

0358

**BOX:**

376

**FOLDER:**

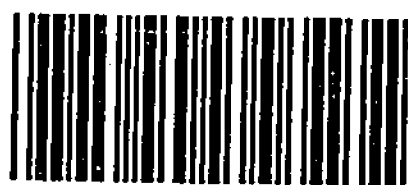
3517

**DESCRIPTION:**

Fallon, John

**DATE:**

12/20/89



3517

POOR QUALITY  
ORIGINAL

0359

Witnesses:

Louis Kautz  
Off J. J. M. J. J.

Counsel,

Filed

Pleads,

20 day of Dec 1889

THE PEOPLE

vs.

Grand Larceny, Second Degree.  
(From the Person.)  
[Sections 528, 58, Penal Code].

John Tallon

JOHN R. FELLOWS,

District Attorney.

A True Bill.

5792

Foreman,

James T. Lewis

Dec 20 1889

James T. Lewis

James T. Lewis

James T. Lewis

POOR QUALITY  
ORIGINAL

0360

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 504 Park Avenue Street, aged 16 years,  
occupation clerk being duly sworn

deposes and says, that on the 8<sup>th</sup> day of December 1889 at the City of New

York, in the County of New York, was feloniously <sup>attempted to be</sup> taken, stolen and carried away from the possession and

Person of deponent, in the day time, the following property viz:

One Silver Watch with  
Plated Chain attached together  
of the value of Fifteen Dollars

the property of deponent

and that this deponent  
<sup>attempted to be</sup>  
has a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen,  
and carried away by John Fallon (now here)

from the fact that deponent caught  
the said defendant in the act  
of taking said property and carrying  
away said property from the  
left hand pocket of the vest then  
on deponent's person while the deponent  
was in Central Park

J. J. Fallon

Sworn to before me, this  
day of December  
1889

Alfred J. ...  
Police Justice.



POOR QUALITY  
ORIGINAL

0361

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Fallon

Question. How old are you?

Answer. 19 Years

Question. Where were you born?

Answer. New York

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

Answer. 14 Cherry St 5 Years

Question. What is your business or profession?

Answer. Strawfitters helper

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

Answer. I am not guilty  
John Fallon

Taken before me this  
day of December 1889

H. M. Madison

Police Justice.



POOR QUALITY  
ORIGINAL

0362

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George Washington  
504 Park Avenue

John T. Allen

Offence From the Person

Dated

Receiving 188

Magistrate

McMahon

Officer

W. Smith

Witnesses

C. O. Precinct

No.

Street

No.

Street

No.

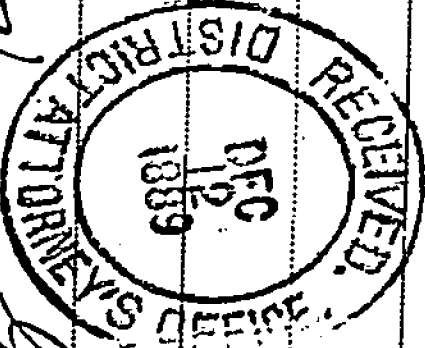
Street

No.

Street

to answer

Y. S.



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 Olegarius

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

Dated 188 ATM Mahon 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.

POOR QUALITY  
ORIGINAL

0363

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Fallon*

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

*John Fallon*  
attempting to commit the crime of  
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said

*John Fallon*

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

*one watch of the  
value of twelve dollars and  
one chain of the value of  
three dollars*

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

*John R. Fellows,*  
District Attorney

0364

**BOX:**

376

**FOLDER:**

3517

**DESCRIPTION:**

Fielding, Thomas

**DATE:**

12/16/89



3517



POOR QUALITY  
ORIGINAL

0365

Witnesses:

Patricia Burns  
Off. McClellan

Left an old  
thing. That  
been frequently  
overlooked  
and in many  
particulars  
17.

Counsel,

Filed

day of

18

Pleas,

THE PEOPLE

30.

21 Remanded

Thomas Dilling

Burglary in the third degree.

Count Case.

[Section 498.]

JOHN R. FELLOWS

District Attorney.

72 Dec 18/89

pleads guilty 25. 24

A True Bill. 1197

John A. Burns

Foreman.

24/10 3/10/89  
Dec 24/89

POOR QUALITY  
ORIGINAL

0366

Police Court—2<sup>nd</sup> District.

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

Patrick Burns

of No. 396 West 12<sup>th</sup> Street, aged 45 years,  
occupation Barman being duly sworn

deposes and says, that the premises No 396 West 12 Street,  
in the City and County aforesaid; the said being a four story brick building  
the first floor was occupied  
and which was occupied by deponent as a liquor store  
and in which there was at the time a human being, by name

attempted to be  
were BURGLARIOUSLY entered by means of forcibly inserting a  
jimmy at the lock of the door leading from  
the street to the store

on the 8 day of December 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz.

with the intent to steal the following property  
a quantity Cigars and liquors of the value  
of about five hundred dollars, and  
gold and lawful money of the United  
States of the value of about one hundred  
dollars said property being in all of the  
value of about six hundred dollars

\$600.00

the property of Walter Ryan and in case of deponent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY attempted to be attempted to be  
was committed and the aforesaid property taken, stolen, and carried away by

Thomas Firdling (now here)

for the reasons following, to wit: Deponent at the hour of 12  
o'clock in the night of the 7<sup>th</sup> day of December 1889  
regularly locked said door and left said  
store when said money was behind  
the bar and said cigars & liquors were  
in said store

Deponent is informed by  
Edward J. McRae of the 9<sup>th</sup> Precinct  
Police that at the hour of 3<sup>15</sup> o'clock



POOR QUALITY  
ORIGINAL

0367

in the morning of said 8<sup>th</sup> day of December 1889  
~~before~~ he caught said defendant in the  
act of attempting to break open the door  
aforedescribed, with a Burglarian instrument  
(here shown) and knowingly called a  
Jimmey. Respondent believing the information  
to be true charges that said defendant  
did attempt to break upon and enter said  
premises with the intent to steal said  
property as aforesaid.

