

0661

BOX:

536

FOLDER:

4883

DESCRIPTION:

Fay, Addie

DATE:

10/25/93



4883

0662

BOX:

536

FOLDER:

4883

DESCRIPTION:

Haggerty, John

DATE:

10/25/93



4883

POOR QUALITY ORIGINAL

0663

1893 / ~~Wm. J. Kelly~~ X

Counsel,
Filed *25* day of *Dec* 1893
Plends, *F. Maguire*
N. John

THE PEOPLE
vs.
19 *81* *Harc*
Grand Larceny, Second Degree.
[Sections 528, no. 1, 550 Penal Code.]
Adde Jay
John Maguire
Nov 15/93
Nov 1/893
Nov 1 Pleads Petit Larceny

DE LANCEY NICOLL,
District attorney,
Nov. 15. 1893.
W. J. Kelly & Co. v. Kelly
A TRUE BILL, *Nov 15/93*
Edward S. Taylor

Nov 15/93
Nov 1/93

Witnesses:

*And it has not been proved
The other pleads to petit larceny
The deft has shined receive
as a man's property as possible
and the pleads after receive
ten: it is possible she may
be reformed
Nov 1/93 Stephen & Hans
St. Obitary*

POOR QUALITY ORIGINAL

0664

(1865)

Police Court— 3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 332 East 34th 114th Street, aged 22 years,

occupation telegraph operator being duly sworn,

deposes and says, that on the 30 day of September 1893 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 night time, the following property, viz:

A gold watch of the value of
thirty Dollars,

\$90⁰⁰/₁₀₀

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 Hattie Fay (now here) from the fact that when deponent accompanied defendant to her room at No. 81 Fourth Avenue, in this city, on the aforesaid date about 11³⁰ P.M. said property was in deponent's vest pocket. That deponent placed said vest containing said property on a trunk in said room and when he went to look for said property about ten minutes thereafter he found the same to be missing, no person except deponent and defendant having been in said room. That when defendant was placed under arrest by Officer Becker of the 114th Precinct Police, defendant took deponent and the officer to the corner of 17th Street and Third Avenue, when she

Subscribed and sworn to before me this

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Police Justice

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0665

placed in said officers hand, a watch which
deponent identifies as his missing property.
Wherefore deponent prays defendant may
be dealt with according to law

Sworn before me this } a. v. m. 9 o'clock
1st day of October 1893 }

John H. Ryan
Notary Public

Police Court, District.

1901

City and County of New York, ss.

of No. Street, aged years, occupation being duly sworn, deposes and says, that on the day of 189, at the City of New York, in the County of New York,

Prove examination of Complainant by Counselor Perry for the defense.

I had been drinking before I met the lady - I was drinking in several places. I looked at my watch ten or fifteen minutes before I went into the house. I looked at it when I first met the lady in the street. I did not look at the watch. It was somewhere around seven o'clock P.M. I think I met the woman on Third Avenue either she or myself went into a saloon and got a glass of whisky. I never saw my watch from the time I met her and looked at it until I missed it after I had been in bed. I did not give the watch to her for safe-keeping.

Officer George Becker being sworn says. The Complainant described the woman to me I brought the woman and the Complainant together. The complainant said "This is the woman who robbed me?" She denied it. The defendant was

POOR QUALITY
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if I ~~show~~ ^{to the Comptroller} with her she would
get the watch. She handed me
the watch. The complainant
identified the watch and said
"all I know is my watch ~~and~~
do not to desire to make any
complaint."

**POOR QUALITY
ORIGINAL**

0668

Nov 21st

Judge Fitzgerald

Please see that my property
two gold watches is turned over
to Sister M. Berchmann of
St. Catharine Convent of
Mercy # 1075 Madison Ave
Cor 81st St. N. Y. City.
and oblige.

John Joseph Haggerty

POOR QUALITY
ORIGINAL

0669

New York Nov. 21st 1893.

To
Hon. Judge Fitzgerald

The young man John Haggerty
to come before you today
for sentence for grand larceny
in the second degree has
been in my employ on several
occasions and I have always
found him to be a steady,
industrious, honest and sober
young man, have known him
personally for the last three
years and take much pleasure
in recommending him

Yours Respectfully

John Carson

#119-3rd
" Ave.

POOR QUALITY ORIGINAL

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The People of the State of New York.

To **Police Justice McMahon**

and to all and every person and persons, officer and officers having in his or their custody or control any complaint, affidavit, indictment, charge, or written or printed paper or document of any kind touching the imprisonment and detention of the prisoner hereinafter named ;

GREETING :

We command you that you certify fully and at large to the Supreme Court of The State of New York, at a Special Term thereof to be held at Chambers in the Court House of the City and County of New York on **Wednesday**, the **4th** day of **October** A. D. **1893** at **10.30** o'clock in the **fore** noon, the time and cause of the imprisonment of

Hattie Fay

by you detained, as it is said, by whatsoever name the said shall be called or charged, and that you then and there return to the said Supreme Court fully and at large all and every complaint, charge, affidavit, indictment, commitment, written or printed document or paper, and the orders, proceedings, evidence, conviction and judgment in the premises, together with all things touching or in any manner concerning the same. And have you then there this writ.

But if, at the time when this writ is returnable, a Court of Oyer and Terminer in and for the City and County of New York shall be actually sitting at the Court House of the City and County of New York, then you shall make return to this writ, according to the precept thereof, at the time and in the manner hereinbefore specified and commanded, before the said Court of Oyer and Terminer.

Witness the honorable **CHARLES H. VAN BRUNT**, Presiding Justice of our said Supreme Court in and for the First Judicial Department, at the Court House of the City and County of New York, the **3d** day of **October** in the year of our Lord one thousand eight hundred and ninety

By the Court.

PURDY & EVANS,
Attorneys for Relator,
No. 116 Centre Street,
New York City.

COUNTY CLERK.

POOR QUALITY ORIGINAL

0671

New York Supreme Court,

The People, &c.

Ex rel. **Hattie Fay**

vs:

The Warden of ~~Murray~~ ^{the Tombs City} Prison
Respondent.

Writ of Certiorari.

Copy

PURDY & EVANS,
ATTORNEYS FOR RELATOR,
No. 116 Centre Street, New York City.

The within writ is allowed this **3d**

day of **October** 19**13**

Edw Patterson

Justice of the Supreme Court of the State
of New York.

The within writ is adjourned to the.....day of
.....18, at the same time and place,
and the relator is remanded to the custody of the
respondent in the mean time.

Dated the.....day of.....18

The within writ is adjourned to the.....day of
.....18, at the same time and place,
and the relator is remanded to the custody of the
respondent in the mean time.

Dated the.....day of.....18

The within writ is adjourned to the.....day of
.....18, at the same time and place,
and the relator is remanded to the custody of the
respondent in the mean time.

Dated the.....day of.....18

The within writ is adjourned to the.....day of
.....18, at the same time and place,
and the relator is remanded to the custody of the
respondent in the mean time.

Dated the.....day of.....18

POOR QUALITY ORIGINAL

0672

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Addie Fay

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

Question. What is your name?

Answer. *Addie Fay*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *81 - 4 Avenue*

6 miles

Question. What is your business or profession?

Answer. *Seamstress*

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.*

Addie Fay.

Taken before me this 1 day of October 1893

Police Justice.

POOR QUALITY ORIGINAL

0673

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

65
 3
 1060
 Police Court... District.

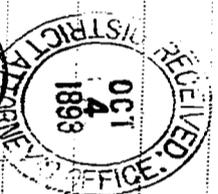
THE PEOPLE S.
 ON THE COMPLAINT OF

William McVane
332 E. 14th St.
Alfred Tracy
John Heagerty
 Offense *Grand Larceny*

Dated, *Oct 1 1893*

Ryan Magistrate.
Receives Officer.

Witness *Call the office*
 No. Street



No. Street
150th St
1000 2nd St
220

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

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

Dated, *October 2* 189 *3* *W. M. Mahon* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0674

THE PEOPLE, COURT OF GENERAL SESSIONS, PART 111.

vs.

BEFORE JUDGE FITZGERALD.

JOHN HAGGERTY,

jointly indicted with

ADDIE FAY.

Wednesday, November 15, 1893.

Indictment for Grand Larceny in the Second Degree.

Haggerty alone on trial.

ALEXANDER V. McVARISH, sworn and examined, testified:

Where do you live? 332 East 14th street. What is your business? Telegraph operator. Do you recollect the night of the 30th of September? Yes. Where were you that night about half-past 11 o'clock? On Third avenue, I can't exactly say what number; somewhere between Houston and 14th street. Did you have a watch with you at that time? Yes, in my vest pocket; it was a gold watch, and worth about \$90. While you were walking on Third avenue, between Houston and 14th street, whom did you meet? I met this young lady, supposed to have been Miss Fay. You and she did what and went where? We went into a saloon and got a bottle of liquor, and then we went up to her room; to the best of my knowledge it was 81 Fourth avenue; I couldn't exactly say how many flights up. When I got in the room, I went to bed. You went to bed with her? No. Before going to bed, what did you do with your clothing? I took them off. Where did you put your vest? I put all my clothes on a trunk in the room, and then I retired, alone. What happened after that, what did she do? She asked me to have a drink; I didn't want to take the drink, and she coaxed me to take it, and I took it, and, after I took it, I got sick; I asked her to

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get some water, and she went down stairs to get some water; I don't know where she went to get it, but she never returned again. What happened then? This man Haggerty came in; he wanted to know what I was doing in his wife's bed, and ordered me out; so I got up and went over to the trunk where my clothes were; I put some of them on and some I didn't put on, and when I took up my vest to put it on I found the watch was gone. I didn't say anything at all; I went quietly and reported the matter to the police. While you were putting on your clothing, did you see Haggerty? Yes, he was sitting alongside of me, hurrying me up with my clothes. I couldn't say what he was saying; he was saying something. Did he leave the room before you? No, I don't think he did; I am not sure, though, but I got my clothes as quick as I could and went down and reported the thing at the station house. Did you see Officer Becker? I told them at the station house, and the detective was sent out with me, and he got this officer. Did you and the officer go anywhere? Yes; we were talking to the detective, on the other side of the street, and he seen the girl enter a certain house in Fourth avenue, and Officer Becker said to me, "Come over and see if this is the party." So we went over, and I said, "This is the woman." We went up stairs, and she said she never seen me before. I went up stairs and went through the floors, and could not find any property belonging to me. Did you see Haggerty? Haggerty was there, too. Where did you see him first, after you came back with the officer? To my knowledge, we met him on the stairs of the same house. Did you go into the room? Yes, we went right into the room. What was done while you were in there? The room was searched; trunks, drawers and everything else.

Did you say anything to the officer when you saw Haggerty?
I said that was the man that put me out. What did Haggerty
say, did he say anything? I don't know exactly what he said.
Did you hear the woman say anything to Haggerty? No; the
woman was in one part of the room, and Haggerty was in an-
other. From there, where did you go? We went from there
to some corner saloon; the policeman, Haggerty, the girl,
and myself, and got the watch. Who gave you the watch? I
do not know. Where was the watch when you first saw it?
To the best of my knowledge, the policeman got the watch.
Who gave you the watch? I didn't get the watch. In whose
hands did you see the watch? To the best of my knowledge,
after the watch was got, the policeman handed it to me--he
didn't hand it to me; he said, "Is that your watch?" I said,
"Yes, that is my watch." I didn't go into the saloon, but
I was on the corner when the officer showed me the watch.
Then where did you go? I went to the station house, with
the woman, Haggerty, and the officer. Was the complaint
made then or the next morning? I didn't say anything then;
I don't know what the policeman said. Did you hear Hagger-
ty say anything on the way to the station house? No. Did
he walk with the officer, or can you recollect that? No.
You identified the watch as your watch, one that you had
when you went into that room? Yes.

