

06 19

BOX:

274

FOLDER:

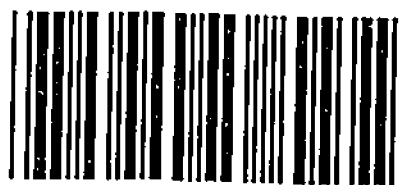
2634

DESCRIPTION:

Faulkner, Arthur

DATE:

09/15/87



2634

0620

115

Witnesses:

Samuel Faulkner
Off. Henry Allen 25th Dec

Counsel, *de*
Filed, 15 day of Sept 1887
Pleads, *indictment*

THE PEOPLE

vs.

Arthur Faulkner

Grand Larceny *second* degree
[Sections 528, 581 Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles D. Forest

Foreman.

Frederick J. Linnick
James J. Linnick

0621

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Arthur Faulkner

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I further say that I am the father of the defendant - who is a plumber by trade - on the night he took my watch he was very much under the influence of liquor for over a week, and I believe had he been in his sober senses he would not have taken my property - and I am satisfied he would have returned it to me on the following morning -

Subscribed and sworn to before me
this 26th day of September 1857 } Samuel ^{his} Faulkner
mark
John Ayer
Notary Public
New York County

City and County of New York ss

Ann^e Faulkner being duly sworn says. I am the wife of the complaining witness and the mother of defendant. That my son is a plumber by trade, earning from fifteen to twenty dollars per week out of which he always contributed towards my support - on the morning after he took my husband's watch ~~and~~ ^{he} asked me for fifty cents to redeem the watch and chain as he

0622

had borrowed that amount on it from a young man
I did not give him the money. He gave me the name of
the man. Thomas Hope who had it and I redeemed it.
My son had been drinking for a week prior to the
alleged larceny, and I firmly believe he had no
intention of depriving my husband of his
property.

Sworn to before me
this 28th day of September 1887

Amos Faulkner
mark

John Ayer
Notary Public
New York County

Count of General Records

Papers to
against
Arthur Faulkner

0623

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 340 E 66 Samuel Faulkner
occupation Janitor Street, aged 55 years,
being duly sworn

deposes and says, that on the 21 day of September 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

one silver watch with gold chain
attached of the value of thirty
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 Arthur Faulkner (now here)

from the fact that said deponent
acknowledged and confessed in
the presence and hearing of Officer
Henry Ailes of the 25th Precinct Police
that he took stole and carried
away said property

his
Samuel X Faulkner
marks

Sworn to before me, this
day of Sept 1887

Samuel J. O'Reilly Police Justice.

0624

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Ahles
aged 32 years, occupation Police Officer of No
251 1/2 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Samuel Faulkner
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 1
day of Sept 1887

Henry Ahles

Samuel Faulkner
Police Justice.

0625

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

Arthur Faulkner 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.

Arthur Faulkner

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer,

U. S.

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

Answer.

340 E 66th St

10 years

Question. What is your business or profession?

Answer,

P. Plumber

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

Answer.

I am guilty

Refused to sign name

Taken before me this

day of

Sept 11 1887

Police Justice.

0626

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

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

Dated Sept 1 188 7

Sam'l C. Bull Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

0627

159
Police Court-- 4 District. 1423

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel Faulkner
340 E 66
Arthur Faulkner

2
3
4

Offence
Grand Larceny

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Sept- 1 1887

H. O. Reilly Magistrate.

Henry Atkins Officer.

25 Precinct.

Witnesses Officer

No. Street.

No. Street.

No. Street.

\$ 1000 to answer \$

COMPLETED

0628

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Arthur Sandaner

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

Arthur Sandaner —

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

The said Arthur Sandaner,

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

one watch of the value of
twenty dollars, and one
chain of the value of fifteen
dollars,

of the goods, chattels and personal property of one Samuel Sandaner,

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.

Samuel Sandaner

District Attorney.

0629

BOX:

274

FOLDER:

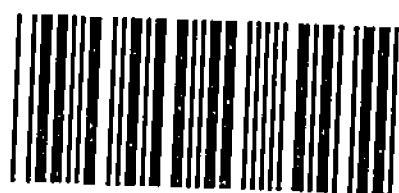
2634

DESCRIPTION:

Fenton, Bernard

DATE:

09/29/87



2634

0630

BOX:

274

FOLDER:

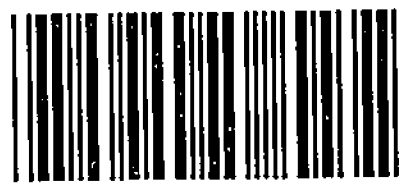
2634

DESCRIPTION:

Fenton, John

DATE:

09/29/87



2634

Edward Calcutt

#288

Counsel,

Filed 29 day of Sept. 1887

Pleads *Indignantly - 10/1/87*

THE PEOPLE

N. Williams
vs.

Bernard Fenton

46, Westbrook, in 1887
14th - 9th

John Fenton

Charles W. Condit

District Attorney.

A True Bill. 72, May 10. 1888

With pleads & jury
trying \$100,000
Chas. W. Condit Foreman.

No 2

R

Allowing Gambling Apparatus to be Used.
(Section 814, Penal Code).

0631

0632

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

Copy

People
v
John Fenton ; Gambling.

September 8th, 1887.

C. A. Moses, Esq.

Attorney and Counselor,

52 Beaver Street.

Dear Sir :

In reference to yours of the 7th inst. addressed to the District Attorney, requesting the return of money taken from the above named defendant, I have reported to Mr. Martine that the property in question is of no value to this office as evidence, and he has authorized me to give a certificate of that fact to the Property Clerk.

If you will send Fenton or his representative here, I will give it to him any time.

Yours respectfully,

A. D. Barker

Chief Clerk.

0633

G. ARNOLD MOSES,
ATTORNEY & COUNSELOR AT LAW,
52 Beaver St. N. Y.

People v. }
John Denton } Gambling
New York, Sept. 1, 1887

District Attorney of N.Y.
Dear Sir:

No indictment has been found yet herein and I doubt the jurisdiction of the law.

The sum of \$15.00 was taken from defd. for "safe keeping" not as evidence and the receipt reads so. The money is now at the Property-clerk's.

The defendant needs this for his defense.

I would respectfully request your order to the property clerk which together with the receipt given by the Police will obtain this defendant his property.

Yours Truly
G. A. Moses

0634

John & Bernard Fenton were committed July 31, ult., charged with ~~the~~ allowing the use of gambling apparatus on board the steamer "Crystal Wave." They were subsequently bailed, & now await the action of the Grand Jury. The money alluded to in this letter is of no service to this office as evidence, & I see no objection to its certifying to the Property Clerk.
September 7, 1887. C. W. Parker

Give certificate - R. B. M.
To M. Parker

Rec'd
John Fenton
Gambling

0635

G. ARNOLD MOSES,
ATTORNEY & COUNSELOR AT LAW,
52 Beaver St. N. Y.

Charge
Gambling

the People &
Bernard Fenton
+ John Fenton
New York, Aug. 1. 1887.

R. B. Martine Esq

Dish. Atty

Dear Sir:

Please
take notice that I
am retained for the
defendants herein
and request you
will kindly cause
all notices to be served
on me at the above
address

Yours Truly
G. A. Moses.

0636

The People

vs.

Bernard Tanton

x

John Tanton,

gambling.

Choice of appearance
of G. D. Moses.

0637

Police Court, / District.

City and County } ss.
of New York,

of No. 16 1st St. Greenwich Street, aged 30 years,
 occupation Police officer being duly sworn, deposes and says,
 that on the 30 th day of July 1887, at the City of New
 York, in the County of New York,

Benjamin Fenton and John Fenton
 (man here) did keep and use a
 table dice and other apparatus
 used for gambling and upon
 which money is usually wagered
 or staked, within the steam boat
Crystal Wave ^{in the waters of the State} navigating between
Long Branch and New York in the
 waters of the Hudson River, in
 violation of Section 536 of the
 Penal Code

from to before
 me this 31st day of July '87 } Edward A. Collins

J. A. Smith

Police Justice

0638

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

188

Police Justice.

0639

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK ss.

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

Question. What is your name.

Answer. *John Denton*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *192 Mul truck Ave Brooklyn 57 years*

Question. What is your business or profession?

Answer. *Reigns*

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

Answer. *I am not guilty and demand a trial by jury at the Court of General Sessions*

John Denton

Taken before me this

day of

188

Police Justice.

0640

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

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

Dated July 31 1887 J. Kilbuck Police Justice.