Sworn to before me this } Patrick Burns  
8<sup>th</sup> day of December 1889 }  
G. H. Smith  
Police Justice

Police Court — District.

THE PEOPLE, &c.,  
vs.  
ON THE COMPLAINT OF

Burglary

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.



POOR QUALITY  
ORIGINAL

0368

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 31 years, occupation Police Officer of No.

9th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Patrick Quinn

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

knowledge.

Sworn to before me, this 5th  
day of December 1889

Edward J. Mc Auley

John J. [Signature]  
Police Justice.

POOR QUALITY  
ORIGINAL

0369

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

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

Question. What is your name?

Answer. Thomas Fielding

Question. How old are you?

Answer. 38 years

Question. Where were you born?

Answer. Ireland

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

Answer. No 21 Bloomsfield St - 3 months

Question. What is your business or profession?

Answer. Clerk

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

Answer. I am not guilty  
Thomas Fielding

Taken before me this

day of April

1889

Police Justice.

POOR QUALITY  
ORIGINAL

0370

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

Police Court---

1495

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William J. Adams*  
*394 West 12 St*  
*James O. Adams*

Offence *Burglary*

Dated

*Dec 8*

1889

Magistrate.

*Henry J. Adams*

Officer.

Witnesses

*W. J. Adams*

Officer.

No. 1, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 2, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 3, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 4, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 5, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 6, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 7, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 8, by \_\_\_\_\_

*W. J. Adams*

Officer.

No. 9, by \_\_\_\_\_

*W. J. Adams*

Officer.



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 *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 *Dec 8* 1889 *Henry J. Adams* Police Justice.

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

Dated \_\_\_\_\_ 1889 \_\_\_\_\_ 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 \_\_\_\_\_ 1889 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

0371

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 Fielding

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

Thomas Fielding  
attempting to commit the crime of  
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

Thomas Fielding

late of the ninth Ward of the City of New York, in the County of  
New York, aforesaid, on the eighth day of December 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 store of one

Kate Ryan  
attempt to  
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

Kate Ryan

in the said store 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.

John R. Fellows,  
District Attorney

0372

**BOX:**

376

**FOLDER:**

3517

**DESCRIPTION:**

Finnigan, William

**DATE:**

12/05/89



3517

0373

**BOX:**

376

**FOLDER:**

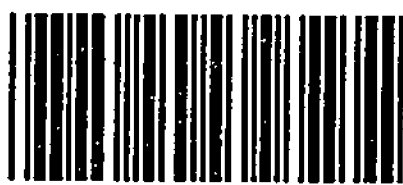
3517

**DESCRIPTION:**

Donohue, Daniel

**DATE:**

12/05/89



3517



POOR QUALITY  
ORIGINAL

0374

Witnesses:

*Mr. W. Secor*  
*Officer Newland*

Counsel,

Filed

Pleads

18

THE PEOPLE

Butler in the Third degree.

[Section 408, Code]

*William Fanning*  
*Daniel Donohue*

JOHN R. FELLOWS,

*Pr Dec 12/89 District Attorney.*  
*Both tried & convicted.*

A True Bill

*George A. Brown*

Foreman.

*Part 2 Dec. 11 at 9 PM*

*Part 1, 1889, & 8, 1889*  
*21*

POOR QUALITY  
ORIGINAL

0375

Police Court—4<sup>th</sup> District.

City and County } ss.:  
of New York,

of No. 400 West 15<sup>th</sup> St. William H. Secor Street, aged 27 years,

occupation Agent being duly sworn

deposes and says, that the premises No. 745 10<sup>th</sup> Ave. Street, 27 Ward

in the City and County aforesaid the said being a Flour Bin

and which was occupied by deponent as a Store Room

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

were BURGLARIOUSLY entered by means of forcibly removing

two boards from the partition

of said Store Room in the Cellar

of said premises

on the 30<sup>th</sup> day of November 1889 in the night time, and the

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

A quantity of Electrical Goods  
of the value of Two Hundred  
Dollars.

the property of in the Care and Charge of deponents

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

William Thompson and Daniel Smith

(both men here)

(for the reasons following, to wit: That at or about the

hour of 8 O'clock P.M. on said

date deponent, discovered that

said premises had been entered

as aforesaid and found the said

Thompson and Smith in said

store room

and being

this 1<sup>st</sup> day of December 1889

Wm. H. Secor  
Police Justice



POOR QUALITY  
ORIGINAL

0376

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *William Flinnigan*

Question. How old are you?

Answer. *24 years.*

Question. Where were you born?

Answer. *England*

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

Answer. *327 West 31<sup>st</sup> St 5 months*

Question. What is your business or profession?

Answer. *None*

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. *No explanation*  
*William Flinnigan*

Taken before me this

day of *March* 188*9*

Police Justice.



POOR QUALITY  
ORIGINAL

0377

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Samuel Donahue* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h right to  
make a statement in relation to the charge against h ; that the statement is designed to  
enable h < if he see fit to answer the charge and explain the facts alleged against h <  
that he is at liberty to waive making a statement, and that h 2 waiver cannot be used  
against h < 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.

*Samuel Donahue*

Taken before me this

day of

1908

Police Justice.

0378

2301204 1/52  
Police Court District

~~THE~~ PEOPLE, &c.

# ON THE COMPLAINT OF

*Offenc*

Date 2/10/2000 1988

Magistrate

*[Signature]* Officer

.....Premet

**Witnesses:** \_\_\_\_\_

Street,

Street.

15

157 1000  
Street.

1

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

POOR QUALITY  
ORIGINAL

0379

COURT OF GENERAL SESSIONS.

-----X  
The People :  
v. : Tried Dec. 11/89, before  
Wm. Finnegan and Daniel Donohue: Hon. Frederick Smyth and  
Indictment filed Dec. 5/89; in-: a Jury.  
dicted for Burglary in 3d deg. :  
-----X

Assistant District Attorney Jerome for the People;  
Mr. Harris, for the Defense.