CROSS EXAMINATION:

You were very drunk, were you not? No, I was not; I had
some drink in me. How much do you think you had in you?
I don't know. You recollect being up at Essex Market in
this case? Yes. Didn't you tell us then that you didn't
know whether the girl stole the watch or whether you gave
it to her for safe-keeping? No, I didn't. Didn't you ask

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ORIGINAL**

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to withdraw the charge against her? No. You have not got your watch yet? No. Haggerty was arrested, and you recollect his being discharged up there by the Judge? Yes. You had been drinking that day considerably? No, not considerably; I didn't know off work until 6 o'clock. I was entirely sober when I met the girl. Did you speak to her first, or did she speak to you? I can't say. You must have been drunk; this hadn't happened to you very often, to fall in with a girl and go with her to her room and lose your watch? No. Is it not a fact that your mind was dazed with drink? No. Who spoke first? I suppose, if I didn't get a little encouragement, I wouldn't have spoke to her. I did not go into any saloon with her; either she or I went in and got a bottle of liquor; I don't know who went in; I know I supplied the money. Where was the saloon? I don't know; I said I had a few drinks in there, but I was sensible. Is it not a fact that your mind was befuddled with drink? No; as nearly as I can recollect, I gave her the money and she went in and got the bottle of liquor. You went with her to this room? Yes. Were you talking to her all the time? I don't know. Didn't you say anything to her at all? I do not remember. Why don't you remember--isn't it a fact that you don't remember because your mind was dazed? No, my mind was not dazed. Your memory is good? Yes. While you were walking from 10th street up to 14th street, and going into the saloon, was anything said? No. Did she ask you to go home with her? She asked me up to her room; as near as I can remember, it was a flask of whiskey I got in the saloon. You didn't give her anything else? No. You do not think you gave her your watch to take care of? No. How much money did you give her to buy the liquor with? Twenty-

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ORIGINAL**

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five cents. You remember that? Yes. Can you tell the neighborhood where the saloon was? No; it was not very far from where I met her. Was it the same saloon that the officer took you to when you got your watch back? I can't say; I am not very well posted around there. When did you take your first drink that day, if you can recollect? The best I can remember it was after 6 o'clock, after I got through work. You think you didn't drink before that? I do not think so, because I know I was very busy that day. Did you drink whiskey? Yes, I took a drink of whiskey from the flask and then began to get sick and vomited and asked her to get some water. Did she drink anything at all? I do not remember whether she did or not. How long did you lie in bed before you say Haggerty came in? Ten or fifteen minutes; he said, "What are you doing in my wife's bed?" Did he not say, "What are you doing in my room?" No. Didn't this girl say to you, when you asked her to go home with you, that she didn't want to go, that her husband was liable to come in any minute and catch you? No, she didn't tell me anything like that; I put my clothes on and went to the police station. You went to the very house where he fired you out of, is not that the fact, and that he said he would call an officer? He didn't handle me in any way; he told me to get out quick. He told you he would get an officer to come and arrest you? No, I don't remember any word about an officer. Didn't the girl tell you, then and there, in the presence of the officer, that had given her that watch for safe-keeping, that you were drunk and couldn't handle yourself, and that she would go and get the watch? No. She did go and get the watch? She went and got the watch.

5. She went to the same saloon that the liquor had been bought

in? I don't know anything about whether it was the saloon from which the liquor was bought or not; I know they went to this corner saloon and got the watch. You have not got the watch? No. The police hold the watch? I think the Property Clerk has got it. The watch was given back to you that day by the officer, wasn't it, he showed you your watch and said he had your watch, in the presence of the girl? I know the watch was shown to me. You don't know where the watch is? I do not.

GEORGE BECKER, sworn and examined, testified as follows: I am a police officer of this city, connected with the 14th precinct. Do you recollect the night of the 30th of September? I do. Did you meet this complainant on that night? Yes, on Fourth avenue, near 10th street. You had a talk with him? Yes. Where did you go with him? We went to the house 81 Fourth avenue. What did you see there? We met this lady that he accused of stealing his watch, in front of the door; this woman Fay. Did you talk with her? Yes. Then where did you and she and the complainant go? This man says to me, "Officer, that is the woman that took my watch." I says to this woman, "Did you see this man's watch?" She said, "No, I never saw this man before." I says to this man, "Look here; you are making a very serious charge against this woman. If there is nothing in it"----- Did you see Haggerty, the defendant? Yes. How long after this conversation with the woman? About ten minutes; he was coming down the stairs of 81 Fourth avenue, and we were going up to her room, the complainant, the Fay girl, and myself. The minute we met him, the complainant says to me, "There is the man that rushed me out of the room." Then I

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says to him, "You come back into the room." So I came up stairs. Did the defendant, Haggerty, say anything? He did not say a word, to my recollection. He went back with you to that room? Yes. When you got to the room, who was there; anybody? Nobody was there; there was a couple of other officers with us. What was said or done? We searched the room for the property, and we did not find it; finally, she acknowledged----(objected to) What did she say? She denied that she had the watch; she said she didn't know anything about his watch. I came out of the room and went to the corner of 12th street and Third avenue; the detective had the woman. The watch was handed to her by somebody, I don't know who, and she handed me the watch on the corner. I asked this complainant if that was his watch, and he said, "Yes, that is my watch." Do you recollect anything further that was said by any one while Haggerty was there, and while you were standing on the corner? No; we then went from there to the station house, and he made the complaint against this woman and also against Haggerty, for assault. The next day, the matter came up in the Police Court, and the woman was held. Subsequently, you had a conversation, did you not, with Haggerty, the defendant? Yes, when I brought him here, on a bench-warrant. What was said by him, or you to him? He says, "I have been living with the woman since last May;" he said nothing further; I had charge of Haggerty, and the Fay woman was with another officer. I saw the watch in her hand, and I asked the complainant if it was his. What was the condition of the complainant, as to sobriety? He knew what he was doing. Was he under the influence of liquor? He had been drinking some. He was not very drunk? No.

CROSS EXAMINATION:

Was this man locked up on a charge of disorderly conduct, or did he make a charge of assault against this man? No, he made a charge of assault. Is that on the blotter? That I do not recollect. You are sure he made a charge of assault against the man? Yes. But he didn't charge the man with stealing his watch, or anything of that sort? No. He was discharged? He was held the first day, and discharged afterwards. On a full examination, before the Magistrate? Yes. When you were up in that room, searching the room, do you recollect everything that occurred then, the conversation, what he said? I don't recollect what he did say. I may be able to refresh you; didn't he tell the girl, if she knew anything about the complainant's watch to tell it? I believe he did say that.

(The People rest.)

THE CASE FOR THE DEFENCE:

ALEXANDER V. McVARISH, recalled by Counsel, testified: Before this man came into the room, had you missed your watch? No. You were in bed, were you, when he came in? Yes. You didn't miss your watch until you got up and put your clothes on? No.

ADDIE FAY, sworn and examined, testified as follows: How long have you known the defendant? I have known him about four years and a half. How long have you been living with him, as his wife? Since the 23rd of May. Where was the room that you occupied? No. 81 Fourth avenue, top floor. How long did you live there? Six weeks. Had you ever been arrested before this, or ever been convicted

of any crime? No. Tell the jury all about this and all about the events that took place between you and the complainant? I met the man on the 30th of September, in the evening, about 10 o'clock, at 15th street and Third avenue; he came up to me and got hold of my arm and asked me to join him in a drink; I went with him, and we drank; I ordered beer, and he refused to pay for the beer; he said he would drink nothing but whiskey. We had two drinks; I told him I must be going home; I told him I live on Fourth avenue, between 10th and 11th streets. He said, "We are neighbors;" he lived on 14th street. He asked me if I couldn't go home with him; I said I was living with a man, a friend of mine, and I expected him home from work, and there would be trouble if I did; he insisted. He wanted to take up a bottle of whiskey; I told him I would wait, and I started on; I went down 11th street, to go home, and as I got up to 11th street and Fourth avenue, I told him "no," that my friend might be home, and there would be trouble. He wanted to come up and drink the whiskey; he said he would only drink the whiskey, and then he would go out; we went up into the room. I walked over and turned up the light; we had a lamp; I placed my hat on the table, and the man sat on the chair beside the table; he handed me his watch; I didn't see him take his watch out of his pocket; he asked me to take care of it; I laughed and said, "Are you not capable of taking care of your own watch?" He said he wanted to lie down a couple of hours. I told him, "You only came up to drink, and my friend might come up." He asked me where it was. I told him it was on the table. He laid the watch on the table and picked up the bottle, and asked me for a glass. I got the glass and he asked for water. I told him there was

no water in the room; I had to go down on the first floor below to get it; he said, "All right." To accommodate him, I went down and brought up the water. I met my friend coming up stairs, and I ran and hid. I heard Haggerty come up; I looked down the banister and he went on up stairs and put the man out; I saw Haggerty come down after the complainant. I went back to the room and put on my hat and coat; the watch still laid on the table; I took the watch to the liquor store, and inquired if he had been there. Is the bartender here to-day? I haven't seen him; I asked the bartender if that man I had been drinking with had been in there; he said no. The complainant told me he lived in 14th street. I couldn't see anything of him; he was intoxicated. I went back to the liquor store and asked the bartender if I could leave the watch until the man called for it; that he had left it in my room. Did you describe the man? Yes; he said he remembered the man I was drinking with. I went back up to the house, and, as I got to the door, I met the officer and this man; he asked me if I lived there; I denied having the man's watch, but I did not deny knowing the man. I took them up to my room, and they searched the room; on the way, going up, I met Haggerty on the stairs. I opened my trunks, and they searched in the wardrobe. I said, "Are you reconciled now, I haven't got the watch?" The detective in citizen's clothes went into the liquor store with me. I said to the bartender, "Please give me the watch." I handed the watch to the detective; the detective handed the watch to the complainant, and asked him if that was his watch, and he said yes; and he went to place it in his pocket; the detective said no, and he took it from him and handed it to the officer that is making the charge

against me, and this officer took us to the station house. You didn't steal the man's watch? No, I did not. You pleaded guilty to petty larceny? Mrs. Foster told me I had better plead guilty, because this officer had told her he was going to say I gave up the watch before I went to the liquor store, which I didn't. They thought to send you to the House of the good Shepard, and that is the reason you pleaded guilty? Yes, to reform. Do you recollect the defendant's saying to you, when in the room, "if you know anything about this man's watch, give it up?" He told me that before we got in the room. In the presence of all the people? Yes.

CROSS EXAMINATION:

How long have you known this defendant, Haggerty? About four years and a half. What does he do for a living? waiter, in 14th street, the Columbia, Mr. Smith's place. How long has he been a waiter there? When he first went to work, it is about three years ago; three years ago last May. Has he been working steadily there? No; not steady. He was not working there at the time that you were arrested? Yes, he was. How long had he been working there prior to that time? I don't know; he got off work at about 5 o'clock in the afternoon. Don't you know that he had left that place? No, he hadn't. What were his wages; do you know? No, he gave me what money I needed, that was necessary; I never asked him what he got. You had often met men in the street and talked with strangers on the street? Not since I have been living with this man. Was this the first case, your speaking to Mr. McVerish? Yes, since May, since I have been living with this man. You say the complainant gave you his watch and told you to take care of it for him? and

**POOR QUALITY
ORIGINAL**

0685

you took it down to this liquor store? Yes. Did you think that was a proper place to take it? I didn't know where else to take it. Why didn't you keep it? He told me he lived in 14th street; I thought I might catch him on the way going home; I thought he went back to the liquor store for a drink, as he was intoxicated. When you left the room to go for water, where was the complainant? He was sitting on the chair, by the table. Had he taken all his clothing off? He had taken off his hat and overcoat. Had he taken off his vest? He might have taken off his vest when I went down stairs, but not in my presence. How long were you and he in the room before you went out for the water? About half an hour. You went with him for an immoral purpose? No, I did not. What did you go there for; simply to drink whiskey in your room, is that it? Yes. When did he give you the watch? He didn't give me the watch; he laid it on the table. He said he wanted to lay down for a couple of hours. When you had the watch with you when you went for the water? No. Where did you get the watch? It was lying on the table when I came back. You found the room empty? Yes. Wasn't Haggerty in the room when you came back? No, he was not. When did you see Haggerty? I didn't see Haggerty until I came back up stairs, and I met him on the stairs; I hadn't seen him since morning, when he went to work; when he came up stairs, I stood around the corner; I didn't want to see my friend; I knew he would scold me; I didn't know what to tell him, when the man was up stairs. Did you hear any conversation between Haggerty and the complainant? No, I didn't hear a word. Did you know the bartender in this liquor store? Yes. Had you ever left any watch with him before? No, but I left parcels