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

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

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

Dated 188 *Police Justice.*

0641

Police Court-- 1 District. 1203

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry A. Callender
34 Recty
John Hunter
John Hunter
Offence

BAILED,

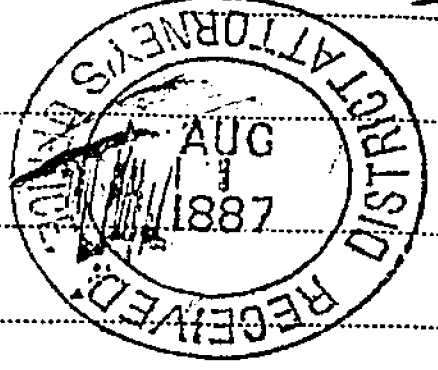
1 and 2 Isaac Rabinowitz
No. 1, by Isaac Rabinowitz
Residence 473 6th Ave Brooklyn Street.

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

Dated July 31 1887
Robert Magistrate.
Callender Officer.
34 Precinct.

Witnesses _____
No. _____ Street.
No. _____ Street.

No. _____ Street.
\$ 500 to answer Callender
Callender



0642

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Demond Barton and
John Barton*

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

John Barton

of the CRIME OF ALLOWING GAMBLING APPARATUS TO BE USED, for gambling purposes,
committed as follows:

The said *Demond Barton and John
Barton, both late*

late of the ~~Ward~~ of the City of New York in the County of New York
aforesaid, on the ~~thirtieth~~ day of *July*, in the year of our
Lord one thousand eight hundred and eighty-~~seven~~, and on divers other days
were and yet are common gamblers; and ~~they~~ the said

Demond Barton and John Barton
on the day and in the year aforesaid, at the Ward, City and County aforesaid, in a
certain room in a certain building there situate, known as Number ~~in and on~~
~~board of a certain steamer~~ called the "Engel
Wave" ~~and have therein in the masts there~~
~~commonly known as the Hudson or North River,~~
with force and arms, feloniously did allow to be used for gambling purposes, to wit:
for the purpose of therewith conducting a certain banking game commonly called

where money and property were dependent upon the
result, a certain gambling table, establishment, and divers cards, chips, devices and
apparatus, a more particular description whereof is to the Grand Jury aforesaid un-
known, and cannot now be given, the same being suitable for the purposes aforesaid,
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.

Handwritten signature

~~JOHN MCKEON~~ District Attorney.

0643

BOX:

274

FOLDER:

2634

DESCRIPTION:

Fink, Abram

DATE:

09/12/87



2634

Witnesses:

Annie Glensel
Off Parker 29th June

46 Friend

Counsel,
Filed day of 19th Sept 1887
Pleads *Not guilty*

THE PEOPLE

vs.

Abram Fink

Grand Larceny in the
(MONEY)
(Sec. 528 and 530, Penal Code.)

RANDOLPH B. MARTINE,

15
District Attorney.

A True Bill.

15
Chas. J. DeForest

15
Schuyler W. ...
Spencer ...
...
... years.

0645

VI

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

August 27th, 1888.

Sir :

Application for Executive clemency having been made on behalf
of Abram Fink..... who was convicted of Grand Larceny 2d
Degree in the county of New York..... and sentenced October 7, 1887,
to imprisonment in the Sing Sing Prison..... for the term of
four years..... I am directed by the Governor
respectfully to request that, in pursuance of Section 695 of the Code
of Criminal Procedure, as amended in 1884, you will forward to him a
concise statement of the facts and circumstances developed upon the
trial, or upon the preliminary examination, or before the coroner's
jury if no trial was had, together with your opinion of the merits of the
application. Will you also inform the Governor of any other matters
having a bearing upon this case which have come to your knowledge
since conviction ?

It is particularly requested that each letter of inquiry from
the Executive Chamber should be separately answered.

I am,

very respectfully yours,

Hon. John R. Fellows,
District Attorney,
New York City.

William H. Linn
Private Secretary.

0646

Answered
Feb 12 1899
J. R. S.

0647

5

City and County of New York S.S.

Annie Mensch residing at
No. 730 East 150th Street in said
city deposes and says that she
has heard read the transcript
in brief form, of her testimony
given on the trial of Frank
Pink in the Court of General
Sessions and now repeats the
statements as to Frank which
she made on that occasion.
She is now and always has
been positive that Frank
Pink is the young man
who stole her pocketbook and
is positive that she is not
mistaken as to his identity.
Defendant has no feeling against
the defendant Frank Pink and
is only telling the truth in rela-
tion with the carrying of her
pocketbook.

Sworn to before me Annie Mensch.

this 31 day of August 1888.

William R. Turner
Notary Public
New York Co.

0648

Reheated in
apparent

0649

6

City and County of New York, ss.
 George E. Parker, residing at
 No. 1236 East 126th Street, said
 city, deposes and says that he
 is a Police officer attached to the
 29th Precinct in said city;
 that he has read the sworn
 married transcript of his
 testimony given on the trial
 of Abram Frank in the Court
 of General Sessions and now
 repeats the statements then made;
 that deponent remembers the occa-
 sion of said Frank's arrest
 and is positive that the com-
 plainant Mrs Annie
 Monack fully identified
 him as the young man
 who had stolen her pocket-
 book

George E. Parker

Sworn to before me
 this 31st day of
 August 1888

William H. Fenner
 Notary Public
 New York Co.

The People { Court of General Sessions. Part I
 Abram Fink { Before Judge Geldersleeve. Oct. 7. 1887
 Indictment for grand larceny in first degree.
 Annie Mensch, sworn and examined,
 testified. Where do you live? At 152nd street, on
 the 29th of August I was at Sultzer's Park, 127th
 street and Second Avenue. I did not see
 the defendant before, but I saw him when he
 took the pocket book out of my pocket in
 the Park that night. I got hold of his arm.
 My husband was throwing rings on Knives
 I was standing beside him and this young
 fellow (the defendant) came up alongside of
 me, behind me, and put his hand in my
 pocket and took out the pocket book; he did
 not have his hand out until I had hold
 of his arm. I called my husband and he
 dropped the pocket book; my husband called
 an officer and he came and took the
 defendant away; it was my pocket book
 and contained fifteen dollars. I am sure
 the defendant is the man whose arm I
 held and when I held it he dropped the
 pocket book. Cross Examined. This was be-
 tween eight and nine o'clock; there was
 a picnic in the Park; there was a lot of
 people there; there were four or five people
 standing around me when the pocket

book was taken from me. I am sure the defendant was one of those persons. I took hold of his arm, not his hand. He did not have the coat on which he is wearing now, but a dark coat; the defendant was standing by my side and I looked at him; when I caught hold of him he had not his hand quite out of my pocket. I had my baby in one arm and I caught hold of him with the other hand. I am sure this is the man. He did not get out of my sight till he was arrested; he had the pocket book in his hand yet when I caught hold of his arm and he dropped it. I saw it in his hand when he dropped it.

George Parker sworn and examined, testified: What precinct are you connected with? The Twenty ninth precinct. Were you on duty at the Park on the 29th of August? Yes sir. You arrested this man? Yes sir. When you arrested him did this woman have hold of him? No, another man had hold of him. Standing alongside of this woman. Yes sir, some friend of his. What did the woman say in the presence of the prisoner and what did he say in her presence? This man stole my pocket book, I want him arrested. Cross Examined. That is

0652

all you know - she told you that? That is all.
Did you say anything to the prisoner?

No, he said something to me, and after he
said it he tried to get away from me outside
the Park. What did he say to you?

He says to me, "You aint got no harm
against me or something like that, no
grudge; after he said that he tried to get
away from me outside the Park. You
have not any grudge against him? I do
not know the man.

Henry Schedler sworn and exam-
ined through the interpreter testified. Were you
at this pic nic on August 29th at Sultzer's
Park 124th street? Yes sir. You were with
this married lady who held a little baby
in her arms, were you not? Yes sir. Do
you see the defendant now on trial?

Yes sir. Were you the man that was
holding him just at the moment the officer
came up? Yes sir, I held him. Were you
with the complainant all the evening?

Yes sir, we came together and we left
together. The woman said to her husband,
"This man took my pocket book," and at
the same time she held him by the arm.
Then the husband of the lady told me to
hold this man and I held him till
the policeman came. I went to the pic

0653

nic between seven and eight o'clock, I did not see the pocket book in the defendants hand; he had another coat on at the time.

