

0479

BOX:

109

FOLDER:

1166

DESCRIPTION:

Farley, Patrick

DATE:

08/21/83



1166

0480

BOX:

109

FOLDER:

1166

DESCRIPTION:

O'Brien, James

DATE:

08/21/83



1166

0481

BOX:

109

FOLDER:

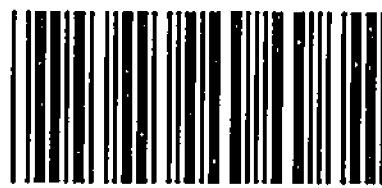
1166

DESCRIPTION:

Hayes, Richard

DATE:

08/21/83



1166

POOR QUALITY  
ORIGINAL

0482

*Verdict*

*163-144-115*

Counsel,

Filed *21* day of *Aug* 188*3*

*#1* Pleads

*Not Guilty*

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

THE PEOPLE

vs.

*P*  
*Patrick Farley*  
*James O'Brien*  
*and*  
*Richard Slaves*

JOHN McKEON,

*In Sept 1883 District Attorney.*

*Not tried & acquitted.*

A TRUE BILL.

*J. L. Lann*  
*Foreman.*

*Aug 28*

*Sept 1883*

0483

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Farley  
James O'Brien and  
Richard Hayes

The Grand Jury of the City and County of New York by this indictment accuse  
Patrick Farley, James O'Brien, and  
Richard Hayes

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

The said Patrick Farley, James O'Brien  
and Richard Hayes

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

Michael Conroy

in the peace of the people of the said State then and there being, feloniously did  
willfully and wrongfully make an assault: and the said Patrick Farley  
James O'Brien and Richard Hayes

with a certain instrument and weapon, a description  
whereof is to the Grand Jury aforesaid unknown  
and cannot now be given, which the said Patrick  
Farley, James O'Brien and Richard Hayes  
in their right hands then and there had and held, the same being then and there an  
instrument likely to produce grievous bodily harm, kill,  
the said Michael Conroy then and there feloniously  
did willfully and wrongfully strike, beat, cut, bruise and wound,  
against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.



0484

SECOND COUNT

And the Grand Jury aforesaid by this indictment further accuse the said Patrick Farley, James O'Brien, and Richard Hayes

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

The said Patrick Farley, James O'Brien and Richard Hayes

late of the City and County of New York, afterwards to wit: on the eight day of August in the year of our Lord one thousand eight hundred and eighty-three at the City and County aforesaid, with force and arms, in and upon one Michael Conway

in the peace of the People of the State of New York then and there being, feloniously did willfully and wrongfully make an assault: and

him the said Michael Conway with a certain instrument and weapon a description whereof is to the Grand Jury aforesaid unknown which they in their right hands then and there had and held, in and upon the head

of him the said Michael Conway then and there feloniously did willfully and wrongfully strike, beat, cut, bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting upon the said Michael Conway grievous bodily harm, to wit: thereby then and there cutting open the head of him the said Michael Conway

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

~~JOHN McKEON, District Attorney.~~

0485

Third Count:

And the Grand Jury aforesaid, by this indictment further accuse the said Patrick Farley, James O'Brien and Richard Hayes of the crime of Assault in the Second Degree, committed as follows:

The said Patrick Farley, James O'Brien and Richard Hayes, late of the City and County of New York, afterwards, to wit: on the said eighth day of August, in the year of our Lord one thousand eight hundred and eighty three, at the City and County aforesaid, with force and arms, in and upon the body of one Michael Conway, in the peace of the people of the State of New York then and there being, feloniously did make an assault, with intent to commit a felony, to wit: with intent, one watch of the value of twenty dollars, one chain of the value of fifteen dollars, and one chain of the value of five dollars, of the goods, chattels and personal property of the said Michael Conway, from the person of the said Michael Conway, and against the will and by violence to the person of the said Michael Conway, then and there violently and feloniously to rob, steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKeon

District Attorney.

0486

*Thomas Lyons*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Michael J. Conner*  
*572*

*Patrick Harley*

*James Oliver*

*Richard Hayes*

*4*

Offence *Attempted Robbery*

Dated *Aug 9* 188*3*

*Stephen* Magistrate.

