton

DATE:

02/15/87



2408

"A"

To all to whom these presents shall come, Know ye, That I
Anton Vincent of the City and County and
State of New York party

of the first part, for securing the payment of the money hereinafter mentioned, in consideration of the sum of two hundred
and no dollars to me
by The New York Brewing Company of New York, part of the
second part, at or before the ensuing and delivery of these presents, the receipt whereof is hereby acknowledged, have bargained and sold,
and by these presents do grant, bargain and sell unto the said part of the second part, ALL the lot and parcel
Bar See House Etc

and all other goods and chattels mentioned in the Schedule hereunto
annexed, and now in the lot and parcel known as number
323 East 74th Street in the City of New York

Together with all the leasehold interest and right of possession owned or claimed by the party of the first part, in the premises hereinbe-
fore mentioned.

To have and to hold, all and singular the goods, chattels and leasehold interest above bargained and sold, or intended so to be,
unto the said part of the second part etc
and assigns forever

And A the said part of the first part, for my heirs, executors and administrators, do expressly covenant and agree
that I shall and will forever warrant and defend the right, title and interest of the part of the second part in and to all and singular
the said goods, chattels and lease above bargained and sold, unto the said part of the second part etc
executors, administrators and assigns, against myself the said part of the first part,
and against all and every person or persons whomsoever.

Upon Condition, that if I the said part of the first part, shall and do well and truly pay unto the said part of
of the second part etc executors, administrators and assigns,

the said part and call same of two hundred and
200 dollars lawful money of the United States
payable to our firm and wife, Anton Vincent, as expressed in
my note of four dollars herewith annexed

then these presents shall be void, otherwise to remain in full force and effect.

And I the said part of the first part, for myself, my executors, administrators and assigns,
do covenant and agree to and with the said part of the second part
executors, administrators and assigns, that in case default shall be made in the payment of the said sum above mentioned, or any part thereof,
or in case said goods, chattels and fixtures, or any part thereof, shall be levied upon under process, removed or attempted so to be, from the
place where the same now are, by any person, or in case the interest of the party of the first part in the above described premises, or any part
thereof, or his right of possession therein, shall be transferred or attempted to be transferred, then it shall and may be lawful for, and
I Anton Vincent The said part of the first part do hereby authorize and empower the said part of the second part
etc executors, administrators and assigns, with the aid and assistance of any person or persons, to enter my
dwelling-house, store and other premises, and such other place or places, as the said goods, chattels or fixtures are or may be placed, to take
exclusive possession thereof, and either to sell them, as well as said lease, upon the premises above mentioned or at such other place as he
may designate, or to take and carry away the said goods, chattels and fixtures, and to sell and dispose of the same, and at the same time to sell
and dispose of all the right, title and interest of the party of the first part in the above described premises, for the best price they can obtain,
and of the money arising therefrom, to retain and pay the said sum above mentioned two hundred and
200 dollars in full interest and all charges touching the same, rendering the
overplus, (if any) unto me or to my executors,
administrators or assigns. If from any cause said property shall fail to satisfy said debt, interest, costs and charges, the said Anton
Vincent covenants and agrees to pay the deficiency.

It is further covenanted, that judgment may be forthwith entered against the party of the first part for said deficiency, without
further notice to him, and he hereby stipulates to be bound by the result of such sale as shall be made in accordance herewith.

And until default be made in the payment of the said sum of money, with interest, unless in case of said levy, removal or attempted
removal of said goods and chattels, or any part thereof, or unless it shall be attempted to transfer possession of the premises covered by said
lease or any part thereof, the party of the first part may remain and continue in the quiet and peaceable possession of the said goods and
chattels, and the full and free enjoyment of the same. It is however expressly agreed, that such a sale of the lease as is
herein provided for the goods, chattels and fixtures in case of default in the conditions hereof, shall forever bar and foreclose the equity of
redemption of the party of the first part in said lease, and shall vest in the purchaser an absolute indefeasible title thereto, the part of the
first part hereby covenanting at all times to warrant and defend such title and to execute such papers as may be necessary to perfect the same
whenever requested so to do.

An witness whereof, I the said part of the first part have hereunto set my hand and seal
the fourth day of December one thousand eight hundred and eighty two

Said and delivered in the presence of

Anton Vincent

Anton Vincent

0543

No.

Arthur T. Ingraham

TO

*Henry Elias Drawing
Company*

Dated *December 4 1880*

Filed *188*

Mortgage

ON

PERSONAL PROPERTY

0544

FOURTH DISTRICT POLICE COURT

X-----X

: The People on the complaint of :
: Edward Hanitzsch :
: against :
: Anton Wingerhut :

X-----X

City and County of New York: ss

Edward Hanitzsch being duly sworn deposes and says:

I am the secretary and treasurer of the Henry Elias Brewing Company a domestic corporation carrying on the business of brewing and selling lager beer in the City of New York.

On or about the 1st day of December 1886 the defendant Anton Wingerhut who was a customer of the Company came to the office of the Brewery and had an interview with me. Mr. Nathan Spier the shipping clerk of the Company was present at the time and heard what was said at that interview. The defendant told me that he required a loan of two hundred dollars and said that if the Company would make the loan he would secure its payment by a chattel mortgage upon the fixtures in the store in which he carried on his business No. 323 East 74th street. He said that he needed the money for the purpose of starting the business of bottling beer. I asked him whether there were any liens claims or incumbrances of any kind upon the fixtures or the store in which he did business and he told me that there were not any liens claims or incumbrances of any kind upon against the property. I told him to

0545

call in the course of a few days for a definite answer. On the following day I caused a search to be made in the office of the Register in the City of New York for chattel mortgages and bills of sale or incumbrances against the chattels in No. 323 East 74th street owned by Anton Fingerhut. I was informed by my clerk who made the search that no liens were found against the name of Anton Fingerhut.

On December 4th 1886 the defendant again called at the office of our Brewery. Mr. Nathan Spier, our shipping clerk was present at the time. The defendant asked whether we would give him the loan which he required. I said that I would advance him some money and that I would send Mr. Spier to his place of business in a few hours to close the matter. I am informed by Mr. Spier (whose affidavit is hereto annexed) and verily believe that he went to the defendants place of business at 323 East 74th street at about 11 o'clock in the forenoon of December 4th 1886 and that he had an interview with the defendant in regard to the proposed loan. I am informed by Mr. Spier and verily believe that he went there again at 3 o'clock in the afternoon and closed the loan, that before any money was advanced by him he asked the defendant whether there was any mortgage or any lien or claim of any kind whatsoever upon the fixtures and chattels in the saloon and that the defendant answered that there was not and the said Spier asked the defendant to sign the written statement subjoined to the mortgage to the effect that there was no mortgage or lien of any kind upon said property. .

The defendant in Spiers presence signed that statement.

0546

After the defendant verbally and in writing stated that his fixtures and chattels in the saloons were unencumbered and that there was no lien or ~~claim~~^{claim} of any kind thereon the said Nathan Spier on behalf of The Henry Elias Brewing Company as I am informed by him and verily believe gave the defendant a check for the sum of one hundred and forty nine ~~52-100~~ and the defendants beer bill up to that date amounting to the sum of fifty-~~48~~-100 dollars duly receipted by the company and took back as security for the repayment to the Henry Elias Brewing Company the defendants chattel mortgage upon the fixtures and chattels upon which he stated there was no lien or encumbrance of any kind. The said chattels mortgage with the aforesaid written statement is hereto annexed marked "A" and forms a part of this affidavit. The check has been duly paid.

I aver that the defendants verbal and written statement that there were no mortgages or liens of any kind upon the said chattels is and was at the time when the representation was made false and untrue and was well known by him to be false and untrue when he made the same, and the said representations were made with the intent and for the sole purpose of depriving and defrauding the Henry Elias Brewing Company of the sum of Two Hundred dollars (\$200 and of the use and benefit thereof and of appropriating the same to the defendants own use and that the defendant has obtained from the possession of the Henry Elias Brewing Company the sum of two hundred dollars (\$200) by aid of fraudulent and false representations and pretences and by means of a false token and writing.

Prior to the time of the defendants first interview

0547

with me and prior to the time of the execution and delivery by him of the aforesaid chattel mortgage and the signing by him of the aforesaid statement in writing, the defendant on the 12th day of October 1886 under the name of Antonio Napostek signed executed and which is the Bohemian name for Anton Wingerhut entered into a written agreement creating a lien upon the said chattels and fixtures in the sum of One hundred and fifteen dollars (\$115).

The said agreement which is hereto annexed marked "B" and forms a part of this affidavit was a lien to the extent of One hundred and fifteen dollars (\$115) upon the chattels and fixtures at the time when the Henry Elias Brewing Company advanced the said sum of one hundred and forty-nine 52-100 dollars and delivered the aforesaid receipted bill for \$50.48 to the defendant upon the reliance and representation of the defendant that there was no mortgage or lien of any kind whatsoever upon the said property.

I charge and aver that the defendant is guilty of grand larceny.

Sworn to before me this

:

28 day of January 1887

:

Andrew J. White

Police Justice

0548

FOURTH DISTRICT POLICE COURT

X-----X

: The People on the complaint of :
: Edward Hanitzsch :
: against :
: Anton Fingerhut :
X-----X

City and County of New York: ss

Nathan Spier being duly sworn deposes and says I am the shipping clerk of the Henry Elias Brewing Company and have read the affidavit of Edward Hanitzsch hereto annexed. I was present at both of the interviews at the brewery mentioned in the said affidavit and the statements therein contained as to what transpired and as to what was said at those interviews are true of my own knowledge.

I am the person referred to in the said affidavit as Nathan Spier, the shipping clerk of the Henry Elias Brewing Company. On December 4th 1886 at 11 o'clock in the forenoon of that day I had an interview with the defendant at his place of business at 323 East 74th street in regard to the loan which the Company was going to make to the defendant.

