

0033

BOX:

178

FOLDER:

1805

DESCRIPTION:

Fanning, Thomas

DATE:

06/17/85



1805

Witnesses :

John P. Thomas

No 163

Counsel,

Filed

17

day of

June

1885

Pleads,

THE PEOPLE

vs.

Thomas Fanning

Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 528, 531, — Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

A. M. Kirby

Foreman.

James H. Hays

Wm. H. Hays

S. P. Lusk

0835

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:
of New York,of No. 4 - Whitehall Street, aged 34 years,
occupation City Gangster being duly sworn
deposes and says, that on the 12 day of June 1885 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the and from deponent's person time, the following property viz:One double cased gold watch of the
value of Fifty Dollars

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Danning (nowhere)from the fact that deponent was standing in
front of No 6 Bowling green in a crowd, the said
defendant who standing alongside of deponent
and deponent felt his deponent's watch chain
fall or hang loose, and deponent immediately
caught hold of said defendant by the arm and
asked the said defendant for my watch; and
the said defendant handed me my watch and
ran away.Wherefore deponent charges the said
defendant with taking stealing and carrying away
one aforesaid watch from possession and person
of deponentJohn R ThomasSworn to before me, this
of June 1885
at New York
Police Justice.

0036

Sec. 198-200

1 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Thomas Fanning

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York City

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

Answer.

68 Union Street Brooklyn 6 months

Question. What is your business or profession?

Answer.

work in a liquor store

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
Thomas Fanning

Subscribed before me this

day of

188

Police Justice.

0037

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 Thomas Ganning

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 June 10 188 A. M. Patterson Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0030

Police Court-- *First* District. *601*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Thomas
4 Whitehall St
Thomas Ganning

for carrying
fire arms
from the person

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

2

3

4

Dated

June 13 188*5*

J. J. Gannon Magistrate.

James K. Gannon Officer.

182 Precinct.

Witnesses

JUN 15 1885

No. _____ Street.

No. _____ Street.

No. _____ Street.

1500 to answer *Gen.* Sessions.

6m

0039

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Fanning

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

— Thomas Fanning —

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

The said *Thomas Fanning*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
— twelfth day of *June*, *—* in the year of our Lord one thousand
eight hundred and eighty-*five*, in the *day* time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one watch of the value of

fifty dollars,

of the goods, chattels and personal property of one *John R. Thomas*,
on the person of the said *John R. Thomas*,
then and there being found, from the person of the said *John R. Thomas*,
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.

0840

BOX:

178

FOLDER:

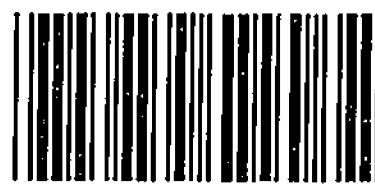
1805

DESCRIPTION:

Farley, Cornelius

DATE:

06/26/85



1805

0041

BOX:

178

FOLDER:

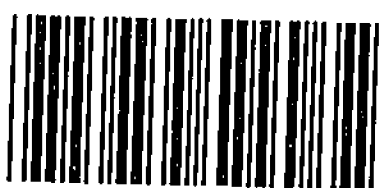
1805

DESCRIPTION:

Fritz, Louis H.

DATE:

06/26/85



1805

0842

BOX:

178

FOLDER:

1805

DESCRIPTION:

Mead, George W.

DATE:

06/26/85



1805

Witnesses:

Surg. Gen. Charles H. Smith
Richd. J. Nicholas

For the reasons stated
in annexed report
of Asst. Dir. of Prisons
I recommend that
within indictment
be dismissed and
bail discharged
Feb 9/87
Randolph B. Martine
Dist. Atty.

10/23/87
J. P. Warden
Counsel

Filed 16 day of June 1887
Pleads: *Not guilty July 1/87*
J. P. Warden

THE PEOPLE
vs.
Cornelius Farley
Louis D. Fritz
George W. Mead
Grand Larceny, Second degree
[Sections 528, 581 — Penal Code]

RANDOLPH B. MARTINE,
22 Feb 10/87 District Attorney
Indignantly dismissed before
trial
A True Bill
J. M. Murby
Foreman.

0844

To all to whom these Presents shall come:

KNOW YE THAT *I, Louis H. Fritz of No. 275 West 10th Street in the City County and State of New York, Party*

of the first part, for securing the payment of the money hereinafter mentioned, in consideration of the sum of one dollar to *me in hand* duly paid by *George H. Gurd of the town of Lewisboro in the County of Westchester & State of New York Party* of the second part, at or before the ensembling and delivery of these presents, the receipt whereof is hereby acknowledged, have bargained and sold, and by these presents do grant, bargain and sell, unto the said *part y* of the second part, *One large Milk-Delivering Wagon, painted green with my name on Get Letters upon it. One light bay horse (large) used upon said wagon, One harness* and all other goods and chattels mentioned in the schedule hereunto annexed, and now in the *Stable at No. 33 Second Ave. known as the "City Club Stable"*

To have and to hold, all and singular the goods and chattels above bargained and sold or intended so to be unto the said *part y* of the second part, *his* executors, administrators and assigns, forever. **And** *I* the said *part y* of the first part, for *myself* heirs, executors and administrators, all and singular of the said goods and chattels above bargained and sold, unto the said *part y* of the second part, *his* executors, administrators and assigns, against *him* the said *part y* of the first part, and against all and every person or persons whomsoever, shall and will warrant, and forever defend.

Upon Condition that if *I* the said *part y* of the first part, shall and do well and truly pay unto the said *part y* of the second part, *his* executors, administrators or assigns, *on the account and fifteenth days of each month for the milk delivered up to and the first and 15th days of the month respectively lost preceding the said 1st and 15th days and shall fully keep the terms of a certain contract a copy of which is herewith annexed*

then these presents shall be void. **And** *I* the said *part y* of the first part for *myself*, *my* executors, administrators and assigns, do covenant and agree, to and with the said *part y* of the second part, *his* executors, administrators and assigns, that in case default shall be made in the payment of the said sum above mentioned, then it shall and may be lawful for and *I* the said *part y* of the first part, do hereby authorize and empower the said *part y* of the second part, *his* executors, administrators and assigns, with the aid and assistance of any person or persons to enter *my stable* dwelling house, store and other premises, and such other place or places, as the said goods or chattels are or may be placed, and take and carry away the said goods and chattels, and to sell and dispose of the same for the best price they can obtain, and out of the money arising therefrom, to retain and pay the said sum above mentioned, and all charges touching the same, rendering the overplus (if any) unto *me* or to *my* executors, administrators or assigns. **And** until default be made in the payment of the said sum of money to remain and continue in the quiet and peaceable possession of the said goods and chattels, and the full and free enjoyment of the same.

In Witness whereof, *I* the said *part y* of the first part have hereunto set *my* hand and seal the *thirtieth* day of *October* one thousand eight hundred and *eighty four*

Sealed and delivered in the presence of

William Muldrew

Louis H. Fritz L. S.

0045

SCHEDULE REFERRED TO ~~THE~~
WITHIN
~~THE FOLLOWING MORTGAGE.~~

(One Mason, One Stone, One heavy
hammer all mounted within;
also five blankets)

SCHEDULE REFERRED TO

~~THE FOLLOWING MONITORING~~

State of New York }
County of Albany }

Wm. H. Lyman

inf

From H. D. Duff, living during our survey
 as to the furrow (marked on the western
 shore) that is as the source and also
 source of the overgrown swampy outflow
 on each side of the lake and that
 the same is entirely dry and also of
 enormous size! that there is no swampy
 or source of any kind whatever.
 From H. Duff, 1875.
 Hudson River
 Henry Duff

thereby authorizing and empowering
 Corning to deliver to the
 within mortgage to secure the
 amount due hereon, and in default
 of the payment thereof, to take and
 to possess the within mentioned
 chattels, and with the same to sell
 by law

Peter Charles 27/85
Fitzwilliam
Chertsey
179 Montague St.

Frank J. C. Morris Place

0846

Office of the Register of Deeds, &c. } ss.
City and County of New York.

Filed

I have compared the annexed copy with an Instrument
in this office, on the *11* day of *Nov*
A. D. *1884* at *9* o'clock - *4* min. *a* M. by the
number 18640

and certify the same to be a correct Transcript therefrom, and of the
whole of said Instrument.

In testimony whereof, I have hereunto subscribed my name and
affixed my official seal, this *17* day of *Nov* 18 *83*

John Reilly Register.
Geo. J. O'Conor
Asst. Deputy

This agreement made by & between
 Geo. H. Mead of the City of Brooklyn,
 County of Kings and State of New York
 Party of the first part and Louis H. Fritz
 of No. 375 West 10th St. in the City, County
 and State of New York, Party of the second
 part. Witnesseth that the Party of the
 first part, in consideration of One dollar
 to him in hand paid by the Party of
 the second part, has sold to the Party
 of the second part, the milk produced
 for market on the two Farms known
 as the Brady Farm and the Waccabuc
 Farm respectively, both lying and being
 in the Town of Lewisboro Westchester
 County N. Y. from date hereof to April
 1st 1885. at the stipulated prices follow-
 ing-to-wit: for any milk delivered in
 Oct. 1884 - 3[¢] per qt.; in November
 3¹/₂ ¢ per quart; in December 1884 -
 4 ¢ per quart; in January 1885 -
 3¹/₂ ¢ per quart; in February 1885 -
 3³/₄ ¢ per quart; and in March 1885
 3³/₄ ¢ per quart - to be paid on the
 2nd and 16th days of each month fol-
 lowing this date.

And the said Party of the second
 part purchases said Dairy on the terms

0848

at the prices & with the payments to
be made as aforesaid. - Milk to be
delivered at Golden Bridge Station
daily Freight is to be paid by the
party of the second part and is
not included in the above prices.

Dated Oct. 30, 1884.

In presence of
William Keldrum

Louis H. Fritz (L.S.)
Geo. H. Mead (L.S.)

George H. Mead

with

Louis H. Fritz

Agreement

Dated Oct. 30, 1884

Charles H. Coleman

*do hereby appoint and empower ~~John H. H.~~
~~John H. H.~~ to execute this within power and
 to act as my true and lawful attorney
 in all matters relating thereto.
 Dated Bro Nega March 17, 1888.*

Gold Street

County of Kings

City of Brooklyn } *ss*
George H. Mead, known to me personally and to
 me personally known, who executed the above
 writing in my presence, and known to me to be
 the Mortgagee mentioned within =

Subscribed

March 17, 1888

Charles Wood

Commissioner of Deeds

City of Brooklyn

I,

the Mortgagee within named,
 do certify and state that there remains due and unpaid on the mortgage, of which the foregoing is a
 true copy

and this copy and statement are filed to continue the notice required by the statute made and provided
 for the renewal of chattel mortgages.

Dated this _____ day of _____ A. D. 18 _____

0850

~~For~~ Amount realized on Sale of Wagon \$40.