*Reverend Theodore* Minister.

*188* Precinct.

Witnesses

No.

Street.

No.

Street.

*3 not arrested*

No.

Street.

*1000* to answer *E. J.*

*Aug 9*

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 *Patrick Harley*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *Aug 10* 188*3* *[Signature]* Police Justice.

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

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

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

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



0487

Sec. 198-200

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Patrick Farley*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*I have no home*

Question. What is your business or profession?

Answer.

*Peddler*

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 did not intend to steal from  
the complainant but I struck him  
because he struck a pal of mine*

*Patrick Farley*

Taken before me this

day of

Police Justice.

0488

CITY AND COUNTY }  
OF NEW YORK, } ss.

POLICE COURT—FOURTH DISTRICT.

*Michael J. Conroy, aged 22 years*  
of No. *512 East 18<sup>th</sup>* Street, an expressman  
being duly sworn, deposes and saith, that on the *8<sup>th</sup>* day of *August*  
18*83*, at the *attempted to be* Ward of the City of New York, in the  
County of New York, was feloniously taken, stolen, and carried away, from the person of deponent,  
by force and violence, without his consent and against his will, the following property, viz:

*One double case Silver Watch*  
*One Gold Chain and one Gold ~~Chain~~ Chain*

of the value of *Forty* Dollars,  
the property of *Deponent*

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

*Patrick Harley (now present) James*  
*O'Brien and Richard Hayes (not arrested)*

*that while deponent was sitting on*  
*the South East Corner of Avenue A and 18<sup>th</sup>*  
*Street about the hour of Ten o'clock, p.m.*  
*the said O'Brien struck deponent on*  
*the face with his fist and the said*  
*Harley struck deponent on the head with*  
*some blunt instrument cutting deponents*  
*head and at the same time the said*  
*Harley attempted to take the said property*  
*from the person and possession of*  
*deponent, and deponent further*  
*says that said Hayes was then and*  
*was in company with said Harley and*  
*O'Brien and acting in concert and collusion*  
*with them to steal said property from*  
*the possession of deponent*

*M. Conroy*

Sworn to before me, this  
day of *August* 18*83*  
*[Signature]*  
Police Justice.

0489

BOX:

109

FOLDER:

1166

DESCRIPTION:

Fisher, John

DATE:

08/07/83



1166

Exherly  
McKeon  
et al appear  
in arrears  
to the People  
first offence  
in the U.S.

F.S.

10

Counsel,  
Filed 7 day of August 1883  
Pleads

THE PEOPLE  
vs.  
John Fisher  
Grand Larceny, Second degree, and  
[54283/531]

JOHN McKEON,  
District Attorney

A True Bill.

John H. [unclear]  
Foreman.  
Jury 1883.  
Plead Guilty.  
R. W. [unclear]

0490



0491

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 Fisher

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

John Fisher

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

The said John Fisher

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

one box of the value of one dollar,  
one watch of the value of twenty dollars,  
one chain of the value of fifteen dollars,  
six rings of the value of three dollars each,  
two sleeve-buttons of the value of two dollars each,  
one pocket of the value of two dollars,  
one chain of the value of five dollars,  
and two earrings of the value of three dollars each

of the goods, chattels and personal property of one Frederick Keat

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

John McKeon

District Attorney

0492

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

Police Court 511 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Maagie Deek-

1636 St. 1st Ave.

John Fisher

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

Offence Grand Larceny  
in the day time

Dated July 11 1883

W. Morgan Magistrate.

D. McEadley Officer.

12th Precinct.

Witnesses Samuel Street

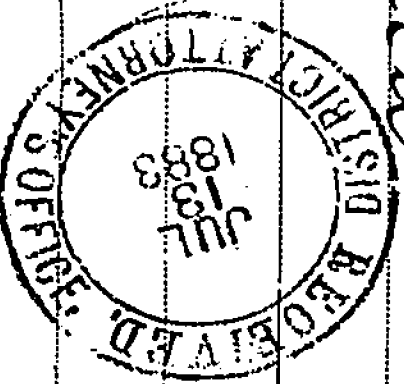
No. 1636 Street Ave Street.