I reported what took place to Mr. Hanitzsch and at three o'clock in the ^{after} ~~fore~~noon I again went to the defendants place of business to close the loan which the Company was about to make. Before advancing any money whatever, I asked the defendant whether there was any mortgage or any claim of any kind upon the fixtures and chattels in the saloon and he answered that there was not. I told him that the amount of his beer bill amounted to Fifty-48-100 dollars (\$50.48) that we

0549

would advance the two hundred dollars (\$200) less the amount of the beer bill and take back a chattel mortgage upon his fixtures and chattels in the saloon I then produced the chattel mortgage for his signature with a statement upon it that there was no mortgage or lien of any kind upon the property. A copy of the said chattel mortgage with the schedule and statement thereto annexed is hereto annexed marked "A" and forms a part of this affidavit. The defendant read the chattel mortgage and statement in my presence and after reading the statement that there were no other mortgages or liens of any kind whatever on the goods chattels and fixtures in the saloon he asked me why he had to sign that I answered him that he told me that there was no other mortgage or lien upon his chattels and fixtures and that we wanted that statement in writing before we would loan him any money. He said that was allright and signed the statement in my presence. He then delivered to me the chattel mortgage duly executed with the statement signed by him together with his promissory note payable on demand for two hundred dollars and I gave him a receipted statement of the amount of his beer bill \$50.48 and a check of the Henry Elias Brewing Company payable to his order for \$149.52 making a total of \$200 The said check has since been paid.

I aver that the defendant's verbal and written statements that there were mortgages or liens of any kind upon his chattels and fixtures is and was at the time when the representations were made, false and untrue and were well known by him to be false and untrue when the same were made by him and

0550

the said representations were made with the intent and for the sole purpose of depriving and defrauding the Henry Elias Brewing Company of the sum of \$200 and of the use and benefit thereof and of appropriating the same to the defendants own use and that the defendant has obtained from the possession of The Henry Elias Brewing Company the sum of One hundred and nine and 52-100 dollars in cash and a receipted bill against him of \$50.48 by the said of false and fraudulent representations and pretences and by means of a false token and writing.

Long before the time that the representations and statements aforesaid were made to me by the defendant and prior to the execution and delivery of the aforesaid chattel mortgage and note and after the signing by him of the aforesaid statement and writing the defendant in the 12th day of October 1886 under the name of Antonio Napostik which is the Bohemian name for Anton Fingerhut signed executed entered into and delivered a written agreement with one Henry Vogel creating a lien upon the said chattels and fixtures in the sum of \$115. The said agreement which is hereto annexed marked "C" and forms a part of this affidavit was a lien to the extent of \$115 upon the chattels and fixtures at the time when the Henry Elias Brewing Company advanced the aforesaid sum of money and delivered the said receipted bill to the defendant upon the reliance and representation of the defendant that there was no mortgage or lien of any kind whatsoever upon the said property.

Nathan Spear

Sworn to before me this :

28 day of January 1887 :

Andrew White

Police Justice

Please take notice that.....

City and County of New York, 188

Yours, &c.,

GUGGENHEIMER & UNTERMYER,

Attorneys for.....

Office and Post Office Address:

906 Third Avenue,

New York City.

Attorney for.....

N. Y. 4th Dist. Court,

City and County of New York.

The People on the Complaint
of Edward Hunter
Plff

against

Arthur Fugher
Def

Appts -

June 29, 1887

GUGGENHEIMER & UNTERMYER,

Attorneys for Complaint

No. 906 3d Avenue,

New York City.

E. Deby 1st - 87. 3. P.M.

John Polhemus, Printer and Mfg Stationer, 102 Nassau St.

0551

0552

N. Y. GENERAL SESSIONS COURT

X-----X
: The People on the complaint of Edward :
: Hanitzsch :
: against :
: Anton Fingerhut :
X-----X

City and County of New York: ss

Edward Hanitzsch being duly sworn deposes and says
I am the complainant herein.

I desire and respectfully recommend that sentence
be suspended in this case for the following reasons:-

1st. I have made inquiries as to the defendant's
character and I have learned that it has ~~been~~ been good
and that he always has been and is a hardworking industrious
young man and has been the means of support of his aged
mother.

2nd. His mother has pleaded pitiously in his behalf
She is exceedingly poor and requires the earnings of the de
fendant for her support.

3rd. I am informed and verily believe that the de
fendant is very sick and may not survive imprisonment. He
has been imprisoned awaiting trial for very nearly two
months and I think the ends of justice and humanity will
be served by a suspension of sentence in this case.

Sworn to before me this :

24th day of March 1887

Joseph O'Brien
Com. of Deeds
N.Y. City & Co

Edward Hanitzsch

0553

N. Y. General Sessions Court,

City and County of New York.

The People on the one -
Plaintiff of Edward H. Hae-
stach
Piff

against

Anton Fingelhurst
Def

Original Affidavit

GUGGENHEIMER & UNTERMYER,
Attorneys for
No. 908 3d Avenue,
New York City.

John Polhemus, Printer and Mfg Stationer, 102 Nassau St.

Please take notice that.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

Dated New York,..... 188

Yours, &c.,

GUGGENHEIMER & UNTERMYER,

Attorneys for.....

Office and Post Office Address:

908 Third Avenue,
New York City.

To

Attorney for.....

0554

Sec. 151.

Police Court 11 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 Edward Hamtisch
of No. 110 3rd St Street, that on the 14th day of December
1888 at the City of New York, in the County of New York,

one Anton Fingershut did steal and
take from the possession of complainant
by false statements and misrepresentation
the sum and amount of One Hundred
Dollars

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 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 28th day of January 1888
Edward Hamtisch POLICE JUSTICE.

0555

434 or 444 E 75th 1st floor R side
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

188

Magistrate

Bennett Officer.

The Defendant

Anton Fingerhut

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

age 25. Austria Res 434 E 76th
Officer.

Dated *January 30* 1887

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dated 188

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.

The within named

Police Justice.

0556

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Anton Fingerhut 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

Anton Fingerhut

Question. How old are you?

Answer

25 years

Question. Where were you born?

Answer.

Austria

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

Answer.

434 E 95th St. 2 weeks

Question. What is your business or profession?

Answer

Saloon Keeper

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 guiltyAnton Fingerhut

Taken before me this

day of September 1888

Police Justice.

0557

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 Exendach

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 February 1st 188..... Charles Smith Police Justice.

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

Dated 188..... Police Justice.

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

Dated 188..... Police Justice.

0558

W 140
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Huntzsch
403 E 54th St
Anton Hugen
2
3
4

officer
Gaharow

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated January 29 1887
C. M. H. Magistrate
Bennett Officer.
403 E 54th Precinct.

Witnesses Nathan Hugen

No. 403 E 54th Street.

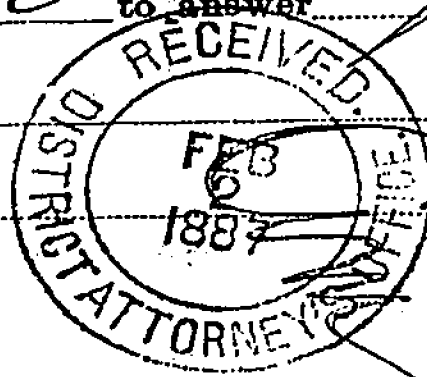
Henry Vogel

No. _____ Street.

Wm. Nagel

No. _____ Street.

\$ 500 to answer



0559

B.

To all to whom these Presents shall Come or may Concern,
Greeting :

This Agreement, made and entered into this 12th day of October
1886 between HENRY VOGEL, of the city of New York, of the first part, and Antoniew
Hapvetch of No. 323 E. 74th street, in the city of New York,
of the second part.

Witnesseth, that the said party of the first part hereby delivers unto the said party of the
second part thereto, and on the terms and conditions hereinafter mentioned, the following articles, viz.,

One bar & back bar of ten (10)
foot, with one looking glass
One table

that said articles are valued at One Hundred fifteen (115) dollars, for the use and hire of
which, the said party of the second part hereby agrees to pay to the said party of the first part
the sum of One Hundred fifteen dollars upon the ~~delivery of the same, and the sum~~
~~of~~ demand ~~dollars on the~~ ~~day of each and every~~
~~until the said sum of~~ ~~dollars shall have been paid to the said~~
party of the first part, for the use and hire of said articles, said payments to be made when due
during the usual hours of business of the said party of the first part.

And in case default should be made in the payment of any sum as above provided for on the
day set apart for the payment of the same, then the said party of the first part shall be at liberty,
at any time afterwards, to regain and repossess himself of the said articles, without any proceedings
at law; and the said party of the second part does hereby agree to allow the said party of the first
part to enter at any reasonable time any place where the said articles may be for the purpose of
taking the same.

And the said party of the second part hereby agrees to peaceably deliver up the same, and it
is agreed that all money paid to the said party of the first part for the use and hire of said articles,
shall be retained by him.

It is also expressly agreed between the parties hereto, that until the giving of a
Bill of Sale and the paying of the sum of money hereinafter provided for, the ownership, title and
right of property to the said articles shall be and remain in the said party of the first part, and
the said party of the second part shall not injure or remove said articles, or any of them, from the
above mentioned premises, nor in any way part with their possession or custody, except in accor-
dance with the provisions of this agreement.

0560

And the said party of the first part agrees, upon the faithful performance of the conditions of this agreement by the said party of the second part, and upon the payment of the sum of one dollar to him, the said party of the first part, to execute and deliver a Bill of Sale for said articles, and to transfer the ownership of the same to the said party of the second part forever.

And it is hereby expressly agreed, by and between the said parties to this agreement, that in case of default in the payment of any sum as above provided for on the part of the said party of the second part, for the period of one week after any such payment shall fall due, that then and in such case, it shall and may be lawful for the said party of the first part, or his attorney, in addition to the remedies above provided and all lawful remedies, to proceed against the said party of the second part for the value of said articles, (after deducting so much as may have been paid for the use and hire of said articles,) in the following manner, viz: the said party of the first part may file a copy of this agreement, together with a statement of the amount received for the use and hire of said articles, in any Court of Record in New York or elsewhere, and the said party of the second part hereby authorizes and empowers any Attorney of Record of any such Court, to confess judgment against said party of the second part, for such sum as by said copy of agreement and said statement may appear to be due to the said party of the first part, with release of errors, &c., and to proceed immediately, by execution, to recover the amount of such judgment. And the said party of the second part hereby also waives all stay of execution upon said judgment, and agrees that no appeal, writ of error or exception, shall be taken thereto, and further waives and relinquishes unto the said party of the first part all benefits that may or can accrue to the said party of the second part, by virtue of any and every law now made, or hereinafter to be made, to exempt any property or estate from levy and sale under an execution upon such judgment, or any part of the proceeds arising from the sale thereof, from the payment of said judgment or any part thereof.