Less Expenses of Sale & for Services 17

Net Amount Made April 27. 1885 \$23.

Rd. J. from Cornelius Tolley Esq
Twenty Three Dollars the net Amount
Realized on above Sale. Dated April 27/85

Geo. W. Mearns
Mortgage.

No. 18640

Cornelius Tolley
159 Charles St.
TO

George W. Mearns

Dated October 30th 1884

Filed November 11 1884

Copy
A. W. M.

Mortgage.

put in Evidence
Exhibit A

This Mortgage or a true copy thereof must be filed
If in the City of New York, in the Office of the Register.
If in any other city or county town, in the Clerk's Office therein.
If in any other town in this State, in the Town Clerk's Office.
It becomes void if not renewed before the expiration of the year.

7506

8742

10088

0851

Sec. 151.

2nd District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York;

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by John Dwyer

of No. 143 Forsyth Street, that on the 28 day of April 1885 at the City of New York, in the County of New York, the following article to wit:

One Magazine
of the value of Twenty Dollars,
the property of Concepcion
was taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by John Philip, Connelley, Farley and one Smith

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 27 day of April 1885
John J. Egan POLICE JUSTICE.

The People &c.
 agt
 Cornelius Farley
 and George W. Mead

City of Brooklyn }
 County of Kings } ss:

Sewall Sergeant being duly sworn says:
 I am an attorney and Counsellor at law
 and have been such for over thirty years
 and have been in the actual practice of my
 profession during that time. I have acted
 since the beginning of these proceedings
 in the Police Court as Counsel for Mr.
 Mead, and was present in Court at the
 several hearings had. I have read the
 affidavit of William Mel drum, verified
 March 9, 1886, and know that the statements
 therein made in regard to such proceedings
 in the Police Court are true.

I came in contact with Fritz repeatedly
 in the course of the proceedings, heard
 his statements in regard to the matter,
 the treatment of him by Nicholson, the facts
 in respect to the mortgage to Nicholson, and
 that to Mr. Mead, and he uniformly stated
 that the mortgage to Nicholson had been fully
 paid, that it was on different property from that

mortgaged to Mr. Mead, and that there was no lien on that property prior to the Mead mortgage. His statements were always frank, intelligent, never confused, nor contradictory however closely questioned by me, and I vividly believe he stated the simple truth in the matter - and his only anxiety seemed to be that Mr. Mead should get his just dues, and that he might be able to pay Mr. Mead and get for himself after such payment what rightfully belonged to him out of the property which Nicholson, as he constantly claimed, unjustly detained and kept out of his reach.

In the whole course of my practice in the various courts of that state I never met with such extraordinary proceedings as in this, and it seemed impossible from the beginning to get any dispassionate hearing for Mr. Mead either on questions of fact or law in the police court.

I accidentally met detective Heidelberg on Broadway very shortly before the last hearing before Judge Duffy - He stopped me, said he wished to talk with me about the case, said he had made a thorough investigation of all the facts, was convinced that he had been entirely wrong in his theory

of it, that he was satisfied that Mr. Mead had not only committed no crime but had not intended to do any one any wrong, that any wrong which had been done to the complainant Dryer had been done by Nicholson, Phillips and other parties connected with them, and that if I applied to Judge Duffy on the hearing next to be had for Mr. Mead's discharge, he would state his convictions to the Judge as he had stated them to me, and join with me in the application. I did so apply, and although a ~~short time~~ ^{few minutes} before while in Court he had reiterated his statements and intention to me, when I made the application for Mr. Mead's discharge, instead of adhering to what he had stated to me and supporting my application, he violently opposed it - more so, if possible, than he had done from the beginning. This was at the time when Judge Duffy directed the complainant to take the case to a civil Court.

I have known Mr. Mead for many years. As a lawyer I have no hesitation in saying that he has pursued an honorable and highminded course from the beginning of this matter - has attempted to enforce his rights firmly, but with

0055

extraordinary forbearance, and has seemed quite as anxious to help Fritz in what he considered gross oppression and injustice as to secure his own money - and that not only has he committed no larceny, but is incapable of committing such an offense. Sworn to before me
March 12, 1886

Sewall Sergeant

Joseph Aspinall
Notary Public, King's County

The People
v
Farley & Mead

Appointed by Sewall Sergeant

0856

District Attorney's Office.

PEOPLE

vs.

Cornelius Farley

G.L.

Let clk. Fitzgerald move
to dining on Thursday
July 10, p. 2, as per
endorsement.
July 9/27. A.D.P.

See Endorsements
on these papers.

I did not before know Fritz or Farley
I went to Mr Heidelberg
at Police headquarters after my
wagon was taken away.

Sworn to before me this }
16th day of May 1886 } Joh I. Dwyer

P. J. Dwyer

Police Justice

Cornelius Farley the defendant
being Cross examined says:—

I reside in New York City and
was a city Marshall on the 23rd
of last April. On the 22nd of
April George W. Mead and Lewis
H. Fritz came to my office at 3
Broadway. Mr Mead said he
had a Mortgage that he wished
me to foreclose, and that the
property consisted of a horse wagon
and harness. that he said Mead
was the Mortgagee and that
the Fritz was the Mortgagor
that Fritz would find out
where the property was and
assist me in getting it.

He said Mead then said

Oct. 30. 1884 George W. Mead who is a practicing lawyer of the City of Brooklyn and has been so for many years in New York City and Brooklyn, and is the ^{manager} ~~owner~~ of two dairy farms in Westchester County, ^{owned by himself} sold the milk of said farms to Louis H. Fritz of New York City who then had a milk route in New York, and was a ^{retail} wholesale dealer, and was introduced to him by John Harrison, ^{milk Agent of the Harlem R.R. Co.} To secure the payment for the milk Fritz gave to Mead a chattel Mortgage on his horse, wagon and harness which was duly filed in the Register's office of New York City, ^{11th day of November, 1884} on the 11th day of November, 1884.

Fritz made default in his payments and there was due from him to Mead on the 6th day of Jan'y 1885 ^{over} \$200. which has not been paid except 1/3 by sale of the wagon.

Mead, with the assent of Fritz, has made repeated attempts to take possession of the mortgaged property - himself, and with the aid of city marshals of New York ^{Clerk to the Constables of Kings County} and a Brooklyn - All these attempts were

frustrated; resistance being made by one ^{at whose stable Fritz kept his horse and wagon} R. J. Nicholson, and others aiding and abetting him. - " Mead has been engaged in these attempts since ^{the 9th of} last February - January.

On the 24 April 1885 Cornelius Farley a city marshal of New York City, as attorney for Mead took possession of the wagon openly and avowedly under said mortgage.

under a claim ^{of title, to wit} that the same belonged to Mead by virtue of said mortgage subject only to the right of defeasance by Fritzy, stored the wagon, advertised it for sale in the New York Herald of ^{Monday April 28} ~~Sunday~~ ^{the forenoon of} ~~last~~ ^{following} and on ^{Monday} ^{54 Park St} sold it at public auction at the City House Stables, New York City. The purchaser thereupon procured the wagon to be taken to Brooklyn where he lives, and where it is now. Nicholson never informed Mead he had foreclosed a mortgage on said wagon.

x to his knowledge

Thereupon warrants for larceny of the wagon were sworn out against Mead, Farley and Fritzy. ~~Mead and Farley~~ ^{he knows it} said Mead has not seen Fritzy since, ~~the counsel have been arrested~~ ^{must of this proceeding but has made efforts} ~~On a particular hearing of the case on~~ ^{to find him and bring him to the Court as} ~~Judge~~ ^{Judge} ~~ordered it to~~ ^{a witness in his behalf.} ~~stand over to Thursday April 30 at 2 p.m.~~ ~~and allowed Mr. Mead to go in custody~~ ~~of his counsel, and Mr. Farley was also~~ ~~allowed to go having given bail for appearance~~

The horse ^{and harness} in question the marshal has been unable to ^{the mortgage} locate but is still seeking for them and believes this proceeding is ^{injury to him} ~~unjustified~~ ^{to himself} ~~from~~ ^{from} ~~his~~ ^{his} ~~rights to said horse and harness~~ ^{See § 548 Penal Code.}

deist

Geo. Conrad
Mortgagee.

Severall Sergeant
of Council.

The defendant Mead further states that he never knew Lewis H. Fritzy till on or about the 30th of October 1884, and until he applied for the purchase of the dairy of milk. Mr John Burkison wrote me a letter, stating

that Lewis H Fritz would like my dairy of milk, and that he could be seen at his stables No 33 Second Avenue - Either the first or second time I saw Mr Fritz it was at Nicholson's stables where I went to inquire of Mr Nicholson about Mr Fritz who had given Mr. Nicholson his reference - I saw Mr. Nicholson and looked at the horse wagon and harness of Mr Fritz - Mr Nicholson saw us look at said property, and Mr Fritz's name was on the wagon - Mr Nicholson spoke favorably about Mr Fritz - but I told Mr Fritz that his reference did not come up to what I should require of a man to whom I could sell milk without security.

Mr Fritz immediately said he would give me a Chattel Mortgage on said property, and said that said property was his and free and clear from any incumbrance - We were standing a short distance from Mr Nicholson, and about that time Mr Fritz and Mr Nicholson spoke to each other - ~~A few days afterwards I saw~~

I think it was the next day Mr Fritz came to my office and executed the Chattel Mortgage of which that marked exhibit "A" is a copy, and the Contract annexed thereto is a copy of the Contract for the purchase of the milk - As he

Statement
in

Dwyer v. Mead et al.
by George W. Mead

one of the defendants.

wished the milk sent from the first of November. I had Fritz make an affidavit on the Chattel Mortgage that he was the owner of the property therein, free and clear of all incumbrance, which he had before stated to me and which he always ^{stated} since. - Mr Fritz became indebted to me over two hundred dollars ~~and~~ under this Contract and on the 9th day of January 1885 I went to the stables of R. J. Nicholson 33 second avenue in Company with two persons one a member of the firm of Abbott Brothers as I was informed, and the other his brother who was represented to be a deputy sheriff. - I pointed out the wagon and horse to them and the harness which I believed to be his with the letter "F" in the blind. I directed them to take the horse and the wagon under this mortgage. - The two Abbotts and myself were resisted and I was put out. One of the Abbott Brothers reported to me he could not get the property - Subsequently I went to a stable in first street to get the property, taking Mr Fritz with me to identify the property, and a

Colored man to take the property away - Mr Fritz then pointed out the horse and parts of the harness for the Colored man to take, I having at the time the original Chattel mortgage with me - When Mr Fritz or the Colored man entered the stall for the purpose of taking away said property, a white man in charge seized a club, saying at the same time "Nothing shall go out of here" - "Clear out of here" - The large doors were then closed and word was given to go for the milkman who was then in possession of the horse and for Nicholson: - Mr Fritz, the Colored man and myself then went out on the sidewalk, we were ordered away from the stable and went home - I told the parties in charge of the stables that I claimed said property under the said Chattel Mortgage. I have ever since been pushing my efforts to obtain this property through the agencies of attorneys and other people - In view to my knowledge saw the Complainant in this case till I saw him in the Court room here about two weeks ago.