**POOR QUALITY
ORIGINAL**

0686

and things like that; I asked him if the man I had been drinking with had been in since, and he told me no; I told him to say nothing to my friend about it, but to give the watch to the man. You had not been drinking much that night. Only what I got from this man; I drank a little out of the bottle, and I took two drinks at Third Avenue, in the liquor store. You were sober, so that you recollect what you said and did? Yes. Don't you recollect the officer testifying that, when he arrested you at the door, you denied ever seeing this man? I never did deny seeing that man; I denied having his watch. It was then and there that you told the officer that the watch was at the corner saloon; is that so? Yes; after they got through searching my room, I told them again where it was, and the detective said, "Put on your hat and come and come down and we will see if the watch is there." This officer, Haggerty, and a couple more officers were standing outside when the detective came in with me to the liquor store and got the watch. I met Haggerty in the middle of the second flight of stairs; he was with a man; I didn't know the man's name. Did you say anything to Haggerty, that you had been arrested charged with stealing a man's watch? No, I was crying. Did Haggerty say anything, that you recollect? He told me if I had the man's watch, or knew anything about it, I should give it up. Was the officer there then? Yes. Then you all went back into your room, Haggerty, the officer, and the complainant and yourself, and wasn't a search made in the room for the watch, and wasn't the trunk opened? Yes. Why didn't you say anything about the watch? I did; after they went through my trunks, I said, "Now, are you reconciled? The watch is left at the liquor store?" The detective said, "All right;

put on your hat and coat and we will go down." Haggerty is with you generally every night; does he come home nights? Yes. You have known him, you said, for four years and a half? Yes. Where did you first meet him? In Pennsylvania, at my home. Did you come on to New York together? No, he came three months before I did. How often did you see him during the three years and a half? Once a week; perhaps not that often. Do you know where he lived during that time? Yes, I do. Did he live near you? No. But since the 23rd of May you and he have been living together every night, sleeping together? Yes.

By Counsel: You and Mr. Haggerty were to be married, as I understand it? Yes, as soon as I got my freedom. You were engaged to be married on the 23rd of May? Yes. Why didn't you marry then? My friend took sick, Mr. Haggerty.

JOHN HAGGERTY, sworn and examined, testified:

What is your business? Waiter. Have you ever been convicted of any crime? No. Have you ever been arrested? I was arrested once, for fighting, and discharged. You have known this woman, Miss Fay, for a long number of years? Yes. Tell the jury what you know about this transaction? All I know is, I came home and this man, McVarish, laid on the bed. How long had you been living with Miss Fay? Since the 23rd of last May; I have known her for five years; on the 23rd of last May we were to be married; I lost my job in April, and I was sick about three weeks. Did you know anything about her past career? Yes, I did. As far as you know, since you have been with her, she has always been straight? Yes; she was fast before; I told her, if she would reform, I would marry her. I knew her in Pennsylvania. I came to my room

**POOR QUALITY
ORIGINAL**

0588

and McVarish laid on the bed in my wife's room; I asked him what he was doing there. I says, "This is my room." He says, "Is that so?" I says, "Yes." He said, "The girl brought me here, and told me it was her room." I asked him what kind of a looking girl she was. He described her as a little short girl, with red hair. I says, "How long ago?" He says, "Half an hour ago, I should think." I said, "Where is she now?" He said, "I don't know." I looked around and I saw an empty whiskey bottle on the table; I said, "Who had the whiskey?" He said, "We did." I said, "Did she drink any of it?" He said, "Yes." I said, "Where is she now?" He said, "I don't know." I looked around, and I saw the water-pitcher was gone. I said, "Did she go for beer?" He said, "I don't know." I said, "You had better hurry up, or I will get you arrested." He says, "There is no necessity of getting me arrested; I will go out." He dressed, and we both went out together, towards 10th street, and I went into the saloon and asked the bartender if he knew my girl or if she had been in for a pint of beer; he said, "No!" So I ordered a glass of whiskey and I walked into the back room, and I walked in the closet and looked in the back room, but she was not there; I asked him if she had been in there that night, and he said no. I came back to the room and the water-pitcher was back but there was nowater in it. I wrote a note, telling her if she preferred other company in preference to myself I would be back Monday to get my things. I put some clean laundry I had in the big drawer. I was walking down stairs and I met the detective and Mr. McVarish and another officer coming up with her. I asked her what was the matter; I asked her what was that man in the room for. She started to cry. They all told me that she

stole the man's watch. I saw them on the bottom floor, from the third floor. I heard the noise and I looked over and I saw the officers and the detective dressed in citizen's clothes. I asked what was the matter; I was walking down, and this man, McVarish, said, "There is the man that put me out of the room; to the best of my knowledge, I think he did put me out." I don't think he said, "rushed me out," as the officer says. Anyway, the officer arrested me. We walked up to the room. I asked her if she did steal the man's watch, and she started to cry. From all appearances, McVarish was pretty much under the influence of liquor; I said to her, "If you know anything about it, or know who has got it, you say so." She burst out crying. One of the officers said to her? "If you tell where that watch is, we won't do anything with you; this man don't want to make any charge; all he wants is his watch." She says, "I told him it is at 12th street and Third avenue." The detective said, "Can you get it?" She said, "Yes." The detective went down, and Officer Becker had hold of me. I think there was another officer with McVarish. The detective was in citizen's clothes, and he and the woman went into the saloon. I stood with Becker outside. The detective came out, and said, "Is this your watch?" to McVarish, and he said, "Yes." He handed it to the officer, if I am not mistaken, and he took it down to the station house." I didn't see the watch then; I heard the conversation but my back was turned and I saw it the next day, in Essex Market. I was charged with disorderly conduct, and I was put under three hundred dollars bail and remanded until Monday afternoon for a hearing. McVarish was locked up on a charge of drunkenness. They held him on that charge, so that he would appear as a witness. In the cell

he said, "To tell the truth, I don't remember anything about it." I said, "This is liable to be a serious matter." He says, "I don't want to make any charge; I will withdraw the charge when I get out." I came before the Court the next afternoon, and got discharged. You knew that you were indicted, did you not? This man McVarish told me one night, about three weeks ago, in 14th street; I don't remember exactly the night; there was a meeting at Tammany Hall, and he saw me first; I had met him previous to this. He says to me, "You are a fool, for hanging out around here." I says, "Why?" He says, "Don't you know an officer is on the beat every night?" I says, "I don't know and I don't care; what makes you tell me this?" He said, "That is all, now. I am telling you for your own good to keep out of the way." I said, "I am not guilty of it; I am not going to keep out of the way." He says, "I know you are. If you get arrested, they will show you up for living with her and not being married to her." I says, "I don't suppose they can do anything to me for doing that." He says, "I was before the Grand jury, and they asked me if I knew where they could find you." I said, "No;" I told McVarish to go down there every day. I saw the officer a couple of times, on the Bowery. He also told me; I don't think it was on 14th street, because I saw him on the Bowery two afternoons. You knew you were indicted, didn't you; didn't I tell you you were indicted? Yes. Every day she has been on for trial, you came down to court? Yes. How long have you worked in this establishment? If I am not mistaken, it is four years last May since I first went working there. I haven't been working steady. I got paid on that day.

CROSS EXAMINATION:

I worked every day of the month that I was arrested; I think I worked there about two months, the last time; I worked there before I went to Coney Island; I went down there on the 3rd of July, I think; I got a job as head-waiter. When did you come back from Coney Island? I think it was about the middle of August; I worked in the Sea Beach Palace as a waiter, and I also worked in O'Brien's oyster place. You say that McVarish was in bed when you got there? Yes, he was lying on the bed. Did you see his watch lying on the table? No; I think his clothes were over towards the window, lying on a trunk.

The Jury rendered a verdict of GUILTY.

**POOR QUALITY
ORIGINAL**

0693

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Addie Jay and John Heagerty

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

Addie Jay and John Heagerty

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

The said *Addie Jay and John Heagerty*

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

one watch of the value of ninety dollars

of the goods, chattels and personal property of one *Alexander V. McVarrill*

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.

**POOR QUALITY
ORIGINAL**

0694

SECOND COUNT—

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

Addie Jay and John Heaggerty

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Addie Jay and John Heaggerty both

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

one watch of the value of ninety

dollars _____



of the goods, chattels and personal property of one *Alexander V. The Law*

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

Alexander V. The Law

unlawfully and unjustly did feloniously receive and have: the said

Addie Jay and John Heaggerty

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

DE LANCEY NICOLL,

District Attorney.

**POOR QUALITY
ORIGINAL**

0695

BOX:

536

FOLDER:

4883

DESCRIPTION:

Fishel, Isaac

DATE:

10/30/93



4883

POOR QUALITY ORIGINAL

0696

B.W. Oct 30 / 93
279

Counsel, *B. W. Nichol*
Filed *Oct 30* 1893
Pleads, *Guilty - chor.*
with legal assistance by c.

THE PEOPLE
vs.
B. W. Nichol
ISAAC FISHEL
GRAND LARCENY
2nd degree
Indictment No. 1531 Bond \$1000

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.
Edward G. Taylor

Foreman
on recm. of Dist. Atty.
indict. ads. P.B.M.
July 6 1894

Witnesses:
Frederick Beale
David Price

May 20th 1894
This case appears to be
one which should have
been determined in Civil
proceedings. I do not think
there is any chance of a
conviction of the crime
charged & recommend a
dismissal of indictment
J. H. Glenn
D.A.

**POOR QUALITY
ORIGINAL**

0697

City and County of New York, ss :

FREDERICK D.BLAKE, being sworn, says : My name is Frederick D.Blake, and I reside at

My occupation is that of Manager of F.C.Linde & Company. F.C.Linde & Company is the firm name of a copartnership carrying on business of warehousemen at Beach and Varick Streets in the City of New York ; that said firm is composed of Frederick C.Linde and Frederick R.Conklin.

That on or about the 16th.day of March 1893, the firm of Fishel Brothers in this City, doing business as manufacturers and importers of ladies cloaks, sent to said Linde & Company an instrument in writing which is hereto annexed marked Exhibit I, and intended to be taken as a part of this affidavit.

Thereafter the said Linde & Company directed a Clerk to go to the office of Fishel Brothers and examine such books of account as might be exhibited to him, and compare said Exhibit I with said books of account.

Upon information and belief, that this was done, and that said books of account which were exhibited to said Clerk of Linde & Company showed transactions corresponding to those mentioned in said Exhibit I.

Thereafter and on or about the 20th.day of March 1893, one, Isaac Fishel, being one of the partners in said firm of Fishel Brothers, made and delivered to said Linde & Company certain instruments in writing, which are hereto annexed,

**POOR QUALITY
ORIGINAL**

0698

marked respectively Exhibits II, III, and IV.

That said instruments were and each of them is signed "Fishel Brothers", and that said handwriting is that of said Isaac Fishel.

After the execution and delivery of said Exhibits, said Linde & Company, believing the representations contained in said Exhibits to be in all respects true and correct statements of the facts therein set forth, gave to said Isaac Fishel the sum of \$156. as a loan to said Fishel Brothers. That said money was paid by checks payable to the order of Mess. Fishel Brothers, which said checks were paid in due course, they having been endorsed and deposited; the endorsements on said checks being in the handwriting of said Isaac Fishel.

Thereafter the said Fishel Brothers having failed to pay the loan so made to them, an investigation was made by Linde & Company, and deponent is informed and believes by David Price, one of the firm of Price & Willgerot mentioned in Exhibit I, that there was delivered to said Price & Willgerot by said Fishel Brothers in all nine cloaks of the aggregate value of \$102. and not twenty six cloaks of the aggregate value of \$297. as in said Exhibit I specified.