Office

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

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

\$ 1000 to answer E. S.



Committed

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of \$1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 11 1883 R. L. Morgan Police Justice.

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

Dated \_\_\_\_\_ 1883 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 1883 \_\_\_\_\_ Police Justice.

0493

Sec. 198-200

511

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Fisher*

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

Question. What is your name?

Answer.

*John Fisher*

Question. How old are you?

Answer.

*21 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*Union Hotel Barry cor Fisher St- 2 weeks*

Question. What is your business or profession?

Answer.

*Cabinet maker*

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

Answer.

*I am guilty*

*John Fisher*

Taken before me this

Day of

*July 11 1883*

*William H. Morgan*  
Police Justice.

0494

CITY AND COUNTY }  
OF NEW YORK, } ss.

Samuel Stroh

aged 20 years, occupation Barkeeper of No.

1636 Third Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Maggu O'Leet

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

Sworn to before me, this 11<sup>th</sup>  
day of July 1883

Samuel Stroh

R. H. Bergman

Police Justice.



0495

CITY AND COUNTY }  
OF NEW YORK, } ss.

Daniel Mc Carthy  
aged 26 years, occupation Police officer of ~~No.~~  
1<sup>st</sup> 121<sup>st</sup> Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Maguer Deet  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 11<sup>th</sup>  
day of July 1883 } Daniel Mc Carthy  
R. L. Morgan  
Police Justice.

0496

5<sup>th</sup>

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ssMaggie Keet  
of No. 1636 Third Avenue Streetbeing duly sworn, deposes and says, that on the 10<sup>th</sup> day of July 1883  
at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time  
the following property, viz:

One wooden Box containing Six gold  
rings one silver watch and gold  
chain attached, one pair gold  
sleeve buttons, one plated locket  
with gold chain attached and  
one pair gold Earrings all of said  
property being of the value of Sixty  
Eight dollars

\$68

the property of deponent and husband Frederick  
Olekt deponent is 22 years old

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

That deponent saw said defendant coming  
out of the bed room window of the second  
floor of premises No 1636 ~~Green~~ Third  
Avenue in said City with said  
property in his possession. That said  
defendant saw said deponent and  
dropped said box containing said  
property and ran down stairs. That  
deponent's brother Samuel Stroh saw

0497

The said defendant was  
after said defendant and caught  
by Officer Mc Carthy in 9<sup>th</sup> Street  
and First Avenue in said City  
as she is informed

Sworn to before me Maggie Keet  
This 1<sup>st</sup> day of July 1883  
R. L. Morgan Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

Disposition

0498

BOX:

109

FOLDER:

1166

DESCRIPTION:

Folck, Charles A.

DATE:

08/10/83



1166



POOR QUALITY  
ORIGINAL

0499

58 0

Day of Trial, *Sept*  
Counsel, *Stewart*

Filed *10* day of *Aug* 188 *3*

Pleads *Not guilty*

THE PEOPLE

vs.

*Charles A.*

*Folsom*

BURGLARY—Third Degree, and  
Receiving Stolen Goods.  
[4496-506-523-531-550]

*In Sept. 11, 1883.*  
*John McKeon,*  
*Att. & Acq. District Attorney.*

A True Bill.

*John McKeon*  
*Foreman.*

*Foreman.*

0500

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles A. Folck*

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

*Charles A. Folck*

of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said *Charles A. Folck*

late of the *Eighth* Ward of the City of New York, in the County of New York, aforesaid, on the ~~seventh~~ day of *July* in the year of our Lord one thousand eight hundred and eighty *three* with force and arms, at the Ward, City and County aforesaid, the *shop* of

*Edwin Lobley*

there situate, feloniously and burglariously, did break into and enter, the same being *a part of* a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said

*Edwin Lobley*

then and there being, then and there feloniously and burglariously to steal, take and carry away, and *one set of*

*hammers of the value of sixty dollars, and five pairs of shaft-knives of the value of ten dollars each pair*

of the goods, chattels and personal property of the said

*Edwin Lobley*

so kept as aforesaid in the said *shop* 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.