Abraham Kirk, sworn and examined in his own behalf testified. What do you do for a living? Anything I get hold of I do for a living. Have you ever been arrested in your life? No sir. I have been in this country six years. I did not have this coat on the night of my arrest. I loaned my coat to a prisoner in the Jails and he did not return it. This was about three weeks ago. I heard the lady swear that I stole her pocket book. I did not steal it and had nothing to do with it. The complainant swore falsely that I had my hand in her pocket. I was not near her. It is not so as she testified that she held me by the arm and that the pocket book dropped. She turned around and accused me of taking her pocket book. I said I had not taken it; if you think I have, get an officer to search me. There was ten or twelve people around. I shine shoes for a living. The husband of the complainant was throwing rings or knives.

The jury rendered a verdict of guilty of grand larceny in the second degree.

0654

Testimony in the
case of
Abram J. Kirk
filed Sept. 1897.

0655

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 628 East 152nd Street, aged 19 years,occupation Housekeeper being duly sworndeposes and says, that on the 29th day of August 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession andof deponent, in the high time, the following property viz:

One Pocketbook. Containing
Gold and lawful money of the
United States issue to the
Amount and Value of Fifteen
Dollars.

the property of

Deponent and her husband
Maxim Mensch-

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 Adam Furt (nowhere)

from the fact that at or about
the hour of 9 o'clock P.M. on said
date deponent was standing in
Dulany Park. 126th Ave. 29th Street
that the said Furt came up
upside of deponent and put
his left hand into deponent's pocket
and deponent caught the said
Furt in the act of taking stealing
and carrying away said lawful prop-
erty. the right hand pocket of the
dress worn by deponent's person

Annie Mensch

Sworn to before me, this

day

1887

Police Justice.

0656

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name.

Answer. *Cham. Turk*

Question. How old are you?

Answer. *21 Years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *108 East Broadway. 5 Months*

Question. What is your business or profession?

Answer. *Reverend*

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 of the Charge**Cham. Turk*

Taken before me this

day of

188

Police Justice.

0657

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

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

Dated May 20th 1887 Wm. H. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0658

Police Court-- 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Annie Mensch
628 East 152 St
Wm. L. Fink

2

3

4

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated

August 30 188 *7*

Officer Magistrate.

Furker Officer.

29 Precinct.

Witnesses *Andrew Mensch*

No. *628 East 152 St* Street.

Harmon Street.

No. *628 East 152 St* Street.

No. _____ Street.

\$ *400* to answer *G. J.*

Am

0659

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Adrian Linda

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

Adrian Linda

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

The said *Adrian Linda*.

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

and one pocket book of the value of one dollar.

of the proper moneys, goods, chattels, and personal property of one *Annie Mensch*, on the person of the said *Annie Mensch*, then and there being found, from the person of the said *Annie Mensch*, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0660

BOX:

274

FOLDER:

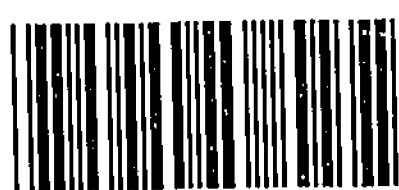
2634

DESCRIPTION:

Fischer, Joseph

DATE:

09/20/87



2634

Witnesses:

Off J. Hise

Off J. J. J. J.

#170

Counsel,

Filed 20 day of Sept. 1887

Pleads,

THE PEOPLE

vs.

FI

Joseph Fischer

Section 498

Burglary in the Third Degree.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. J. DeForest

Sept 20/87 Foreman

Placed in Day Book
S. P. one of

0661

0662

Police Court District

City and County
of New York, ss.:

of No. 57 1/2 Broadway Street, aged 36 years,

occupation Merchant being duly sworn

deposes and says, that the premises No 57 1/2 Broadway Street,

in the City and County aforesaid, the said being a Brick and Brown

Stone four story business house

and which was occupied by deponent as an Office and Salesroom

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

were BURGLARIOUSLY entered by means of forcibly breaking,

wrenching the door fastening and

on the 11th day of Sept 1884 in the day time, and the

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

One piece of
Black Silk of the value
of fifty dollars (\$50)

the property of Albert Gross and deponent

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

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

Joseph Miller (now here)

for the reasons following, to wit: When deponent left

said premises, he left the usual

instructions, which were carried

out to lock and effectually close

said premises; at about six

o'clock of said date a burglar

alarm was received by Henry

H. Fisher of 518 Broadway who

immediately went to 57 1/2

0663

Broadway, entered Depoiments
room and Office and found
said Defendant therein;
Wherefore Depoiment Charges
said Defendant with
Unlawfully entering said
premises 5 & 14 Broadway and
attempting to take, steal and
carry away said property
and prays that he be dealt
with as the Law directs
Sworn to before me } Attest
this 11th day of Sept 1887 }
John H. ... Police Justice

Police Court	District.
THE PEOPLE, &c., ON THE COMPLAINT OF	
vs.	
Burglary	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses:	
Committed in default of \$	Bail.
Bailed by	
No.	Street.

0664

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 40 years, occupation High Detective of No.

518 Broadway Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Otto Gise

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

Sworn to before me, this

day of

188

Sept 11th
H. H. Fisher
John J. Warner
Police Justice.

0665

Sep. 198—00.

CITY AND COUNTY
OF NEW YORK, ss

2 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I want to see a
Lawyer*

Joseph Fischer

Taken before me this

day of

188

John J. [Signature]
Police Justice.

0666

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 13th 1887 John J. [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0667

\$2000 bail for Ex
2 P.M. 12 Sept

Police Court

1488
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2

3

4

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Date

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

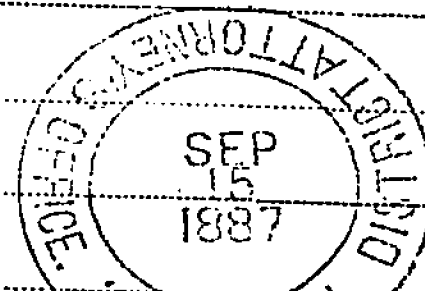
Street.

No.

Street.

\$

to answer



0668

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph S. Wiser

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

Joseph S. Wiser —

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

The said

Joseph S. Wiser —

late of the *Eighth* Ward of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-~~seven~~, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Office* of one

OKO S. Wiser —

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

OKO S. Wiser —

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

Reuben J. S. Wiser

District Attorney.

0669

BOX:

274

FOLDER:

2634

DESCRIPTION:

Flanagan, James

DATE:

09/07/87



2634

11

Witnesses:

J. A. Escor

Off. Avenue 28th St

Counsel,
Filed 7 day of Sept. 1887
Pleads

THE PEOPLE
vs.
James Flanagan
Grand Larceny in the 2nd degree.
(MONEY.)
(Sec. 638 and 637, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Alfred R. Forest
S. P. 27 4th St.
Foreman.
Heads of J. C. Deloy

0671

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,James A. Secor
of No. ~~Stamboat~~ James W. Baldwin Street, aged 47 years,
occupation ~~Steamboat Clerk~~ being duly sworndeposes and says, that on the 27 day of July 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Good and lawful money
of the United States Consisting
of bills of diverse denominations
of the amount and value of
Thirty dollars (\$30⁰⁰/₁₀₀)

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 James Flannigan (now here)

from the fact that at about 10
O'clock A.M. of the aforesaid
deponent handed to defendant
the aforesaid sum of money with
instruction to take it to the
Firm of George Allison and Co
Produce Commission Merchants
located at No 296 Washington
Street and pay a bill that
deponent owed said firm
and return a receipt to deponent
for the same. Deponent is informed
by William S. Allison—Bookkeeper
and member of the firm of said

Sworn to before me, this

188

day

Police Justice.

0672

George Allison and Co that said
defendant failed to ^{pay} said sum of
money to said firm in any part
thereof.

Deponent further says
that he did not again see
said defendant after he had
handed him said money until
this day when said defendant was
under arrest. Therefore deponent
charges said defendant with
feloniously taking stealing and
carrying away the aforesaid
property and appropriating
the same to his own use and
benefit, and prays that he
may be dealt with as the law
directs.

Sworn to before me
this 9th day of August 1897
J. Henry Ford
Solicitor General

James H. Ford

0673

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation

William S. Allison
Bookkeeper of No.

296 Washington Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

James A. Sean

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

Sworn to before me, this

day of

Aug 19 1883

William S. Allison

J. H. H. Ford

Police Justice.

0674

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW-YORK,

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I lost the money

James Flanagan

Taken before me this

day of

188

William J. ...

Police Justice.

0675

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

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

Dated Aug 19 188 J. Murphy Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0676

Police Court-- District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James A. Secor
Steamboat Capt. W. Baldwin
Foot Passenger
James Danigan

Offence Precinct

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street,

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated August 9, 1887

Magistrate.

Officer.