The transaction herein set forth was but one of a number of similar transactions had between Linde & Company and Fishel Brothers, and the investigation made by Linde & Company of these transactions since the refusal of Fishel Brothers to repay the sums loaned them upon the statements contained in the Exhibits hereto annexed and in similar docu-

**POOR QUALITY
ORIGINAL**

0699

ments, shows, as deponent is informed and believes, and in part knows of his own knowledge, that the said Fishel Brothers have obtained from Linde & Company very large sums of money aggregating many thousand dollars, while the documents similar to the Exhibits hereto upon which said sums were obtained were false and fraudulent and ~~represented~~ ^{purported} to represent sales which did not ^{in fact} aggregate ^{more than} one tenth of what the faces of the papers showed them to amount to.

That said Isaac Fishel has disappeared from the City of New York, and cannot there be found, and deponent believes having sojourned for a time in the City of Montreal, Canada, said Isaac Fishel is now in the City of Boston, Massachusetts.

Sworn to before me this
27th. day of October 1893.

**POOR QUALITY
ORIGINAL**

0700

FRED C. LINDE & CO.

No. 1902 3082 NEW YORK, March 20 1893

THE NATIONAL PARK BANK

PAY TO THE ORDER OF Miss Helen M. Smith

Three Thousand and Eighty Seven DOLLARS.

\$ 3082.09/100

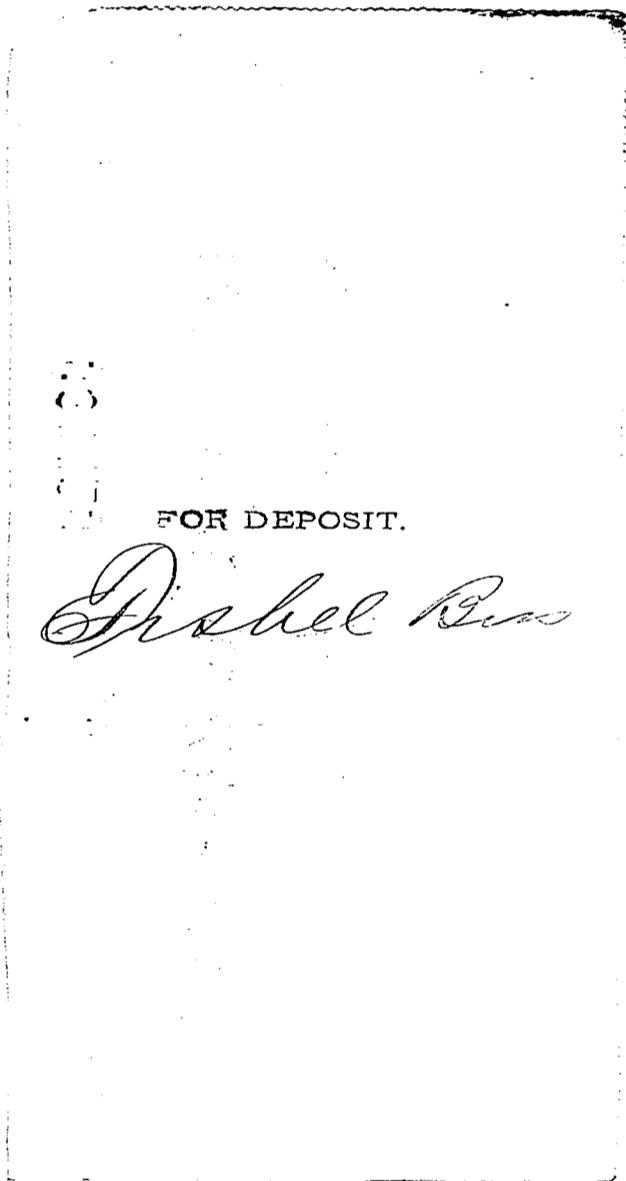
Frederick C. Linde & Co.

© 1893. New York.

SIZE 10

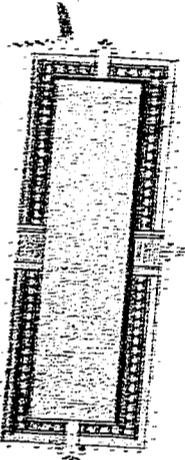
**POOR QUALITY
ORIGINAL**

0701



POOR QUALITY ORIGINAL

0702



No. 10

Newark, N.J. Feb. 20 1893

THE **North Ward National Bank**
OF NEWARK.

Pay to the order of Messrs. Fishel Bros.

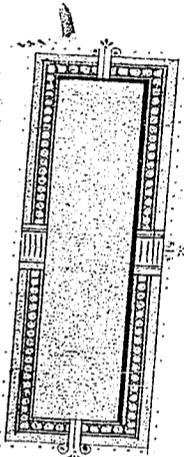
Twenty Five Hundred & ⁰⁰/₁₀₀ Dollars

\$250. ⁰⁰/₁₀₀

Frederick C. Lewis Treas.

POOR QUALITY ORIGINAL

0703



No. 10

Newark, N.J. March 20 1893

THE **North Ward National Bank**
OF NEWARK.

Pay to the order of Messrs. Fishel Bros.

Twenty Five Hundred & ⁰⁰/₁₀₀ Dollars

\$ 2500. ⁰⁰/₁₀₀

Frederic C. Lusk Treas.

POOR QUALITY ORIGINAL

0705

FOURTEENTH WARD BANK
MAR 20 1893
NEW YORK

RECEIVED

FOR DEPOSIT.

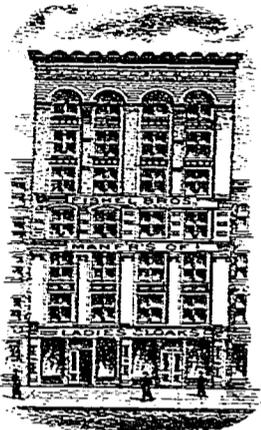
Richard Ross.

FOR COLLECTION.
To the order of
THE NEW YORK TRADING CO.
OF NEWARK.
W. D. VAN VLECK, Cashier.

POOR QUALITY ORIGINAL

0706

23 & 25 KINGSTON ST.
BOSTON.



393 BROADWAY,
NEW YORK.

New York March 16 1893
Wm. Price & Willgerodt

BOUGHT OF

Fishel Bros.

City
MANUFACTURERS
AND IMPORTERS OF

LADIES CLOAKS

7/10 5/30 May 20

TERMS.

~~393~~ Broadway
124 GREENE ST.

1696 3
1696 3
1696/83 3
1698 3
1698/84 3
1698/83 3
1692 4
1610 4

J.H.S.

✓
✓
✓
✓
✓
✓
✓
✓

✓
✓
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✓
✓
✓
✓

14.00 42.00
14.00 42.00
14.00 42.00
10.00 30.00
10.00 30.00
10.00 30.00
8.25 33.00
12.00 48.00 294.00

Our Whole Bill is not in all respects just as the trade was made. It must be returned for correction at once, as no change of terms or price will be allowed at time of settlement.

No Claims Allowed except Within 10 Days.

POOR QUALITY ORIGINAL

0707

Form No. 1. Copyright 1899, by Fred. D. Blake.

Negotiable Note, Collateral Security, and Transfer.

No. 75
\$ 297.4

New York, March 16, 1899.

Ninety seven days after date

for value received, the undersigned hereby promise to pay to

or order

Two hundred ninety seven DOLLARS,
at said Bank, in gold coin or United States notes or Treasury notes, which are a legal tender. It being understood and made a part of the consideration for this note, that we have consigned to the Merchants and Manufacturers Commercial Company, F. C. Linde & Co of New York City, the following property for the payment of said note, and also as collateral security, for all other present or future demands of any and all kind, of the said Bank, against the undersigned, due or not due, viz:
as per attached invoice No. 75 form 2.

which property has been charged by the said Company, F. C. Linde & Co. to Bruce Maguire
of the Town or City of New York

State of New York and that said Company, F. C. Linde & Co. will hold and does hold said account or the goods mentioned therein as collateral security as aforesaid, and we do hereby give full authority to said Bank to collect the amount of said bill to Bruce Maguire

, on the non-payment of this promise, or the non-performance of any of the payments of demands aforesaid, and without notice of intention and without demand of payment of this note, or of any of the said demands.

Ernest R. Ross

**POOR QUALITY
ORIGINAL**

0708

For Value Received, we jointly and severally promise and guarantee to _____ the payment of the within note, upon transfer to either of us of the said note, and all the right, title and interest of the said Bank, in and to the collateral securities, specified or referred to therein, if requested at the time of such payment.

Authority is hereby given to The Merchants and Manufacturers Commercial Company, F. C. Linde & Co. to deliver the within note and the guarantee endorsed thereon, together with the collateral securities specified therein to _____ and to receive the proceeds of a discount of the said note, and for value received, the undersigned hereby agrees that if The Merchants and Manufacturers Commercial Company, F. C. Linde & Co pay the within note, or it is transferred to them by said Bank, that said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. shall have all the right, title and interest and powers of said Bank, in and to the collaterals specified and referred to herein, and said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. may hold such collaterals in their entirety as security for the payment of any and all demands of said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. against the undersigned, due or not due.

Disbel Biss

**POOR QUALITY
ORIGINAL**

0709

For Value Received, we jointly and severally promise and guarantee to
..... the payment of the within
note, upon transfer to either of us of the said note, and all the right, title and interest of the said
Bank, in and to the collateral securities, specified or referred to therein, if requested at the time
of such payment.

Authority is hereby given to The Merchants and Manufacturers Commercial Company,
F. C. Linde & Co. to deliver the within note and the guarantee endorsed thereon, together with the
collateral securities specified therein to.....
and to receive the proceeds of a discount of the said note, and for value received, the undersigned
hereby agrees that if The Merchants and Manufacturers Commercial Company, F. C. Linde & Co
pay the within note, or it is transferred to them by said Bank, that said Merchants and Manu-
facturers Commercial Company, F. C. Linde & Co. shall have all the right, title and interest and
powers of said Bank, in and to the collaterals specified and referred to herein, and said Merchants
and Manufacturers Commercial Company, F. C. Linde & Co. may hold such collaterals in their
entirety as security for the payment of any and all demands of said Merchants and Manufacturers
Commercial Company, F. C. Linde & Co. against the undersigned, due or not due.

Richard B. W.

POOR QUALITY ORIGINAL

0710

Form No. 9. Copyright 1892, by Fred. D. Blake.

III

Consignment; Order to Charge, and Deliver.

No. 75

New York, March 16, 1893.

Consigned to THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO., F. C. Linde & Co.

By Fischer Bros

to be charged to Messrs. Prie & Willgenoth

of the City of New York Town of _____ State of New York

at _____ per _____ on a credit of 97 } Days
Months

Less 5 per cent.

Goods to be delivered at expense of _____

THE FOLLOWING PROPERTY:

R. 1696.	3	gms	44.	42.00
1696/75	5	"	14.	42.00
1696/83	5	"	14.	42.00
1698	3	"	10.	30.00
R. 1698/76	3	"	10.	30.00
R. 1698/15	3	"	10.	30.00
1695	4	"	8.25	33.00
1610	4	"	12.	48.00
				<u>297.00</u>

The goods herein described have been duly received, charged and delivered.

Fischer Bros

POOR QUALITY ORIGINAL

0711

Form No. 9. Copyright 1909, by Fred. D. Blake.

Consignment; Order to Charge, and Deliver.

No. 75

New York, March 16, 1893.

Consigned to THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO., F. C. Linde & Co.

By Fischer Bros

to be charged to Messrs. Pier & Willgenoth

of the City of New York Town of _____ State of New York

at _____ per _____ on a credit of 97 Days

Less 5 per cent. Months

Goods to be delivered at expense of _____

THE FOLLOWING PROPERTY:

R.	1696.	3	74.	42.00
	1696/75	3	14.	42.00
	1696/83	3	14.	42.00
	1698	3	10.	30.00
R.	1698/76	3	10.	30.00
R.	1698/85	3	10.	30.00
	1695	4	8.25	33.00
	1610	4	12.	48.00
				<u>297.00</u>

The goods herein described have been duly received, charged and delivered.