0501

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

Charles A. Folch

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

The said Charles A. Folch

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City, and County aforesaid, one

set of hammers of the value of  
sixty dollars, and five pairs of  
shaft hogs of the value of ten  
dollars, each pair

of the goods, chattels and personal property of Edwin Sobley

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

unlawfully and unjustly, did feloniously receive and have (the said Charles A. Folch)

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

**JOHN McKEON,**

*District Attorney.*

0502

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

Police Court 3 District. 100

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edmund Kelly  
101 Court St. N.Y.  
Charles A. Heck

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

Offence Burglary &  
Larceny

Dated July 20 188 5

William Magistrate.  
Matthew 17 Officer.  
Indl Clerk.

Witnesses David McCreary

17 West 10th St.

John Brown

611 West 11th St.

Charles McCreary

101 Court St. N.Y.

Charles A. Heck

John E. Kelly

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 500 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated July 20 188 5 J. M. Patterson Police Justice.

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

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

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

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



0503

Sec. 198-200.

3<sup>d</sup>

District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*Charles A. J. Black*

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

Question. What is your name?

Answer. *Charles A. J. Black*

Question. How old are you?

Answer. *Thirty-two years of age*

Question. Where were you born?

Answer. *Germany*

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

Answer. *#37 East 12 St. One year*

Question. What is your business or profession?

Answer. *Harness Maker*

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

Answer. *I am not guilty. I know nothing at all about the charge. I made the shaft tops myself that I sold to Brown, the ones now in court.* *Charles J. Black*

Taken before me this

day of

*July*

*1911*

*1911*

*William J. Sullivan* Police Justice.

0504

CITY AND COUNTY } ss.  
OF NEW YORK, }

aged 41 years, occupation Harness Maker of No.

610 East 14<sup>th</sup> Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edwin Tobley

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

Sworn to before me, this 29<sup>th</sup>

day of July

188 8

John Brown

J. M. Patterson

Police Justice.

0505

Police Court—3 District.

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

Edwin Tobley  
of No. 101 South 5<sup>th</sup> Avenue Street, aged 55 years,  
occupation Harness Maker being duly sworn.

deposes and says, that the premises No. 101 South 5<sup>th</sup> Avenue Street,  
in the City and County aforesaid, the said being a Brick Building

in part  
and which was occupied by deponent as a Harness Shop  
and in which there was at the time a human being, by name

were BURGLARIOUSLY Booke and entered by means of forcibly opening a  
rear window of said shop at a  
time between the hours of 8 o'clock P.M.  
of the 16<sup>th</sup> day of July 1883 and 6 o'clock A.M.

on the 17<sup>th</sup> day of July 1883 in the Night time, and the  
following property feloniously taken, stolen, and carried away, viz:

One double set of harness and  
five pair of "shaft tugs", said property  
being of the value of One hundred  
and ten dollars

the property of deponent

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

Charles A. Folck, now here,

for the reasons following, to wit: That at the time aforesaid  
said shop was closed and locked  
and said property was contained therein.  
That when deponent entered said  
shop on the morning of Tuesday  
last deponent discovered that said  
shop had been broken open and



0506

Said property (unplanned and felonious  
stolen and carried away therefrom.

That thereafter defendant was informed  
by John Barron, here present, that  
a portion of said stolen property, to wit:  
the five pair of shaft tugs was sold  
by said defendant to him, said  
Barron on the aforesaid morning  
of the 17<sup>th</sup> inst. That the shaft  
tugs so sold to said Barron are  
now here present and are a  
portion of the stolen property aforesaid.

Sworn to before me this } Edward L. Foley  
20<sup>th</sup> day of July 1883 }

J. M. Patterson

Police Justice

Police Court District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.