Precinct.

Witnesses

No. Boat at Pier Street.

Monday, Wednesday and

No. Street.

No. Street.

\$ to answer

0677

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James J. Blauvelt

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

James J. Blauvelt

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

The said *James J. Blauvelt*,

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

of the proper moneys, goods, chattels, and personal property of one *James J. Blauvelt*, then and there being ~~on the person of the said~~ found, ~~from the person of the said~~ then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0678

BOX:

274

FOLDER:

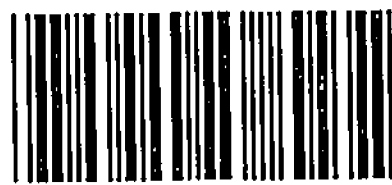
2634

DESCRIPTION:

Fogarty, Frank

DATE:

09/21/87



2634

0679

BOX:

274

FOLDER:

2634

DESCRIPTION:

Reilly, John

DATE:

09/21/87



2634

Ching Lee

Off. Bernard Harlasey 21st Feb

Counsel,

Filed 2/ day of Feb. 1887

Pleads, *Speedwell*

THE PEOPLE

25.

Frank Fogarty

John Reilly

RANDOLPH B. MARTINE.

Vol 587 (P. 58)
District Attorney.

Oct 7 1933

A True Bill.

Chas. F. Green

[Handwritten signature]

Foreword

Specd by Chas. L. Corviolet
R. P. Lacey
Chas. L. Corviolet.

Isinglass in the Third Degree,
Sections 498, 506, 528, 531 and 559

0680

0681

Police Court— District.

City and County { ss.:
of New York,of No. 210 East 34th Street, aged 25 years,

occupation Laundryman being duly sworn

deposes and says, that the premises No. 210 East 34th Street, Ward

in the City and County aforesaid the said being a tenement

and which was occupied by deponent as a Laundry

and in which there was at the time of human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking

the lock on the door of said

premises & opening said door

on the 11 day of September 188 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

Seventeen Linen Shirts, of the
value in all of about ten dollars;
And thirteen pieces of underwear; thirty
four dollars; two night shirts & eight
pairs of socks; two silk handkerchiefs;
Two linen handkerchiefs; two Calico
sweaters; And five pairs of Cuffs all of
the value of about twenty dollars.
All of which property is of the value
of about thirty dollars

the property of deponent's Customers & in deponent's Charge

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

Inquest Agents and
John Reilly both now present
That deponent is informed

for the reasons following, to wit:

by Bennet Maloney a
police officer of the 21st
Police Precinct, that he
Maloney, after the time
of said burglary found
the said property in a room in the
premises numbered 318 East 27th
Street in said City, and that said

0682

Property was in paid room
at the time

Chung Lee

Sworn to before me
this 12th day of September 1887

James C. Smith
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1887
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1887
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1
2
3
4

Dated

1887

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

§ to answer General Sessions.

0683

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 48 years, occupation Police Officer of No. 1
21st Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Chung Lee
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of September 1888

Bernard Malarky

Daniel C. Smith

Police Justice

0684

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
NEW YORK. } ss.

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

Question What is your name?

Answer.

Frank Fogarty

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer,

N.Y.

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

Answer.

318 East 24th Street 5 months

Question. What is your business or profession?

Answer,

Dyer

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 found the property in East 32nd Street.**Frank Fogarty*

Taken before me this

day of *September* 188*7**David M. Kelly*
Police Justice.

0685

Sec. 198—200.

X District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer,

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

Answer.

Question. What is your business or profession?

Answer,

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

Answer.

I am not guilty. I entered the house after Falcetti had entered. I had no property.

John Riley

Taken before me this

day of

Sept 1887

Police Justice

0686

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 Fifty 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. 12 188

Sam. J. Connelley Police Justice.

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

Dated 188

..... Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188

..... Police Justice.

0687

Police Court-- 1492 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chung Lee
219 East 34
Frank Fogarty
John Reilly

Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street,

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Sept. 12 1889

O'Reilly Magistrate.

Madonley Officer.

21 Precinct.

Witnesses J. M. Singleton

No. 991 Duane St Bklyn. Street.

(Chinese interpreter)

No. Off Nugent 21 Street.

No Street.

\$ 15.00 to answer g. s.

Committee

512

The People
 vs. Frank Fogarty
 and John Reilly } Court of General Sessions. Part I
 Before Judge Gildersleeve. Oct. 7¹⁸⁹⁷
 Indictment for burglary in the third degree.

Chung Lee, sworn and examined, through an interpreter. I am a laundry man at 210 Thirty fourth St.; on the 11th of Sept. I had a bundle of clothing, linen and underwear, to be washed; it was in my care and custody belonging to one of my customers. On the 11th of Sept. I locked up my laundry and went out about two o'clock and when I returned I found some one had broke in the back door. I found my property had been taken away; it was valued at about thirty dollars. I don't know who broke in. I bolted and locked the door. I came back about ten o'clock and found the door broken through.

Barry Nugent sworn. I am an officer of the 21st Precinct. I with detective Mulderkey arrested the defendants the next day after the burglary about ten o'clock in the rear of 318 East Twenty Seventh St.; there was three women in the room. As we entered the alleyway I heard a commotion and I quickened my pace; they were about getting out of the window and one of them did escape, Fogarty; the other one (Reilly) tried to but I was too quick for him. Detective Mulderkey captured Fogarty in the next hallway. We searched the

0689

place and found this bundle of shirts (shirts produced) which the China man doing a laundry business at 210 East Thirty Fourth St. identified as belonging to him. Cross Examined. The rooms where the prisoners were arrested were on the first floor. I went in without turning the knob; the bed was close to the window and Reilly was in the bed; the two tried to get out of the window together.

Bernard Mulroney sworn. I belong to the 21st precinct and was with the other officer on the day in question; the night previous the Chinaman came to the station house and reported the burglary and I went to search for some goods along Second Ave. and I got information that there was a bundle seen going into 318 the night before. I took officer Nugent with me and we went through the alleyway into the rear of the house; in passing through the yard we heard a noise in the rear of the house on the first floor, we made a rush for the door and as we got inside Fogarty jumped out of the window and I went after him. Nugent caught Reilly and held him. I could not get down through the hole going to the cellar. Fogarty got in, I had to jump back and go through the front yard. I caught him in the water closet.

0690

Frank Fogarty, sworn and examined in his own behalf testified. I manufacture colors for a type writing machine, corner of Centre and Franklin Sts, I have worked at that seven months. I was working at the time of my arrest. The package of shirts was found in my room. I live there with my wife. I found the bundle beneath a wagon in Thirty Second St. between First and Second aves. On Sunday evening, I brought it home. Officer Nugent asked me what I had in the bundle. I told him some laundry goods. He asked where I live and I told him. He came to the house and he tore one of the parcels open, looked at it and walked out; this was Sunday night. I did not break into the Chinese Laundry. I have never been arrested before. ~~Kross~~ Examined. The reason why I went to go out of the window when the officers came because I thought they would detain me. I promised to go to work, which I did not do. I overslept myself. I did not tell Officer Nugent that I got the bundle from my mother in 76th St. Reilly is married and he and his wife board with me. Reilly was not with me when I found the goods. Reilly was on the bed; he did not to my knowledge try to get out of the window. I was not lying in bed just before the officers entered the hallway. I was standing up.

John Reilly sworn. I live at 318 East 27th St. I was arrested once for fighting and never for anything else. I was not with Fofarty when he found the goods and know nothing about them. I live there. Cross Examined. I was lying on the bed when "the officer" came in, and he grabbed me. I said, "What is the matter? I did not do anything." He took me outside and held me there. The other officer went down and brought Fofarty in. I did not try to get out of the window. It was seven years ago I was arrested for fighting; the man did not appear against me in Court and I was discharged the next morning. I am 25 years old, I have been out ever since.

John Aeton sworn. I manufacture type writing and caligraph supplies. Fofarty was in my employ about eight months. I found him honest. I wanted him to work on Sunday morning, I could not fill my orders and I told him to be sure to come Monday morning. I would take him back in my employ.

Sarah Reilly sworn. I am the wife of the defendant and have been married going on nine years; we boarded with Fofarty, my husband and I used to sleep together and Fofarty and his wife slept in the other room. The jury found Reilly not guilty and Fofarty guilty of petty larceny.

0692

Testimony in the case
of
Frank J. Garty and
John Kelly

filed Sept.
1889.