~~Cross~~ By Counselor M. Clelland

I never learned that there was a mortgage on this property from Fritz to Nicholson. ~~Mr. Nicholson~~ told Mr. Nicholson told me after I had taken the Chattel Mortgage that he had a mortgage on this horse wagon and harness from Fritz - this was about a week or ten days afterwards - I told Nicholson that Fritz had represented that this property was free and clear and had made an affidavit to that effect. Nicholson said that Fritz was a great liar. I saw Fritz within a day after, and I told him what Nicholson said - Fritz then said that Nicholson had no mortgage whatever on the property - that he had given Nicholson a mortgage on another wagon and harness - but not the wagon and harness on which I had the mortgage, and further that there was nothing due by Fritz to Nicholson on any mortgage - I then looked in the Registers office to see if Nicholson had a mortgage on a horse wagon and harness made by Fritz to him, and I found a mortgage

2

dated in June 1884 on a wagon and harness, but on no animal. Agreeing exactly to what Fritz had told me, and disagreeing with what Mr Nicholson had told me. I saw Mr Nicholson afterwards and he repeated to me that he had a Chattel Mortgage on that horse wagon and harness. I asked him if he were positive about the horse, and he answered yes. I then told Nicholson he was a liar, that I had been to the Registers office, and found that he had no Mortgage filed on any horse and what Fritz had said as above —

I cannot tell how many times Mr Nicholson has made all sorts of threats against any one who should take that property under the Chattel Mortgage — all the threats that I remember him making were on the 9th of January 1885.

I claim that the wagon I purchased through Mr Farley is a different wagon from the one described in the Mortgage, dated June 20th on file between Fritz and Nicholson as I was informed by Fritz — I have

seen Fritz about an hour before I
 heard of this proceeding, I sent
 him with a letter to Cornelius Farley
 telling him that Fritz could tell
 him where the horse and harness
 were. Q. If this should be the wagon
 mentioned in the Mortgage of June 20
 what would be your disposition
 with regard to returning this wagon
 to its owner Mr. Dyer?

A. I am ready to try title in a
 Civil Court to that wagon, and
 abide its final decision with any
 one who may lay claim to it.

This wagon is now located in
 Mr. Hodines' Stable in Brooklyn
 Heights where it was taken from
 the Auction Stables.

Geo. W. Mead.

Summon to appear me
 this 25 day of May 1885

J. G. Puffer
 Solicitor

Charles Todd of 532 Quency street Brooklyn being duly sworn deposes and says:—

I am a clerk by occupation I am clerk to the Board of Constables Kings County - I was employed by Mr Mead to foreclose a chattel Mortgage of Fritz about the middle of last March on a horse, harness and wagon - I ^{immediately} went to the Marshall's office in New York city and obtained the services of Marshall Madigan ~~who~~ ^{to} foreclose the said Mortgage - We went to a stable in first street, the horse was pointed out to us in the stable - the Marshall took it out of the stall and exhibited a Mortgage with the power of an attorney on it to show his authority - they released the Marshall and locked Madigan and myself in the stable - I opened the door of the stable ^{and went out} to look for a policeman - I could not find any, and when I attempted to re-enter the stable I was met by one of the hands employed there who held a large ice pick in his hands and threatened to strike me. I pushed the man

one side and went in - Two policemen
Came into the stable shortly afterwards
and Madigan and myself then left
the stable without the horse -

The Marshall, the two policeman and
the help seemed unwilling to let me
have the horse when they heard that
Nicholson was concerned in it. I
went to the stable in an hour afterwards
in company with Marshall Levy, and
after Levy talked with parties in the
stable he refused to foreclose without
a replevin - We then went out of
the stable - About three weeks
afterwards I made an arrangement
with Marshall McCarty to take the
horse wagon and harness on the mill
route wherever we could find them -
After three or four hours search we
could not find them and gave
up the job - I made ~~the~~ later
attempt in company with two men
to get said property and was again
unsuccessful - The Mortgage was
made by Lewis H Fritz to George W
Mead, dated October 30th 1884.

Sworn to before me this

16th day of May 1885

J. G. Duffy
Notary Public

Charles Todd

John Mayer being duly sworn
deposes and says:

On the 23rd of April I was
owner of ~~that~~^a wagon which was
taken away from me in front of
my premises 143 Forsyth Street
by Mr Farley and Mr Faby.

I have never seen Mr Mead till
I saw him here in Court. I never
recovered the wagon since - it was
taken from me against my wish
and Consent.

Ours examined by Mr Sergeant.

I am 18 years old. I keep a
milk store and have kept it for the
last two months. About 12 o'clock
noon on the 23rd of April 1885 -
the wagon was taken away from me.
Mr Farley told me the wagon was
stolen and he had the right to
take it away. Mr Farley gave me
his business Card and told me
he was a Marshall. The name
of Mr Farley City Marshall was on
the Card. I bought the wagon
from Mr Phillips on the 21st of
last April - the wagon was standing
in front of Mr Phillips stable.

And there gave me power of attorney on a Certified Copy from the Register's Office —

Mr Mead said he was recommended to Mr Farley by an attorney named John Frazer Corner of Grand Street and Bowery — that Fritz requested me to meet him next morning on the Corner of Hudson Street and Avenue A, and that I would get the horse there — I met Fritz at the time and place appointed and he told me the horse was not there, that he was taken away — Fritz told me then that he did not know where the rest of the property was, but he would try and find out and let me know — On the same day about one o'clock he came to my office and told me that he found the wagon — If I would meet him that afternoon at the Corner of Forsyth and Delancey streets he would show me the wagon — I met him there about one o'clock he had a horse and harness for the purpose of removing them

4

4

from there, - he showed me the wagon in front of a Grocery and milk store and said that was the wagon that was in the mortgage. - We then went into the store and saw a young man there named Dryer the Complainant.

I asked Mr Dryer who owned the wagon in front of his store - he said it belonged to him. - I then asked him where he got it - he said he bought it for seventy dollars - I asked him from whom? - he said he did not recollect the name, but he could find the man - I then told Dryer that Fritz said it was stolen from him but it was his Fritz's wagon. I did not tell Dryer the wagon was stolen property - I said there ~~was~~ a mortgage on that wagon and this is the mortgage, I then showed him the mortgage, and said here is my Card and gave it to him - we then took the wagon away. - after showing Dryer the Mortgage, nothing more was said about it, and I

5
then took the wagon away and put it in storage at the Astor House stables in Park Street near Pearl Street. I sent word by Fritz to Mr Mead the Mortgagee that I got a portion of the property consisting of a wagon - he called at my office in a few days afterwards and congratulated me on my success and arranged for the sale of the said wagon for Monday the 27th of April at the stables in Park Street - I advertised in the Herald the sale of said wagon on the 27th of April - that is the usual notice we give on the foreclosure of Chattel Mortgages I did sell the wagon by a fair Auctioneer's Walters Sons, said wagon realized the sum of forty dollars and was bought by George W. Mead the Mortgagee The wagon was sold about 10.30 o'clock in the morning - There were several bidders at the sale. No person protested against the sale or forbid it. After the sale Mr Mead came to my office and paid me seventeen

dollars for expenses and fees which deducted from the Sale left a balance of twenty three dollars which was Credited on the mortgage. I then gave an order on the Stable Keeper to deliver the wagon to the bearer on payment of charges for storage. the Chattel mortgage power of attorney, and Copy of the advertisement and the mortgagee's receipt¹⁰ put into Evidence and marked Exhibit A.

Re Cross.

Mr Fritz never prior to the foreclosure of this mortgage told me that he had executed a prior mortgage on this property to Richard J. Nicholson or the same had been foreclosed or satisfied. I never had any acquaintance^{with} Mr Fritz prior to this foreclosure. Neither Mr Mead or Mr Fritz ever told me that they had been warned by the owners of this wagon, that if they took it or attempted to take it they would be arrested. I have ^{not} seen Fritz since the wagon was sold.

2

Mr Fritz never told me that
his interest in the ownership of
that wagon had been ~~been~~ divested
from him under the foreclosure or
satisfaction of the previous Mortgage

Question by Mr. Sergeant

Did Mr Fritz not claim to you
to be the owner of the wagon
subject to the claim of Mr
Mead's Mortgage

A No -

Sworn to before me
this 16th day of May 1885 } Corral's Fork
D. C. Coffey
Police Justice

0875

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 2nd DISTRICT.

Cornelius Farley agent
of No. 243 Broadway Street, being duly sworn, deposes and says,
that on the 23 day of April 1885
at the City of New York, in the County of New York, he was, and he is

now one of the City-Marshals of the City
of New York, and that he is one of
the defendants named in the hereto
annexed Complaint, that on the
20th day of April 1885, George W.
Mead, and Lewis H. Fritz came to
deponent's office. when said Mead asked
deponent to foreclose a chattle mortgage
for said Mead, said Mead gave
deponent the hereto annexed mortgage,
with a power of attorney to foreclose
the same, and deponent by virtue
of his authority did ~~foreclose~~ on the
23rd day of April in company of
said Fritz take said Magon from
John Dryer of No. 143 Forsyth Street,
and sold the same, at auction
on the 24th day of April 1885, that
said George W. Mead who is the
Mortgagee of said property bought
said Magon at said Auction sale
and took said Magon to Brooklyn,

Cornelius Farley
Sworn to before me this
28th day of April 1885
J. M. Flanagan
Police Justice

0876

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 2nd DISTRICT.Richard J. Nicholsonof No. 33 Second Avenue Street; being duly sworn, deposes and says,that on the 9 day of December 1885at the City of New York, in the County of New York, Defendant had a

Chattel Mortgage upon a Wagon
 made by one. Louis H. Fritz (formerly)
 and defendant did on said day
 foreclose said Mortgage, and at a
 public Sale, defendant bought said Wagon,
 Messrs George W. Mead previous to that
 time came to defendant and told
 defendant that he had a Mortgage on
 said Wagon, Defendant told him that
 defendant's Mortgage was an record,
 that the sale of said Wagon was properly
 advertised on said day in the New York
 Herald, and defendant informed said
 Mead that he bought said Wagon
 at the foreclosing Sale, and that
 said Wagon was his property
~~Defendant as the~~

Sworn to before me this 9 day of April 1885

John J. Norman

Police Justice

0077

Police Court—Second District.

Affidavit—Larceny.