Fischer Bros

POOR QUALITY ORIGINAL

0712

Form No. 3. Copyright 1892, by Fred. D. Blake.

Assignment and Power of Attorney.

Whereas, we have consigned to the MERCHANTS AND MANUFACTURERS COMMERCIAL CO., F. C. Linde & Co., Merchandise described in detail on Invoice, No. 75 to which reference is hereby made, and whereas we desire that the charge mentioned in said invoice be made upon our books and bill heads and this request has been granted, now therefore in consideration of the premises, Be it Known to all Men, that we do hereby bargain, sell, assign, transfer, set over and deliver unto said MERCHANTS AND MANUFACTURERS COMMERCIAL CO., F. C. Linde & Co., all our right, title, and interest of whatsoever kind or nature in the sale and account thereof of above described merchandise to Messrs. *Pratt Willquodt*

New York City

which has this day been duly entered upon our books for account of THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO. And be it further Known by these Presents, that we have made, constituted and appointed, and in these presents do make, constitute and appoint, THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO., F. C. Linde & Co., our true and lawful attorney for us, and in our name, place and stead, to receive, and collect and endorse in our name and stead any and all checks, drafts, or evidences of money which may be made to our order in collection of, or in partial payment of or on account of this sale of merchandise to Messrs. *Pratt Willquodt*

giving and granting unto said Merchants and Manufacturers Commercial Co., F. C. Linde & Co. 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 we might or could do if personally present, with full power of substitution and revocation, hereby ratifying and conforming all that said attorney or substitute shall lawfully do so or cause to be done by virtue hereof.

In Witness Whereof, we have hereunto set our hand and seal, the *16th* day of *March* in the year one thousand eight hundred and ninety *three*.

Sealed and delivered in the presence of

J. O. Bease

Dischel Bus



POOR QUALITY ORIGINAL

0713

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DISTRICT ATTORNEY'S OFFICE,
City and County of New York.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Frank D. Blake

vs.

Grace Fisher

Offence *Grand Larceny*

Date *Oct 29* 188*3*

Witnesses,

No. Street,

Mr Price

No. Street,

No. Street,

Baited by
Samuel Mann
108 W. 77 St.
City

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F. C. LINDE,

C. G. HAMILTON, Special,

F. W. CONKLIN.

**FRED'K C. LINDE & CO.,
Bankers and Warehousemen,**

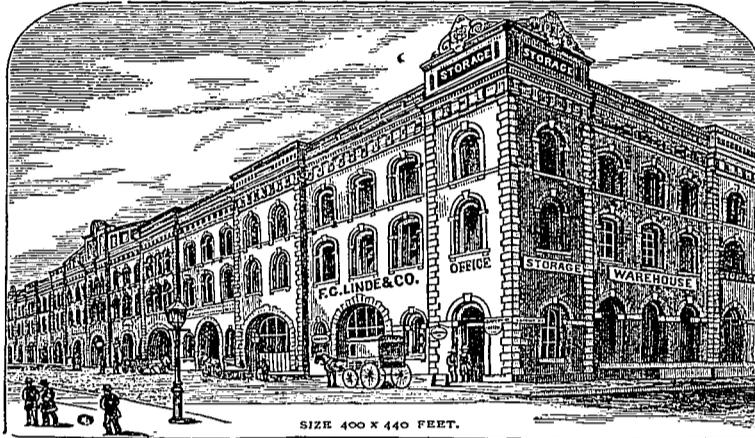
Hudson River R. R. Stores.

COLD STORAGE
and Freezing by Ice Machines,
Nine Machines in
operation.

Stores A, C, D, E, & F.
Cellars A, B, C, D, E, F, G,
and 6, 7, 8.

Insurance effected in all the
leading Insurance
Companies.

STEAM ELEVATORS.



Hudson River R. R. Stores.

GENERAL STORAGE
Varick and Beach Streets,
Hudson & Laight Streets
and
Nos. 178 and 180 Pearl
Street,

No. 138 Water Street,
Lancaster, Pa., cor. North
Prince and West Lemon
Streets,
Edgerton Wis., cor. Front
and Henry Streets.

STEAM ELEVATORS.

Principal Office, cor. Varick and Beach Streets,

Bonded Stores: 182 & 186 Pearl Street,
LIBERAL ADVANCES MADE ON MERCHANDISE.

New York, March , 1894. 189

Godfrey Moser, Esq.,

Dear Sir:-

In reference to the proceedings against Mr. Isaac Fishel we beg to say that we have at no time been actuated by any feeling of vindictiveness toward him, but we have felt that ourselves and the commercial community in this City should be protected in our business dealings, and, therefore, we thought that it was our duty to institute the proceedings which we have taken.

ing to state to the District Attorney of this County whenever called upon so to do, that we have received restitution satisfactory to ourselves for the losses that we have incurred and desire that the district attorney in the discharge of his duty shall extend to Mr. Fishel every consideration within his power.

Yours truly,

Fred'k C. Linde & Co.

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

-----x
THE PEOPLE OF THE STATE OF NEW YORK

Against

I s a a c F i s h e l
-----x

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment accuse Isaac Fishel of the crime of
Grand Larceny in the second degree, committed as follows:

The said Isaac Fishel, late of the City of New York,
in the County of New York, aforesaid, on the twentieth day
of ~~October~~ ^{March}, in the year of our Lord one thousand eight
hundred and ninety-three, at the City and County aforesaid,
with intent to deprive and defraud Frederick C. Linde and
Frederick ~~W.~~ Conklin, co-partners in trade, then and there
carrying on business in and by the firm name and style of
Frederick C. Linde & Company, and also as the Merchants and
Manufacturers Commercial Company, of the proper moneys,
goods, chattels and personal property hereinafter mentioned
and of the use and benefit thereof and to appropriate the
same to his own use then and there feloniously and ~~fraudulently~~
fraudulently did falsely pretend and represent to the said
Frederick C. Linde and Frederick ~~W.~~ Conklin,

THAT the firm of Fishel Brothers then carrying
on business in said city, and of which he the said Isaac
Fishel was then and there a member, had then lately before
sold and delivered to the firm of Price and Willgerodt, of
the said City, on credit, a bill of merchandise to the

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amount of and at the price of Two hundred and ninety-seven (297) dollars; that the said sale had been duly and truly entered on the books of the said firm of Fishel Brothers, and was then a good outstanding account and a good and valid asset of the said firm of Fishel Brothers; that a certain paper writing in the words and figures following, to wit:

"New York March 16th 1893.

Mess. Price and Willgerodt
City.

Bought of Fishel Bros. Manufacturers and

Importers of Ladies Cloaks

May 20

Terms 7/10 5/30 124 Greene St.

1696	3 Jkts.	14.00	42.00
1696/75	3 "	14.00	42.00
1696/83	3 "	14.00	42.00
1698	3 "	10.00	30.00
1698/76	3 "	10.00	30.00
1698/83	3 "	10.00	30.00
1692	4 "	8.25	33.00
1610	4 "	12.00	48.00
			<u>297.00</u>

If this Bill is not in all respects just as the trade was made, it must be returned for correction at once, as no change of terms or price will be allowed at time of settlement.

No claims allowed except within 10 days."

which he the said Isaac Fishel then and there produced and delivered to the said Frederick C. Linde and Frederick W. Conklin, was then and there a true actual and accurate statement of the said sale and account; that he the said Isaac Fishel then desired to borrow in good faith, from

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the said Frederick C. Linde and Frederick ^{W.} Conklin, for
and on behalf of the said firm of Fishel Brothers, ^{a sum of money} upon
the security of the said account and in accordance with
the purport, substance and effect of certain documents,
which he the said Isaac Fishel then and there produced and
delivered to the said Frederick C. Linde and Frederick
^{W.} Conklin, as follows, to wit: a certain paper writing,
the face thereof being in the words and figures following,
to wit:

"Form No. 1. Copyright 1892, by Fred. D. Blake

NEGOTIABLE NOTE, COLLATERAL SECURITY, AND TRANSFER
No. 75
\$297. # New York, March 16, 1893.

Ninety seven days after date

for vaule received, the undersigned hereby promise to pay
to _____ or order
Two hundred and ninety seven DOLLARS, at said Bank, in
gold coin or United States notes or Treasury notes, which
are a legal tender. It being understood and made a part
of the consideration for this note, that we have consigned
to the ~~Merchants and Manufacturers~~ Merchants and Manufacturers Commercial
Company, F. C. Linde & Co of New York City, the following
property for the payment of said note, and also as collat-
eral security, for all other present or future demands of
any and all kind, of the said Bank, against the undersigned
due or not due, viz: as per attached invoice No 75 form 2
which property has been charged by the said Company,
F. C. Linde & Co. to Price & Willgerodt

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of the Town or City of New York State of New York and that said Company, F. C. Linde & Co. will hold and does hold said account or the goods mentioned therein as collateral security as aforesaid, and we do hereby give full authority to said Bank to collect the amount of said bill to Price & Willgerodt

on the non-payment of this promise, or the non-performance of the of any payments of demands aforesaid, and without notice of intention and without demand of payment of this note, or of any of the said demands.

Fishel Bros."

And upon the back thereof then and there being the following matters, to wit:

" FOR VALUE RECEIVED, we jointly and severally promise and guarantee to the payment of the within note, upon transfer to either of us of the said note and all the right, title and interest of the said Bank, in and to the collateral securities, specified or referred to therein, if requested at the time of such payment."

" Authority is hereby given to The Merchants and Manufacturers Commercial Company, F. C. Linde & Co. to deliver the within note and the guarantee endorsed thereon, together with the collateral securities specified therein to and to receive the proceeds of a discount of the said note, and for value received, the undersigned hereby agree that

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if the Merchants and Manufacturers Commercial Company, F. C. Linde & Co. pay the within note, or if it is transferred to them by said Bank, that the said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. shall have all the right, title and interest and powers of said bank, in and to the collaterals specified and referred to herein, and the said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. may hold such collaterals in their entirety as security for the payment of any and all demands of said Merchants and Manufacturers Commercial Company, F. C. Linde & Co. against the undersigned, due or not due.

Fishel Bros."

Also a certain paper writing attached to the last mentioned paper writing in the words and figures following to wit:

"Form No.2 Copyright, 1892, by Fred. D. Blake

CONSIGNMENT; ORDER TO CHARGE, AND DELIVER.

No. 75

New York March 16, 1893.

CONSIGNED TO THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO.
F. C. Linde & Co.

by Fishel Bros.

to be charged to Messrs Price & Willgerodt

of the City of New York Town of State of New York

at per on a credit of 97:days
:months

Less 5 per cent

Goods to be delivered at expense of

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THE FOLLOWING PROPERTY

1696	3 Jkts.	14	42.00
1696/75	3 "	14	42.00
1696/83	3 "	14	42.00
1698	3 "	10.	30.00
1698/76	3 "	10.	30.00
1698/83	3 "	10.	30.00
1692	4 "	8.25	33.00
1610	4 "	12.	48.00
			<hr/>
			\$297.00

The goods herein described have been duly received, charged and delivered

Fishel Bros."

And also a certain paper writing in the words and figures following, to wit:

"Form No.3, Copyright 1892, by Fred.D.Blake

ASSIGNMENT AND POWER OF ATTORNEY.

WHEREAS, we have consigned to the MERCHANTS AND MANUFACTURERS COMMERCIAL COMPANY., F.C.LINDE & CO., Merchandise described in detail on Invoice No. 75 to which reference is hereby made, and whereas we desire that the charge mentioned in said invoice be made upon our books and bill heads and this request has been granted, now therefore in consideration of the premises; BE IT KNOWN TO ALL MEN, that we do hereby bargain, sell, assign, transfer, set over and deliver unto said MERCHANTS AND MANUFACTURERS COMMERCIAL COMPANY., F.C.LINDE & CO., all our right, title, and interest of whatsoever kind or nature in the sale and account thereof of above described mer-

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chandise to Messrs Price and Willgerodt New York City
which has this day been duly entered upon our books for
account of THE MERCHANTS AND MANUFACTURERS COMMERCIAL CO.
AND BE IT FURTHER KNOWN BY THESE PRESENTS, that we have
made, constituted and appointed, and in these presents do
make, constitute and appoint, THE MERCHANTS AND MANUFACT-
URERS COMMERCIAL CO., F.C. LINDE & CO., our true and lawful
attorney for us, and in our name, place and stead, to
receive, and collect and endorse in our name and stead any
and all checks, drafts, or evidences of money which may
be made to our order in collection of, or in partial pay-
ment of or on account of this sale of merchandise to Messrs
Price & Willgerodt

giving and granting unto said Merchants and Manufacturers
Commercial Co., F.C. LINDE & CO., 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 we
might or could do if personally present, with full power of
substitution and revocation, hereby ratifying and conform-
ing all that said attorney or substitute shall lawfully
do so or cause to be done by virtue hereof.