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

Franka Fogarty
and John Paddy

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

Franka Fogarty and John Paddy

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

The said

Franka Fogarty and John
Paddy, both —

late of the *Fifth* Ward of the City of New York, in the County of
New York, aforesaid, on the *eleventh* day of *September*, in the year of
our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the *laundry* of one

— Ahnung See, —

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

— Ahnung See, —

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

0694

SECOND COUNT—

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

Franka Bogachuk and John Reilly —

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

The said *Franka Bogachuk and John Reilly, both —*

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

seventeen shirts of the value of
seventy cents each, fifteen pieces
of underwear (a more particular
description thereof is to the
Fraud Jury aforesaid returned)
of the value of fifty cents each,
twenty four pairs of the value of
twenty cents each, two pairs
shirts of the value of seventy five
cents each, eight pairs of socks of
the value of twenty five cents each,
two hundred and fifty of the value of one
dollar each, two other hundred and fifty of the
value of twenty cents each, two jumpers of
the value of fifty cents each, and five pairs
of socks of the value of thirty cents each pair,
of the goods, chattels and personal property of one *Thomas Lee, —*

in the *laundry* of the said *Thomas Lee, —*

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

0695

THIRD COUNT—

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

Frank Bogert and John P. Riddle

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

The said *Frank Bogert and John P. Riddle* —

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

*the goods,
chattels and personal property
described in the first count of
this indictment.*

of the goods, chattels and personal property of *the said Chung See,*

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

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

Frank Bogert and John P. Riddle

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

RANDOLPH B. MARTINE,

District Attorney.

0696

BOX:

274

FOLDER:

2634

DESCRIPTION:

Foster, Bridget

DATE:

09/12/87



2634

0698

#66

181 Henry

Counsel,

Filed, 12 day of Sept 1887

Pleads *Indignity*

Witnesses:

J. Leatund

Off. W. Malony

Off. A. Beck

THE PEOPLE
vs.
1st Report
Bridget Foster
Grand Larceny, *1st* degree
(From the Person).
[Sections 628, 580 and 34, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

Pr. Sep 16/87
Yeadon

A True Bill.

Chas. J. De Forest

Foreman.

14th 3 men

FL

0699

Police Court Hurli District. 1

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 5 Beekman Street, aged 22 years,
occupation proctor being duly sworndeposes and says, that on the 28th day of August 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
and from the ~~person~~ ^{attempt to be}
of deponent, in the day time, the following property viz :a quantity of silver coin and jewels
in all of the value of about nine
dollarsthe property of deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by Ann Hackett and Bridget
Foster, (both now here), acting in concert
deponent was attending to his business
 and arranging his fruit stand when
 the two defendants came up to him and
 the said Bridget Foster put her hand
 in his coat pocket where he had the
 said money and tried to take the same
deponent prevented said Bridget from taking
 the money when both the defendants went
 away when deponent followed them and
 had them arrested by Officer McMann
 of the 7th Police Precinct.

Warr. BeckmanSworn to before me, this 28

day

of August 1887W. M. Beckman
Police Justice.

0700

Sec. 198—200.

Thur District Police Court.CITY AND COUNTY }
OF NEW YORK. } ss.

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

Question. What is your name?

Answer. Ann Hackett

Question. How old are you?

Answer. 36 years

Question. Where were you born?

Answer, Ireland

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

Answer. 32 Roosevelt Street 4 months

Question. What is your business or profession?

Answer, Keeps House

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

Ann Hackett
Mak

Taken before me this

28

day of

Aug 1887John J. Williams
Police Justice.

0701

Sec. 198-200

Flowers

District Police Court.

CITY AND COUNTY }
OF NEW YORK. } ss.

Bruce Foster 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. Bruce Foster

Question. How old are you?

Answer. 45 years

Question. Where were you born?

Answer, Ireland

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

Answer. At 52 Roosevelt Street 18 months

Question. What is your business or profession?

Answer, washing

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

Bruce Foster
(Signed)

Taken before me this

28

day of

July

1887

Police Justice.

0702

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

Dated Aug 28 1887 J. M. Platten Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated Aug 28 1887 J. M. Platten Police Justice.

0703

1368

Police Court-- 3rd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 Adam Fedkma
2 Edridge
3 Dan Hackett
4 Bridget Foster

Offence Alleged at
Livery from Prison

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated August 28 1887

Pallesen Magistrate.

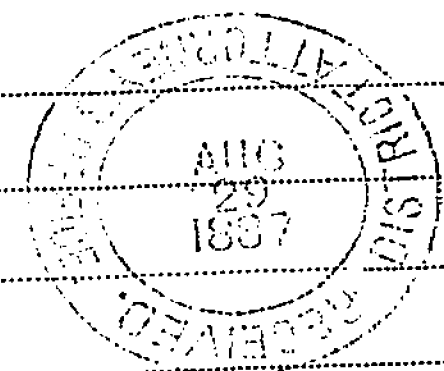
Fre Mann Officer.

7 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.



No. 2

\$ 1000 to answer G. S.

Corner
No. 1 Wischay

0704

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Brindley Foster

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

Brindley Foster —
attempting to commit
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed

as follows:

The said

Brindley Foster,

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

twenty-first day of *August*, in the year of our Lord

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

day time of the same day, with force and arms, *divers. coins,*

of a number, kind and denomination

to the Grand Jury aforesaid

unknown, of the value of nine

dollars,

of the goods, chattels, and personal property of one *Aaron B. Gaine,*

on the person of the said *Aaron B. Gaine,* then and there being

~~found~~, from the person of the said *Aaron B. Gaine,* then and there

attempt to
feloniously did steal, take and carry away, against the form of the Statute in such case made

and provided, and against the peace of the People of the State of New York, and their dignity.

Charles W. Smith

District Attorney.

0705

BOX:

274

FOLDER:

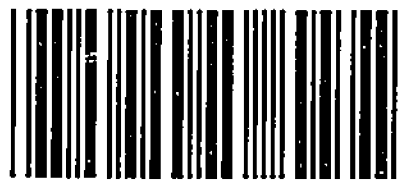
2634

DESCRIPTION:

Francis, Charles

DATE:

09/07/87



2634

0706

#10

Witnesses:

Morris Abramson
Off. for Drafting & Co.

Counsel, _____
Filed, 7 day of Sept 1887
Pleads, _____

THE PEOPLE

vs.

Charles Francis

RANDOLPH B. MARTINE,

District Attorney.

Grand Larceny *in the* degree *1st*
[Sections 528, 531 and 559, Penal Code].

A True Bill.

Wm. J. DeForest

Foreman.

Dep. Atty. Gen.
Wm. J. DeForest
Wm. J. DeForest
S. P. H. H. H. H.

0707

Police Court—152 District.

Affidavit—Larceny.

City and County
of New York, ss.

Morris Abrahams

of No. 185 Riva Street, aged 35 years,
occupation Express being duly sworndeposes and says, that on the 23 day of August 1888 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 Bag of unmade ladies cloaks
of the value of Fifty Dollars

the property of Mr Popkin & Mr Marks In the care
and custody 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 Charles Francis (nowhere)

from the fact that deponent missed the
aforesaid property from deponent's wagon in
front of premises 362 Broadway and deponent
is informed by Officer James Draper of
the 6th Precinct Police that he found the
aforesaid property in the defendant's possession
here shown in Court and identified by
deponent as the property taken stolen & carried
away from deponent

Morris Abrahams

Sworn to before me, this
of August 1888 day
Police Justice.

0708

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 37 years, occupation Police Officer of No. 6th Avenue Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Thomas A. Bohannon
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of Aug 1887

James D. Daffin

any other
Police Justice.

0709

Sec. 198-200.

152

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Charles Francis

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

Question What is your name?

Answer

Charles Francis

Question How old are you?

Answer

39 years

Question Where were you born?

Answer

New York City

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

Answer

86 Bowry two days

Question What is your business or profession?

Answer

Salesman

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

Answer

I am not guilty I found the bag in Broadway
Charles Francis

The goods were brought into court and identified in the presence of the defendant as the goods taken from him by the officer, and also identified by the Complainant as being the goods taken from his baggage. Goods admitted to be given to the Complainant.

217 Bowry

Taken before me this

day of

188

Police Justice.

0710

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

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

Dated *188* *Police Justice.*

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

Dated *188* *Police Justice.*

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

Dated *188* *Police Justice.*

0711

Police Court-- 152 District. 1383

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Morris Abrahams
105 Ridge
Charles Francis

2

3

4

Officer Wm. L. Conley

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Aug 24 188

Magistrate.

Officer.

Precinct.

Witnesses James Drayton

No. Street.

No. Street.