In witness whereof, the said parties have hereunto set their hands and seals the day and year aforesaid.

Sealed and delivered in the presence of

John Page

Henry Page
Antonin Napostek

0561

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

On the 12th day of October in the year one thousand eight
hundred and eighty six before me personally came

Henry Bogel and Antonin Napostek

both to me known, and known to me
to be the individual described in and who executed the foregoing instrument and they duly
acknowledged to me that they had executed the same.

Wm. Bogel
Notary Public
New York County

0562

Original
Arthur W. Webster

To

HENRY VOGEL.

Agreement.

0563

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Anton Singelint

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

- Anton Singelint -

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

The said Anton Singelint,

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

the sum of one hundred and
forty-nine dollars and fifty
two cents in money, lawful
money of the United States, and of the
value of one hundred and forty-nine
dollars and fifty-two cents, - and one
written instrument and evidence of
debt, to wit: an order for the payment
of money of the kind called bank
cheques for the payment of and of the value
of one hundred and forty-nine dollars and fifty-two cents,
of the goods, chattels and personal property of one certain corporation
called the Henry & Sons Brewery Company.

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

Randolph M. Mather,
District Attorney

0564

BOX:

248

FOLDER:

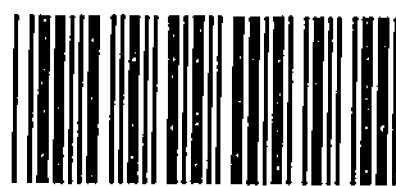
2408

DESCRIPTION:

Finn, Michael

DATE:

02/24/87



2408

Witnesses:

Samuel D. Seward

1839 Madison Ave

William Seward

52 East 125th

George A. Seward

1214 Lexington Ave

Filed by

Patrick Henry

325 E. 38th St.

Complainant says
Defendant has been
in default and he
does not care to
prosecute being
to the age of the
defendant and that
defendant be dismissed

Counsel

Filed 24th day of July 1887

Pleas Not Guilty

THE PEOPLE

vs.

B

Michael Finn

Part 2 - May 11/92
on motion of said attorney
indictment dismissed

RANDOLPH B. MARFENE,

District Attorney.

Off. Oct. 1888 - V. M. D.

A True Bill.

George Seward

1612 Grand Foreman

11th March

Off. 10th April

sup. 10

Section Penal Code

0566

Witnesses:

Samuel D. Sanders

1839 Madison Ave

Northam Street

525 East 151 St

George A. W. S. S.

1924 Lexington Ave

Filed by

Patrick Larnsey

335 E. 38th St.

Complainant's

Insurance has been

abated and he

has not care to

prosecute being

to the age of the

indictment shall not

be returned

Counsel,

Filed, 24 day of July 1887

Pleads, Not Guilty

THE PEOPLE

vs.

B

AA

Michael Finn

Part 2 - May 11/92

on motion of his attorney

indictment dismissed

RANDOLPH B. MARTINE,

District Attorney.

Off Oct. 1888 - V. M. S.

A True Bill.

John J. Searcy

Foreman.

11th March

Off Oct. 1888

Sept 10

Section Penal Code.

0567

To

Her Honorables

The Judges of the Court of
General Sessions of Peace of
the City and County of the State

I respectfully call your Honor's
attention to the following
circumstances viz:

That since the
latter part of November is not
during November, January and
February, times of boiling
I have been constantly annoyed
by the daily, blattings of rock
(eighty yards wide) which resembles
that of an earthquake, causing
my house to shake and sway
as though its foundation was
uprooted. The effect of these
severe shocks (which I should
have mentioned take place on
120th Street bet. Fourth and
Madison Avenue under the
supervision of one Michael Finn)
have already shown their effects.
My walls are cracked, stones
have fallen out of the walls

0568

in cellars, doors and windows
have become boarded.

Although my
Husband complained to the
Sanitary Authorities, and went
before the Magistrate, Judge
Heldreth, but met with no
success. The Sanitary Boarding
was refused to interfere.

I therefore humbly and
earnestly pray Your Honors
to give this complaint a speedy
consideration, and have this
matter settled.

Yours most respectfully
+ Mrs. Nathan Hess
52 E. 121 St.

Jan. 28 " 1887

I fully confirm the
above statements

+ Nathan Hess

0569

To
the Honorable
the Judges of the Court of General Sessions
of the Peace of the City and County of
New York

For some time since the month of November or December 1886 there has been going on rock-blasting on lots on the south side of 120th Street between 4th and Madison Avenues.

In the last week of December, while a sister and a little boy of mine were standing near the window in the kitchen of my house on the northeast corner of Madison Ave. and 120th Street a very strong blast was discharged from said lots, throwing a big stone through the window into my kitchen, passing my boy and striking my sister on the arm and, of course, smashing the window.

I, at once, informed the man in charge of the blasting, by name of Michael Finn, and he promised to repair the window and be more careful thereafter.

The window was repaired.

On the same evening, however, my husband, Samuel D. Sowards, reported the occurrence at the 29th Precinct Police-Station and was promised proper vigilance by the police.

On the 7th. of January 1887 at about 4 O'clock P. M. another blast was discharged from said lots much more violent than the first one, which shook the house in its foundations, put it in a swinging or oscillating condition and made the walls crack at different places.

The following morning my husband called Mr. Finn's attention to it, asking him to desist from using such large quantities of explosives and from taking down such immense quantities of rock at one time. Mr. Finn said, it would never happen again, that the cause was the frost, which made the rocks more resistive.

During the day of January 8th., however, we noticed more particularly the ruinous effects which that blast had had on our house; my husband thereupon again reported at the Police-Station and wrote to Mr. Finn, to call and see for himself the damage caused. Mr. Finn paid no attention to the letter and, when in the morning of the 11th. of January following, he was met by my husband and asked why he didn't respond to the note, he said, he had nothing to do with our damages, that dynamite which he was using had the peculiarity of sending the power of the blast down, instead of sending it up, as black powder would do, and that our house must necessarily be more affected by the shock, as it was built on a rock.

My husband thereupon sent notices to Mr. L. P. Morton and Mr. James Slattery whom we understood to be respectively the owner of the lots and the contractor for removing the rock, for them to put a stop to this recklessness of Mr. Finn, but it was all to no purpose.

The discharges of immense blasts continued on January 12th. January 22d. and January 25th. 1887 damaging our house more and more, and keeping us in constant fear for our lives.

In the evening of January 25th, when my husband

0570

for the last time reported at the Police-Station he was informed that one Nathan Hess of No. 52 East 121st. Street that same day had made a similar complaint, but that it was not in the power of the Police to afford the necessary relief.

Annexed is a petition which Mr. Nathan Hess circulated in the neighborhood and which shows that the distress caused by the nuisance complained of, is a general one.

The accompanying diagram shows the respective location of the premises.

The great danger is, that cracks having been made in the walls, plaster having fallen down from the ceilings and woodwork having been loosened from its fastenings, that any subsequent jar or concussion even of a lesser force may suddenly bring down some large quantities of plaster and kill or seriously hurt some of our family or servants.

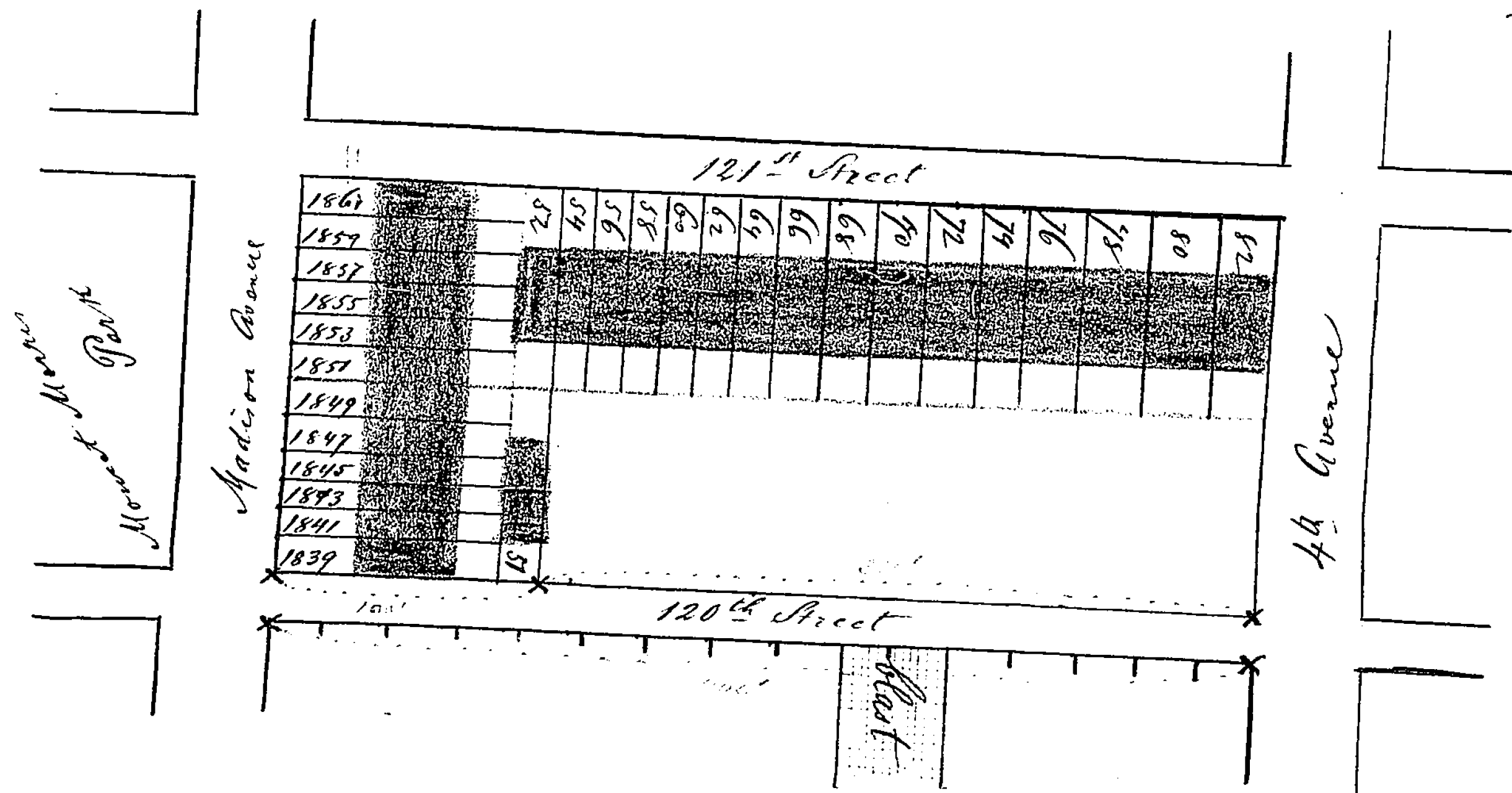
I therefore respectfully ask, your Honors to give this matter your earnest consideration and do what justice and the protection due to life, health and property may require in the premises.