City and County } ss.:
of New York, }John Dwyerof No. 143 Forsyth Street, aged 18 years,occupation Milk dealer being duly sworndeposes and says, that on the 23 day of April 1885 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, in the day time, the following property viz:One Mugan of the Value of Seventy 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 Henry Phillips, Cornelius Farley,

and one Fritz his full name being unknown

to deponent, under the following circumstances to wit:

that on the 21st day of April 1885, deponent bought

said Mugan from said Phillips for the sum of

seventy dollars. That on the 23rd day of April

1885 said Farley and said Fritz came to deponent's

place of business and there took said Mugan, saying to

deponent that said Mugan was stolen property

Deponent is informed by Richard

J. Micholeau of No. 33 2nd Avenue, that he had

sold said Mugan under a proclamer of

a Chattel Indenture, and that said

Phillips bought said Mugan from him

Micholeau, and that said Mugan was

Sworn to before me, this
of _____ day
188

Police Justice.

0078

Police Court—Second District.

Affidavit—Larceny.

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

of No. 143 Forey St Street, aged 18 years,
 occupation Milk dealer being duly sworn
 deposes and says, that on the 28 day of April 1885 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property viz:

one Wagon of the Value of Seventy 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 Henry Phillips ~~Conrad Farley~~

and one Fritz his full name being unknown
 to deponent, under the following circumstances to wit:
 that on the 21st day of April 1885, deponent bought
 said Wagon from said Phillips for the sum of
 seventy dollars, that on the 23rd day of April

1885 said Farley and said Fritz came to deponent's
 place of business and there took said Wagon, saying to
 deponent that said Wagon was stolen property

Deponent is informed by Richard
 J. Nicholson of No 38 2nd Avenue, that he had
 sold said Wagon under a foreclosure of
 a Chattel Mortgage, and that said
 Phillips bought said Wagon from him
 Nicholson and that said Wagon was

Sworn to before me, this
 of _____ day
 188

Police Justice.

0879

my stolen property. Dependent charges
that said Philip said Farley and said
Fritz acted in concert with each other
in taking stealing and taking away said
property from the possession of defendant
and did deprive the true owner of the
use and benefit thereof.

Dependent prays that a warrant
may be issued for the apprehension of
said defendants and that they may
be dealt with in the law direct.

Subscribed to before me this
27 day of April 1885 } Johann Dreyer
John German } Police Justice
Johann Dreyer

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 1885 Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1885 Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1885 Police Justice.

Police Court, 2nd District, Office—LARCENY.

THE PEOPLE, etc.,
on the complaint of
John Dreyer.

1. W. P. Phillips
2. Christian Farley
3. Fritz
4. Warden

Date April 27 1885
Magistrate
Johann Dreyer
Officer
Coffey
Witnesses
No.
Street,
No.
Sessions.
to answer
Ex. April 30. 2 P.M.
" May 16 - 2 P.M.
" May 18. 2 P.M.
" May 20. 2 P.M.
" May 22. 2 P.M.

0000

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

George W. Mead

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

June 7

1885

P. G. [Signature]

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated

June 19

1885

[Signature]

Police Justice.

There being no sufficient cause to believe the within named

Barley

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

Dated

June 7

1885

[Signature]

Police Justice.

H. Phillips Cornelius

0001

Police Court

222
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Dryer
143 Horsey St

1 H Phillips
2 Amelia's Parly
3 July
4 George W Mead

Office Grand Jurors

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated

1885

Magistrate.

Officer.

Precinct.

Witnesses

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

John Dryer 143 Horsey St

Charles Todd 58r Street.

Amney St Brooklyn

275 Street 16 St

No 3 No not arrested Street.

No 4 \$ 500 to answer Sessions.

No 1 + 2 Dis charged

Richard J. Nicholson

2nd Ave Lurey St

0002

2 District Police Court,

New York, April 29 1885

John Dyer

vs

H. Phillips

Corintha Parly

Fritz

W. W. Mead

} Anna Larny

Justice Toland B Smith will
please hear and determine
the above case in my
absence.

John J. Gorman
Palmer Justice
Justice Duffy took here
this case in my absence
Edm D Smith
Police Justice

apne 3

The People
 vs.
 Cornelius Farley
 & George H. Mead

City of Brooklyn
 County of Kings } P.

William Melanson of said City and County being duly sworn says
 On or about October 27th 1884, a letter was received by Mr. George H. Mead one of the above named defendants, from Mr. John Burlinson, milk agent of the N. Y. Central & Hudson R. R. Co. Milk Division, whose office is at the corner of Lexington Ave. & 17th St. N. Y. City (with whom Mr. Mead has had dealings for years) stating that one Louis St. Fritz of No. 33 - 2nd Ave. East 80th St. or 275 West 10th St. N. Y. City desired to buy the milk from Mr. Mead's dairy (which milk was then being sold by Mr. Burlinson on the stand, temporarily, till Mr. Mead could find a customer)

At Mr. Mead's request deponent saw Mr. Burlinson and made inquiries of him about said Fritz.

and was informed by Mr. Burlinson that Fritz had been buying of him and he thought well of him.

Defendant then went to 275 West 10th St. and saw Fritz's wife, who informed defendant that he would find Fritz at the stable at 33-2nd St.

Defendant then saw said Fritz at 33-2nd St. and talked with him about his business, as well as to the quantity of milk sold by him, and was informed by him that he was using eighteen cars per day and was selling wholesale and retail; and Fritz also showed defendant his Fritz's horse, wagon and harness, with said Fritz' name in full on said wagon (Louis St. Fritz) all of which convinced defendant that Fritz would probably be a good customer for Mr. Mead, and defendant so reported to Mr. Mead and arranged for a meeting between Mr. Mead and Fritz.

After two interviews Mr. Mead and Fritz entered into an agreement in writing on the 30th day of October, 1884, a copy of

which was put in evidence on the ex-
 amination in this matter, whereby Mrs.
 Mead agreed to send certain milk
 to Fritz from Mrs. Mead's farm in West-
 Chester County, N. Y. and Fritz agreed
 to pay a certain price for quart for
 the same, for a stated period, Fritz
 desiring said milk, delivered to
 him from that day (Oct. 30), and
 Mrs. Mead not having had time to
 investigate Fritz references fully,
 took from him as security for the
 payment for milk, to be so delivered
 to Fritz from time to time under said
 agreement, a chattel mortgage upon
 Fritz's horse, wagon and harness
 then at No. 33 - 2nd Ave. N. Y. City -
 and said Fritz also made an
 affidavit before this deponent, as
 Notary Public, that he, Fritz, was
 the absolute owner of such horse,
 wagon and harness mentioned
 in said chattel mortgage and that
 the same was free and clear of all
 incumbrance with no other mort-
 gage or mortgages upon the same,
 which mortgage was duly filed in
 the office of the Register of the City &

County of New York and was also put
in evidence on the examination.

When the first payment for
milk delivered became due, the
deponent went to collect the same
of Fritz at 33-2nd Ave. but obtaining
only part payment Mr. Mead went
at once with deponent to 33-2nd Ave.
and saw Fritz who assured Mr. Mead
of his ability to meet his bills, and
exhibited to Mr. Mead his cow, horse,
wagon and harness with his, said
Fritz drove upon the wagon, but
asked a few days time to collect his
bills from certain firms in N. Y.
which he named, and the

being granted he did eventually
make this payment to Mr. Mead.

Upon the second payment
coming due Fritz made default,
and Mr. Mead threatened to stop
sending milk to him, whereupon
Fritz took deponent to the firm
of Nathan Leo, Grocer at N. Y. one
of Fritz's customers, who made a
small payment to deponent on
account of money due to Fritz
(but payable later in the month)

Fritz failing to pay Mr. Mead when
the payment was made by Nathan
Leo to Fritz, Mr. Mead insisted on
having all money due him from
Fritz paid at once. Whereupon
Fritz informed Mr. Mead and this

Fritz failing to pay Mr. Mead when
 the payment was made by Nathan
 also to Fritz. Mr. Mead insisted on
 having all money sent him from
 Fritz failed at once. Whereupon
 Fritz informed Mr. Mead and this
 defendant that he, Fritz, had received
 the money and him and more
 than sufficient to pay to Mr. Mead
 what he owed him but that one
 Richard Nicholson, the keeper of
 stable 33-2nd Ave. where he, Fritz,
 stabled had extorted the money
 from him by sundry threats to
 enforce the law against Fritz
 in a matter in which said
 Nicholson and a lawyer Price
 (who he said was a partner of Nicholson)
claimed Fritz was criminally im-
 plicated. Nicholson having taken
 advantage of Fritz's youth and
 want of knowledge of business
 and law, Fritz being just about
 22 years of age and Nicholson
 being a keen, sharp horse dealer
 of at least twice Fritz age. Fritz
 evinced great fear of what Nichol-
 son and Price might do to him.

as he said most every one feared
Nicholson who had anything to do
with him. Fritz also said Nichol-
son gambled and lost money -
and when he, Fritz, had collected
money with which to pay for his
milk, &c. (of which fact Nicholson
kept himself fully informed) Nichol-
son would wait at stable till Fritz
returned from his milk route to
put up his horses and before
Fritz could get a chance to pay
over his money to his farmers for
milk delivered to him, Nicholson
would force Fritz to lend him
Nicholson, the money then in his
possession despite Fritz's resistance
to this enforced loan, and when
he stated that the money was for
his farmer, Nicholson would reply
"Let the farmer go to H -
I'll take care of him when he
comes and send him off."

Fritz gave as a reason for sub-
mitting to repeated operations of
this kind on the part of Nicholson
the constant repetition of threats
aforesaid. Fritz stated that the

00009

Sect 151.

2.

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss

In the name of the People of the State of New York; To the Sheriff of the County
of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police
Justices in and for the said City, by John W. Dwyer

of No. 143 Forsyth Street, that on the 23 day of April
1885 at the City of New York, in the County of New York, the following article to wit :

One Mugan
of the value of seventy Dollars,
the property of Complainant
w in taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by George W. Mead

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and every of you, to apprehend the bod 7 of the said Defendant and forthwith
bring him before me, at the 2 DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 24 day of April 1885

George W. Mead POLICE JUSTICE.

exactions amounted to several hundred, and as deponent recollects between \$800. and \$900. Fritz applied to Mr. Mead for his advice and assistance to get clear of this Nicholson. Mr. Mead advised Fritz to at once leave the stable of Nicholson, with all his belongings, and close at once all his, Fritz, association with said Nicholson since he had seemingly obtained complete control over Fritz and in Mr. Mead's opinion and that of deponent would speedily accomplish his ruin if matters were left as they then stood.

That Fritz did leave Nicholson's stable, but a few days after his leaving, Nicholson procured the arrest of Fritz while he was serving his customers on his milk route, compelling him to leave his horse, wagon, harness, milk and cans in the public street, which at the instigation of said Nicholson were taken to his, Nicholson's stable at 33 - 3rd Ave.

The charge against Fritz proved trivial and he was discharged from custody eventually.

In the meantime defendant went to said stable and saw said wagon and milk cans, and obtained ~~them~~ from said wagon some milk cans belonging to Mr. Mead's dairy. Said wagon was then at the extreme rear of Nicholson's stable and to reach the same defendant had to climb over numerous other vehicles.