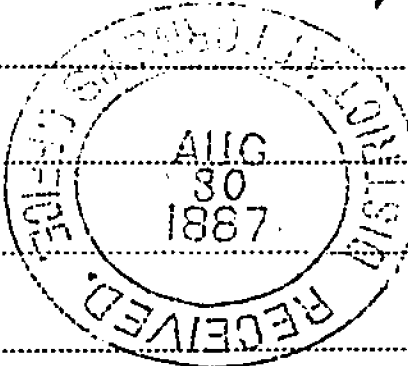
No. Street.

\$ 1000 to answer

CMC

SS

Wm. L. Conley



0712

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles Francis

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

Charles Francis —

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

The said

Charles Francis,

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

*a quantity of cloth, (a more
particular description thereof
is to be found upon aforesaid
indictment) of the value of fifty
dollars, and five un-made
doctors of the value of ten
dollars each, —*

of the goods, chattels and personal property of one *Morris Adams,*

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.

0713

SECOND COUNT—

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

—Rhodes Francis—

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

The said *Rhodes Francis,*

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

a quantity of cash (a more particular description thereof is to the Grand Jury aforesaid unknown,) of the value of fifty dollars, and five un-made books of the value of ten dollars each, —

of the goods, chattels and personal property of one *Morris Adams,*

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

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

—Rhodes Francis—

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

RANDOLPH B. MARTINE,

District Attorney.

0714

BOX:

274

FOLDER:

2634

DESCRIPTION:

Friedberg, Henry

DATE:

09/15/87



2634

0715

#117

Witnesses:

Louis C. Fraeger
Thomas J. Hayes
Off Berling

Counsel,

Specter

Filed 15th day of Sept 1887

Pleads

Not Guilty

THE PEOPLE

vs.

21

Henry Friedberg

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

RANDOLPH B. MARTINE,
Attorney at Law

District Attorney.

22 Nov. 1887

Tried and acquitted

A True Bill.

Wm. J. D. Forrest

Foreman.

[Signature]

0716

STENOGRAPHER'S MINUTES.

2nd

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

vs.

BEFORE HON.

John J. Brennan
POLICE JUSTICE,
July 13 188

APPEARANCES:

{ For the People,

{ For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

John J. Herlihy
Reckman

1 *6*
4

M. J. Tracy
Official Stenographer.

0717

New York May 25th 1884
Second District Police
Court. Hon John J. Gorman
Presiding.

Prager vs Hilberg

Larceny

The defendant being
only sworn deposes and
says, that he is 28 years
of age, a Telegraph
Manager, by occupation,
and lives at 1137 24th
Av, New York City

Cross Examination

What is your business?

Manager of the
American District
Telegraph Company
How long?

Three years.

Do you know the
defendant?

I know him from

Q

Q

Q

0718

(2)

the fact that he was
there on several occasions
sending Messager, - on
three occasions.

Q

When was
the first?

A

Q

A

I cannot say
has it a year ago?

No Sir, within
three months was the
first.

Q

When was the second
time?

A

I should say a
few weeks after the
first.

Q

The third occasion
was when?

Q

Q

A

June 25th
How do you know it
was the 25th of June?

It was Saturday
the 25th of June, I keep
a record, I testify from
the record and memory

0719

(3)

Q besides. What time of the day was it that the defendant went into the Office of the American District Telegraph Co on June 25th?

A About a quarter to twelve o'clock.

Q Did he have any hair on his face at that time?—other than he has now?

A He had a moustache as he has now.

Q Did he have hair on his face other than he has now?

A He has a moustache on him.

Q If he had other hair on his face you would have remembered it?

A I would

H

Q You are satisfied that
was his appearance?

A Yes Sir.

Q You have a pretty good
memory?

A Pretty fair

Q Of course you would
recollect a man's
appearance?

A I would.

Q What kind of a Hat did
he wear on June 25th?

A A light Derby, a
kind of pepper and salt.

Q It was not black?

A I would not say it was
light, if it were black.

Q You are sure it was
not a straw Hat?

A It was not a straw
Hat, I am positive it
was a light Hat, he
wore a black Coat and
light pants?

Q What kind

0721

5

Q Something the color of
the hat

Q In Purple and
dark style?

Q Something of that
description

Q Was his coat
similar to that one on
him?

Q Yes Sir, a cutaway
like that.

Q What kind of a
vest did he have on?

Q I did not notice.
Do you remember whether
he had a colored or a
white shirt on?

Q I did not
notice

Q You could not
identify him today from
the clothes he had on

Q No Sir.
The only identity is the
appearance of his face

0722

6

Q

Today. There is nothing
on the Defendant today
by which you could
identify him as the man
who went into your Office
on that day?

A

No, his hat is
about the same, - part of
his hair.

Q

That is about all
Yes Sir.

Q

The real identification
you are now testifying to,
is his face

A

His face only.

Today

I swear to before me
this 23rd day of May 1887

Police Justice

6

(7)

Richard Keenan being
 duly sworn, deposes and
 says, that he lives at 69
 West 11th St., is 15 years
 of age, and a Telegraph
 Messenger by occupation

Cross Examination

Q Do you know the gent-
 -leman who just left
 the stand, the last witness.
 A He is the Manager,
 I am under his control,
 he sent me out with a
 letter on Saturday.

Q What Saturday?
 A I do not know.

Q Did you
 see anyone bring a letter
 into the place?

A Only what
 the manager told me,
 I never saw the Defendant
 before in my life.

0724

S

Counsel for Defendant,
I waive further examination.

Sworn to before me
this 25th day of May 1884
Alice Justice

Held in 1500 # Roomer

A. J. Leacy
Stenographer
2nd Dis. P. Court

0725

District Police Court.

Dea.

Greager

vs.
Chadberg

Lacey
Att.

STENOGRAPHER'S TRANSCRIPT.

July 20 188*7*

BEFORE HON.

John D. Gorman

W. J. Greacy

Official Stenographer.

0726

6/12/57
Mr. E. H. [unclear]

Ex. A

~~I have your letter of 6/11/57 regarding the
of [unclear] Phila. [unclear] [unclear] [unclear]
and [unclear] [unclear] [unclear] [unclear]
to [unclear] [unclear] [unclear] [unclear]
and [unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear]~~

and [unclear]

the [unclear]

very [unclear]

Yours [unclear]

2/5

6/12/57

0727

No. 121
NEW YORK, June 25 1887
SECOND NATIONAL BANK,
Pay to G. Lidenberg and Co or Order,
One Hundred and ten ⁵⁰/₁₀₀ Dollars,
\$ 110 ⁵⁰/₁₀₀
Thos F. Hays & Co

0728

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Louis E. Praeger

of No. 49 McLeer.Street, aged 25 years,occupation Dr. Clerk

being duly sworn

deposes and says, that on the 25 day of June 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

gold and lawful money of the issue of
the United States to the amount and value of
Sixty seven dollars & Seven teen Cents

the property of Henry Sidenberg, Gustav Sidenberg
and Richard Sidenberg, Copartners, and in
care and charge 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 Henry Sidenberg (nowhere) by means of a false taken under the following circumstances to wit: That on said day deponent received by Richard Heenan a Messenger boy employed in the American District Telegraph Company the hereto annexed letter marked Exhibit A, accompanied by the check hereto annexed marked Exhibit B, which Exhibits form a part of the Complaint. That said letter purport to be written and the check made and drawn by Thomas F. Hays & Company to the fact that James & McCord of Philadelphia had sent to said Hays & Company a check covering a certain indebtedness to Sidenbergs deponents Employer, and requesting

Sworn to before me, this

day

Police Justice.

said Defendant Employees to take said check of Thomas F. Hayes & Company, deduct the amount of indebtedness of said J. J. McCarthy and place the balance of the amount of said check in an Envelope and to give the same to said Messenger boy to be delivered to Lamental & Company. Defendant believing that said representations were true, did give to said Messenger boy \$67.17 dollars in good & lawful money.

Defendant is informed by said Messenger that he delivered said Envelope containing money which he had received from defendant to John J. Herlihy the manager of the American Telegraph District Company. That he received said Envelope from said Messenger, and that he delivered the same, in that condition to said Henry Friedberg said Defendant.

That defendant deposited said check for collection and was returned and payment refused.

Defendant is informed by Thomas F. Hayes of N. Y. Union Square that he saw said check and letter, that said letter & check were not made by him or made by his direction and that said letter and token are false and worthless.

Said Defendant having been fully identified by said John J. Herlihy as the person who has received said money defendant charges that he said Defendant did feloniously make said false and fraudulent instrument in writing with the intent to steal and whereby he did steal said money from the possession of defendant and does deprive the true owner of the use and benefit thereof.