-----

H E N R Y C L I F F O R D, the complainant,  
testified that he knew the premises at 775 Tenth Avenue in  
the City of New York. They were the property belonging to  
Ellsworth L. Stryker. They were in the Twenty-second Ward.  
The upper portion of the premises was occupied as a tenement  
house, and the lower part for stores. There was a store  
room in the basement. There was an office on the ground  
floor occupied as a real estate office. On the 31st of  
November, 1889, he, the witness, had occasion to go to the  
storeroom underneath the office. The entrance was by some



**POOR QUALITY  
ORIGINAL**

0380

(2)

steps running down from the avenue into the basement. There were stored in the storeroom on that day electric light fixtures of all kinds. He, the witness, was the electrician employed on the premises. He entered the storeroom about ten minutes past eight in the evening. He had closed it up between five and six o'clock and had locked the door. When he returned at ten minutes past eight the door was still locked, and he opened it and he found the two defendants inside of the storeroom. Finnegan was stooping down behind a bench, and Donohue was looking for a place to hide in. Mr. Secor accompanied him, the witness. He, the witness, helped Finnegan and told Mr. Secor to call a policeman. He asked the defendants how they got into the storeroom, and they muttered something which the witness did not understand. A police officer came and arrested them. Donohue said before the police officer came, "Let's get out of here; let's go for this fellow." He, the witness, was then alone with the two men, having sent Mr. Secor for the police officer. He, the witness, told the defendants, that if they stirred he would kill them. On the way to the police station the defendants threatened to do him up. Donohue appeared to have been drinking. The defendants

**POOR QUALITY  
ORIGINAL**

0381

(3)

appeared to have entered the storeroom through the rear partition. They pulled a board from that partition. Through this partition access to a stairway leading up to the rear court yard could be had.

Under Cross Examination, the witness testified that he went to the store room shortly after five o'clock to get a fixture. He was putting up the fixture in the office. It was not then dark in the cellar. There was a light lit.

W I L L I A M W. S E C O R testified that he was the agent of the owner of the premises at 775 Tenth Avenue in the City of New York. He corroborated the complainant. He, the witness, appeared on the morning after the arrest of the defendants in the police court and made an affidavit against them before Justice McMahon

Under Cross Examination, the witness testified that he did not say to any one that he saw Donohue lying on the floor of the store room and Finnegan trying to get him up on his feet.

For the Defense D A N I E L D O N O H U E testified that his real name was Daniel Dougherty. He had assumed the name of Donohue, because he had a respectable mother and sisters and brother, and did not wish to dis-

**POOR QUALITY  
ORIGINAL**

0382

(4)

grace them. He had never given a fictitious name before. He had never been convicted of any crime. He had lived at home with his mother and family. He was at work on November 30th at the 51st Street pier, North River. He left work at about half past six o'clock in the evening. He walked up 51st Street to his home. He lived near 51st Street on Tenth Avenue--number 763. He met Finnegan, who was standing on the corner with some men. Finnegan was very drunk. He had his coat off. His coat was lying upon the sidewalk. He asked Finnegan where he got drunk. He said he didn't know where. He had been drinking beer all day. He, the witness, told Finnegan to wait on the corner until he, the witness, came down from supper, and he would take him home. He, the witness, went up into the house and ate his supper, and when he returned to the corner Finnegan was not there. His, the witness's, brother and some other young men were standing at the corner, and he asked where Finnegan was. Two young men told him that they had taken him into the cellar of No. 775 Tenth Avenue, and that he was asleep there. They took him to the head of the steps leading down into the cellar and pointed out the



**POOR QUALITY  
ORIGINAL**

0383

(5)

place to him. They did not go down to the cellar with him, the witness. They told him that if he went down he would find boards broken out and he would find Finnegan asleep there. He, the witness, went down and called to Finnegan, but got no answer. He threw a piece of coal at him, but that had no effect, and then he got into the storeroom through the opening in the boards and gave Finnegan a couple of kicks, and then the complainant and Mr. Secor came down to the storeroom and he and Finnegan were arrested. He told the complainant that he had only gone down to the cellar to wake Finnegan up.

Under Cross Examination, he testified that he did not know the name of either of the young men who took him to the cellar, but he could recognize them if he ever saw them again. He did not know where they lived, nor did Finnegan. He did not tell this story in the police station or in the police court. He worked as a brick handler. He had also worked for an expressman named Joseph Bills.

W I L L I A M F I N N E G A N testified that he was eighteen years of age. He had a sister living in the United States, but no other relative. He had worked last at Michael Kohn's corset factory, and had been laid

**POOR QUALITY  
ORIGINAL**

0384

(6)

off for three days on account of the furnace being torn down. He was not working on the day of his arrest. He went down town on the 30th of November, to see whether his cousin had arrived on the City of Chester, and he kept looking around the piers until about eleven o'clock when he went up to 19th Street to see a foreman working in 14th Street whom he knew very well. Then he walked up Tenth Avenue, and when he got to 34th Street he met several friends, one of them being a young man named Jamison. He could not remember the name of any other of them. They went into a saloon and had some drinks. He was not accustomed to drinking and it affected his head. They went to several other saloons and had more drinks. They he walked to 51st Street, and fell into the door of a Chinese laundry, and Daniel Dougherty met him there, and asked him if he was going home, and told him to wait until he had had his supper and that he would come back and take him home. He, the witness, did not wait and kept on walking uptown, and then he got sick at his stomach and laid down on a wagon, and two men came up and told him he would get arrested. He did not know who the men were. They took him through a hall and down a flight of stairs, and there was a board out of the back

**POOR QUALITY  
ORIGINAL**

0385

(7)

of the store room, and they lifted him up and put him in the store room, and he went over to a bench and laid down and slept, and when the complainant came into the store room Donohue was kicking him to try to wake him. A police officer came in and ran a club down his mouth and pushed him up against the partition, and that was all that he could remember until he was taken to the station house.