Sophia Seward
1839 Madison Avenue

I confirm all the statements referring to me in the foregoing complaint, as correct and true.

Sam Seward

0571



0572

To the Honorable

Charles Weld

Police Justice

The undersigned respectfully bring to your notice the existence of a nuisance on lots situated on the south side of 120th Street between Fourth and Madison Avenues, where parties are engaged in blasting rocks and for that purpose have been using a very powerful explosive to remove extraordinary large quantities of rock by any one blast, whereby the neighboring houses have been shaken in their foundations, causing walls to crack, woodwork to break, and windows to be shattered. Great damage has already been done to the surrounding property and we feel ourselves endangered in our comforts, repose, health and safety, as the shock from each blast resembles an earthquake in violence, and the parties engaged in the undertaking refuse to desist from it, although they are aware of the danger, it entails, to life and property, and although repeatedly warned.

We respectfully ask your Honor to cause the abatement of this nuisance and to bring to justice the parties engaged in its maintenance.

New York January 26th. 1887

*Nathan Hess 52 E 121 St**Is. Jewards 1839 Madison Ave**Eliza Linnae 51 E 120 St**Mrs William H. McCarthy 1845 Madison Ave**Mrs. J. M. Wulff 1847 Madison Ave**S. Chaudron 1849 Madison Ave**B. T. Parabolock 54 East 121 St**Geo. Kelly 54 East 121 St**~~Geo. Parabolock~~ 54 East 121 St**Reuben Lindheim 56 East 121 St**J. Levy 62 East 121 St**Leopold Weil 64 E 121 St**Sam. S. Allen 1861 Madison Ave**Irene Anderson 64 E. 121 St**B. J. Phillips 72 E 121 St**W. D. Baker 1841 Madison Ave*

0573

To the Honorable

Police Justice

The undersigned respectfully bring to your notice the existence of a nuisance on lots situated on the south side of 120th Street between Fourth and Madison Avenues, where parties are engaged in blasting rocks and for that purpose have been using a very powerful explosive to remove extraordinary large quantities of rock by any one blast, whereby the neighboring houses have been shaken in their foundations, causing walls to crack, woodwork to break, and windows to be shattered. Great damage has already been done to the surrounding property and we feel ourselves endangered in our comfort, repose, health and safety, as the shock from each blast resembles an earthquake in violence, and the parties engaged in the undertaking refuse to desist from it, although they are aware of the danger to life and property, it entails, and although repeatedly warned. We respectfully ask your Honor to cause the abatement of this nuisance and to bring to justice the parties engaged in its maintenance.

New York January 26th. 1887

+ Charles Babbitt 78, 80 & 82 East 121
 + Sarah Warner 71 East 121 St.
 + Wm. Evans 74 East 121 St.
 + A. Calder 74 East 121 St.
 + P. P. Kelly 76 East 121 St.
 Henry H. H. 74 & 76
 78-80-82 East 121 St.
 + Anna H. H. 58 E 121 St.

0574

Witness

Samuel D. Edwards

1589 Madison Ave

Arbitration House

3-22-31 12/15/31

Jacob L. H. Galt

1934 Lexington Ave

Mr. H. H. H. H.

460 E 115 St

(1179)

B.O.

Wm. S. B.O.

STATE OF NEW YORK
IN SENATE
January 1, 1932
REPORT
OF THE
COMMISSIONER OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION
PASSED BY THE SENATE
MAY 1, 1931
ALBANY: J.B. LIPPINCOTT CO.
1932

0575

Office of
S.D. SEWARDS,
15-25 Whitehall Street

New York April 18. 1887.

Hon. Randolph B. Martine
Dear Sir

I would call your attention to the case of Michael Finn, indicted for maintaining a nuisance by reckless blasting. The defendant pleaded in March and it was on the calendar for trial in Part III. on the first Monday ~~of~~ April, but put off for a week, when it was not again placed on the calendar, because, as I understand, you ordered it to go over the term. I am a witness for the prosecution and so is Mrs. Schindler. I may be called upon to go to Europe early in May and Mrs. Schindler intends to return to Chicago, as soon as she arranged some little business here. The case, if possible, should therefor be disposed of during this term.

0576

The R. R.
 103
 Michigan
 Charles A. B.

0577

District Attorney's Office.

Part 3
April 4
PEOPLE

vs.

Michael Finn

Witnesses

Nathan Hess 52 E. 121st St

Mrs. Nathan Hess " "

Richard A. Farmer 74 E. 121st St

Mrs. Sarah Farmer " "

Mrs. Wm. H. G. Carthy 1845 Madison Ave

Henry S. Hiscock 82 E. 121st St

Louis F. Wallen 1861 Madison Ave

Miss Van Cott " "

S. D. Seward 1839 Mad. Av.

Mrs. Sophia Seward " "

Mrs. Catharine Schindler " "

Officer Benjamin Wolf B.O.

" Lookspeed East 126th St

79 Police Station

0578

Monday Evening
Oct 1st 1905

Hon. John R. Fellows
Dear Sir,

I enclose a
Subpoena served on me
in the matter of Michael
Himm. I beg to be
excused as I know
absolutely nothing concern-
ing Mr. Himm.
I signed a protest
against Hasting, but
as there were several
different parties
engaged in Hasting

0579

in the immediate vicinity
I know positively nothing
as to who these parties
were.

I have a young infant
Baby who is not well
and requires all my
care and attention
I sincerely hope Dear Sir,
that you will excuse
me in attending
and oblige

Yours respectfully

Mary D. McCarthy
1845. Madison Ave.

0580

N. Y. February 7. 87

1924 Lexington Avenue

Sir: Noticing the mention made in last evening's paper as to the reckless blasting in the neighborhood of 120th St. and the action of his Honor Recorder Smyth in submitting the complaint of the tax payers in its immediate vicinity; I permit me to state that often my wife and children ran into our yard after a blast fearing the falling in of our house; as to the effects the walls and ceilings of my house have been so damaged within a year past as to render it necessary to have the same repaired as soon as spring sets in - it is open for examination to the grand jury - and the sworn testimony of my wife and family if desired - only a week ago last Saturday on returning home early in the afternoon while in my dining room I felt a sudden shock as if the ceiling up stairs had fallen in - it made me jump involuntarily from my chair; when my wife informed me that it was only a mild shock compared to the most of their blasts - by giving this matter your consideration you will redress a wrong against many others like myself, who were ignorant as to the mode of procedure to obtain redress and safety.

Very Respectfully,
X Jacob J. Weil
1924 Lexington Avenue
owner -

0581

TO OPEN, TEAR OFF THE ENDS.

IF NOT CALLED FOR
IN TEN DAYS
POSTMASTER WILL PLEASE
RETURN TO



UNITED STATES

ENVELOPE

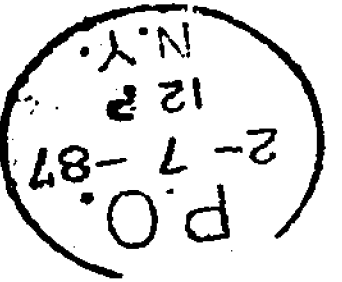


FEB 7
8 30 PM
L

Mr. J. Edward Simmons
Foreman, Grand Jury
Court House
Booth
City Hall
New York

TO OPEN, TEAR OFF THE ENDS.

U. S. PATENT, JULY 1, 1870.



0582

COURT OF GENERAL SESSIONS OF THE PEACE
Of the City and County of New-York

-----X

The People of the State of New - :
York

A g a i n s t :
M I C H A E L F I N N

-----X

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK,
by this indictment accuse Michael Finn, of the crime of
Maintaining a Public Nuisance, committed as follows:

The said Michael Finn, late of the Twelfth Ward of the
City of New York, in the County of New York aforesaid, on
the fifteenth day of November in the year of our Lord
one thousand eight hundred and eighty-six and on divers
other days and times between that day and the day of the
filing of this indictment, at the ward, city and county
aforesaid, near to divers public streets and common high-
ways there, in, by, through and along which great numbers
of good citizens of this State were and yet are con -
stantly passing and repassing, and near to divers dwelling
houses inhabited and occupied by a considerable number of
the good citizens aforesaid, did unlawfully and injurious-
ly engage, and yet doth engage, in the blasting of rocks,
and the removing of rocks, by the use of nitro-glycerine,
giant-powder, dynamite and other explosive compounds to
this Grand Jury unknown, in, upon and from the surface of

0583

a certain parcel of land there situate, and on the days and times aforesaid, at the ward, city and county aforesaid, in such blasting, breaking and removing of rocks as aforesaid, did, and yet doth, unlawfully and injuriously use, and cause and procure and suffer and permit to be used, unnecessarily large quantities and charges of the explosive compounds aforesaid, and did, and yet doth unlawfully and injuriously omit and neglect to use and exercise, and to cause and procure to be used and exercised, necessary and proper care and precautions for the purpose of preventing injury to the persons and property of the said citizens, so as aforesaid there residing and inhabiting, passing and repassing, by reason and by means of which said unlawful and injurious acts and omissions of him the said Michael Finn, were explosions and concussions, loud noises and offensive and unnecessary disturbances of the earth there, were on each and every of the days and times aforesaid, and yet are caused suffered and permitted by him the said Michael Finn; and the said Michael Finn, the same explosions and concussions, loud noises and offensive and unnecessary disturbances of the earth there, on the days and times aforesaid, at the ward, city and county aforesaid, did and yet doth unlawfully and injuriously continue, and cause, suffer and permit to be continued; so that the said citizens could not, nor yet can pass and repass in, by, through and along the public streets and common highways aforesaid, nor reside in and

0584

and inhabit their said dwelling houses without great danger of their lives and safety, and whereby the said dwelling houses were and yet are continually shaken and the same greatly injured, so that the citizens aforesaid were and yet are rendered insecure in their lives and the use of their property, to the great annoyance and injury of the comfort, repose and safety of the said citizens, to their common and public nuisance: 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. Smith,

District Attorney

0585

BOX:

248

FOLDER:

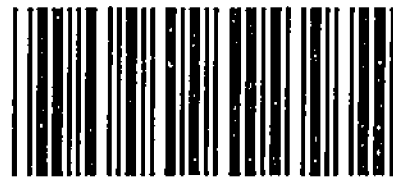
2408

DESCRIPTION:

Fisher, Catharine

DATE:

02/03/87



2408

0586

In view of the fact that that the girl Martha M. Graw swears that she deceived the deft as to her age. and in view of ~~that~~ the fact that the deft has abandoned her unlawfull business and that the nuisance is abated. and considering the advanced age of the deft. I can see no good end to be served by pressing this case to trial. I have talked with Pupt. Jenkins of the Society for the prevention of Cruelty to Children and he concurs in this view. I therefore recommend that this indictment be dismissed and the bail discharged.