IN WITNESS WHEREOF, we have hereunto set our hand
and seal, the 16th day of March, in the year one thousand
eight hundred and ninety three

Fishel Bros.
Sealed and delivered in the presence of
F.D. Blake."

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(8)

That the three last mentioned paper writings herein-
above set forth were good, valid and valuable documents,
and had been duly made, signed and executed by the said
firm of Fishel Brothers in anticipation and for the purpose
of the said desired loan and properly described and set
forth the nature and terms thereof and that all the matters
set forth in the same were true and accurate in all things;
that the said loan was then solicited and desired in the
ordinary and regular course of business and that the said
documents then and there furnished ample, safe and
genuine security to the said Frederick C. Linde and Fred-
erick ^{W.} Conklin for the repayment of the said loan and
for their pecuniary protection therein;

By color and by aid of which said false and fraudulent
pretenses and representations, the said Isaac Fishel did
then and there feloniously and fraudulently obtain from
the possession of the said Frederick C. Linde and Frederick
^{W.} Conklin, the sum of One hundred and fifty six (156)
dollars in money, lawful money of the United States and
of the value of One hundred and fifty-six (156) dollars
of the proper moneys, goods, chattels and personal property
of the said Frederick C. Linde and Frederick ^{W.} Conklin
with intent to deprive and defraud the said Frederick
C. Linde and Frederick ^{W.} Conklin of the same, and of the
use and benefit thereof and to appropriate the same to his
own use

WHEREAS, in truth and in fact, the said firm of

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Fishel Brothers had not then lately before sold and delivered to the said firm of Price and Willgerodt, on credit, the said bill of goods and no such sale had been duly or truly charged or entered on the books of the said firm of Fishel Brothers, and no such sale was a good outstanding account or a good and valid asset of the said firm of Fishel Brothers, and the said paper writing in this indictment first set forth was not then and there a true, actual or accurate bill or statement of such sale and account or of any sale and account then lately before made by the said firm of Fishel Brothers,

AND WHEREAS, in truth and in fact the said Isaac Fishel did not then desire, in good faith, to borrow from the said Frederick C. Linde and Frederick ~~W.~~ Conklin, for and on behalf of his said firm, upon the security of the said account or in accord with the purport, substance and effect of the said documents hereinabove set forth which he so then and there produced and delivered to the said Frederick C. Linde and Frederick ~~W.~~ Conklin and the said last mentioned paper writings were not good, valid or valuable documents and had not been made or signed by the said firm of Fishel Brothers in anticipation, or for the purposes of such desired loan; and did not properly describe and set forth the nature and terms thereof; and all the matters set forth in the same ~~were~~ not true and accurate in all things and the said loan was not then solicited in the ordinary and regular course of business

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and the said documents did not then and there furnish ample, safe and genuine security to the said Frederick C. Linde and Frederick ^W Conklin for the re-payment of said loan or for their pecuniary protection therein; but the same were then and there wholly false, fictitious and feigned and had been fraudulently prepared by the said Isaac Fishel for the purpose of cheating and defrauding the said Frederick C. Linde and Frederick ^W Conklin

AND WHEREAS, in truth and in fact the pretenses and representations so made as aforesaid by the said Isaac Fishel to the said Frederick C. Linde and Frederick ^W Conklin were then and there in all respects utterly false and untrue as he the said Isaac Fishel at the time of making the same then and there well knew;

AND SO THE GRAND JURY AFORESAID, do say that the said Isaac Fishel in the manner and form aforesaid, the said proper moneys, goods, chattels and personal of the said Frederick C. Linde and Frederick ^W Conklin then and there feloniously did STEAL against the form of the statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,

DISTRICT ATTORNEY.

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BOX:

536

FOLDER:

4883

DESCRIPTION:

Fitzgerald, Catherine M.

DATE:

10/24/93



4883

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*W. M. Nicoll and
Strand and others*
Counsel,
Filed *189*
Pleads, *April 25*
on the ground of insanity
THE PEOPLE

Murder in the First Degree.
(Section 188, Penal Code.)

78.

I

Catherine M. Fitzgerald

DE LANCEY NICOLL,
District Attorney.

Dec. 16, 1893. Part 3, V. M. S.

A TRUE BILL.

Edward S. Taylor

San Francisco, Cal. May 29, 1894.
Strand and Acquitted on the
ground of Insanity at the
time of the commission of
the offense.
W. M. Nicoll, District Attorney
San Francisco, Cal.
Edward S. Taylor

Off Farley
Off Brunner

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*L. W. Nicoll and
Friend and advice*
Counsel,
Filed *Oct 1893*

*Plends, April 25
on the ground of insanity
THE PEOPLE*

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

I

Catherine M. Fitzgerald

DE LANCEY NICOLL,
District Attorney.

Dec. 16, 1893. Part 3, V. M. S.

A TRUE BILL.

Edward S. Taylor

*Subpoenaed and sworn May 29, 1894.
Friend and Acquainted on the
ground of insanity of the
time of the commission of
the offense.
I, E. S. Taylor, District Attorney,
do hereby certify that the above
named person is sane and
competent to stand trial.
June 4*

Off Farley

Off Brunner

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B. 318, 2, c.

Coroners Office New York County.

INQUEST INTO THE DEATH

- of -

CARRIE PEARSALL.

)
:
)
: B e f o r e
) HON. LOUIS W. SCHULTZE
: and a Jury.

New York October 12th 1893.

APPEARANCES: Mr. O'Hare representing the District Attorney
appears for the People.

-----000-----

MR. O'HARE: I offer in evidence the autopsy made by the
physician from which it appears there was a bullet shot
wound, the ball penetrating through the neck lodging
in the vertebrae and from that wound death resulted.

-----000-----

The autopsy is marked in evidence Exhibit
No. I.

-----000-----

OFFICER JACOB BRUNER, duly sworn:-

BY THE CORONER:

Q To what precinct are you attached? A To the 27th precinct.

Q You were informed that Mrs. Carrie Pearsall was shot and killed? A Yes, sir.

Q Where? A 515 East 86th Street.

Q Were you informed and by whom? A By Mrs. Catherine Fitzgerald.

MR. O'HARE: I ask your Honor to ~~to~~ direct the jury to make a finding in accordance with these facts.

-----000-----

VERDICT: WE FIND THAT THE SAID CARRIE PEARSALL, came to her death from penetrating pistol shot wound of spinal cord opposite first dorsal vertebrae inflicted by Catherine Fitzgerald at premises No. 515 East 86th Street October 2nd 1893.

-----000-----

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Coroners' Office, City and County of New York.

AUTOPSY.

An Autopsy performed on the body of Carrie Parcell
at 515 E. 80 St. on the third day of October 1893
at 8³⁰ o'clock A.M., sixteen hours after death, by
Frank J. O'Hara M. D., Coroner's Physician, revealed

External Examination:

Rigor mortis well marked. Body well nourished. No oedema of extremities. Powder stained irregularly oval area at angle of jaw on left side. Powder stained perforation in anterior triangular space of neck on left side, two inches to left of median line, and on a line with the lower border of thyroid cartilage, through which a probe was passed through the muscular tissue of the neck downwards, inwards & backwards until it reached the body of the first dorsal vertebra. No other external marks of violence observed.

Internal Examination:

The bullet wound was laid open, until it was made continuous with the thoracic cavity, and branches of the thyroid artery & vein were found severed. A hemorrhagic clot was found over the anterior surface of apex of right lung measuring about an ounce. The bullet was found imbedded in the body of the first dorsal vertebra on the left side, protruding into the spinal canal & piercing the spinal cord. The lungs were normal. Fatty degenerative

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Change of Death, changes were found in the heart, liver & kidneys. The spleen, stomach & intestines were free from organic disease. Anatomical diagnosis. Hemorrhage. Penetrating pistol shot wound of spinal cord. Frank J. O'Hara M.D., Coroner's Physician.

Sworn to before me this 3rd day of October 1893.

John W. Murphy
Coroner.

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STATE OF NEW YORK,

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CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the house of Coroners' Office
No. 57 Chambers Street, in the 6th Ward of the City of
New York, in the County of New York, this 12 day of October
in the year of our Lord one thousand eight hundred and ninety-three before
Louis W. Schultze
Coroner,
of the City and County aforesaid, on view of the body of Carrie Pearsall

lying dead at
Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner the
said
came to her death, do upon
their Oaths and Affirmations, say: That the said Carrie Pearsall

came to her death by penetrating pistol
shot wound of spinal cord opposite first dorsal
vertebrae inflicted by Catherine Fitzgerald at premises
No. 515 East 86th St. October 2nd - 1893.

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

JURORS.

Mr Sullivan 400	West St
John C. Murray 23	Murray St
John C. Murray 284 81 st	
Charles H. Schuchman 113	Chambers St
Peter Benz 472 - 72 Ave	
Walter May 339 W 4 th	
Miss Schuchman 103	Chambers Ave.
Daniel Berg 350 W 2 nd	
Louis W. Schultze	Coroner. N. Y.

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TESTIMONY.

FRANK J. O'HARE, M. D., being duly sworn, says:

I have made an autopsy of the body of

Carie Parsall

now lying dead at

575 East 86th St. and from such autopsy

and history of the case, as per testimony, I am of opinion the cause of death is

Shock; Haemorrhage; Penetrating pistol-shot wound of spinal cord opposite 1st dorsal vertebra, Oct. 2nd 1893; Homicidal.

Frank J. O'Hare M. D.

Sworn to before me,

this 3rd

day of

October

1893.

Louis

W. Murphy,

CORONER.

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MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
33 Years	Months	Days	W.D.	Res 515 East 86 th St.	Oct. 3 rd 1893

Died Oct. 2nd 1893; 4:30 P.M.
 M.S. W
 Yrs. in U.S. wife
 Occupation Housewife.

Alcegaud is said to have been shot
 from the balcony (1st story) in her room
 to her home 220th East 86th St.
 4:15 P.M. Oct. 2nd 1893

L. W. Schulte
 19
 1893

AN INQUISITION

On the VIEW of the BODY of

Carrie Parzelle

whereby it is found that she came to
 her death by Mrs. Stenning
 purchasing pistole shot
 brand of powder and other
 material and shot her
 fatal.

3

Inquest taken on the day
 of 1893 before

LOUIS W. SCHULTE, Coroner.

1893 19

POOR QUALITY ORIGINAL

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Coroners' Office.

CITY AND COUNTY OF NEW YORK, ss.:

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

Question—What is your name?

Answer—*Nathaniel Fitzgerald*

Question—How old are you?

Answer—*40*

Question—Where were you born?

Answer—*N. Y. City*

Question—Where do you live?

Answer—*2054 - 5th Ave*

Question—What is your occupation?

Answer—*Amateur House Keeper*

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

*I am not guilty -
Nathaniel M. Fitzgerald
12/12/93
Per [Signature]*

Taken before me, this *12* day of *Dec* 189*3*

Jessie M. Schuyler

Coroner.

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People, Ex. 1 1071

HOMICIDE.

AN INQUISITION
On the VIEW of the BODY of

Carrie Pearson

whereby it is found that she came to
her Death by the hands of

Nathaniel Fitzgerald



Inquest taken on the 12th day
of October 1893

before

Louis W. Schütz
Coroner.