Under Cross Examination the witness testified that he had never been convicted of any criminal offense. William Finnegan was his real name. He lived at 327 East 31st Street. He did not tell this story to the officer who arrested him, because he clubbed him, nor did he tell it in the police court or the police station.

J O H N D O U G H E R T Y, a brother of the defendant Dougherty, testified that he lived with his mother at 763 Tenth Avenue. He corroborated the defendants as to what occurred at the corner of 51st Street and Tenth Avenue.

W I L L I A M M A N D E V I L L E testified to the same effect.

C A T H E R I N E D O U G H E R T Y testified that she was the mother of the defendant Dougherty. She



**POOR QUALITY  
ORIGINAL**

0386

(8)

testified that the defendant Dougherty ate supper in her home about six o'clock on the evening of the 30th of November. She could not tell the exact time, because she did not look at the clock. He did not leave the house until a quarter past seven.

J O S E P H B I L L S, an expressman of No. 85 Broad Street, testified that he had been in business for nineteen years. He had employed the defendant Dougherty about a year and a half before his arrest. Dougherty worked for the witness about a year, and he, the witness, never had any complaint against him or trouble with him. He trusted Dougherty with a great many C. O. D. bills, and he never found him dishonest.

-----

POOR QUALITY  
ORIGINAL

0387

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Finnigan  
and Daniel Donohue

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

William Finnigan and Daniel Donohue

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

The said William Finnigan and Daniel

Donohue, both

late of the Twenty second Ward of the City of New York, in the County of New York, aforesaid, on the ~~thirtieth~~ day of November, 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 building of one

Elsworth L. Stuber,

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

Elsworth L. Stuber,

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.

John R. Fellows,  
District Attorney

0388

**BOX:**

376

**FOLDER:**

3517

**DESCRIPTION:**

Flynn, John

**DATE:**

12/10/89



3517



0389

**BOX:**

376

**FOLDER:**

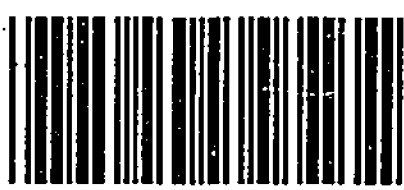
3517

**DESCRIPTION:**

Wilkinson, James

**DATE:**

12/10/89



3517

POOR QUALITY  
ORIGINAL

0390

Witness:

Stephen Burns

Officer Donohue

I tried this case once and am familiar with the facts. In my opinion the ends of justice do not require a second trial. The evidence is so conflicting that I do not think it would be possible to secure a conviction upon the evidence in possession of the people. I recommended that the defendant be discharged before their own necessities.

Part 2 May 20/91

Wm. J. Brown

Part 2 May 20/91

Part 2 May 20/91

Wm. J. Brown  
110 May 20/91

Counsel,

Filed 10 day of Dec 1899

Pleas, May 13

THE PEOPLE

vs.

John Flynn  
and  
James Wilkinson

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

JOHN R. FELLOWS,

District Attorney.

Part 3 April 11 at 8 PM

Part 3 April 11 at 8 PM

A True Bill.

Part 3 April 14 90.

Part 3 April 14 90.

Part 3 April 14 90.

Part 3 April 14 90.

Part 3 April 14 90.

Part 3 April 14 90.



POOR QUALITY  
ORIGINAL

0391

Police Court—6 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

Stephen Burns, 27 years old, laborer  
of Knapp's Hotel Fordham, Street,  
New York City

being duly sworn, deposes and says, that  
on Saturday the second day of November  
in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Flynn  
and James Wilkinson, both now here.

Said Flynn struck deponent on the back  
with a hammer held in his hand and  
said Wilkinson struck at deponent with  
an axe, hitting and cutting deponent's  
hat, the blow being awarded off from deponent's  
head by his arm. Said Flynn also pointed  
toward the person of deponent a loaded  
revolver. Said assault was committed

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

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

Sworn to before me, this 19<sup>th</sup> day  
of November 1889.

Stephen Burns  
his mark

John A. [Signature] POLICE JUSTICE.



POOR QUALITY  
ORIGINAL

0392

Sec. 198—200.

65

District Police Court.

CITY AND COUNTY  
OF NEW YORK. } ss.

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

Question. What is your name?

Answer.

*John Flynn*

Question. How old are you?

Answer.

*22 years old*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*626 Webster Avenue, Freshburg, 4 years*

Question. What is your business or profession?

Answer.

*Blacksmith*

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

Answer.

*I am not guilty*

*John Flynn*

Taken before me this

*19*

day of *November* 1889.

*Alfred Cochran* Police Justice.

POOR QUALITY  
ORIGINAL

0393

Sec. 198-200.

6

District Police Court.

CITY AND COUNTY  
OF NEW YORK. ss.

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

Question. What is your name?

Answer. James Wiltkinson

Question. How old are you?

Answer. 48 years

Question. Where were you born?

Answer, Ireland

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

Answer. 676 Webster Avenue, Fordham; 10 years

Question. What is your business or profession?

Answer, Blacksmith

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

Answer. I am not guilty

James Wiltkinson  
X  
mark

Taken before me this

19

day of September

1889

John C. Cook

Police Justice.

POOR QUALITY  
ORIGINAL

0394

BAILIED,  
Bond received Apr 14/90  
No. 1, by Michael Connell  
Residence 207 West 11th St  
No. 2, by Michael Connell  
Residence 207 West 11th St  
No. 3, by  
Residence  
No. 4, by  
Residence  
Street

Police Court-- 6 District

1/19/90

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Stephen Burns

John Flynn  
Samuel Wilkman

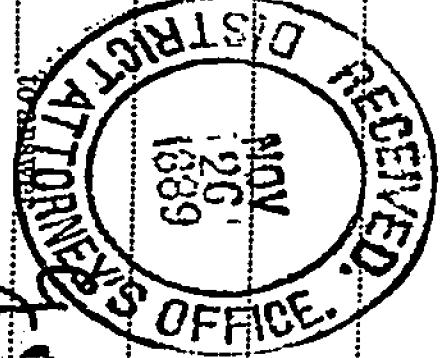
Offence Assault  
Felony

Died November 19, 1889

Cochrane  
Magistrate

Michael D. Cochrane  
Officer

Witnesses  
No. 34  
Street



5th  
Street

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named John Flynn and Samuel Wilkman 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 November 19 1889 John Cochrane Police Justice.