N. Y. March 5. 1887

Randolph B. Martine
Dist. Atty.

363. *AW order*

Counsel, *J*
Filed, *2* day of *July* 1887
Pleads, *17*

[Section — 282 — Penal Code]

Abduction

THE PEOPLE

vs.

B

Catharine Fisher

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles B. Borchers

Foreman.

March 10/87

Specimen document

Witnesses:

Martha M. Graw

Martha M. Graw

Martha M. Graw

(See recommendation within)

On the within affidavit of Martha M. Graw and Catharine Fisher, and in view of the fact that the deft has abandoned her unlawfull business and that the nuisance is abated. and considering the advanced age of the deft. I can see no good end to be served by pressing this case to trial. I have talked with Pupt. Jenkins of the Society for the prevention of Cruelty to Children and he concurs in this view. I therefore recommend that this indictment be dismissed and the bail discharged.

J. N. Priddy

By act sworn

Printed by

Samuel Nelson

665 - 9th Ave.

0587

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

Martha M^c Graw

being duly sworn, deposes and says,
that on the 14th day of May 1886 at the City of
New York, in the County of New York,

Sworn before me, this
6th day of
May 1886,
Solomon J. Graw
Police Justice.

deponent called at
No. 106 West 31st Street and rang the bell the
housekeeper came to the door and depon-
ent asked to see the Madam. The house-
keeper said to deponent step inside, deponent
was ushered into the parlor and Mrs Fischer
came in. Deponent asked Mrs Fischer if
she could live there. Mrs Fischer asked deponent
if she had any parents, and deponent said yes.
after some hesitation Mrs Fischer told de-
ponent that she might become a inmate
of the house. Deponent asked Mrs Fischer
if she could go down into the parlor and sit
for gentlemen with the girls, and Mrs Fischer
said yes. Deponent further says that on
the night of the 14th of May she did have
sexual intercourse with several men of
different types during the evening, and
deponent paid to Mrs Fischer the money
for the use of the room for said sexual
intercourse. Deponent further says that Kate
Gooddy was an inmate of the said house of prostitution
on the 14th of May and is Martha M^c Graw
at present in the said house.

0500

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

Subscribed and sworn to before me, this 4th day of July, 1885.
Police Justice.

of No. 488 West-17th Street,
Martha M. Graw being duly sworn, deposes and says, that
Martha M. Graw (now here)
is the daughter of deponent, and is now of the age
of fourteen years, and is a bad and ungovernable
child, who refuses to obey the lawful commands of this deponent, and is incorrigible and
beyond the control of deponent.

Whereupon deponent prays that said Martha M. Graw may be
dealt with, as the law in such cases made and provided may direct,
deponent further says, that the said Martha
has been absent from home for the past
seven weeks.

Martha M. Graw
Martha

0509

Police Court—2 District.

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

vs.

Anthony J. Brown

Affidavit—Juvenile Delinquency.

Dated

July 4 188 *6*

John B. Smith Justice.

W. C. G. G. Officer.

Committed to

Ex
July 16th
3 PM

0590

Sec. 198-200.

2nd

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

Catharine J. Fisher

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

Question What is your name?

Answer

Catharine J. Fisher

Question. How old are you?

Answer

Sixty one of years of age.

Question. Where were you born?

Answer.

Germany.

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

Answer.

No 106. W. 31st Street New York.

Question What is your business or profession?

Answer

Housekeeper.

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
Catharine Fisher*

Taken before me this

19th

day of

188

Police Justice.

0592

Police Court D' District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. B. Stuckey
vs
Arthur J. Fischer
Hattie Heald,

Warrant-General.

Dated July 6 1886

Smith Magistrate.

Kelby Officer.

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

Michael Kelby Officer.

Dated July 8 1886

This Warrant may be executed on Sunday or at
night.

Solomon R. R. Police Justice.



REMARKS.

Time of Arrest, July 8: 1886

Native of German

Age, 61

Sex, _____

Complexion, _____

Color, White

Profession, H. Keep

Married, Yes

Single, _____

Read, Yes

Write, Yes

106 - W. 31 St

0593

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.

0594

1000 for Ex
without day
defendant
consenting

McGellan for
defendant

July 17/10 am

No. 1, by _____
Residence " 24 _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

B O #363

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry E. Hocking
100 E. 23.

Catharine J. Fisher
Hattie Goody

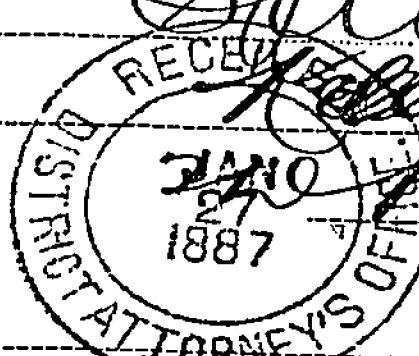
3 Dismissed as to No. 2.

4 By Grand Jury, Feb 25 1887

Abraham
Offence

Dated July 8 1886

Magistrate
Officer.
Precinct.



Witnesses

No. Martha Mahan Street.

House of Mercy

No. Bond Street,

forfeited

No. July 24 Street,

\$ No 2, Ad without
day

The People vs
 Catherine J Fischer }

City and County of New York:-

Martha M Grant being duly sworn, deposes and says as follows:
 I was fifteen years of age on November 24th 1886. On May 18th 1886, I went to the house of the defendant at 106 West 31st Street in the City of New York. I went there of my own free will; I knew that it was a house of prostitution when I went there, and I went there for the purpose of earning my living by being an inmate of the house and engaging in the business.

I had been reduced some months previous to this, and feeling that I would be found out by my parents and sent away to some institution, I ran away from home and went to this house. Nobody sent me to the house. On arriving there I met the defendant Catherine J Fischer and asked her if she would take me in to board. She asked me how old I was, and I told her I was nineteen years old. She said

0596

she didn't like to take in girls
under nineteen or twenty years old,
but on my assuring her I was nineteen
years old, she consented to allow me
to become a boarder. I never told
Mrs Fischer my right age during
the time that I was there. There
were other young women in the house
I think nine, and all were engaged
in the business of prostitution.
I remained there from ~~the 1st~~ ^{the 1st} ~~the 1st~~
May 1st 1886 till July 3rd 1886, when
I was discovered by my father and
brother-in-law, and taken out and
carried to the 30th Street Station-house.

Sworn to before me this
28th day of January 1887 } Martha M. Brown
Henry W. Wagner }
Notary Public
N.Y.C.

0597

Affidavit of
Martha W. E. Egan

0598

2

District Police Court.

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

Henry O. Stocking
of Number 100 East 23rd Street being duly sworn,
deposes and says, that on the ^{or about} 1st day of May 1886, at the
City of New York, in the County of New York, defendant is infamous

and has just cause to believe that at N^o. 106 West
31st Street in said City of New York, one
Catherine J. Fischer did take, receive, harbor
and use a certain female now present called
Martha M^{rs} Graw said female being
then and there under the age of sixteen
years to wit: of the age of fourteen years,
for the purpose of prostitution and for sexual
intercourse without the consent of her
father or mother in violation of the Penal
Code of the State of New York as amended.

Defendant further says the said
defendant keeps ^{and is the proprietor of} a reputed house of pro-
stitution or prostitution at N^o. 106 West 31st
Street and that the said defendant was
convicted recently in the Court of Special
Session for keeping a house of prostitution
at the above address.

Wherefore the complainant prays that the said

Catherine J. Fischer

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

Sworn to before me, this

6th

day of

July

1886

Henry O. Stocking

Solomon B. Smith

Police Justice

0599

(10) 2nd DISTRICT
POLICE COURT
THE PEOPLE, & CO.,
ON THE COMPLAINT OF
CRUELTY TO CHILDREN.
Alfred J. ...
Dec 28 1888



DATED *Dec 28* 188
Magistrate. *Smith*
Clerk.
Officer.

Witnesses:
E. Gallows Jenkins, Supt.,
100 East 23d Street

Disposition,

0600

District Attorney's Office.

PEOPLE

vs.

William Parker
Robert
Samuel

See enclosure
memo for dis-
missal - RBA,
Mch 7/87
To Mr Parker

The People vs.
 against
 Catherine J. Fisher

City & County of New York ss:

Catherine Fisher being duly sworn says; that she is ^{14th} years of age; that on the 14th day of May 1886 I left a house No. 106 West 31st Street in the City of New York; that one Martha M. Gavor called at my house on that day and asked me if I would take her in as a boarder; I then asked her what her age was; she then told me she was nineteen years old; I informed her that I never took in boarders under twenty or nineteen years of age that this had always been my rule; she then again assured me that she was nineteen years of age and begged of me to accept her as a boarder and that she had ^{that she was of unchaste character & had been reduced home & time previously} no home or other place to go to.

Upon the strength of her statement that she was nineteen years of age and from her personal appearance she being a large

0602

stout strong bodied girl looking to be at least nineteen years of age I finally consented to receive her that she remained in my house from May 14th 1886 until July 8th 1886; she never informed me that she was under nineteen years of age. That prior to the time the girl requested me to take her in as a boarder I never saw or knew her in my life before, or anybody acquainted with her; that I did not ask or solicit her to come to my house; that she came there voluntarily and of her own accord and as an utter stranger to me and I only took her in on the strength of her assurance that she was nineteen years of age, and on her begging me to give her a home in order to keep her from ^{soliciting on} the street.