0507

BOX:

109

FOLDER:

1166

DESCRIPTION:

Frank, Elias

DATE:

08/21/83



1166

0508

BOX:

109

FOLDER:

1166

DESCRIPTION:

Fischer, Harris

DATE:

08/21/83



1166

POOR QUALITY  
ORIGINAL

0509

162 B.C. 1877 Aug 21/13  
Counsel, Max Altman  
291 Madison  
Filed 21 day of Aug 1893  
Pleads Not Guilty  
Oct 11/13

THE PEOPLE

vs.

Chas Frank

and

David Fischer

1. B. B. Bemand & Sons

40 Orchard St

2. B. B. Bemand & Sons

40 Orchard St.

JOHN McKEON,

22 Oct 1893 District Attorney

A TRUE BILL.

Foreman.

05 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*

*Elias Frank*  
*and*  
*Morris Fischer*

The Grand Jury of the City and County of New York, by this indictment, accuse *Elias Frank and Morris Fischer* of the CRIME OF *Assault in the Second Degree* committed as follows:

The said *Elias Frank and Morris Fischer*

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

*Naphtali Cohen* in the peace of the said People then and there being, then and there wilfully and wrongfully did feloniously make an assault, and *him* the said *Naphtali Cohen* then and there feloniously did wilfully and wrongfully strike, beat, kick, bruise and wound, thereby then and there wilfully and wrongfully, feloniously inflicting upon the said *Naphtali Cohen*, grievous bodily harm, to wit: thereby then and there bruising and severely wounding the stomach and testicles of *him* the said *Naphtali Cohen*, and other injuries upon *him* thereby inflicting, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

*John McKeon*

*District Attorney.*



0511

N. Y. General Sessions of the Peace

THE PEOPLE  
OF THE STATE OF NEW YORK,


against

*Chas Frank*

Bench Warrant for Felony.

Issued

*August 21<sup>st</sup> 1883*

 The officer executing this process will make his  
return to the Court forthwith.

*Aug-22<sup>nd</sup> 1883*

*The within named  
defendant was  
arrested this day  
and brought here  
by Det. Von Gerichten*

05 12

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,  
Marshal or Policeman in this State, GREETING :

An indictment having been found on the 21 day of August  
1883, in the Court of General Sessions of the Peace, of the County of  
New York, charging Elias Frank

with the crime of Assault in the second degree

You are therefore Commanded forthwith to arrest the above named Elias Frank  
Elias Frank and bring him before that Court to answer the indictment; or  
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the  
City Prison of the City of New York.

New York City, the 21<sup>st</sup> day of August 1883.

By order of the Court,

John Sparks

Clerk.

0513

N. Y. General Sessions of the Peace

THE PEOPLE  
OF THE STATE OF NEW YORK,

against


*Maxis Fischer*

*Residing 15 Orchard St. C.*

Bench Warrant for Felony.

Issued

*August 21<sup>st</sup> 1883*

 The officer executing this process will make his  
return to the Court forthwith.

*Aug<sup>22</sup> <sup>11<sup>th</sup></sup> 1883*

*The within named  
defendant was  
arrested this day  
and brought here  
by Det. Von Gerichten*

05 14

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,  
Marshal or Policeman in this State, GREETING :

An indictment having been found on the 21 day of August  
188<sup>3</sup>, in the Court of General Sessions of the Peace, of the County of  
New York, charging Harris Fischer

with the crime of Assault in the second degree

You are therefore Commanded forthwith to arrest the above named \_\_\_\_\_  
Harris Fischer and bring him before that Court to answer the indictment; or  
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the  
City Prison of the City of New York.

New York City, the 21 day of August 188 3

By order of the Court,

John Sparks  
Clerk.



05 15

8 to 9 A. M.  
1 to 2 P. M.  
6.30 to 7.30 P. M.

*Alex I. Aronson M. D.*  
205 EAST BROADWAY.

Sunday: 8 to 9 A.M. — 1 to 3 P.M.

UP TOWN,  
236 East 49th Street  
Bet. 2d and 3d Aves  
from 4 to 5 P. M.

New York, August 6 1883  
Beschreibe hiermit dass Herr  
A. Cohen das Zimmer nicht  
verlassen kann, da die Win-  
den an Pisto und derofum noch  
nicht gefeilt sind.