Committed October 12, 1893

Filed
Discharged

Date of Death October 7, 1893

Completed rec'd Oct. 9/93

Oct 12, 1893

Nathaniel Fitzgerald
Defendant committed
to City Prison by
Coroner L. W. Schütz

			Years	Months	Days
	WHERE FOUND	PLACE OF NATIVITY	AGE		
Date When Reported					

MEMORANDA

POOR QUALITY ORIGINAL

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Police Court, 5 District.

(1852)

City and County of New York, ss.

of No. 27th Precinct Police Street, aged Charles F. Farley years, occupation Police Officer being duly sworn, deposes and says,

that on the 2nd day of October 1893, at the City of New York, in the County of New York,

Catharine Fitzgerald (now here) did, wilfully and maliciously cause the death of one Carrie Pearsall by shooting the said Carrie Pearsall in the neck, as deponent truly believes from the fact that at about the hour of 4.25 o'clock P.M. said date deponent found the said Carrie Pearsall lying in the hallway of the first floor of her residence at no 515 E 86 Street suffering from a gunshot wound in the left side of her neck from the effects of which she died in deponent's presence in about five minutes after deponent entered said hallway, and this deponent thereafter admitted in the Station house of the 27th Precinct Police that she did shoot and wound the said Carrie Pearsall, and gave the pistol she done the shooting with to the Sergeant in said Station house.

Wherefore deponent charges the said deponent with the wilful killing of the said Carrie Pearsall, and prays that she may be held and dealt with according to law.

Sworn to before me this 3rd day of Oct 1893 Charles F. Farley
Police Justice

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Sec. 192-200.

5

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Catherine Fitzgerald*

Question. How old are you?

Answer. *48 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *2570. 5th Avenue. 3 years*

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
Catherine Fitzgerald

People's Exhibit 1
rec 2873

Taken before me this 3 day of July 1897
[Signature]
Police Justice.

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Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Catherine M. Fitzgerald

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

- Catherine M. Fitzgerald -

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

The said *Catherine M. Fitzgerald*,

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

POOR QUALITY ORIGINAL

0740

said *Catherine M. Fitzgerald*, in and upon the *neck* of
 the said *Carrie Pearsall*, one mortal wound of the breadth of
 one inch, and of the depth of six inches, of which said mortal wound *she* the
 said *Carrie Pearsall*, ~~at the City and County aforesaid,~~
~~from the said~~ *day of* ~~in the~~
~~year aforesaid, until the~~ *day of* ~~in the same year~~
~~aforesaid did languish, and languishing did live, on which said~~
~~day of~~ ~~in the year aforesaid, the said~~
~~at the City and County aforesaid, of the said mortal~~
~~wound did die~~
then and there died.

AND SO THE GRAND JURY AFORESAID do say: That the said
Catherine M. Fitzgerald, her, —
 the said *Carrie Pearsall* in the manner and form, and by
 the means aforesaid, wilfully, feloniously and of *her* malice aforethought, did kill
 and murder against the form of the statute in such case made and provided, and against the
 peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0741

BOX:

536

FOLDER:

4883

DESCRIPTION:

Foran, William

DATE:

10/25/93



4883

0742

BOX:

536

FOLDER:

4883

DESCRIPTION:

Padden, Michael

DATE:

10/25/93



4883

0743

BOX:

536

FOLDER:

4883

DESCRIPTION:

Shannon, Michael

DATE:

10/25/93



4883

0744

BOX:

536

FOLDER:

4883

DESCRIPTION:

Harvey, John

DATE:

10/25/93



4883

POOR QUALITY ORIGINAL

0745

788/98 3-MCC

Counsel,
Filed 25 day of Feb 1893
Plends, 12th My paddy 30

Grand Larceny, second Degree,
(From the Person, second Degree,
Sections 228, 229, Penal Code.)

THE PEOPLE

vs.
William F. Farnham
Michael Sadden
Michael Shannon
and NA
John Harvey

DE LANCEY NICOLL,
District Attorney.

Part I 6th Dec 93

A TRUE BILL.

Edward J. Taylor

Foreman.
Dec 6/93

1, 2 + 8

Paul L. (i) charged

Witness:

Marie Ghis
Off Van Stuk

The complainant informs me that he had been owned a watch ~~which~~ and that he had none in his possession at the time when the alleged larceny was attempted from the company store at ~~head~~ I am persuaded that I would not be justified in placing the defendant upon trial when former reputation in the community I am informed to - I made myself known to the Government the discharge of the defendant upon these own recognizance. APR 18th 93
Paul L. (i) charged
Deputy District Attorney

0746

Police Court
Second Dist.

The People
Patrick Mc Namara

William Joran
Michael Padden
Michael Shannon

Examiner Before Justice Hogan
Before taking Complaint
Oct 16 1893

Marie Ghibo, being duly sworn
and examined by the court deposes
and says: I live at 41 Beauford
St.

Q Do you know the defendants?

A Yes sir - I do not know
anything about their names. I
know these two - (Michael Padden
and William Joran)

Q When did you see them for the
first time?

A I have seen them all summer

0747

long standing on the corner by
the butchers

Q Did you see them yesterday - did
you see them do anything?

A There was a man laid on
the sidewalk of the butchers
This Moran was the one that
took hold of the man first - then
Moran, - then the officer came
along on the opposite corner
and they all stopped around
and concealed the man from
officer

Q They stood in front of the
man?

A Yes, until the officer passed.
He went down and started
around the block

Q Who did that?

A The one with the black pants

Q Which one

A This one (Moran) This
man Padden opened the
man's vest and took his watch
by the chain and hung it like

Q

0748

Q. Then I yelled "stop thief"
twice. They did not put
back the man's watch.

Q. They kept it?

A. Yes Sir

Q. Do you know the man

A. No Sir -

Q. Do you see him here

A. Not looks like him

(Referring to a by stander
not the complainant
Mr. Navarra)

It was a man with a black
moustache. It was a dark
man

Q. What was done with him?

A. I do not know anything about
him. He followed the officer.
That is all I know

William H. VonKerk being duly sworn
deposes and says: I am a
Policeman of the City of Prescott
I arrested the defendant Padden
yesterday, and afterward I

0749

arrested these other Fouran
and A'annor

2 What was the circumstance
of the case?

A I was patrolling Bedford
at about half past 3 o'clock
P.M. when this lady, the last
witness, came over and informed
me. She was in blue pants and
was dressed in black. She
said they robbed a man of his
watch. She said they ran
around the corner. I ran
up after them as fast as I
could. There was four altogether
This Pedder stopped, as soon
as I came up. He said
"I aint got the watch, I have
not taken it; you can search
me. So I brought him around
and this lady identified him
I took the him to the station
house and made this charge
against him. On the way
to court. This Pedder

0750

informed me that Shannon
took the watch. I went down
to Shannon's house and
arrested him this afternoon.
Morning, He told me about
Foran. Then I went to
Foran's residence and arrested
him. Foran told me that
Shannon took the watch.
Each of the prisoners said the
other took the watch. They
said that another, named
Harvey was in it. I could
not find Harvey. That is all
I know.

- Q Do you identify these three
men as those who were there?
A I only saw Padden and
Harvey. This Padden is
the one that stopped and said
I did not have the watch.
Q You had not said anything to him
about a watch.
A No. He said, when I

POOR QUALITY ORIGINAL

0751

pt In "I have not taken
the watch: you can search me"

Adjourned to Oct 17,
at 10 A. M.

POLICE COURT,
SECOND DISTRICT,
W. L. GIMSEY, JES.
STENOGRAPHER.

6

POOR QUALITY ORIGINAL

0752

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 2 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

William H. Van Kirk

of the 9^a Precinct Police, being duly sworn, deposes

and says that *Patrick McNamara*

(now here) is a material witness for the people against

William Fosau & others charged

with *Grand Larceny*. As deponent has

cause to fear that the said *McNamara*

will not appear in court to testify when wanted, deponent prays

that the said *McNamara* be

committed to the House of Detention in default of bail for his

appearance.

William H. Van Kirk

Sworn to before me, this
day of *Sept* 189

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0753

Police Court 9 District. Affidavit—Larceny.

City and County of New York, ss:

Patrick McNamara

of No. Panama Av. Young City Street, aged 32 years, occupation Driver being duly sworn,

deposes and says, that on the 15 day of October 1897 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 silver watch and chain of \$ value of about five dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by William Moran, Michael Padden, Michael Shannon (now Lee) and John Harvey not arrested. Deponent had the said watch in his vest pocket that day, and deponent was intoxicated. Deponent is informed by Marcia Mc Ghee now Lee that she saw the defendants acting in concert taking the said property from deponent's person while deponent was lying intoxicated in Bedford St at the corner of Young Street about the hour of 3 o'clock p.m. on said date, and deponent is informed by Officer William Van Kirk of the 9th Precinct

sworn to before me this

78th Nov 1897

POOR QUALITY ORIGINAL

0754

That he arrested the defendant
Padden within a few minutes of the
said larceny, and that he saw
the defendant John Harvey Murray
and deponent is informed
by said Marie Glie that she saw
the defendants acting in concert
by shielding the deponent from
view as officer Van Kirk passed
by a few minutes before the said
writ was taken, and that the
one who actually took the said
writ from deponent Jessor was
the defendant Michael Padden

Sworn to before me this
16th day of October
1893. } (Patrick J) Barrera
D. J. Hoffmann
Notary Public

POOR QUALITY ORIGINAL

0755

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

Michael Shannon 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 a 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. *Michael Shannon*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *48 Leroy Street; 3 years*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer. *I am not guilty*

Michael Shannon

Taken before me this
day of *March* 189

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0756

Sec. 198-200.

2 District Police Court. 1882

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

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

Question. What is your name?

Answer. William Foran

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. N.S.

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

Answer. 69 Carmine St 3 years

Question. What is your business or profession?

Answer. Paper Boxes

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

William Foran

Taken before me this

day of June 1899

1899

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0757

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Maria Ghio
aged 54 years, occupation Kepp house of No.

41 Bedford Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Patrick McNamara
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 16
day of October 1893 }

16 Ghio

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0758

Sec. 198-200.

2 District Police Court. 1882

City and County of New York, ss:

Michael Padden 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. Michael Padden

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. N.Y.

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

Answer. 58 Leroy St. 8 years

Question. What is your business or profession?

Answer. Printer

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

Michael Padden

Taken before me this

16

day of March 1893

Police Justice.

[Signature]

84 Oct 17 1893

Complaining
Attorney General
by - John Mulqueen
393 West St.

BAILED

No. 1, by John Mulqueen
Residence 393 West St.

No. 2, by Samuel Hanna
Residence 290 - 130th St.

No. 3, by Charles West
Residence 1525 Avenue A.

Police Court
District 1116

THE PEOPLE, et al.
ON THE COMPLAINT OF

John McManus

William Fran

Michael Padden

Michael Hanna

Office

Dated Oct 16 1893

Magistrate

Law Clerk

Witnesses officers

Mark Spivak

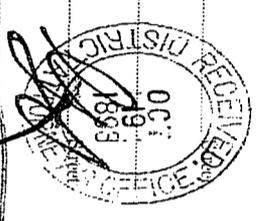
41 Bedford St.

No. 377

No. 1512

No. 1512

No. 1512



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 five 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 Oct 16 1893 Police Justice.

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

Dated Oct 17 1893 Police Justice.

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

Dated Oct 17 1893 Police Justice.

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

Dated Oct 18 1893 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 18 Police Justice.

POOR QUALITY
ORIGINAL

0760

504

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
William Moran, Michael
Padden, Michael Shannon
and John Harvey

The Grand Jury of the City and County of New York, by this indictment, accuse
William Moran, Michael Padden,
Michael Shannon and John Harvey
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said William Moran, Michael Padden,
Michael Shannon and John Harvey, all
late of the City of New York, in the County of New York aforesaid, on the
day of *October*, in the year of our Lord one thousand eight hundred and
ninety-*three*, in the *day*-time of the said day, at the City and County aforesaid,
with force and arms,

one watch of the value
of four dollars, and one
chain of the value of one
dollar

of the goods, chattels and personal property of one *Patrick McNamara*
on the person of the said *Patrick McNamara*
then and there being found, from the person of the said *Patrick McNamara*
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.