The first time I learned that she was not nineteen years of age was on the day of July 1886 when I was arrested, and placed under \$1000 bail, when I for the first time heard she claimed to be

only fifteen years of age.

I was greatly astonished on being arrested for an offence I did not voluntarily commit having been deceived by the girl. I immediately left my house and abandoned that business being old and feeble and sickly my friends did not believe that I could endure the fatigue and strain of a trial. That it would possibly lead to my death; they therefore advised me under the circumstances to temporarily absent myself from the city and take a sea trip for my health, never intending to permanently remain away or absent myself from the jurisdiction of the Court.

During my absence my bail was forfeited and \$1000 paid into the City Treasury for same.

My sea voyage being finished I returned to this Country. My health is completely broken down and I am still in a very feeble condition. I have abandoned my former mode of livelihood and now intend being again in the same business again.

0604

I am now living in the family
of a respectable married daughter
and her children and under
all the circumstances herein
stated I throw myself upon
the mercy of the Court and
implore the Court to allow me
to end the few days allotted to
me in the family of my
daughter and grandchildren and
afford me a short opportunity to
retrieve whatever errors I may have
committed in the past and to
save my daughter and grandchildren
from the disgrace of being
cast into prison in my old age.

Sworn to before me
this 4th day of February 1887
George H. Brown
Notary Public
Catharine J. Fischer
W. H. Co

0605

The People vs
against
William J. Fisher

Affidavit of
William J. Fisher

0606

Court of General Sessions.
The People }
vs. }
James Fox }

City & County of New York, ss.

I, Daly of No 252-7th Street
in said City being duly sworn
say - That he has known the
above named defendant for
a period covering fifteen years
past - that said Fox - has to
deponents knowledge always
been a good, honest, truth-
ful and industrious boy
and of a peaceable and
quiet disposition and de-
ponents joins in the re-
quest for mercy, on behalf
of said James Fox.
Sworn to before me

Feb 15 - 1887

Edw. F. Fickel }
Not Public }
(1169) N.Y.C.

Thomas C. Fox

0607

People

W.
James Fox

0608

Court of General Sessions.
The People

vs.
James Fay.

City and County of New
York S.S.

Peter Caffrey of No. 26 E.
7th street in said City being duly
sworn says: That he has known
the above named defendant
for a period of fifteen years
past. That said Fay has to
deponent's knowledge al-
ways been a good, honest, truth-
ful and industrious boy, and
of a peaceable and quiet dis-
position. And deponent joins
in the request for mercy, on
behalf of said James Fay.
Sworn to before me

July 25, 1887.

Paul Maurheimer } Peter Caffrey
County Clerk }
N.Y.C.

0609

People

vs

James Fox

06 10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ratharine Fisher

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

Ratharine Fisher

of the CRIME of *Obstruction*, —

committed as follows:

The said Ratharine Fisher, —

late of the *Twenty* Ward of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *May* in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, did feloniously take, receive, harbor, employ and use one Martha McRae, who was then and there a female under the age of sixteen years, to wit: of the age of fourteen years, for the purpose of prostitution, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Charles J. Bernhart,

District Attorney.

0611

In view of the fact that that the girl Martha
M. Graw swears that she deceived the deft as to
her age. and in view of ~~that~~ the fact that the
def't has abandoned her unlawful business
and that the nuisance is abated. and con-
sidering the advanced age of the def't. I can
see no good end to be served by pressing this
case to trial. I have talked with Supt. Jenkins
of the Society for the prevention of Cruelty to Children
and he concurs in this view. I therefore recommend
that this indictment be dismissed and the bail
discharged.
N.Y. March 5. 1887
Randolph B. Martine
Dist. Atty.

363. *AW 2/11*

Counsel, *J* 17
Filed, *J* day of *July* 1887
Pleads,

[Section — 282 — Penal Code]

Abduction

THE PEOPLE

vs. *B*

Catharine Fisher

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles B. Folsche

Foreman.

Macchory

Indictment returned

Witnesses:

Martha M. Graw

Martha M. Graw

Martha M. Graw

(See recommendation within)

*On the motion of the People of the City of New York
We Graw and Catharine Fisher and
in view of the fact that the def't has
has been abandoned her unlawful business
and the nuisance is abated. and considering
of one that she is advanced in age
and the fact that she is advanced in age
into Court. I recommend that this
and I recommend that this case be
dismissed and the bail discharged.
I have talked with Supt. Jenkins
of the Society for the prevention of Cruelty to Children
and he concurs in this view. I therefore recommend
that this indictment be dismissed and the bail
discharged.*

W. H. Priddy
By att. Gen. atty
Filed by
Samuel Nelson
665-9th Ave.

06 12

BOX:

248

FOLDER:

2408

DESCRIPTION:

Flynn, James

DATE:

02/04/87



2408

James T. Lynch

Mary Kierland

Thank you so much

Swartz Office

Sept 29, 1892

Amesbury, Mass.

Gus Chenet.



Filed

Filed 4 day of

Pleads,

THE PEOPLE

215.

James Flynn

Burglary in the Third Degree.

RANDOLPH B. MARTINE.

District Attorney.

A True Bill

Chas. B. Fernald

Foreman

Ready Supply

Feb 7/87

24.9.1905. 11.11.11.

1981

2

0613

06 14

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 38 years, occupation Max Korman 148 5. 2 Ave of No.

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

Sworn to before me, this 30
day of January 1887 } Mary Korman

André J. White
Police Justice.

06 15

Police Court—

District.

City and County } ss.:
of New York,of No. 1405 2nd Avenue Street, aged 32 years,occupation Married 2nd floor north side back being duly sworndeposes and says, that the premises No. 1405 2nd Avenue Street, 19 Wardin the City and County aforesaid the said being a dwelling apartmentand which was occupied by deponent as a dwellingand in which there was at the time a human being, by namewere **BURGLARIOUSLY** entered by means of forcibly breaking thewindow latch of the back apartmentin said premiseson the 29th day of January 1887 in the day time, and the

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

Clothing & furniture of thevalue of One hundred dollarsthe property of deponent and deponent's husband, but indeponent 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 byJames Flynn (and him)for the reasons following, to wit: that at about the hourof 1 Am on said date deponentsecurely fastened and locked saidpremises and departed from them andat about the hour of 5 Pm of saiddate deponent returned to his premisesand was informed, by Mary Hananof 1405, 2nd Ave that he detected saidFlynn in said broken premises, gave

06 16

have and captured him, and detained
him until handed into the possession
of an Officer. Deposition further says
that she then examined her premises
and found them broken as aforesaid

Mrs. Korman

Sworn before me this
3rd day of January 1887
Henry J. White

John Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1887
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887
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 1887
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1.
2.
3.
4.

Dated

1887

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

06 17

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK } ss.

James Flynn 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. *James Flynn*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *NY*

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

Answer. *33 E 34th St. Cmos*

Question. What is your business or profession?

Answer. *Labour*

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*

James Flynn

Taken before me this

30

day of *January* 188*8*

Edmund J. Smith
Police Justice.

06 18

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 Alexander

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 May 13 188

Charles Smith Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

06 19

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Mary Bernard

James Flynn

2

3

4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Jan 30 1887

Magistrate.

Officer.

Precinct.

Witnesses John Sullivan

No. 1405 1/2 Ave Street.

No. 1405 1/2 Ave Street.

No. Street.

\$ 1000 to answer



0620

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 E. Ryan

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

James E. Ryan —

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

The said *James E. Ryan*,

late of the *Nineteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *Twenty-ninth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *dwelling house* of one

John Herman, whose real Christian name is to the Grand Jury aforesaid unknown, —

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

John Herman, —

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.

Charles J. Smith,
District Attorney

0621

BOX:

248

FOLDER:

2408

DESCRIPTION:

Fogarty, John

DATE:

02/16/87



2408

Witnesses:

Matilda Hambley
191 Belder

Armine Moore

218 W. 100th

Old Rumbrecht 15-

Thomas Hopkins

172 Thompson

Dr. J. H. Hamilton Bond

114 5 Ave

Off. McCombe

Off. Volney C.D.

John Brown, who was tried
as a participant in this identical
assault was convicted by the
jury of assault in the second
degree, tried Feb. 24th. 1887, p. 2, 3, 4.
The evidence in this case
is precisely the same as that which
was presented against Brown and the
defendant. After to plead to that
offense. The jury of all the circumstances
recommend that that plea be accepted.

Garnett
Arch. West's City

Counsel,

Filed day of Feb. 1887

Pleads Not Guilty.

THE PEOPLE

vs.

114 Wall St.

Armed with

John Fogarty

RANDOLPH B. MARTINE,

Dr. Mac 307 District Attorney.

Filed Feb. 24th

A True Bill. S.P. 5-1-87

Foreman:

2/27/87

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)
Second Offense (S 688)

0623

Police Court— District.

City and County } ss.:
of New York, }of No. 191 Stuyvesant Street, aged 50 years,
occupation Vansecker being duly sworn

deposes and says, that on the 19th day of January 1887 at the City of New York, in the County of New York, in Room No 174 Chapman Street that she was violently and feloniously ASSAULTED and BEATEN by John Fogarty and James Brown (both now here) and another person whose name is unknown to deponent and who has not been arrested; that about the hour of 4 P.M. on the above date, the two defendants and the said unknown person who has not been arrested, entered the apartment occupied by deponent at the above address together and in company with each other; that immediately after entering said apartment the defendant John Fogarty seized violent hold of deponent and demanded her money, and in her refusal to give up her money, the said John Fogarty defendant cut and struck deponent twice in the face and twice in the throat with a knife, which he then and there held in his hand; and that the said James Brown defendant hit deponent's right hand with which she held the other defendant Fogarty, and failing to release her grasp, the said James Brown defendant pointed and aimed a revolving pistol loaded with powder and ball at her head, and threatened to shoot and the said unknown person, not arrested, kicked her on the legs and body with his feet; the above described assault was committed with the felonious intent to take the life of deponent, or to do her grievous bodily harm; and without any justification on the part of the said assailant.