*A. Aronson M. D.*

05 16

8 to 9 A. M.  
1 to 2 P. M.  
6.30 to 7.30 P. M.

*Alex I. Aronson M. D.*  
205 EAST BROADWAY.

Sunday: 8 to 9 A. M. — 1 to 3 P. M.

UP TOWN;  
236 East 49th Street  
Bet. 2d and 3d Ave  
from 4 to 5 P. M.

New York, July 30 1883

Bescheinige hiermit, dass Herr  
Nathan Cohen, heute das Zimmer  
nicht verlassen kann; da  
derselbe eine sehr heftige  
Auswühlung des Penis und  
Verotums besitzt, die durch  
einen eusseren Stoss her-  
vorgebracht worden ist.

A. I. Aronson M. D.

169  
In the Matter  
of  
Elias Frank and  
Harris Fischer.

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Witness:—

I  
Isaac Lidersky,  
15 Orchard St.

Dr. Aloy. J. Aronson,  
203 E. Broadway.

Dr. Julius Weiss,  
78 Livingston St.

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05 17

05 18

City and County of New-York, SS.:

Isaac Sidersky, being duly sworn, deposes and says: That he resides and carries on business at No. 15 Orchard Street, in said City, which said premises are owned by deponent's father-in-law, Naphthaly Cohen, who resides at No. 192 Canal street, in said City; that on the 30<sup>th</sup> day of July, 1883, as deponent is informed and believes, the said Cohen came to No. 15 Orchard street in answer to a note he received from one of his tenants, Harris Fischer; that when the said Cohen arrived at the said number the said Fischer asked him to make certain repairs to his apartments, which the said Cohen refused to do, saying that Fischer's lease did not call for them; that deponent was in his own room at the time the said Cohen called at No. 15 Orchard street and heard some one call "Amelia! Amelia! I am kicked; I am nearly dead!" that deponent ran down stairs and saw Elias Frank, who resided in said number 15 Orchard street, holding the said Cohen while the said Fischer kicked him; that when the said Frank and Fischer saw the deponent they let go of the said Cohen and ran away; that deponent caught the said Cohen as he was falling from the effects of the kicking he had just received at the hands of the said Frank and Fischer, and laid him on a lounge; that the said Cohen was severely kicked in the stomach by the said Frank and Fischer and from the effects of which his testicles are severely bruised and swollen, and the said Cohen is now confined to his bed and is unable to move, and is being treated for said injuries by Drs. Alexander I. Aronson, of No. 205 East Broadway, and Julius Weiss, of No. 78 Rivington street, who both state that the said Cohen is severely injured and is in a very precarious condition; that the said Frank and Fischer were arrested the same day of the assault by two officers of the Tenth Precinct, and taken before Justice Ford, at Essex Market Police Court; that the said Justice remanded them until two o'clock in the afternoon of the same day to give the deponent time to get a doctor's certificate to the effect that the said Cohen could not appear in person in Court to make a complaint against the prisoners; that at two o'clock the deponent returned to the said Court with his counsel, Louis Levy, of No. 335 Broadway, and presented to the said Justice the certificate of Dr. Aronson, which is hereunto annexed, but the said Justice told deponent that he had already discharged the prisoners but that as soon as the said Cohen was able to appear in Court and make his complaint in person he would issue another warrant for the arrest of the prisoners. Deponent further says that he is informed by both Dr. Aronson and Dr. Weiss that the condition of the said Cohen is worse now than it was at first.

Sworn to before me, this :

day of August, 1883. :

*Isaac Sidersky*  
Notary Public, N. Y. Co.



05 19

BOX:

109

FOLDER:

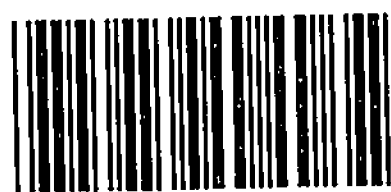
1166

DESCRIPTION:

Frost, Henry

DATE:

08/03/83



1166

POOR QUALITY  
ORIGINAL

0520

150 628

Day of Trial,

Counsel,

Filed 3 day of Aug 1883

Pleads

THE PEOPLE

vs.