I have admitted the above-named John Flynn and Samuel Wilkman to bail to answer by the undertaking hereto annexed.  
Dated November 19 1889 John Cochrane 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.



POOR QUALITY  
ORIGINAL

0395

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against  
*John Flynn and James Wilkinson*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*John Flynn and James Wilkinson*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

*John Flynn and James Wilkinson*  
both late of the City of New York, in the County of New York aforesaid, on the *second* day of *November* in the year of our Lord one thousand eight hundred and *eighty-nine*, with force and arms, at the City and County aforesaid, in and upon the body of one *Stephen Burns* in the Peace of the said People then and there being, feloniously did make an assault and *him* the said *Stephen Burns* with a certain *hammer* and also with a certain *axe* which the said *John Flynn and James Wilkinson* in *their* right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent

*him* the said *Stephen Burns* thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
*John Flynn and James Wilkinson*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*John Flynn and James Wilkinson*  
both late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Stephen Burns* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and *him* the said *Stephen Burns* with a certain *hammer* and also with a certain *axe* which the said *John Flynn and James Wilkinson* in *their* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS

*John R. Fellows*  
District Attorney

0396

**BOX:**

376

**FOLDER:**

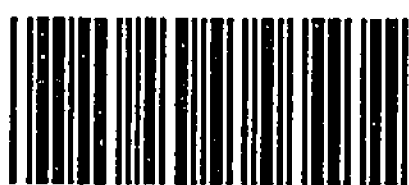
3517

**DESCRIPTION:**

Frank, Ambrose

**DATE:**

12/20/89



3517

POOR QUALITY  
ORIGINAL

0397

1890  
Counsel,  
Filed, 20 day of Dec 1890  
Pleads, *Obtained*  
THE PEOPLE  
35  
249 of  
Ambrose Frank  
Grand Larceny, Second Degree  
[Sections 523, 581, 582 Penal Code].

JOHN R. FELLOWS,

District Attorney.

*Dec 26/89*  
*ind. & convicted 22/89*  
*21 Aug. 86.*

A True Bill.

*John R. Fellows*

Foreman.

*Just back 7/90*  
*Jan 6/90*

Witnesses

*John R. Fellows*  
*Ch. G. A. H. H.*  
*Mar. M. H. H.*  
*W. H. H.*

*By*



POOR QUALITY  
ORIGINAL

0398

Witnesses:

both persons  
Ch. G. H. H.  
has made  
Ashland

FB

Counsel,  
Filed, 20 day of Dec 1899  
Pleads, *Not guilty* 23

THE PEOPLE

35 by 62  
234 01 R

Ambrose Frank

Grand Larceny, 1st and 2nd Degree  
[Sections 528, 534, 535 Penal Code]

JOHN R. FELLOWS,

District Attorney.

*Dec 26/89*  
*ind x convicted 22/29*  
*21 Aug 86*

A True Bill.

*James H. H.*

Foreman.

*Just back 77*  
*Aug 6/90*

POOR QUALITY  
ORIGINAL

0399

State of Colorado - City of Denver.

→ GO ALL TO WHOM THESE PRESENTS SHALL COME, ←  
GREETING :

That, Having great confidence in the ability, sobriety and integrity  
of Frank Bennett, I, J. E. Bates, Mayor of  
the City of Denver, do by these presents constitute and appoint him, the said  
Frank Bennett, of the City of Denver, to the office  
of Deputy, to have and to hold the said office at the  
pleasure of the appointing power, with out pay as provided by Ordinance.

In Witness Whereof, I, J. E. Bates, Mayor of the  
City of Denver, have hereunto set my hand.  
Done at the City of Denver this 10th day  
of June, A. D. 1885.

Attested by the undersigned with the Corporate Seal of the City of Denver affixed thereto,  
this 10th day of June, A. D. 1885.

J. R. Hume  
City Clerk.

J. E. Bates  
Mayor.

POOR QUALITY  
ORIGINAL

0400

Denver June 1st 1886.  
To whom it may concern.  
The bearer Mr Frank Bickell  
has been in my employ  
for the past year.

I have always found  
him to be a reliable and  
honest man, always  
attending to any business  
entrusted to his care.

Geo F. Watrous  
Chief of Denver  
Merchants Police.



POOR QUALITY  
ORIGINAL

0401

W. General Sessions

The People vs

Ambrose Frank

City & County of New York

William Friedrich  
being duly sworn says that  
he is a druggist by occupation  
doing business at the corner  
of Fourth and Noxter Street  
in this City.

That deponent is well  
acquainted with the defend-  
ant and knows him for  
about one year past. That  
during said time deponent  
has frequently collected  
monies due deponent and  
that in all his transactions  
with deponent, he has  
conducted himself as  
an honest and industrious  
young man.

Sworn to before me this }  
& the day of January 1890 }

William Friedrich

Engene Cavalieri, Notary Public  
City & Co. No. 1111 Broadway

155

W. General Sessions

The People vs  
Ambrose Frank

City, County of New York ss.

<sup>Forstare</sup>  
Helling. Being duly sworn says, I  
am a member of the firm of  
Helling & Bro. Manufacturers and  
dealers in furniture, carpets &c  
at number 145 Bleecker Street  
in the City of New York.

That deponent is well acquainted  
with the defendant whose true  
name is Ambrose Frank Bick-  
-ett that for the past three  
years, deponent's firm have had  
business transactions with defen-  
-ant and have frequently in-  
-trusted him with the possession  
of their property, consisting of  
goods and money, and that  
~~that~~ <sup>at</sup> all of said times he has  
conducted himself honestly toward  
us. That deponent has never  
heard his honesty questioned.  
Deponent further says, that

POOR QUALITY  
ORIGINAL

0403

if this Court should permit  
the defendant to go on a sus-  
-pended sentence, that his  
said firm will give him  
employment as heretofore.