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

Sworn to before me this 10 dayof February 1887.Mahlon HamiltonSamuel C. Smith

Police Justice.

0624

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

2 District Police Court.

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

Question What is your name?

Answer *John Fogarty*

Question How old are you?

Answer *Fifty-five years*

Question Where were you born?

Answer *New York City*

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

Answer *No. 117 Sullivan Street, Mount-City Parks.*

Question What is your business or profession?

Answer *Jewelry Salesman*

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

Answer *I am not guilty*

John Fogarty

Taken before me this

day of

1887

Samuel P. Kelly
Police Justice.

0625

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James Brown 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

day of

1887

Police Justice.

0626

T. HAMILTON BURCH, M. D.,
CENTRAL FLAT, 1 SOUTH FIFTH AVE., COR. FOURTH ST.,
OFFICE HOURS: 33 WEST 25th STREET,
Until 10 A.M. 12 to 2 and 5 to 7 P.M. Telephone Call, Spring 620. OFFICE HOURS: 2 to 3 P.M.

R *M. T. Jan 29/07*
This certifies that
Tillie Hamilton of 191
Bleeker St. has been
severely sick and
will be unable to
leave her room for
several days -

Signed
Dr. Hamilton Burch

0627

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 21 DISTRICT.

William Lambrecht

of No. 15th Precinct Police Street, aged 24 years,

occupation Police Officer being duly sworn deposes and says,

that on the 29th day of January 1887

at the City of New York, in the County of New York, he arrested John

Fogarty. And James Brown (both

now here) on complaint of Matilda Hermitson

of No 191. Bleeker St. charged by her

with having feloniously assaulted her in the

premises No 176 Thompson Street. at about the

hour of 4 O'clock PM said date. And that the

said John Fogarty willfully and maliciously

cut and stabbed her in the face with a knife

while the defendant Brown held a fire

braded with powder and ball. pointed at her

head. And deponent further says that the

Sworn to before me, this _____ day of _____ 1887

Police Justice.

0628

Said Matilda Hamilton is now confined to her house from the effects of said injuries and unable to appear in Court as shown by the annexed certificate. Wherefore I request for a writ the said defendants may be held to answer the result of the injuries of the aforesaid Matilda Hamilton

Sworn to before me
this 20th Day of Jan, 1887

William Lambrecht

Police Court, 2 District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John H. H. H. H.
James Brown

Dated Jan 20 1887

Ford

Magistrate.

Lambrecht's Office

Witness, Anna Brown

218 Wood St

Francis Hopkins

172 Thompson

Disposition, Court to award

result of injury

AFFIDAVIT.

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 Doaghty

The People of the City and County of New York, by this
Indictment accuse John Doaghty of
the crime of Assault in the first
degree, as a second offense, committed
as follows:

Wherefore, to wit: at a Court of
General Sessions of the Peace, held
in and for the City and County of
New York, at the City Hall in said
City on the thirteenth day of June,
1884, before the Honorable Henry
A. Fiddler, Judge of the said
Court of General Sessions of the
Peace, and Justice of the said Court,
the said John Doaghty, by the name
and description of John Doaghty,
was in due form of law convicted
of a felony, to wit: Rape, committed
in the second degree, upon a certain
indictment, then and there in the
said Court pending against him

0631

By the name and description aforesaid,
 for that the said John Taggart
 then late of the First Ward of the
 City of New York, in the County of
 New York, aforesaid, on the twentieth

day of June, — in the year of our Lord one thousand
 eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms,
~~in the~~ ~~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; ten 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; ten 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 denomina-
 tion of two dollars, and of the value of two dollars each; ten 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; ten promissory notes for
 the payment of money (and of the kind known as bank notes), being then and there due and unsatis-

fied, of the value of five dollars each,
 one promissory note for the payment
 of money (and of the kind known as
 bank notes), being then and there due
 and unsatisfied, of the value of two
 dollars; one promissory note for the
 payment of money (and of the kind
 known as bank notes), being then
 and there due and unsatisfied, of the
 value of one dollar, and divers coins,
 of a number, kind and denomination
 to the amount of one dollar and no
 of the value of ten dollars, of the
 specie, shells and personal property

of the Fugitive Return then and there being found, then and there demanding did read, 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.

And thereupon, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged, that the said John Bogarty, for the felony and larceny aforesaid, whereof he was so convicted as aforesaid, be imprisoned in the State Prison for the term of three years, as by the record thereof doth more fully and at large appear.

And the said John Bogarty, late of the City and County aforesaid, having been so as aforesaid convicted of the felony and larceny aforesaid, afterwards, to wit: on the twentieth day of January, 1887, at the City and County aforesaid, in the force and arms, in and upon one Matilda A. Hamilton, then and there being feloniously did make an assault, and then the said Matilda A.

✓ - and description I foresaid,
 Hamilton, with a certain knife
 which he the said John T. ...
 his right hand then and there
 had and held, the same being a
 deadly and dangerous weapon, in
 and upon the head and neck of her
 the said Matilda A. Hamilton, then
 and there feloniously and wilfully
 did strike, cut, and wound,
 with intent then the said Matilda
 A. Hamilton, thereby then and there
 wilfully and feloniously to kill,
 against the form of the Statute
 in such case made and provided,
 and against the peace of the People
 of the State of New York, and
 their dignity

0634

Second COUNT.

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

John Scagerty

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

The said

as a Second Offense, committed as follows:
The said *John Scagerty*, having been
so as aforesaid, convicted of the said
felony aforesaid, as in the first count of this
indictment alleged, of the City and County of New York, on the said twenty-ninth day of
January, in the year of our Lord one thousand eight hundred and
eighty-seven, with force and arms, at the City and County aforesaid, in and upon one

- *Matilda A. Hamilton* -

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

John Scagerty

with a certain *knife* which was the said

John Scagerty

in his right hand then and there had and held, the same being then and there an
instrument likely to produce grievous bodily harm, then
the said *Matilda A. Hamilton*, then and there feloniously
did wilfully and wrongfully strike, beat, *slap, hit*, bruise and wound,
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

0635

Third

SECOND COUNT:

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

John Bogarty —

of the CRIME OF ASSAULT IN THE SECOND DEGREE ^{as a second offense} committed as follows:

The said *John Bogarty*, having been so
as aforesaid convicted of the felony and
having aforesaid, as in the first count
of this indictment alleged, —
late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon one *Melissa A. Hamilton* —

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault: and the said *John Bogarty* —

with a certain *knife* —
which *he* the said *John Bogarty* —

in *his* right hand then and there had and held, in and upon the
head and neck of *her* the said *Melissa*
A. Hamilton —
then and there feloniously did wilfully and wrongfully strike, beat, *stab*,
bruise and wound, and did then and there and by the means aforesaid, feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said *Melissa*
A. Hamilton to the great damage of the said *Melissa A. Hamilton*
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.

0636

BOX:

248

FOLDER:

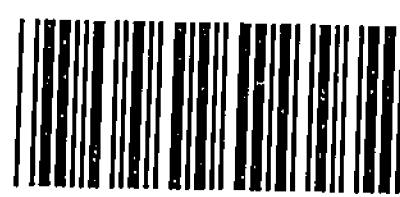
2408

DESCRIPTION:

Foley, Michael

DATE:

02/04/87



2408

0637

Witnesses:
M. M. Sullivan

\$397

Counsel,
Filed 4 day of July 1887
Pleads Not guilty

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1983 Sec. 21, and
page 1989, Sec. 5].

THE PEOPLE

vs.

B

Michael Foley

RANDOLPH B. MARTINE,
District Attorney,
Presented to Ch. of Specs.
A True Bill.

Chas. B. Rodenhe

Foreman.

0638

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael E. Deary

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

- Michael E. Deary -

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE
ON SUNDAY, committed as follows:

The said

Michael E. Deary

Twenty-second late of the First Ward of the City of New York, in the County of New York aforesaid, on the
day of *June*, in the year of our Lord one thousand
eight hundred and eighty-*two*, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

certain persons whose names are to the Grand Jury aforesaid unknown, against
the form of the statute in such case made and provided, and against the peace of the People
of the State of New York, and their dignity.

SECOND COUNT:

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

Michael E. Deary

of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY,
committed as follows:

The said

Michael E. Deary

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year
aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week,

0639

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT:

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

Michael T. Day

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

The said *Michael T. Day*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

Michael Albany Street

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0640

BOX:

248

FOLDER:

2408

DESCRIPTION:

Foster, Mary

DATE:

02/08/87



2408

Officer Gray

The nuisance herein
having been stated
and the Dept being
no longer engaged
in such business
I recommend that
a Department should
be established

Washington

April 2
A. W. C. C.

Mary Foster

RANDOLPH B. MARTINE,

District Attorney.

A True Bill

Edward Simmons

Oct 26/92

Foreman.

Handy Quality.

Stu. Loeferlin died

KEEPING A HOUSE OF ILL FAME, ETC.
(Sections 322 and 386, Penal Code.)

(Sections 322 and 385, Penal Code.)

0642

POWER OF ATTORNEY.

W. Reid Gould, Law Blank Publisher and Stationer. 168 Nassau St., N. Y.

Know all Men by these Presents, That

I Mary Foster

have made, constituted and appointed; and by these presents do make, constitute and appoint

John H. Bacon
my true and lawful attorney for me and in my name, place and stead

giving and granting unto the said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes, as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that the said attorney or his substitute shall lawfully do or cause to be done by virtue hereof.

In Witness whereof, I have hereunto set my hand and seal the 11th day of February in the year one thousand eight hundred and Eighty Seven

Sealed and delivered in the presence of

Mary Foster

State of New-York,

City and County of New York

ss.

Be it known, That on the 11th day of February in the year one thousand eight hundred and Eighty Seven before me

Mary Foster

and acknowledged the above Letter of Attorney to be her act and deed.

In Testimony whereof, I have hereunto subscribed my name the day and year last above written.

Gilbert M. McElroy
Comm. of Deeds
N.Y. County

0643

Mary Foster

TO

Mr. Adams

POWER OF ATTORNEY.

Dated 11th day of Dec 1887

0644

Sec. 322, Penal Code.

CITY AND COUNTY { ss.
OF NEW YORK.