Henry C.  
Frost

*Keeping Gambling Establishment,  
etc.  
(Section 843, Penal Code.)*

JOHN McKEON,

*District Attorney.*

A True Bill.

*J. M. Frost*  
Foreman.

0521

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Henry E. Frost*

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

*Henry E. Frost*

of the CRIME OF KEEPING A *room* TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said *Henry E. Frost*

late of the *Sixth* Ward of the City of New York in the County of New York aforesaid, on the *first* day of *August* in the year of our Lord one thousand eight hundred and eighty-*three*, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a *room* in a certain *building* there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called *playing lottery policy* where money and property was dependent upon the result, 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

*Henry E. Frost*

of the CRIME OF KEEPING A *room* TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said *Henry E. Frost*

late of the *Sixth* Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said *first* day of *August*, in the year of our Lord one thousand eight hundred and eighty-*three*, at the Ward, City and County aforesaid, unlawfully did keep a *room* in a certain *building* there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public or private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers, and documents, 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.

0522

THIRD COUNT.

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

*Henry E. Frost*

of the CRIME OF KNOWINGLY PERMITTING A *room* TO BE USED FOR GAMBLING PURPOSES, committed as follows :

The said *Henry E. Frost*

late of the *Sixth* Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said *first* day of *August*, in the year of our Lord one thousand eight hundred and eighty-~~three~~ *three*, being then and there the *owner* of a certain *certain building* there situate, known as number *Fifty seven Centre Street*

in the said Ward, City and County, at the Ward, City and County aforesaid, with force and arms, unlawfully did knowingly permit the said *room*

to be used for gambling by divers common gamblers whose names are to the Grand Jury aforesaid unknown, whom in the said *room* the said *Henry E. Frost*

did then and there knowingly permit to engage as players in a certain gambling game commonly called *playing lottery policy*, where money and property was dependent upon the result, 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.

FOURTH COUNT.

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

*Henry E. Frost*

of the CRIME OF KNOWINGLY PERMITTING A *room* TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows :

The said *Henry E. Frost*

late of the *Sixth* Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the *first* day of *August*, in the year of our Lord one thousand eight hundred and eighty-~~three~~ *three*, being then and there the *owner* of a certain *certain building* there situate, known as number *Fifty seven Centre Street*

in the said City and County, with force and arms, at the Ward, City and County aforesaid, unlawfully did knowingly permit the said *room to be used by divers common gamblers whose names are to the Grand Jury aforesaid unknown* for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers and documents, in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public or private lotteries, and for therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN McKEON,**  
District Attorney.



0523

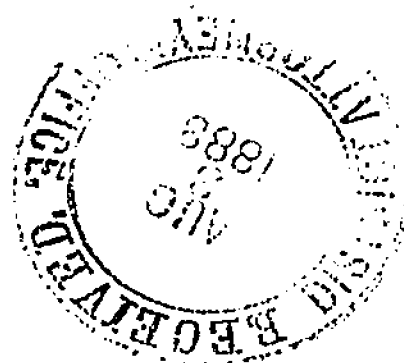
In the Matter

of L. E. Frost.

Witness:

John W. Cole,

Const. Officer.



0524

City and County of New-York, SS.:

John Wade, of said City, being duly sworn, deposes and says: That he is a Detective Sergeant attached to the Central Office, in said City; that on information received from one William Schmidt he learned that at No. 57 Centre Street, in said City, there was a policy shop; that on the first day of August, 1883, on a warrant issued by Justice Gardner, he went to said No. 57 Centre street and arrested one Henry E. Frost, who was in charge of the said policy shop, and at the same time deponent found in said place policy books and policy slips, which are hereunto annexed, and also found two stamps, by one of which the plays in this policy shop are stamped, and which said stamps are now in the possession of deponent and will be produced when called for.

Sworn to before me, this :  
3rd. day of August, 1883. :

*Hugh D. Smith*  
Notary Public, N. Y. Co.

*John Wade*

*Aug 3. Evidence given to officer*  
*W.D.*