Fritz after his discharge made repeated efforts to obtain possession of his said horse, wagon and harness, but was prevented by said Nicholson from obtaining possession of the same by the threats of personal violence to said Fritz if he attempted to enter said stable.

That at this time there was due to Mr. Mead from Fritz to defendant's knowledge the sum of about \$2.00.

Fritz being unable to obtain the property Mr. Mead then employed a N. Y. City Marshal and

went with Fritz, and the Marshal to said stable at 33-2nd Ave. where said mortgaged property was, and attempted to take possession of the same for the purpose of selling it under and by virtue of his mortgage but was forcibly prevented from doing so by Nicholson and his "hangers on" at said stable, and although at one moment he did take possession of said wagon temporarily, he was prevented from taking the same out of said stable, and was compelled to leave the same by such resistance accompanied by threats of personal violence to Mr. Mead, and an assertion by Nicholson that he, Nicholson, held a prior mortgage on all the property covered by Mr. Mead's mortgage, which threats and assertions so intimidated the Marshal that he did not enforce Mr. Mead's rights under the mortgage at that time.

Fritz informed this defendant and Mr. Mead at that time and has done so repeatedly since that

Nicholson's assertion of his holding a mortgage on any part or all of the property covered by Mr. Mead's Mortgage was wholly false and untrue and that the only mortgage said Nicholson ever had from said Fritz was a mortgage upon a wagon only which Fritz formerly owned, and which mortgage had been foreclosed, but that through Fritz's ignorance of law and what he ought to have done and the influence exerted over him by Nicholson he neglected to take the proper steps to have said mortgage, so foreclosed, properly satisfied of record, as it ought to have been. and that said mortgage so claimed to be held by said Nicholson had nothing whatever to do with any of the property covered by Mr. Mead's mortgage.

That Nicholson, knowing Mr. Mead's determination to foreclose his said mortgage, ^{caused} as defendant is informed and believes said wagon to be sold by a pretended

and then came at his own stable
33- 2nd Ave. to one Phillips a "hanger
on" at said stable and a friend
of Nicholson who then sold the
carriage to one Greger the com-
plainant in this matter before
the Police Court.

Deponent believes that all these
manoeuvres were made by Nicholson
with the intent to prevent said
Mead from obtaining his rights
under his (Mead's) said mortgage.

That eventually when said wagon
was taken, duly advertised and sold
according to law, the said Greger (a
man boy) was then used by said
Nicholson as a shield behind which
to fight Mr. Mead without having to
prove the validity of his alleged
mortgage, and that Nicholson has in-
stituted these proceedings for the sole
purpose of keeping Mr. Mead from
asserting his rights under his mort-
gage and in order that he, Nicholson,
may keep or sell the remainder
of the property covered by Mr. Mead's
mortgage for his own use and benefit.

That when this matter came up before the Police Court Mr. Mead was unable to get a further hearing before the Justice despite his repeated efforts personally and through counsel, to have such hearing when first brought up and at the several adjournments of said matter obtained by said Nicholson through the intervention of one Heidelberg a detective, against Mr. Mead's earnest entreaty for an immediate examination as the Code provides, that at each attempted hearing the proceedings were invariably interrupted by Detective Heidelberg (who assumed the office of policeman, counsel, prosecutor and would be jailor) by his loud and incessant talk to the Judge and slurs at Mr. Mead and repeated and incessant cries of "this is a conspiracy" Why don't you give up the wagon? and the like, which conduct to deponents surprise was permitted to go on unchecked by the Court; but at last after repeated adjournments the Judge said

He was tired of "this wagon mat-
 ter," that it should never have been
 brought before a criminal court,
 that it belonged in a civil court
 and advised the parties to settle
 it among themselves and not come
 before him again, and closed by
 advising Dreyer to go to Judge
 Stickler and give him his
 (Judge Duffy's) compliments and
 get a civil summons in forma
pauperis and try the question of
 title; and upon Dreyer's counsel
 objecting, that they could not get
 service on Mr. Mead of a District
 Court summons because Mr. Mead
 resided in Brooklyn, Mr. Mead
 thereupon in open court expressed
 his entire willingness and offered
 to admit service of such a summons
 and try the matter as the Judge had
 decided ought to be done whereupon
 Judge Duffy said he would do nothing
 in the case for three weeks in order
 to afford an opportunity to bring
 and try the civil action, but would
 decide it then.

Mr. Mead was ready and willing

and always has been to abide by the above decision of the Judge.

That Mr. Mead heard nothing further from said parties and upon the expiration of said three weeks and upon the day where to which said matter had been adjourned, by the Court, he ascertained that said Judge (Duffy) had decided said case against said Mead in about one week after said disposition of the case as above set forth, and contrary to his (the Judge's) ruling as aforesaid, which all the parties accepted as a final (and by Mr. Mead and his counsel as a proper) disposition of the matter, to have the question of title to the wagon tried before District Judge Stockton.

Deponent further says that he was present at the several hearings of this matter, first before Judge Gorman, then Judge Smith and lastly Judge Duffy, and that upon the case coming before Judge Duffy, there passed among Hudelberg, Nicholson and Phillips the expression, with an appearance of satisfaction "Now we have Judge

"Duffy" and Heidelberg then took early occasion to introduce Nichols to judge Duffy as follows "this is the prosecutor, Mr. Nicholson, Chairman of the Irving Hall Democratic Committee".

That the conduct of Heidelberg throughout this whole affair was offensively officious and unfilial a Court of Justice and in marked contrast with the demeanor of other officers bringing in prisoners before the Court and deponent is firmly convinced that Heidelberg was actuated by motives other than a desire for the advancement of Justice in his vindictive animosity towards Mr. Mead throughout these proceedings in his efforts to prevent a proper hearing of the matter by the Justice on Mr. Mead's part.

This deponent further says that he is a counsellor at law and has had business in almost all the Courts for the last fifteen years and has never in any Court, witnessed anything so at war with all decency and propriety.

That when Heidelberg was not interrupting the proceedings, an officer of the Court evidently in sympathy with Heidelberg and ~~Nicholson~~ and apparently enlisted in behalf of Heidelberg and Nicholson kept the judge's attention occupied with miss statements in regard to the matter, while Mr. Mead or his counsel were attempting to have a hearing and in defendants belief on account of the perpetual unscrupulous manoeuvres of Nicholson and Heidelberg and their volunteer associates to prevent an impartial hearing the judge never did understand the truth of this matter.

Defendant is informed and believes that said Heidelberg shortly before the last hearing before the justice court, asserted his belief in Mr. Mead's entire innocence in this matter, and stated that he, Heidelberg, knew Nicholson and his "3rd Gang" as he called them to be a hard crowd and especially said Phillips one of Nicholson's helpers and the alleged purchase

of the wagon in dispute at Nicholson's "Peter Punk" sale - and that he was now (then) convinced that Nicholson and Phillips were the guilty party and that he, Heidelberg intended to "go for them" and ask the Court to have Mr. Mead discharged at the next hearing.

That at said adjourned hearing, to which Heidelberg referred the said Heidelberg in deponents presence and in the Court Room did accuse said Nicholson and Phillips of their guilt but that shortly after the said accusation and before this case was called Nicholson, Phillips and Heidelberg left the Court Room together and were absent some time and when the case was called said Heidelberg entirely changed his tone and was again loud in his denunciation of Mr. Mead. What happened between Nicholson, Phillips and Heidelberg during their temporary absence deponent is ignorant, but deponent believes something ~~and~~ significant did occur to bring about Heidelberg's

sudden change of front.

That from what, deponent has heard of the character of Nicholson from persons acquainted with and who have had dealing with him deponent would not believe any statements or assertions made by him.

Deponent verily believes that these proceedings were instituted by said Nicholson for the sole purpose of annoying and intimidating Mr. Mead, and with the intent to hinder and deter him if possible from obtaining his rights under his said mortgage.

That Budelberg's animosity to Mr. Mead began when he failed to intimidate and badger Mr. Mead into giving up to Dreyer and Nicholson the wagon in dispute. That Budelberg seemed possessed with a determination to humiliate Mr. Mead and intimidate Mr. Mead into a compliance with the wishes of Nicholson, which Mr. Mead emphatically declined to do both because he believed he was right and because he would thereby acknowl-

edge quilt and by confounding a felony, and desiring only his just and legal rights as a mortgagee under his said mortgage.

That Nicholson and Heidelberg made repeated and different attempts to engage respectable counsel (who happened to be engaged in said court at the time) to aid them in their scheme but were unable to do so, the counsel so applied to telling them they had no case against Mr. Mead.

Heidelberg has stated in deponent's presence that if he had had his way (when the case was first called in the Police Court) he would have had Mr. Mead "locked up" for at least thirty six hours - and was greatly displeased because Dolan his partner had not been harsher with Mr. Mead.

That at the time Detective Dolan, the officer who had ^{to} serve executed the Warrant against Mr. Mead, he found him at his office in Brooklyn, said warrant having been issued in New York, and being advised by deponent that said warrant

could not be executed unless it was countersigned by a Brooklyn Magistrate instead of putting the officer to the trouble of getting the warrant countersigned. Mr. Mead went voluntarily with said officer to New York confident of being instantly discharged upon a hearing before the Judge, and Judge Gorham upon hearing Mr. Mead's statement and demand for an examination immediately ordered Mr. Mead in the custody of his counsel Sewall Sergeant Esq. and adjourned hearing as the parties making the charge were not present.

That after repeated attempts by means of other officers to foreclose his mortgage which were rendered futile by the overbearing and threatening conduct of Nicholson, defendant at Mr. Mead's request went to the office of John Watson Esq. Commissioner at Large in the City of New York to ascertain from him the name of some N. Y. City Marshall who could be relied upon to foreclose said mortgage, and was there informed that one Cornelius Parley No. 243 Broadway N. Y.

City was a Marshal who would fore-
close said Mortgage and who was
a person who would not be intimi-
dated by any one. That deponent
reported this to Mr. Mead, who there-
upon put his said Mortgage in the
hands of said Marshal Barclay
to foreclose, which he did openly
and in a proper and legal man-
ner, as to the wagons the only prop-
erty he could at that time find.

That this deponent became
acquainted with said Mead about
twenty years ago when deponent
became a clerk in the law office
of Mead & Taft at 237 Broadway N.Y.
of which firm said Mead was the senior
partner; that he continued in the employ
of said firm until it was dissolved, Mr.
Taft becoming a member of the law firm
of Benedict Taft & Benedict at No. 64
Wall St. N.Y. City, and Mr. Mead be-
coming the President of the N.Y. How-
atonic & Northern R.R. Co. at No 137
Broadway N.Y. City; and deponent
continued with Mr. Mead in that
office until he resigned said
Presidency and resumed the

the practice of law in the City of Brooklyn and from whose office deponent was admitted to the bar.