2 District Police Court.

Felix Richard
of No. 326 East 84th Street, in said City, being duly sworn says
that at the premises known as Number 230 Wooster Street,
in the City and County of New York, on the 24th day of December 1886, and on divers
other days and times, between that day and the day of making this complaint

Madame Meyers
did unlawfully keep and maintain and yet continue to keep and maintain a Disorderly
House and Gaming Establishment 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 Madame Meyers
and all vile, disorderly and improper persons found upon the premises, occupied by said

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

Sworn to before me, this 27th
day of December 1886

Felix Richard

M. Patterson Police Justice.

0645

W

Police Court— 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Felix Richard

vs.

AFFIDAVIT—Keeping Disorderly House, &c.

Dated Dec 27 188 6

Patterson Justice.

Officer.

Precinct.

WITNESSES :

0646

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

of No. 226, E 84 Street, aged 27 years,
occupation Bookkeeper being duly sworn deposes and says
that on the 28 day of 188

at the City of New York, in the County of New York, Mary Foster
(now here) is the person named in
the annexed affidavit and warrant
as Madame Myers. and she is the
person charged with keeping a
Disorderly House at premises no
220 Wooster St

Felix Richard

Sworn to before me, this 28 day of 188

Police Justice.

0647

Sec. 198-200.

21

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Mary Foster

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

Question. What is your name?

Answer. *Mary Foster*

Question. How old are you?

Answer. *35 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *22 R. Wooster St 1 year*

Question. What is your business or profession?

Answer. *No occupation*

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

Answer.

*I am not guilty and
I demand a trial by jury*

Mary Foster

Taken before me this

day of

188

John P. Curran

Police Justice.

0648

Sec. 151.

Police Court— 21 District.

CITY AND COUNTY } *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 Felix Richard of No. 326 East 14th Street, that on the 24 day of December 1886, at the City of New York, in the County of New York, Madame Meyers did keep and maintain at the premises known as Number 230 Wooster Street, in said City, a Disorderly House 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

Madame Meyers and all vile, disorderly and improper persons found upon the premises occupied by said Madame Meyers and forthwith bring them before me, at the 21 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 27 day of Dec 1886

A. M. Peterson POLICE JUSTICE.

0649

Police Court—2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Felix Richard
vs.
Mary Foster
Keizers

WARRANT—Keeping Disorderly House, &c.

Dated December 27 188

Jacob M. Patterson Magistrate

Grace Evans Officer.

Precinct.

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

Grace Evans Officer.

Dated December 28 1886

This Warrant may be executed on Sunday or at
night.

J. M. Patterson Police Justice.

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

Dated

188

Police Justice.

The within named

3rd D. H. 85th M. and G. H. Keizers J. M. 228. No. 100-10

0650

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

Mary Foster
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 Dec 28 1886 J M Patterson Police Justice.

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

Dated Dec 29 1886 J M Patterson Police Justice.

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

Dated _____ 188 _____ Police Justice.

0651

BAILED,

No. 1, by Henry Evers

Residence 49 Monroe Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

W

Police Court 2 District 1956

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Felix Richard
326. 884
Mary Foster

1 _____
2 _____
3 _____
4 _____

Offence Keeping a Disorderly House

Dated December 28 188 6

Patterson Magistrate.

Isaac Evers Officer.

Court Precinct.

Witnesses _____

No. _____ Street.

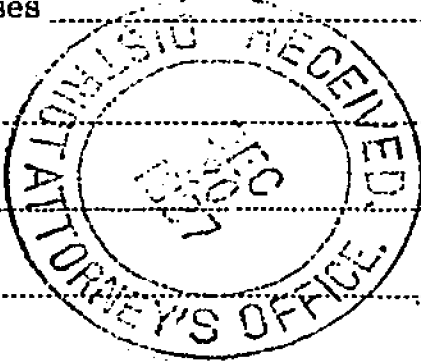
No. _____ Street.

No. _____ Street.

\$ 500 to answer G. B.

Comd

Bailed



0652

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Mary Foster

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

- Mary Foster -

(Section 322,
Penal Code.) of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND
HOUSE OF ILL FAME, committed as follows:

The said *Mary Foster*,

late of the *15th* Ward of the City of New York, in the County of New York aforesaid,
on the *24th* day of *December*, in the year of our Lord one
thousand eight hundred and eighty-*six*, and on divers other days and times as well
before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County
aforesaid, a certain common bawdy house and 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 aforesaid, 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

Mary Foster

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers
unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in
the night as in the day, were there committed and perpetrated; 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

- Mary Foster -

(Section 335,
Penal Code.) of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Mary Foster*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the *24th*
day of *December*, in the year of our Lord one thousand eight hundred

0653

and eighty-~~nine~~ — 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, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in ~~the~~ said house, for ~~the~~ 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 wilfully 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, then 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 wilfully 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 nuisance 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

— *Mary Foster* —

(Section 822,
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Mary Foster*,

late of the Ward, City and County aforesaid, afterwards, to wit: on the *24th* day of *December*, in the year of our Lord one thousand eight hundred and eighty-~~nine~~, 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 ~~the~~ 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 reason whereof 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,
District Attorney.

0654

BOX:

248

FOLDER:

2408

DESCRIPTION:

Fox, James

DATE:

02/04/87



2408

Witnesses:

Charles Scholpp

Upon the complainant's recommendation for withdrawal herein, & the affidavit of Joseph Parrell, Peter Coffey & Thomas J. Daly, it appearing therefrom that the defendant was not concerned in the assault upon the complainant, that he is a peaceable actor for peacekeeping & order, I recommend that his bail be discharged from further liability.

Dated my... 11th March 1884

Wm Davis

Deputy Sheriff

\$398

Counsel,

Filed 4 day of Feb 1884
Pleads Not Guilty

THE PEOPLE

vs.

James Fox

ASSAULT IN THE FIRST DEGREE, ETC.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

Wm Davis

District Attorney

A True Bill.

Charles B. Doolittle

Part III Mich. Foreman.

Bail discharged

11 March

Dated my... 11th March 1884

0655

0656

-----X
The People &c.

vs.

James Fox.
-----X

City and County of New York, SS:

Joseph Farrell being duly sworn deposes and says :
I am nineteen years of age, and a plumber by trade. I reside at 210 Avenue C. I am acquainted with the complainant and defendant in the above entitled case. I was in the saloon of the complainant Schopp at the time of the assault for which the defendant herein, was held. I saw the whole occurrence. The assault in question was not committed upon Schopp by the defendant James Fox but by one Peter Barth. I distinctly saw Barth fire a bottle which struck the complainant Schopp and produced the injuries specified in the complaint herein..

Sworn to before me this

day of February 1887.

Sworn to before me this
26th day of February 1887.

Chas L. Hallerstaedt
Notary Public
N.Y. Co.

0657

THE PEOPLE OF THE STATE OF
NEW YORK,

against

James Fox

*Applicant
Joseph Farrell*

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

0658

Police Court—3rd District.

City and County { ss.:
of New York,

of No. 565 West 54 Street, aged 26 years,
occupation Barkeeper, being duly sworn
deposes and says, that on 29 day of January 1889 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

James Fry (now here)
who cut and stabbed upon three
cuts in the head with a knife he
held in his hand

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

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

Sworn to before me, this 30 day
of January 1889.

Charles Schopp
Police Justice.

0659

Sec. 108-200.

CITY AND COUNTY OF NEW YORK, } ss

3 District Police Court.

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

Question. What is your name?

Answer *James Fox*

Question. How old are you?

Answer *18 years*

Question. Where were you born?

Answer *New York*

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

Answer *142 Avenue C, 5 months*

Question. What is your business or profession?

Answer *Boiler coverer.*

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

Answer *I am not guilty*

James Fox

I taken before me this

30

1887

Police Justice.

0660

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

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

Dated _____

188

Henry Murray 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.

0661

Police Court

3/27 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Schopp
565 W. 57
Judson Fox

Offence
Assault
Felony

2
3
4

BAILED

No. 1, by Peter Caffrey
Residence 263 Seventh Street.

No. 2, by
Residence Street.

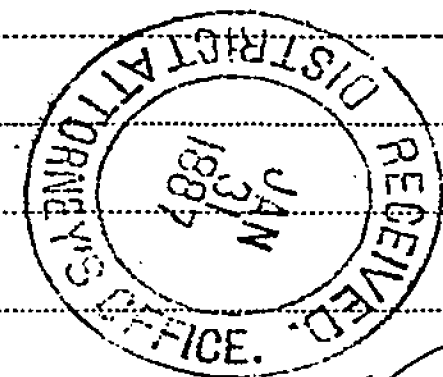
No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated January 20 1887
Murray
Price
13
Magistrate.
Precinct.

Witnesses
No. Street.
No. Street.

No. Street.
\$ 1000 to answer



(Cdm)

0662

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

John Fox

Assault

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

I am convinced that the defendant did not commit the assault in question. I am so informed by friends of mine, upon whose statements I rely implicitly, who were present at the time of the assault, and who state that the said assault was committed by one Barth at the same time. I accordingly request for ^{imprisonment} withdrawal of the said complaint.

N.Y. Feb. 7th 1887

Witness:

A. Barker

Charles Schupp

0563

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 Fox

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

James Fox -

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

The said James Fox,

late of the City of New York, in the County of New York aforesaid, on the
Twenty-ninth day of January, in the year of our Lord
one thousand eight hundred and eighty-seven, with force of arms, at the City and
County aforesaid, in and upon the body of one Charles Schreyer,
in the peace of the said People then and there being, feloniously did make an assault
and ruin the said Charles Schreyer,
with a certain knife -

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

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

SECOND COUNT:

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

James Fox -

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

The said James Fox,

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of one Charles Schreyer -
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and ruin the said
Charles Schreyer -
with a certain knife -

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

Richard W. Smith

District Attorney.

0664

BOX:

248

FOLDER:

2408

DESCRIPTION:

Freund, Alfred

DATE:

02/07/87



2408

Witnesses:

Officer Monahan
21st Precinct

12/12
Counsel, 7 day of July 1887
Filed, 7
Pleads, *Indictment*

THE PEOPLE

vs.

B
Alfred Freund

VIOLETION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1080, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney.

Pr. July 16/87
Transferred by Court to City
of New Orleans for trial.
A True Bill.

Edward J. Monahan
Foreman.

0665

0666

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alfred Shreund

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

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

The said *Alfred Shreund*

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

RANDOLPH B. MARTINE, District Attorney.