Proven to before me this }  
4th day of January, 1890 } Gustav Hellung  
Eugene P. Walker  
Notary Public 100  
City & Co. of New York



My General Session

The People vs

Ambrose Frank

City & County of New York ss  
Ambrose Frank Bickett  
being duly sworn says. I am the  
defendant above named, and have  
given the name above mentioned  
for the purpose of concealing my  
identity from my family should the  
fact of my arrest be published  
in the newspapers.

Deponent further says that the  
annexed certificate of J. E.  
Bates, Mayor of, and the certificate  
of Geo. F. Nations refer to de-  
-ponent and were executed  
in his presence.

That deponent has never  
been accused or convicted  
of the commission of any  
crime in this or any other  
State or Place.

Sworn to before me this

6th day of January, 1890

John C. Costello

Notary Public, N.Y.C.

A. Frank Bickett

POOR QUALITY  
ORIGINAL

0405

N.Y. General Session

The People vs

vs

Ambrose Frank

Applicants on  
Behalf of Deft.

John R. Weyinghaus

Deft. Atty.

23 Chambers St.

N.Y.

POOR QUALITY  
ORIGINAL

0406

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No. 19th Precinct Police

George W. Lacom being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Sackman and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 13th  
day of December 1897

Geo. W. Lacom

John Sackman

Police Justice.



POOR QUALITY  
ORIGINAL

0407

Police Court—

2 District.

Affidavit—Larceny.

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

of No. 239-7th Avenue Street, aged 40 years,

occupation Liquor Dealer being duly sworn

deposes and says, that on the 12th day of December 1897 at the City of New

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

of deponent, in the night-time, the following property, viz:

Good and lawful money of  
the United States of the  
value of about Eighty Dollars  
and a check drawn by one John  
C. Brown and payable to deponent

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 Ambrose Frankson here

under the following circumstances:

The said money was contained in

a safe in the front part of deponent's

store, No 239-7th Avenue, and along

with the said money was a check

which is herewith attached drawn by

one John C. Brown and payable to

deponent.

That deponent caused the

arrest of said defendant on suspicion

of having taken said property.

Deponent is informed by Officer

George W. Lecom that when he

searched the defendant he found

POOR QUALITY  
ORIGINAL

0408

said check in the defendant's possession  
and that previous to being searched  
the defendant gave him, the officer,  
the sum of Forty Eight Dollars, and  
said he found the money and other  
property in defendant's Saloon.  
Deponent has since seen the check  
found in the possession of the defendant  
and fully identifies said check as his  
property.

Therefore deponent charges  
said defendant with feloniously  
taking, stealing, and carrying away  
property and prays that said  
defendant be dealt with as the  
Law directs.

Sworn to before me this 13<sup>th</sup> day

of December 1891

J. Henry Bird  
Police Justice.

John H. Krasner

POOR QUALITY  
ORIGINAL

0409

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK } ss.

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

Question. What is your name?

Answer.

*Ambrose Frank*

Question. How old are you?

Answer.

*35 years*

Question. Where were you born?

Answer.

*Talcaho, Ohio*

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

Answer.

*No 239 - 7th Avenue - One month*

Question. What is your business or profession?

Answer.

*Cumasser*

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

Answer.

*I found the money and other  
property in Sakowicz's store and  
spent some of the money*

*A. Frank*

Taken before me this

*13th*

day of *December* 1889

*A. J. J. J.*

Police Justice.



POOR QUALITY  
ORIGINAL

04 10

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

180 Ave District 1830  
Police Court---  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Macdonald*  
239 E 7 Ave  
Catharine Street

Offence *Larceny*  
*Felony*

Dated *Dec 13* 1889

*Henry Stark* Magistrate.

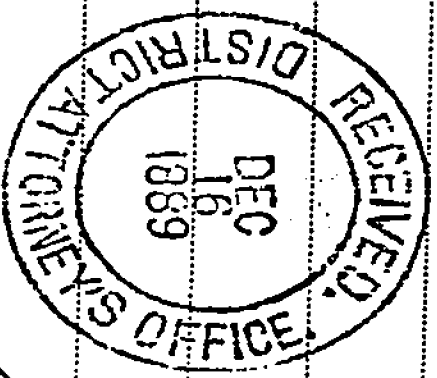
*Lacour* Officer.

*19th* Precinct.

Witnesses

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

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



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

\$ *500* to answer *B. J.*

*Cur*

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

*Defendant*

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

Dated *Dec 13* 1889 *J. Henry Bond* 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.

POOR QUALITY  
ORIGINAL

0411

COURT OF GENERAL SESSIONS.

-----X  
The People :  
v. :  
Ambrose Frank, : Tried Dec. 26/89, before  
Indictment filed Dec. 29/89; : Hon. Frederick Smyth and  
indicted for grand larceny in : a Jury.  
second degree. :  
-----X

Assistant District Attorney Jerome for the People.  
John G. Heinzelman, for the Defense.