That said Mead is well known to deponent to be an honest, upright, outspoken honorable man in all his business transactions and is well known among the lawyers of the highest standing in New York and Brooklyn to be a man of the strictest integrity both professionally and socially and to be a man far above any act or deed unbecoming a law abiding citizen or a member of the bar. And this deponent further says that he knows of his own knowledge (a fact that is also well known to Mr. Mead's friends and acquaintances) that said Mead is far removed financially from any necessity of taking or appropriating the wagon in dispute or the value thereof but on the contrary this deponent knew Mr. Mead to have at his command previous to and at the time of the sale of said wagon several thousands of dollars but that the

foreclosure of said mortgage was resolved upon by Mr. Mead as the true and only proper way to collect the money honestly due to him from Fritz, for the payment of which said mortgage was given.

Fritz then having no other means of paying and that Mr. Mead, to defendant's knowledge, was so advised by able counsel whom he consulted in the matter.

Defendant further says that Fritz was anxious to settle with and pay Mr. Mead, and after repeated futile attempts to himself regain possession of his property, he urged Mr. Mead to enforce his said mortgage as the readiest and only feasible method of rescuing such property from the parties who had wrongfully appropriated the same and were unlawfully withholding it from him, and thereby enable him, Fritz, to pay Mr. Mead and realize the surplus value of the same over and above his said indebtedness to Mr. Mead, and this is all that there is or ever was in the whole of these transac-

tion on which to base Detective Mel-
delburg's loud mouthed but utterly
unfounded charge of a conspiracy
between Mr. Reed and Fritz.

Sworn to before me

March 9, 1886 -

William Meldrum.

Fred Cobb

Comm'r of Deeds

The People
v.
Barley & Mead

Affidavit of Wm Meldrum

0908

COURT OF GENERAL SESSIONS

The People & C

against

Cornelius Fasley,
Louis H. Fritz and
George W. Mead.

RANDOLPH B. MARTINE, ESQ,
District Attorney,

Sir,

This is an application by the above named defendants to dismiss the indictment for Grand Larceny in the Second Degree found against them by the Grand Jury of this County on the 26th day of June 1885.

The indictment charges the defendants with the crime of Grand Larceny in that on the 23rd. day of April 1885 they stole one wagon, of the value of Seventy Dollars, the property of one John Dryer.

After a careful examination of the case, in all its aspects, I have come to the conclusion that no crime was committed by these defendants; that no criminal action should have been brought against them and that the afore-said indictment should be dismissed:

It appears from the very voluminous affidavits

0909

which have been submitted that the defendant George W. Mead is a lawyer in the City of Brooklyn in good standing and that in addition to practising law he was in the year 1884 the manager of two dairy farms in Westchester County owned by his wife. The defendant Cornelius Farley is a City Marshal.

The defendant George H. Fritz in the year 1884 had a milk route in the City of New York.

In October 1884, Fritz was recommended to Mead as a suitable person to sell the milk shipped from his farm. Fritz referred ^{Mead} ~~me~~ to Nicholson who kept a stable at No. 33 Second Avenue where Fritz was accustomed to keep the horse and wagon used by him in his milk route. Mead went to the stables and saw the horse and wagon with Fritz name upon it. Not being satisfied with his references he told Fritz he could not deliver milk to him without security. Whereupon Fritz the next day executed a chattel mortgage upon the horse and wagon and delivered it to Mead, and at the same time made an affidavit that he was the owner of the property free and clear of all incumbrances. The mortgage was thereupon duly recorded. At that time Mead did not know there was any other mortgage upon the property having relied upon the affidavit which Fritz had made. About two weeks afterwards he was informed by Nicholson that he also held a chattel mortgage upon the same property prior to the mortgage given Mead. Applying to Fritz he told Mead that Nicholson's mortgage

0910

covered another wagon and harness and was not upon the wagon and harness covered by the mortgage to Mead.

Mead thereupon went to the Register's office and discovered a chattel mortgage from Fritz to Nicholson dated June 30th. 1884 upon a wagon and harness but upon no horse. Mead thereupon proceeded to deliver milk to Fritz who in the course of time became indebted in the sum of Two hundred dollars; not being able to obtain payment of that sum Mead determined to foreclose his chattel mortgage. Meanwhile Nicholson foreclosed his mortgage and the property was bought by one Phillips who sold it to Dryer,

Mead not knowing of the sale to Dryer employed Farley to foreclose his chattel mortgage. Farley got possession of the wagon, advertised it for sale and sold it at public auction by the firm of auctioneers known as Walter's Sons on the 27th day of April 1885. Mead bought the property in for \$40. Mead knew that Dryer claimed the wagon to be his but there was no protest made upon the sale at public auction and Mead believed that he was proceeding regularly in the foreclosure of his mortgage. Thereupon Dryer obtained Warrants of Arrest for Farley, Mead, and Fritz who had pointed out the wagon to Farley.

I am convinced from a careful perusal of all the papers in this case that there was absolutely no criminal intent on the part of Mead, Farley or Fritz to deprive Dryer of property which they believed to be his. On the contrary Mead believed that he was entitled to foreclose

09 11

this mortgage upon the property and buy it in if he chose at the auctioneer's sale. The whole proceeding was conducted openly and there was an absence of any circumstances which tended to prove that the parties in question were possessed of a guilty intent.

As I have said before, it seems to me that this transaction should never have formed the basis for a criminal prosecution. The question of the ownership of said wagon was a question to be determined by the civil Courts.

I therefore recommend that the indictment be dismissed and the defendants discharged. I may add that I have written to Dryer to call and see me in reference to the case but have received no reply nor has he attended in person or by representative.

Respectfully yours,

Le Lancy Merrill

Court of General Sessions

The People vs.

- against -

Cornelius Farley + ors

Report of Asst. Dist. Atty.
McCull recommending
dismissal of indictment

To

The District Attorney

Approved by Atty.

W. B. Smith
10/18/87

09 12

0913

7

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Cornelius Barclay
Samuel M. Britton
George W. Mead

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

Cornelius Barclay, Samuel M. Britton
and George W. Mead

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

The said *Cornelius Barclay, Samuel M. Britton*
and George W. Mead, each

late of the First Ward of the City of New York, in the County of New York aforesaid on the ~~Twenty Ninth~~ day of *April*, — in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, with force and arms,

one wagon of the value of seventy
dollars,

of the goods, chattels and personal property of one *John Draper,*

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.

Charles D. Martin,
District Attorney

09 14

BOX:

178

FOLDER:

1805

DESCRIPTION:

Finley, Thomas

DATE:

06/08/85



1805

Witnesses:

Olive Spetzer
John J. Donovan

Samuel S. Green

Counsel,

Filed

Pleads,

Day of June

1885

THE PEOPLE

vs.

Thomas Finley

Burglary in the Third Degree,
Sections 498.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

A. M. Murby
Foreman

James M. B.
S. J. Green
S. J. Green

0915

09 16

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 48 years, occupation Real Estate of No. 336 E 86 Street, being duly sworn deposes and

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

Sworn to before me, this 29
day of May 1888

Andrew White
Police Justice.

Daniel H. H. H.

0917

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 35 years, occupation John J. Donovan
23 Beame of No.

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

Sworn to before me, this 29
day of May 1888 } John J. Donovan

Andrew J. White
Police Justice.

09 18

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

Thomas Finley 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.

Thomas Finley

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

MS.

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

Answer.

1143. 1. Ave. 4 months

Question. What is your business or profession?

Answer.

Brass Stamper

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

Answer.

I have nothing to say
Thomas Finley

Taken before me this

day of

188

Police Justice.

0919

Police Court—I District.City and County } ss.:
of New York,of No. 748 Hooper Street, aged 21 years,occupation Clerk being duly sworndeposes and says, that the premises No 2nd floor 338 E 86th Street,
in the City and County aforesaid, the said being a dwelling house

and which was occupied by deponent's brother as a dwelling house,
~~and in charge of deponent. said premises~~
~~and in which there was at the time a German being, by name~~
being unoccupied at the time
 were BURGLARIOUSLY entered by means of forcibly breaking open
a parlor door leading into said
apartment.

on the 27 day of May 1887 in the day time, and the
 following property feloniously taken, stolen, and carried away, viz:

One pair of Opera glasses of the value of \$27.00
 One Silver Card Case of the value of \$16.00
 One Canvas Pair of the value of 10.00
 One pair Pearl Earrings of the value of 20.00
 One Silver plated tea pitcher of the value of \$5.00
 One Brown Silk Suit of the value of \$65.00
 And other property of the value of Two
hundred and thirty-five dollars in
all of the value of Three hundred and
ninety-eight dollars
 the property of deponent's brother

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

Thomas Finley otherwise known as Thomas Fleming
 for the reasons following, to wit: that deponent was informed
by Daniel Kramer residing at 338 E 86th Street
that he Kramer saw said Finley leaving
said broken premises with a bag and
a parcel the contents of which said Kramer
did not know of, and that said Kramer
followed said Finley and another person
who was with him and that said Finley
ran away and while running said

0920

Triley and the other person dropped said bag and parcel at the corner of 86th Street and 2nd Ave, and that said Kramer did then inform Detective Almon of the 23rd Precinct, and that Almon then caught said Triley, and in his possession found some of the stolen property. Defendant further says that he has seen said property and identifies it as belonging to his brother

Oliver Spritzer

Sworn to before me this {
29th day of May 1885

Robert J. White

Police Justice

Police Court : District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree

vs.

Burglary

Dated 188 1

Magistrate.

Officer.

Clerk.

Witnesses :

Committed in default of \$ Bail.

Bailed by

No. Street.

0921

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 _____

Thomas Yuley
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 May 29 1885 Andrew 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.

0922

No 60
Bill ordered 536
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Oliver Spitzer
~~336 East 86th~~
248 16th Street
Thomas Tucker

Office
May 29
1885

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated May 29 1885

a J. White Magistrate

Sheldon Murray Officer.

42 Precinct.

Witnesses Daniel Brown

No. 336 E 86th Street.

No. Street,

No. Street,

\$ 1500 to answer

G. S.
Rus

0923

New York, Monday, 22

Honorable Judge Gildersleepe
 I take the liberty of writing you
 those few lines to state my case
 to you, you sentenced me to four
 years in state prison to day then
 you, I was a professional thief and
 if you had of gave me a chance,
 I could have proved it was not
 so, that officer that arrested me
 never saw me in his life before and
 he ~~told~~ swore on his bones when
 he arrested me he would give
 me ten years, because I would not
 give him the other man, as for
 myself I ask no mercy, but a leave
 behind me a young and delicate
 wife, and I would give my life
 willingly for her, I think I got to
 serve a lesson, but if you have
 mercy on me, and send me to the

0924

penitentiary. I would be willing
to do the hardest work there is in
order to see my wife occasionally
as she cannot be allowed to go to the
other place where she is.