Louis E. Praeger

Presented to before me this
25th day of July 1889
John J. McCarthy Plaintiff

0730

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation, *John F. Herlihy*
Manager of No.

549 Broadway

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Lois E. Raetz

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

Sworn to before me, this

day of

188

John J. Macie

John J. Macie

Police Justice.

0731

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 42 years, occupation Merchant of No. 5 Union Square Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Saml. E. Proyer and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

July 188

Thomas J. Hayes

John J. Hornum

Police Justice.

0732

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 15 years, occupation Messenger. of No.

69 West 11

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Louis E. Prager

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

Sworn to before me, this

day of

July 1888

Richard Keenan

Wm. J. Keenan

Police Justice

0733

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

Henry Friedberg 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.

Henry Friedberg

Question. How old are you?

Answer

30 years

Question. Where were you born?

Answer.

New York

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

Answer.

172 East 84th Street since last October

Question. What is your business or profession?

Answer.

Book Keeper.

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

Answer.

I am not guilty

Henry Friedberg

Taken before me this

day of July 1887

John J. McManus

Police Justice.

0734

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 A. Smith
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 *July 25* 188 *7* *John J. ...* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0735

Police Court

2

District.

1481

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis E. Prager
49 Mercer
Henry Friedberg

Offence *See entry*
Friedberg

1
2
3
4

Dated

July 25

1887

Magistrate.

John W. Rogers

Officer.

Precinct.

C.O. Klein

Witnesses

John J. Verahy
~~599 Broadway~~

No. Street.

Thos. J. Nagas
599 Broadway

No. Street.

Richd. Kelly
~~599 Broadway~~

No. Street.

\$ 15.00 to answer

Case

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0736

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Friedberg

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

- Henry Friedberg -

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

The said *Henry Friedberg*

late of the City of New York, in the County of New York aforesaid, on the
25th day of *- June, -* in the year of our Lord
one thousand eight hundred and eighty-~~seven~~, with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act
and assist in the forging a certain instrument and writing, *to wit: an order*
for the payment of money of the
said commonly called Santa Ines,
which said forged *Santa Ines* -
is as follows, that is to say:

No. 121. New York June 26 1887
Second National Bank,
Pay to the order of
One Hundred and Ten 100/100 Dollars,
\$110 100/100 *Thos. J. Mearns & Co.*

with intent to defraud, 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.

0737

SECOND COUNT:

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

- Henry Friedberg -

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

The said *Henry Friedberg*

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain forged instrument and writing, *to wit: an order for the*

payment of money to the kind
commonly called Santa Cheque, -

which said forged *Santa Cheque -*
is as follows, that is to say:

No. 121 New York June 26 1887

Second National Bank,

Pay to the order of *and* *on Order,*
One Hundred and Ten *\$0/100* *Dollars,*
\$100.00/100 *Thos. S. Wang & Co.*

with force and arms, and with intent to defraud, the said forged *Santa Cheque*
then and there did feloniously utter, dispose of and put off as true, *the* the said
Henry Friedberg, then and there well knowing the same to be
forged, against the form of the Statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0738

BOX:

274

FOLDER:

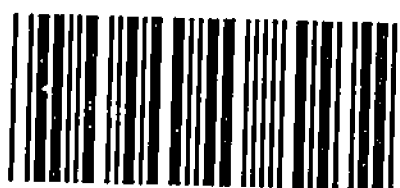
2634

DESCRIPTION:

Furschbach, Henry

DATE:

09/27/87



2634

0739

BOX:

274

FOLDER:

2634

DESCRIPTION:

Furschbach, Henry

DATE:

09/27/87



2634

936

Witnesses:

Henry Furschbach Jr.
Henry Furschbach

Counsel, *Wm. D. Kelly*
Filed *27* day of *Sept* 188*7*
Pleads *Chattel Mortgage (2d)*

THE PEOPLE
vs.
H
Henry Furschbach
the elder
(2 cases)

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

RANDOLPH B. MARTINE
By attorney Oct 12/87 Pl 1 ADP
District Attorney.

A True Bill.

Wm. D. Kelly
Wm. D. Kelly
Foreman.

The People
vs.

Henry Furschbach

Court of General Sessions. Part I
Before Judge Gildersleeve.
Wednesday, October 12. th 1887

A jury was empaneled to try his sanity.
John G. Truax, sworn and examined,
testified.

By Counsel Q Mr. Truax, you are a physician
in the city here. A. Yes sir.

Q You are one of the County physicians,
I believe. A. No sir.

Q How long have you been in practice
A. Sixteen years.

Q Have you examined the defendant
here as to his mental condition.
A. I have.

Q What did you find. A. I found
him to be of unsound mind.

Q Of unsound mind. A. Yes sir.

Q Incapable of understanding or
making a defence. A. Yes sir.

James L. Leonard, sworn and
examined, testified.

By Counsel Q You are a physician, Mr. Leonard.
A. Yes sir.

Q Engaged in practice here in the city.
A. Yes sir.

Q Have you examined the defendant
here as to his mental condition.
A. Yes sir.

0742

Q What did you find? A. I found that he was of unsound mind.

Q Is he in such a condition that he would be capable of understanding his trial and making a proper defence. A. No sir.

Q And after a careful examination you have determined that he is of unsound mind. A. Yes sir.

By the Court Q How long has this condition probably existed, doctor.

A He has always had a violent temper, erratic, and for some time I could not exactly learn — He has accused his wife of infidelities &c. I enquired of the neighbors where she lived and found that she was just of an opposite character — that she has been a hard working woman and has really supported her two children; he has done very little toward their support — in fact, nothing, and now they are able to help support themselves; the family has a good record.

The jury rendered a verdict that the defendant was insane.

The Court sent the defendant to the

0743

Madison River hospital for the insane
at Biggs, Idaho.

0744

Testimony in the
Case of
Henry Wassbach

Sent to the Hospital
for the Insane at
Poughkeepsie.

Sept. 1867

0745

DR. FREDERIC DE KRAFT.
467 Fifth Avenue.

11 A. M. TO 1 P. M.
6 TO 8 P. M.

New York, *September 7* 1887

This is to certify that Heinrich
Everhart, an upholsterer by
trade, has been under my
professional care during the last
two years at different times,
sometimes continuously for 8 months.
During all this time he has been
suffering from delusions of persecution,
and has imagined all along that his wife
was unfaithful to him; has had all the
symptoms of a general "break-down" of the
nervous system such as a wild staring
look, general tremor, loss of memory, insomnia,
a hesitating manner of speech etc. etc. This state of
things appears to have been made worse by the unjust
"teasings" of his wife. Dr Frederic de Kraft.

R QUALITY
ORIGINAL

0746

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

NEW YORK, N. Y.

TO THE HONORABLE THE

COMMISSIONER OF THE LAND OFFICE

SIR:

PLEASE ADVISE:

That the undersigned, being a duly qualified and licensed
attorney-at-law, and being duly admitted to practice in the
County of New York, and being duly qualified and licensed
to practice in the City of New York, and being duly qualified
and licensed to practice in the State of New York.

Very respectfully,
Yours truly,

W. H. WALKER.

R QUALITY
ORIGINAL

0747

Reo
5
Henry Jacobson

ORIGINAL QUALITY

0748

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

Goby

NEW YORK, N.Y.

Mr. E. J. Barker.

307 West 11th Street.

New York City.

Dear Sir:

That I have been advised by the District Attorney of
New York City, that you have been appointed as
a member of the Board of Directors of the
New York City Police Department, and that you
are to be sworn in as such on the 1st day of
January, 1907.

Very respectfully,
Your obedient servant,

A. D. Barker

New York City.

R QUALITY
RIGINAL

0749

Re.
A
Henry Furschbach,

R QUALITY
ORIGINAL

0750

326 EAST 116TH STREET.

NEW YORK,

Oct. 6th

1887.

Hon. Randolph B. Mott

District Attorney

Dear Sir:-

At your request

I have examined into the mental condition of Henry Purcell back, now in the City Prison and find that he has insane delusions.

I am of the opinion that he is not capable of making a proper defense.

Respectfully,

J. H. Lawrence, M. D.

0751

Res.
v
Henry Jenschbach.

0752

J. G. Truax, M.D.
17 East 127th Street.

New York Oct. 8th/87
Randolph B. Martin
Dear Sir,

I have seen
and inquired into the mental
condition of Henry Furschbach,
now confined in the City Prison.

He is insane and will
if not confined in some asylum
make another effort to kill his
wife. He is suffering from
delusions and illusions. I do
not think he could understand
the nature of a trial or make
a proper defense.