-----  
J O H N S A K M A N, the complainant, testified  
that he kept a liquor saloon at 239 Seventh Avenue, in  
the City of New York. The saloon was situated on the  
ground floor. The saloon was divided into two rooms,  
one being the saloon and the other the sitting room.  
He had a safe in the saloon on the 12th of December,  
1889. It stood outside of the bar. He had known the  
defendant about four or five weeks. He saw the defend-  
ant in the saloon on the 12th of December, 1889. The  
defendant was in the saloon about eleven o'clock in the

**POOR QUALITY  
ORIGINAL**

04 12

(2)

morning and had previously swept the saloon out. The defendant had said that he was out of work, and he, the complainant, gave him employment in the saloon to do odd jobs. In the evening the defendant returned and sat down at a table and read the newspaper. At that time he, the complainant, had about ninety dollars in his safe. Between six and seven o'clock, he, the complainant, went to the safe to get money to pay a bill for cigars. The defendant was then sitting within a few feet of the safe. The man who presented the bill said, "Well, let it go until some other time," and he, the complainant, put the bill in the safe with the money. There was also a check in the safe in a pocket-book. He, the complainant, closed the door of the safe, but did not lock it. The safe could be opened by turning the knob. He, the complainant, was in the habit of leaving the safe in that condition, so that he could get change out of it easily. The defendant was in the saloon until about eleven o'clock that night. He, the complainant, went into the back room several times to wait on customers, leaving the defendant in the saloon near the safe. He saw the defendant the next morning at Sixth Avenue and 27th Street under the influence of liquor. That morning he, the



**POOR QUALITY  
ORIGINAL**

0413

(3)

complainant, had gone to the safe to get some money for his wife to go shopping, and he missed the pocket-book containing the money and the check. When he saw the defendant he asked him to go to the saloon with him. Then he sent for a police officer. Before the officer arrived the defendant pretended to be asleep, and the officer shook him up, and said, "What are you doing here?" and the defendant said, "I am taking a rest," and then his, the complainant's wife accused the defendant of stealing the pocket-book containing the money and the check. She, the complainant's wife, told the defendant that he had taken the money and the check the night before, and the defendant said nothing. Then the defendant called him, the complainant, into the back room, and said he had found the pocket-book on the floor. The defendant said, "I will give you back what I have left, and I am sorry I wronged you." Then the defendant counted out forty-eight dollars and gave it to him, the complainant. Then the officer arrested the defendant. In the station house the defendant said that he was very sorry that he had wronged him, the complainant, and that he was willing to pay back the money. Then the defendant was searched, and the missing check was found in his vest

**POOR QUALITY  
ORIGINAL**

04 14

(4)

pocket. In the saloon, before the defendant was taken away by the officer, he, the complainant, asked the defendant where the check was, and the defendant said that he did not have it.

Under Cross Examination, the witness testified that he had seen the check and the money in the pocket-book on the day in question, on the 12th, when he went to get some change for a customer. He also saw it when he put the bill for the cigars with the money and the check.

OFFICER GEORGE W. LACOUR testified that he arrested the defendant on the morning of December 13th at the saloon of the complainant, No. 239 Seventh Avenue. When he, the witness, entered the saloon Mrs. Sakman said, "That man has got my husband's money," and the complainant said to the defendant, "If you will give me the money I will not have you arrested." The defendant said nothing, and the complainant repeated his remark, and then the defendant pulled out a roll of bills and handed it to the complainant--he first put it on the table and admitted that it was the complainant's money. He said, "Here is the money." The defendant then said to him, the witness, that he found the pocket-book on the floor of the saloon. In the station house

**POOR QUALITY  
ORIGINAL**

04-15

(5)

he, the witness, found the check in the defendant's vest pocket. The Sergeant at the desk asked the defendant what he had done with the pocket-book, and he said that he threw the pocket-book away in the 27th Street that morning.

For the Defense, A M B R O S E F R A N K, the defendant, testified that he was thirty-five years of age. He had never been convicted of any crime. He had lived in New York off and on for about three years. He had lately been in Boston working for the Cantrett Manufacturing Company. He had spent most of his life in the West, and he had been a member of the merchant police in Denver, Colorado. He had a letter of recommendation from the chief of that police. When he first came to the East he went to Pittsfield, Massachusetts, and worked in a billiard room. In New York he had sold furniture on commission for Hellrung Brothers in Bleecker Street. He had been occupying a room with a friend in Mr. Sakman's house. He spent the greater part of the day of December 12th in Mr. Sakman's saloon. He went out about eleven o'clock to look for a position in Garretson's billiard room, in 23d Street, and had a drink or two, and returned to the saloon, intending to go to



**POOR QUALITY  
ORIGINAL**

04 16

(6)

bed, and the complainant was waiting on a party in the back room, and he said, "Frank, roll out a keg of beer," and he, the defendant, rolled it out from the ice-box at the upper end of the bar and tapped it. As he walked back in front of the bar he saw a pocket-book lying on the floor. He picked it up and put it in his pocket. He did not examine it at that time to see who it belonged to. He sat down and remained in the saloon for some little while, and then he went up to the corner of 24th Street and met some men that he knew and drank with them. He put his hand into his pocket and took out a bill and spent it. It was a big pocket-book, and it opened very easily, and he could get the bill out. It was a dollar bill that he took out. He must have spent more money, but he did not know that he had spent as much as Mr. Sakman said he had lost. He did not remember what became of him that night, because he drank so much. When he came to his senses in the morning he saw the check. It was a worthless check that had been returned to Mr. Sakman from a bank several days before. As soon as he saw the check he, the defendant, said, "My God, that is Sakman's pocket-book, and I will go and take back what I have got and tell him I will pay back the rest of it

**POOR QUALITY  
ORIGINAL**

04 17

(7)

as soon as I can." On the way to the saloon he met Sakman and a friend--his, the defendant's, room-mate. When Mrs. Sakman accused him, the defendant, of stealing her husband's money, he, the defendant, said, "I found it on the floor," and Mrs. Sakman then said, "You knew whose pocket-book it was," and he, the defendant, said that he did not look to see whose it was. Then Sakman said, "Give me back my money, and I will not have you arrested." Then his, the defendant's, room-mate said, "He can't never pay you back a cent; have him arrested and make sure of it." Then he, the defendant, told Mr. Sakman that he would give back what he had not spent, and gave it to him. Then, having drank a good deal of liquor, he sat down and fell asleep, and the officer woke him up. He, the defendant, said that he was very sorry that he had spent any of the money, and told Mr. Sakman that he would return every penny of it as soon as he could, if he did not have him arrested.

Under Cross Examination, the defendant testified that he took the money out of the pocket-book, but he could not remember just where and when, because he had drank so much. He did not remember seeing the check at that time. He remembered folding up the pocket-book

**POOR QUALITY  
ORIGINAL**

04 18

(8)

again and putting it into his pocket.