Thomas Finley

0925

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Bindery

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

Thomas Bindery

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

The said Thomas Bindery

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

August W. Ditzgen

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

August W. Ditzgen

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

0926

SECOND COUNT—

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

Thomas T. Tindley
of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said Thomas T. Tindley

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,

one pair of opera glasses of the
value of twenty seven dollars,
one card-case of the value of
sixteen dollars, one ring of the
value of ten dollars, two studs
of the value of ten dollars
each, one ice-cream of the
value of twenty five dollars, ^{one}
part of the value of fifty five
dollars,

of the goods, chattels and personal property of one Reverend W. D. D. D.,

in the building of the said Reverend W. D. D. D.,

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

Randolph B. Martine
District Attorney

0927

BOX:

178

FOLDER:

1805

DESCRIPTION:

Fitzgerald, Edward

DATE:

06/10/85



1805

Central Office

Pleade *Wtgyracy-18*

Henry G. P.
 S. P. Macgregor
 S. P. Macgregor

and Breeding etc.

0929

Police Court—Second District.

Affidavit—Larceny.

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

Charles H. B. Becker
of No. 1222 2nd Avenue Street, aged 24 years,
occupation Liquor dealer, being duly sworn
deposes and says, that on the 19 day of April 1885 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property viz:

one gold watch & gold chain attached
of the value of one hundred 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 Edward Fitzgerald (nowhere)
from the fact that a pawn ticket
representing a gold watch was found
concealed and in the possession of
said Fitzgerald. Deponent saw said
watch represented on said ticket
which watch deponent fully identifies
as the property stolen from deponent.

Chas. H. B. Becker

Sworn to before me, this 4 day of May 1885

John W. McNamee Police Justice.

0930

Sec. 108—200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

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

Question What is your name?

Answer

Edward Fitzgerald

Question. How old are you?

Answer

31 years

Question. Where were you born?

Answer.

Massachusetts.

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

Answer.

Thompsonville Connecticut, 29 years

Question What is your business or profession?

Answer

Polisher

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 pawned the watch, but I did not steal it

Ed Fitzgerald

Taken before me this

day of

1885

Police Justice.

0931

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

Admission *Edmund Fitz Gerald*
guilty thereof, I order that he be held to answer the same and he be committed to bail in the sum of *Fine* 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 *June 4* 188 *J. M. Thompson* 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.

0932

Police Court

2

583 District.

THE PEOPLE, & c,

ON THE COMPLAINT OF

Charles H B Beck
1222 - 2nd Ave

1 Edward Fitzgerald

2

3

4

Office

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Date June 4 188

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 5.00 to answer

Carroll

0933

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward J. Haggard

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

Edward J. Haggard -

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

The said Edward J. Haggard,

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

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

of the goods, chattels and personal property of one Charles H.

C. Haggard,

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.

0934

SECOND COUNT—

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

Edward Fitzgerald

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

The said *Edward Fitzgerald*,

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,

one watch of the value of

eighty dollars,

of the goods, chattels and personal property of one *Charles A. B.*

Becker,

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

C. Becker,

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

Fitzgerald

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.

0935

BOX:

178

FOLDER:

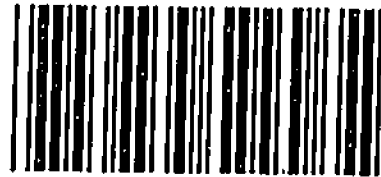
1805

DESCRIPTION:

Flaherty, Frank

DATE:

06/04/85



1805

Witnesses:

John Blake

Officer Michael Kehoe
6 Dec 5

No 25

Counsel, Oliver June 1885
Filed 4 day of
Pleads, July 5.

THE PEOPLE

vs.

Frank Flaherty

Grand Larceny, 2nd Degree.
(From the Person.)
[Sections 328, 331 Penal Code.]

RANDOLPH B. MARTINE,

District Attorney.

June 17/85

Filed & Forwaded.

A True Bill.

State Reformatory.

Essex.

Foreman.

July 12/85
G. S. D.

0936

0937

Police Court—St District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 8 Center Market Place St, aged 68 years,
occupation Peeler being duly sworn

deposes and says, that on the 26 day of May 1885 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, ~~the following property~~: and from

deponents person a silver
watch of the value of fifteen
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 Frank Flaherty, now

here, from the fact that said
defendant stood beside deponent
in front of Morris's & Mulberry
Street. That said watch was then
contained in the watch pocket
of the coat then worn upon
deponents person. That said de-
fendant then and there placed
his elbow on deponents shoulder
and leaned his head against
deponent. That another man
stood beside said defendant on
the side farthest from deponent.

Sworn to before me this 26 day of May 1885.

0938

That deponent felt said dependant
pressing hard against deponent,
and immediately felt a tug at
the chain fastening said watch
to deponents belt. That thereupon
deponent looked down and saw
said chain hanging loose and
saw that said watch had been
taken out and carried away
from said pocket. That deponent
then seized hold of said dependant
until the arrival of officer
Keeve who arrested said de-
pendant.
Sworn to before me this } John Blake
26 day of May 1855

Dated 1855 Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1855 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 1855 Police Justice.

I have admitted the above named

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

Hundred Dollars

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

committed, and that there is sufficient cause to believe the within named

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Police Court, District, _____

THE PEOPLE, &c.,
on the complaint of _____

vs.

1. _____
2. _____
3. _____
4. _____

Offence—LARCENY.

Dated _____ 1855

Magistrate.

Officer.

Clerk.

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

0939

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Flaherty 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 Flaherty

Question. How old are you?

Answer.

18 years of age

Question. Where were you born?

Answer.

New York

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

Answer.

114 Mott St. 5 or 6 months

Question. What is your business or profession?

Answer.

Brass-finisher

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.

Frank Flaherty

Taken before me this

day of

188

Police Justice.

0940

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 *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 *May 26* 188 *J. M. Patterson* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0941

No. 25. 551
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Blake
of Centre Street, Mass.
vs.
Frank J. Liberty
of Centre Street, Mass.

2
3
4
MAY 27 1885
ATTORNEY

Offence Larceny from the person

BAILED,
No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated May 26th 1885
M. J. Patterson Magistrate.
Kehoe Officer.
6th Precinct.

Witnesses Michael Kehoe
No. 6th Street Police Street.

Catherine P. Kehoe
No. 27 Mulberry Street.

No. 1500 Street.
\$1500 to answer Gen. Sessions.
Comd.

41.

The People

vs. Frank Flaherty

Court of General Sessions Part 2

Before Judge Geldersleere. June 17, 1885.

Indictment for grand larceny in the second degree

John Blake sworn. I live at 8 Centre Market and was in the city of New York on the 26th of May. I had a silver watch which was worth five dollars and which belonged to me; it was in my vest pocket. I charge Frank Flaherty with taking my watch from me that day though I did not see him; after he turned away from me the watch was gone. I felt him, I took hold of him and said, "you took my watch" and he said "no" I was standing in front of the premises 87 Mulberry St. where I lost my watch; the prisoner leaned up against me. There were people around me but none near enough to touch or reach me. I saw the watch a few minutes before it was taken. There was a little quarrel across the way and the little boy (the prisoner) ran up against me. There was nobody else touched me or leaned against me. Immediately after the prisoner ran I missed my watch. He told me to have him arrested. I said I would, and with that the officer came along and I gave him to the officer. Cross examined the prisoner put his hand on my shoulder at my left hand. I did not speak to him till the watch was gone.

I felt no tug at all at my watch. There were men, women and children there. This was about two o'clock in the day. I did not go in the crowd, I stood a little distance away from it; the prisoner was the only one who ran up against me. I looked at him in the face but did not say anything to him. I never said in the Police Court that I felt a tug.

Catherine Buckley sworn. I kept a fruit stand corner of Canal and Mulberry sts. A young man came up to me and handed me a watch. Here, he says, is your brother's watch. It was the day my brother lost the watch. I did not see my brother at the time he lost his watch. The watch was returned to me after the arrest and after they went to the station house. It was not the prisoner who handed me the watch. I gave the watch to my sister and sent her up to the station house. My brother saw the watch and said it was the one that was taken from him. Micheal Kehoe sworn. I belong to the Sixth Precinct and was in the city on the 26th of May and arrested this man on trial in front of 87 Mulberry St. where the man is said to have lost his watch. The complainant had hold of the prisoner when I got there; he says, "This man took my

watch." There was quite a crowd not a great way off. I did not see the robbery. I was at the corner of Canal and Mulberry Sts. I saw the crowd and went down. I saw the complainant holding the prisoner. The prisoner said he did not take the watch and the complainant said he did and I locked him up.

The Case for the Defence.

Frank Flaherty, sworn and examined in his own defence testified. I live at 116 Mott St. and my business is that of a printer. I was working at John Scotts, 15 Spruce St. I have been working there about two months. I was in this crowd looking at this fight. I was talking to a boy and he asked me to pawn his coat and vest. I say, No, wait until I see the fight." So I went over to see the fight and Mr. Blake came up to me and said, "you took my watch." I said, No sir, you are mistaken. No, I aint." I said, If you think I took your watch, get me arrested." He said, "that is what I will do." There was an officer on the corner and I said to him, "This man accuses me of taking his watch." I did not lean on his shoulder. I did not know where he was until he came up to me. Have you ever in any trouble before?

No sir, never. Cross Examined. I solemnly swear I never leaned upon the man's shoulder. He came up to me and says, "You took my watch." I says, "I come to the officer, on the corner and have me arrested." He caught me by the arm and I walked off with him.

Michael Kehoe recalled. I remember seeing the prisoner under arrest at the Station house before this on some petty charge, but I don't know what it was. I do not exactly remember how long ago it was. I think it is about six weeks if I am not mistaken. I was in the back room when he was brought in. He was sent back to the cells. I think he was brought in for disorderly conduct, but I would not be positive because I did not pay much attention to the case. I could not tell what was done to him. He was treated the same as a prisoner. I remember seeing him going back. I was not at the Sergeant's desk and did not hear the accusations that was made against him. The jury rendered a verdict of guilty, and the prisoner was remanded for sentence.

0946

Testimony in the
case of
Frank Glaherty
filed June
1883.

0947

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank B. Bledsoe

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

Frank B. Bledsoe
of the CRIME OF GRAND LARCENY in the ~~second~~ degree, committed as follows:

The said *Frank B. Bledsoe*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twenty-ninth day of *May*, in the year of our Lord one thousand
eight hundred and eighty-*nine*, in the *day* time of the said day, at the Ward, City and
County aforesaid, with force and arms,

one watch of the value of
fifteen dollars,

of the goods, chattels and personal property of one *John B. Bledsoe*,
on the person of the said *John B. Bledsoe*,
then and there being found, from the person of the said *John B. Bledsoe*,
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. McKim
District Attorney

0948

BOX:

178

FOLDER:

1805

DESCRIPTION:

Forsyth, Luke

DATE:

06/05/85



1805

Witnesses :

John Boyle

James Thompson

22-1888

No 61

Counsel,

Filed

day of

1888

Pleads

Chattel (9)

THE PEOPLE

vs.