Yours Sincerely
J. G. Truax M.D.

0753

The People
vs
Henry Fuschbach

0754

Police Court—25 District.City and County { ss.:
of New York, }of No. 411 West 16th Street, aged 20 years,
occupation Printer being duly sworndeposes and says, that on the 1st day of September 1887 at the City of New
York, in the County of New York, in said premises

he was violently and feloniously ASSAULTED and BEATEN by his father
Henry Furschbach (now here) who
 willfully and maliciously pointed and
 aimed a revolving pistol loaded with
 powder and ball at deponent and
 discharged one shot from said pistol
 at deponent. Said shot striking deponent
 in the left hand wounding him severely
 and deponent further says that such
 assault was committed

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

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

Sworn to before me, this 2 day
 of September 1887 }

H. Furschbach.John Florman Police Justice.

0755

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

Henry Furschbach 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

Henry Furschbach

Question. How old are you?

Answer

51 years old

Question. Where were you born?

Answer

Germany

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

Answer.

96 East 4th St. 2 months

Question. What is your business or profession?

Answer.

Upholsterer

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

Henry Furschbach
mark

Taken before me this

day of

188

John J. Sullivan
Police Justice.

0756

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

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

Dated *Sept 24th* 188*7* *J. M. Dawson* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0757

\$3000 bail for Ex
2 PM 8th Sept 1887
adj to Sept 18/87
" " " 22. 9/11/87
24. 9/12/87

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

The Magistrate, presiding
in this Court will please
hear and determine the
within case by reason of
my absence

John J. [Signature]
Police Justice

Police Court-- District. 1558

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Hurschbach
411 2nd St. 16
Henry Hurschbach

2
3
4

Offence Assault

Dated Sept 2 1887

Lorman Magistrate

Fred Mittel Officer.

16 Precinct.

Witnesses Gertrude Hurschbach

No. 411 2nd St. 16th Street.

Lizzie Hurschbach

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 10.00 to answer Under

Comd



0758

New-York Hospital,

West Fifteenth Street,

New York, *Sept 24th* 1887

To whom it may concern, *This is to certify*
that Mrs Margaret Furschbach
is a patient in this hosp^t. suffering
from a pistol shot ^{wound} of the arm
with a fracture. She is in very
good condition and will be
prepared to go out in a
week.

Very Respectfully
J. Adams M.D.

0759

New York Hospital,

West Fifteenth Street,

New York, *Sept 8.* 188 7.

*This is to certify that Gertrude
Fishback, who was shot in the arm
one week ago is not able to
appear in court & still is a patient
in this hospital*

*Wm Gordon
House Surgeon*

0760

New York Hospital,

West Fifteenth Street,

New York, Sept 2^d 1887.

This is to certify that Mrs Gertrude
Fischbach has a pistol shot
wound of left forearm, the
ball going through the arm &
inflicting a fracture of ulna.
Her condition at present is fair.

Wm Gordon
Acty H. Surgeon.

0761

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Furdbach the elder

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

Henry Furdbach the elder

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

The said *Henry the elder,*

late of the City of New York, in the County of New York aforesaid, on the
first day of *September*, in the year of our Lord
one thousand eight hundred and eighty-*seven*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Agathe Furdbach,*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *her* the said *Agathe,*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Henry the elder*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,
with intent *her* the said *Agathe,*
thereby then and there feloniously and wilfully to kill, against the form of the statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Henry Furdbach the elder
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *Henry the elder,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of one *Agathe Furdbach,*
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and to, at and against *her* the said
Agathe,
a certain *pistol* then and there charged and loaded with gunpowder
and one lead bullet, which the said *Henry the elder*
in *his* right hand then and there had and held, the same being
an instrument likely to produce grievous bodily harm, then and there feloniously
did wilfully and wrongfully shoot off and discharge, against the form of the statute
in such case made and provided, and against the peace of the People of the State
of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0762

Witnesses:

Henry Furschbach Jr.
Henry Furschbach

Geo. G. Jarnax cwp
Lewis J. Leonard cwp.

#237 C. C. Furschbach

Counsel,
Filed *2* day of *Sept* 188*7*
Pleads *Not guilty to A*

THE PEOPLE
vs.
Henry Furschbach
the elder
(2 cases)

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

RANDOLPH B. MARTINE,
P. 2 65/1
District Attorney.

A True Bill.

Chas. H. Conroy Foreman.
Oct 12/87
Henry Furschbach Defendant
Assand - sent to H. P.
State Hospital for Insane

0763

Police Court— District.

City and County { ss.:
of New York, }of No. 411 West 16th Street, aged 20 years,
occupation Printer being duly sworndeposes and says, that on the 1st day of September 1887 at the City of New
York, in the County of New York, Gertrude Furschbach~~she~~ was violently and feloniously ASSAULTED and BEATEN by HenryFurschbach (now here) who is the husband
of the aforesaid Gertrude Furschbach and
the father of deponent. who willfully and
maliciously pointed and aimed a
revolving pistol loaded with powder
and ball at the said Gertrude Furschbach
and discharged one shot from said
pistol at the said Gertrude said shot
striking her the said Gertrude in the left
arm causing a severe wound from
the effects of which she the said Gertrude
is now confined in the New York Hospital
and unable to appear in court.And deponent further says that such assault
was committed in his presence and the presence
of his sister Lizzie Furschbach at their residence
in the above mentioned premises at the home of
J. H. S. O'Clock Rm. And deponent also further
says that such assault was committedthe aforesaid Gertrude Furschbach
with the felonious intent to take the life of ~~her~~ ^{her} or to do ~~her~~ ^{her} grievous bodily harm; and without
any justification on the part of the said assailant :Wherefore this deponent prays that the said assailant may be ~~apprehended and~~ bound to answer
for the above assault, etc., and be dealt with according to law.Sworn to before me, this 2 day
of September 1887.Henry F. Furschbach JrJohn Thomas Police Justice.

0764

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Lizzie Furschbach

of No. 411 W. 16 Street, aged 15 years,

occupation Sewing being duly sworn deposes and says,

that on the 1st day of September 1887

at the City of New York, in the County of New York, at the hour

of 4:45 O'clock AM said date I saw my father discharge a shot from a revolving pistol loaded with powder ball at my mother Gertrude Furschbach said shot striking my mother in the left arm causing a severe wound

Lizzie Furschbach.

Sworn to before me, this 2nd day of September 1887

James H. Winters Police Justice.

0765

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

Henry Furschbach 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

Henry Furschbach

Question How old are you?

Answer

51 years old

Question. Where were you born?

Answer

Germany

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

Answer

96 East 4th St. 2 months

Question What is your business or profession?

Answer

Upholsterer

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
Henry Furschbach
made

Taken before me this

24th

day of

188James J. Sullivan Police Justice.

0766

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 Sant

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 *Sept 2* 188

J. M. Plummer Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

0767

\$3000 bail for E
2 PM. 8 Sept 1887
Sept 22, 9 1/2 a m
" 24, 9 1/2 a m

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

The Magistrate presiding
in this Court will please
hear and determine
the within case by reason
of my absence

John J. Gordon
Prosecutor

Police Court

2

1558

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Furschbach
411 W. 16 St.
Henry Furschbach

2
3
4

Once Assault on
Gertrude Furschbach

Dated

September 2nd

1887

Gorman

Magistrate

Fred Mittel

Officer.

16

Precinct.

Witnesses

Lizzie Furschbach

No.

411 W. 16

Street.

Gertrude Furschbach

No.

411 W. 16

Street.

Gertrude Furschbach

No.

1500

Street.

\$ 1500 to answer

Gertrude

Cornel

Box 27m Gordon

New York Hospital

0768

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Burdett
He Elder

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

Henry Burdett He Elder
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Henry He Elder*,

late of the City of New York, in the County of New York aforesaid, on the
first day of *September*, in the year of our Lord
one thousand eight hundred and eighty-*seven*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Henry Burdett He younger*,
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Henry He younger*,
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *Henry He Elder* —
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,
with intent *him* the said *Henry He younger*;
thereby then and there feloniously and wilfully to kill, against the form of the statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Henry Burdett He Elder
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Henry He Elder*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of one *Henry Burdett He younger*,
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and to, at and against *him* the said
Henry He younger —
a certain *pistol* then and there charged and loaded with gunpowder
and one leadен bullet, which the said *Henry He Elder* —
in *his* right hand then and there had and held, the same being
an instrument likely to produce grievous bodily harm, then and there feloniously
did wilfully and wrongfully shoot off and discharge, against the form of the statute
in such case made and provided, and against the peace of the People of the State
of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.