De Launcey Nicoll,
District Attorney

0761

BOX:

536

FOLDER:

4883

DESCRIPTION:

Foster, George

DATE:

10/30/93



4883

POOR QUALITY ORIGINAL

0762

111
1893
Oct 30/93

Witnesses:

Geo Murphy
Ellen Phillips

Paul Ross / 93 by
Adolph Luckert
193 Brewery

After an examination
of the carbon printing
then submitted to Council
and obtained from
you. Has now elapsed
since the filing of the
motion - second
reading of same
Bill -
Adm. moved
and carried
Dec 15 '98

Counsel,

Filed *30th* day of *Oct* 1893

ENTERED
1. 4. 3.

Pleaded *W. J. Quilty - cont*
THE PEOPLE

v.s.

James G. Foster
George Foster

FALSE REGISTRATION.
(Section 418, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Foreman.

*Bill discharged on
motion of D.A.
M. T. M. G.
Dec 15 '98*

POOR QUALITY
ORIGINAL

0763

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

THE PEOPLE OF THE STATE OF NEW YORK

against

George Foster

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse George Foster
of a FELONY, committed as follows:

Heretofore, to wit: on the 18th day of October, in the year
of our Lord one thousand eight hundred and ninety-three the same being a day duly ap-
pointed by law as a day for the general registration of the qualified voters of the said City and
County, the said George Foster late of the City and County afore-
said, at the City and County aforesaid, did personally appear before the Inspectors of Elec-
tion of the Thirty-first Election District of the Third
Assembly District of the said City and County, at a meeting of the said Inspectors of Election
then being duly held at the duly designated polling place of the said Election District, for the
purpose of the general registration of the male residents of the said Election District who would
be at the election next following the said day of registration (to wit: on the seventh
day of November, in the year aforesaid, being the Tuesday succeeding the first Monday in the
said month of November, and being the day duly appointed by law for the holding of a general
election throughout the said State and in the City and County aforesaid), entitled to vote therein,
and did then and there, at the said general registration of voters, feloniously cause his name to
be placed upon the list and register of voters of and in the said Election District, then being
made by the said Inspectors of Election for the said election, he the said George Foster
then and there well knowing that he would not be a qualified voter in the said Election District
at the said election in this, to wit: that the said George Foster was not then
nor would he on the said day of election have been, an inhabitant of the said State one year
next preceding such election, and the last four months a resident of the said County of New
York, and for the last thirty days a resident of the said Election District, as he the said
George Foster then and there well knew; against the form of the statute in such
case made and provided, and against the peace and dignity of the said People.

DE LANCEY NICOLL,

District Attorney.

0764

BOX:

536

FOLDER:

4883

DESCRIPTION:

Frank, Max

DATE:

10/05/93



4883

POOR QUALITY ORIGINAL

0765

Witnesses:

Leopoldo...

[Faint signature]

[Faint signature]

Counsel,

Filed

day of

1893

5 Oct

Pleas,

Max Frank

THE PEOPLE

vs.

Max Frank

Grand Larceny, *Second* Degree. [Sections 228, 227 Penal Code.]

DELANCEY NICOLL,

District Attorney,

De Lancey Nicoll
Flender J. Loney

A TRUE BILL,

Edward G. Taylor

Foreman.

Edw G Taylor

POOR QUALITY ORIGINAL

0766

1912

Police Court Fourth District. Affidavit—Larceny.

City and County of New York, } ss.

of No. 1788 Third Avenue Street, aged 31 years, occupation Mitchu being duly sworn,

deposes and says, that on the 25 day of September 1893 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:

Good and lawful money of the United States of the amount and value of fifty dollars.
\$50.00

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 Max Frank, merchant for

the following reasons: That on said date the said sum of money was in the money drawer in deponent's shop at the above address. That the defendant was in the shop. That immediately after the defendant left deponent missed the money. That deponent since caused the defendant's arrest and that the defendant admitted having taken the money and told deponent where part of it was and returned it to deponent. Therefore deponent prays that the defendant be dealt with according to law.

Leopold Wolf

Sworn to before me, this 25 day of September 1893 at New York City, Police Justice.

POOR QUALITY ORIGINAL

0767

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, }

Max Traus

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, and 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. *Max Traus*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *W 1701 Lexington Avenue Mos*

Question. What is your business or profession?

Answer. *Butcher*

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 -
Weg Traus*

Taken before me this *12* day of *April* 188*9*
[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0768

BAILIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court--- 14 District 1046

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carroll Street
1288 1/2 13th St
New York

1
2
3
4

Grand Larceny

Date: *Sept 17* 189*3*

Magistrate

Officer

Precinct

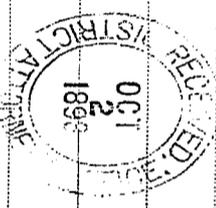
Witnesses

No. Street

No. Street

No. Street

No. Street



\$ to answer

No. Street

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

Defendant

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

Dated, *Sept 17* 189*3* *M. F. Brady* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

**POOR QUALITY
ORIGINAL**

0769

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Max Frank

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

Max Frank

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

The said

Max Frank

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

the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars

of the goods, chattels and personal property of one

Leopold Wolf

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.

*De Lancey McCall,
District Attorney*

0770

BOX:

536

FOLDER:

4883

DESCRIPTION:

Fullem, John

DATE:

10/06/93



4883

0771

WITNESSES:

Chas F. Heeler

Francis Kelly

I presented the within case to a jury and twenty of their number found for acquittal. I am satisfied by the testimony given to me that the defendant has been confined in the city prison since the second day of October '93 - I must therefore presume that the defendant has discharged upon his own recognizance.

Wm. Brown.
July 20th 94.
Ad. Macdonald
Jan 20 94
Auct

#70

Counsel, Randy Torrance
Filed 6th day of Oct 1893
Plends, M. J. Kelly

THE PEOPLE
vs.
John Sullivan
Grand Larceny, second Degree.
(From the Person)
[Sections 528, 529, Penal Code.]

DE LANOBY NICOLI,
District Attorney.

Part 3. November 20 1893
Tried and jury disagreed
Part I. A. M. E.
A TRUE BILL.

Edward G. Taylor
Foreman.
on return of verdict
deft. acquitted on his
own recognizance
Wm. Brown
July 20 94
Ad. Macdonald
Jan 20 94
Auct

POOR QUALITY ORIGINAL

0772

1912

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 10th Street Hoboken N.J. Street, aged 42 years,

occupation Laborer being duly sworn,

deposes and says, that on the 2 day of October 1893 at the City of New

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

One Silver Watch with Hair Guard and of the value of thirty dollars

\$30⁰⁰/₁₀₀

Sworn to before me, this 2 day of October 1893 at Hoboken N.J.
Police Justice.

the property of deponent

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

from the fact that at about the hour of 12 o'clock, noon deponent was lying asleep in the doorway of the premises 23 & East 42nd Street and the said watch was in left hand lower pocket of the vest worn on deponent's person and attached to said vest by the said Hair Guard. Deponent is informed by Charles Hillert of 794 2 Avenue and Frank Kelly of 797 2 Avenue that they saw the said deponent take said and carry away said property from the possession and person of deponent.

I Dick 09999

POOR QUALITY ORIGINAL

0774

Complainant & witness

BAILED, by

No. 1, by *W. J. Roman*

Residence *86 Beute* Street

No. 2, by _____

Residence _____ Street

No. 3, by _____

Residence _____ Street

No. 4, by _____

Residence _____ Street

Police Court... District. 1066

THE PEOPLE, vs.,
ON THE COMPLAINT OF

Victim's Attorney

HOUSE OF DETENTION CASE

John J. Williams

1 _____

2 _____

3 _____

4 _____

Offense *Lapsed from the prison*

Dated, *Oct 2* 1893

Rankin Magistrate

Mulvaney Officer

21 Precinct

Witnesses *Charles J. Williams*

No. *294* Street

Frank Hillig

No. *797* Street

Complainant's Attorney

No. *1000* Street

to answer

W. J. Roman

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

Dated, *Oct 2* 1893 *Charles Rankin* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

POOR QUALITY ORIGINAL

0775

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 4 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me, this 13 day of May 1899

Chas H. Runk
Police Justice.

of the 21 Precinct Police, being duly sworn, deposes and says that Richard Korman (now here) is a material witness for the people against John Sullivan charged with Larceny. As deponent has cause to fear that the said Richard Korman will not appear in court to testify when wanted, deponent prays that the said John Sullivan be committed to the House of Detention in default of bail for his appearance.

Patrick Mahoney

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 15 years, occupation School Boy of No. 794 5 Ammons Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Richard Korman and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 2 day of May 1899

Chas H. Runk
Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Tuller

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

John Tuller

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

The said

John Tuller

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

one watch of the value of twenty five dollars and one guard of the value of five dollars

of the goods, chattels and personal property of one *Richard Harrigan* on the person of the said *Richard Harrigan* then and there being found, from the person of the said *Richard Harrigan* 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.

De Laurey Nicoll,
District Attorney

0777

BOX:

536

FOLDER:

4883

DESCRIPTION:

Fuller, Edward G.

DATE:

10/20/93



4883

POOR QUALITY ORIGINAL

0778

ms

Witnesses:

Arthur G. Goussier

Counsel,

Filed *12/15/93* day of *Dec* 1893

Pleaded

12/15/93
THE PEOPLE vs.

Edward S. Fuller

Attorney at Law
Grand Larceny, Second Degree,
[Sections 528, 529, Penal Code]

Oct 23/93

DE LANCEY NICOLL,

District Attorney,

Henry Gully

Ben [unclear] 191.2 hrs, 1911

A TRUE BILL.

Edward G. Taylor

Foreman.

POOR QUALITY ORIGINAL

0779

1012

Police Court— 4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Nathan Gusher

of No. 351 W 43" Street, aged 43 years,

occupation Shoe Maker being duly sworn,

deposes and says, that on the 11 day of Oct 1899 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 night-time, the following property, viz:

Seven pairs of shoes of the value of
fourty dollars \$40.⁰⁰

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Edward G Fuller (now free)

from the fact that deponent saw the said defendant in the act of breaking the lock of his shoe case in front of the above premises attempting to take and steal and carry away the said property from said shoe case

Sworn to before me, this 11 day of Oct 1899

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0780

Sec. 193-200.

4P District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Edward G. Fuller

Question. How old are you?

Answer.

23 yrs.

Question. Where were you born?

Answer.

New York

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

Answer.

749 - 6 Ave - 6 mos.

Question. What is your business or profession?

Answer.

Car Driver

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

Answer.

I am not guilty
Edward G. Fuller

Taken before me this 19 day of April 1899
James J. Smith
Police Justice

POOR QUALITY ORIGINAL

0781

POLICE COURT 4 DISTRICT.

City and County of New York, ss.

THE PEOPLE
vs.
Edward J. Fuller

On Complaint of Nathay Gursler
For Attempt-Larceny

After being informed of my rights under the law, I hereby waive a trial by Jury on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated..... 189

James H. Burke Police Justice.

Edward J. Fuller

POOR QUALITY ORIGINAL

0782

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

Police Court--- 4 District. 112
 THE PEOPLE, &c.,
 ON THE COMPLAINT OF
 Nathan Jones
 357 W. 43rd St.
 Edward Guiler
 2
 3
 4
 Dated, Oct 12 189
 [Signature] Magistrate
 [Signature] Officer
 Precinct
 Offense: Attempted Larceny
 No. 500
 District Attorney
 [Signature] Street

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

defendant

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

Five Hundred Dollars, and be committed to the Warden and Keeper of

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

Dated, Oct 12 189 [Signature] Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

POOR QUALITY ORIGINAL

0783

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Edward G. Fuller

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward G. Fuller
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Edward G. Fuller*,
late of the City of New York, in the County of New York aforesaid, on the *eleventh*
day of *October*, in the year of our Lord, one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,
fourteen shoes of the value
of three dollars each

of the goods, chattels and personal property of one *Nathan Gonsker*

then and there being found, then and there feloniously did *attempt 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.

De Launcy Nicoll
District Attorney