I

Luke Forgyth

Robbery, 1st degree.
[Sections 224 and 228, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

J. M. Hiron
Foreman.

June 17/88

Fried & Houghton

0949

0950

CITY AND COUNTY
OF NEW YORK,

POLICE COURT—FOURTH DISTRICT.

No.

being duly sworn, deposes and saith, that on the

Street,

day of

1875,

at the 22nd Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, from the person of deponent,
by force and violence, without his consent and against his will, the following property, viz:Good and lawful Money
to the Amount of

of the value of

Dollars,

the property of

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away, by force and violence as aforesaid, byLuke Forsyth (now Petent And told
other persons not arrested Acting in
collusionThat about three O'clock
A.M. on the night of said day deponent
was passing along 42nd Street bet-
ween 11th Avenue when he was assaulted
and overpowered by the defendant & said
others some one of whom tripped this
deponent and knocked him downThat while deponent was down the
defendant or some one of said others
thrust his hand into a pocket of
deponent's vest and forcibly took there-
from the aforesaid property when they
all ran away - That deponent made an outcry
and caused the arrest of the defendant
who was running away at the time -
John Doyle

day of

Sworn to before me this

1875

Police Justice.

0951

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, (ss)

District Police Court.

Luke Forsyth 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

1885

Police Justice.

0952

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

Luke Forsyth
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 31* 188*7* *Henry Murray* Police Justice.

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

Dated 188 . Police Justice.

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

Dated 188 . Police Justice.

0953

Police Court

533
District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

John Doyle
Corr 11' at 433' St.
Luke Forsyth

Offence *Robbery*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street

No. 4, by

Residence

Street.

Dated

May 31

1885

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

500 - Geo
to answer

(Orn)

0954

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Sudas Brown

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

of the CRIME OF ROBBERY in the First degree, committed as follows:

The said

Sudas Brown

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 11th day of May, in the year of our Lord one thousand eight hundred and eighty-five, in the time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one John Ruffe in the peace of the said People, then and there being, feloniously did make an assault, and

one promissory note for the payment of money of the kind known as United States Treasury notes, the same being drawn and there due and unsatisfied for the payment of and of the value of five dollars, one other promissory note for the payment of money of the kind known as Bank notes, the same being drawn and there due and unsatisfied for the payment of and of the value of five dollars, three promissory notes for the payment of money, of the kind known as United States Treasury notes, the same being drawn and there due and unsatisfied for the payment of and of the value of two dollars each, seven other promissory notes for the payment of money, of the kind known as United States Treasury notes, the same being drawn and there due and unsatisfied for the payment of and of the value of one dollar each, and divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of seven dollars,

of the goods, chattels and personal property of the said John Ruffe, from the person of the said John Ruffe, against the will, and by violence to the person of the said John Ruffe, then and there violently and feloniously did rob, steal, take and carry away,

(The said Sudas Brown being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid unknown)

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

Randolph B. Martine
District Attorney

0955

BOX:

178

FOLDER:

1805

DESCRIPTION:

Foss, Julian

DATE:

06/10/85



1805

W.D. Lawrence.
Officer
Henry C. Roberts
4th - Cuck
Def't - first offence.
Is now out of
the business writing
as a laborer at
Glen Cove L.I.
for

No 115
Day of Trial, *June 10*
Counsel, *W.D. Lawrence*
Filed *10* day of *June* 188*5*
Pleads *Guilty (11)*
THE PEOPLE
vs. *B*
Julius Ross
110 1/2 Cherry
June 6/85
W.D. Lawrence
W.D. Lawrence
District Attorney.
Charles P.
Charles P.
A TRUE BILL.
A. M. Hardy
Foreman.
June 10 - 85

Violation of Excise Law.
Selling without License.
1885 (11) 2.10.85

0957

Sec. 508.

1st District Police Court.

UNDERTAKING TO ANSWER—

General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

An order having been made on the 7th day of June 1885 by
 James O'Reilly a Police Justice of the City of New York. That
 Julius Foss be held to answer upon a charge of
 Violation Exotic Law

upon which he has been duly admitted to bail, in the sum of one Hundred Dollars.

We, Julius Foss Defendant of No. 110 1/2
 Cherry Street; Occupation Saloon Keeper, and
 Patrick Farrell of No. 154 E. 32nd Street,
 Occupation Real Estate Surety, hereby undertake jointly and severally,
 that the above named Julius Foss shall appear and answer the charge above-
 mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders
 and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof,
 or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum
 of one Hundred Dollars,

Taken and acknowledged before me, this 7th }
 day of June 1885 }

James O'Reilly
 POLICE JUSTICE,

Julius Foss
 Patrick Farrell

0958

CITY AND COUNTY { ss,
OF NEW YORK, }

Samuel M. Kelly
Police Justice.

Sworn to before me, this

the within named Bail and Surety, being duly sworn, says, that he is a resident and free
holder within the said County and State, and is worth Five Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of House & Lot of land

situated at No 154 East 32nd Street
City of New York. Valued at Ten Thousand
Dollars. free & clear

Patrick Farrell

New York General Sessions.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Undertaking to Answer.

vs,

Julius C. Jones

Taken the 7th day of June 1885.

Samuel M. Kelly
Justice.

Filed day of 188

0959

Excise Violation—Selling Without License.

POLICE COURT— / DISTRICT.

City and County } ss.
of New York, }

of the H. H. Precinct Henry C. Rohrs Street,
of the City of New York, being duly sworn, deposes and says, that on the 6th day
of June 1885, in the City of New York, in the County of New York, at
No. 110 1/2 Cherry Street,
Julius Foss (now here)
did then and THERE SELL, CAUSE, suffer and permit to be sold, under his direction and authority,
strong and spirituous liquors, wines, ale and beer, being intoxication liquors, in quantities less than
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made
and provided.

WHEREFORE, deponent prays that said Julius Foss
may be arrested and dealt with according to law.

Sworn to before me, this 7th day } Henry C. Rohrs
of June 1885 }
Samuel C. Reilly Police Justice.

0960

Sec. 198-200.

District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Julius Foss

Taken before me this

day of

1885

Police Justice.

0961

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 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 June 7 1885 Samuel C. Beall Police Justice.

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

Dated _____ 1885 Samuel C. Beall Police Justice.

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

Dated _____ 1885 _____ Police Justice.

0962

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

381 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry C. Johns
4th Precinct.
Julius Foss

Dated

1885

Magistrate.

Officer.

4th Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ 10.00

to answer

General

Sessions.

Bailed

0963

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

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Julius Foss

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

of the CRIME of *Selling Spirituous Liquors without a License*,
committed as follows :

The said *Julius Foss*,

late of the *First* Ward of the City of New York, in the County of
New York aforesaid, on the *sixth* day of *June*, in the year
of our Lord one thousand eight hundred and eighty *five*, at the Ward,
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill
of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor
to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons
at one time, to

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the statute in such case
made and provided, and against the peace and dignity of the People of the State of New
York.

Randolph B. Martine

~~JOHN M. MURPHY~~ District Attorney.

0964

BOX:

178

FOLDER:

1805

DESCRIPTION:

Fouchett, Emile

DATE:

06/25/85



1805

0965

No 221

Witnesses:

William Frank

Counsel,
Filed 25 day of June 1885
Pleads,

THE PEOPLE
vs.
Emile Touchette

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

[Signature] Foreman
[Signature]
[Signature]
Per: Three men.

[Sections 174, Penal Code]

0966

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

2 District Police Court.

Emile Fouchett 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. *Emile Fouchett*

Question. How old are you?

Answer. *Nearly three*

Question. Where were you born?

Answer. *France*

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

Answer. *No 24 Cornelia St. About ten months*

Question. What is your business or profession?

Answer. *Business - maker*

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

Answer. *I am guilty*

Emile Fouchett
m

Taken before me this

day of

1886

Police Justice.

0967

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.....

.....*Emile Varchell*.....
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 *June 19* 1885 *P. J. Duffy* Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0968

Police Court 2 District. 628

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Frost
Fremont & a broken
Foot & a broken
Shoe & a broken

1 Wm. H. H. H. H.
2 _____
3 _____
4 _____

Office of Magistrate
Magistrate

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated May 19 1885

W. H. H. H. Magistrate.
Michael H. H. H. Officer.
S. H. Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer General Sessions.

Secur

0969

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

William Frost
 of No. *Ferry-boat "Hoboken"* at *Christopher Street*, aged *51* years,
 occupation *Wholesaler* being duly sworn deposes and says,
 that on the *18* day of *June* 188 *5*
 at the City of New York, in the County of New York, *he rescued Emile*

Fenchell (now here,) who was in the water of the
Hudson River in front of the bow of the ferry-boat
"Hoboken", which was lying in her slip at the foot
 of *Christopher Str. N. E. City* from which boat the defendant
 had evidently jumped. Deponent further says that
 he threw the said *Emile* a life preserver which he refused
 to take, and that the said *Emile* was attempting to
 keep his head under water when deponent caught him
 by the coat collar with a boat-hook.
 Wherefore deponent charges the said *Emile Fenchell* with
 an act dangerous to human life with intent to

Subscribed before me this

of

188

1885

Police Justice.

Committee

0970

take his own life. in Violating of Section 174 of the
Penal Code of the State of New York
Sworn to before me this
19 day of June 1885

Wm. Frost

[Signature]
Justice

Police Court, District,

THE PEOPLE, & c.,

ON THE COMPLAINT OF

vs.

ARRESTED.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0971

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

Michael M. Caulley
of No. 9th Street, aged 38 years,
occupation Mechanic being duly sworn deposes and says,
that on the 18 day of June

at the City of New York, in the County of New York, he arrested Emily Fairchild
(now here) who was charged by a deck hand on the
Notaken ferry-boat "Notahan" that the said arrested
did while the said ferry boat was lying in her
slip at the foot of Christopher St New York-jump
from the bow of said ferry-boat into the river with
the apparent intention of committing suicide.

Wherefore deponent prays that the said arrested defendant
may be committed for examination until deponent
can bring the said deck-hand whose name is
unknown to deponent to Court to make complaint.

Michael M. Caulley

Sworn to before me, this 18 day

of June

1885

Police Justice.

0972

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael J. Connelley

vs.

Emile Finckelstein

AFFIDAVIT.

Completed Connelley

Dated

June 18

1885

W. C. Connelley Magistrate.

W. C. Connelley Officer.

Witness, Robert

Disposition, _____

0973

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Emile Bouchet

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

of the CRIME OF Attempting Suicide,

committed as follows:

The said Emile Bouchet,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ~~eighteenth~~ day of ~~June~~, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with intent to take his own life did then and there wilfully and feloniously cast and throw himself into the waters there commonly called the Hudson River, and with the intent aforesaid did then and there wilfully and feloniously sink and submerge his body in the waters aforesaid (the same being an act dangerous to human life) 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

Respectfully,
District Attorney

0974

END OF
BOX