-----



POOR QUALITY  
ORIGINAL

04 19

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Ambrose Frank*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse *Ambrose Frank*

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

The said

*Ambrose Frank*

late of the City of New York, in the County of New York aforesaid, on the *twelfth*  
day of *December* in the year of our Lord one thousand eight hundred and  
*eighty-nine*, at the City and County aforesaid, with force and arms, in the  
*night* time of the same day, divers promissory notes for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury  
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the  
payment of and of the value of *forty*

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination  
to the Grand Jury aforesaid unknown, for the payment of and of the value of  
*forty*  
dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of *forty*

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of *forty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of *thirty dollars, and one*  
*written instrument and evidence of debt,*  
*to wit: one bank cheque, for the pay-*  
*ment of and of the value of ten dollars,*

of the goods, chattels and personal property of one

*John Sackmann*  
then and there being found,

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

JOHN R. FELLOWS, District Attorney.

POOR QUALITY  
ORIGINAL

0420

*Second* COUNT:—

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

*Ambrose Frank*

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROP-  
ERTY committed as follows:

The said

*Ambrose Frank*

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

*the same goods, chattels and  
personal property, described in  
the first count of this in-  
dictment*

of the goods, chattels and personal property of one

*John Sakemann*

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

*John Sakemann*

unlawfully and unjustly, did feloniously receive and have;

*he*, the said

*Ambrose Frank*

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.

JOHN R. FELLOWS, District Attorney.

0421

BOX:

376

FOLDER:

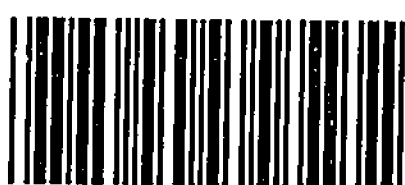
3517

DESCRIPTION:

Franzen, Charles

DATE:

12/05/89



3517



POOR QUALITY  
ORIGINAL

0422

Witnesses:

Geo. J. Hudman

Counsel,

Filed

5 day of Dec 1889

Pleads

Indigently

THE PEOPLE  
Indigently  
10<sup>th</sup> Dec 1889  
Charles Franzen  
Robbery, [Sections 224 and 228, Penal Code].  
degree.

JOHN R. FELLOWS,

P<sup>2</sup> Dec 20<sup>th</sup> 1889 District Attorney.  
Died + convicted Dec 20<sup>th</sup> 1889

A True Bill.  
Foreman.  
Geo. J. Hudman

Dec 19/89  
20<sup>th</sup> 1889  
Geo. J. Hudman

POOR QUALITY  
ORIGINAL

0423

Police Court-- District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*George J. Hurdman*  
of No. *376 East 29* *Carroll Street*, Aged *29* Years  
Occupation *Lumber dealer* being duly sworn, deposes and says, that on the  
*17*<sup>th</sup> day of *November* 188*9*, at the *4*<sup>th</sup> Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

*One ruby scarf pin of the  
value of Five dollars.*

~~of the value of~~ DOLLARS,  
the property of *deponent*

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

*Frances (now here) for the reasons  
that deponent was in the saloon  
in <sup>102 1/2</sup> Cherry Street and had said pin  
fastened in the ~~scarf~~ then worn on  
his person. The defendant demanded  
payment for drinks alleged to have  
been ordered by deponent for frequently  
in said saloon and upon deponent's  
refusal, the defendant and an unknown  
man and two females struck and  
beat deponent and the defendant  
violently and against deponent's will  
and consent attempted to take a*

Subj. of

Sworn to before me this

188

Police Justice

POOR QUALITY ORIGINAL

0424

diamond ring from deponent's finger  
and in doing so, cut and lacerated  
said finger and when deponent was  
released he missed the said  
ring from said party  
Sworn before me  
this 17th November, 1887  
[Signature]  
[Signature]

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

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1.  
2.  
3.  
4.

Offence—ROBBERY.

Dated 1887

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.



POOR QUALITY  
ORIGINAL

0425

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Charles Francis* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is *h<sup>e</sup>* right to  
make a statement in relation to the charge against *h<sup>e</sup>*; that the statement is designed to  
enable *h<sup>e</sup>* if *h<sup>e</sup>* see fit to answer the charge and explain the facts alleged against *h<sup>e</sup>*  
that *h<sup>e</sup>* is at liberty to waive making a statement, and that *h<sup>e</sup>* waiver cannot be used  
against *h<sup>e</sup>* on the trial.

Question. What is your name?

Answer. *Charles Francis*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *Sweden*

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

Answer. *10 2 1/2 Cherry St. 5 months*

Question. What is your business or profession?

Answer. *Bar tender*

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*  
*C. Francis*

Taken before me this *17<sup>th</sup>*  
day of *March* 188*8*

Police Justice.

POOR QUALITY  
ORIGINAL

0426

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

Police Court... 1/4/12  
District...

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

George E. Henderson  
Charles Stances  
240 E 21st

Offence Robbery

Dated Nov 17 1889

Magistrate  
O'Sullivan

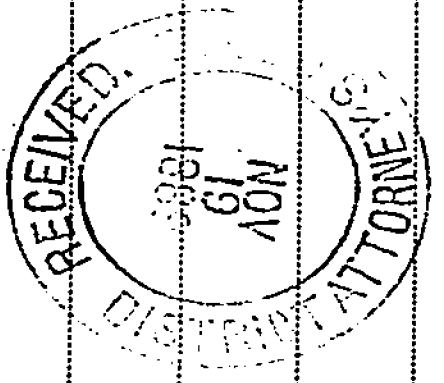
Witnesses \_\_\_\_\_

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

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

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

1000 to answer  
Bond



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 \_\_\_\_\_  
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 Nov 17 1889 \_\_\_\_\_ 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.

POOR QUALITY  
ORIGINAL

0427

COURT OF GENERAL SESSIONS.

-----X  
The People  
v.  
Charles Franzen,  
Indictment filed December 5th,  
1889; indicted for robbery in  
the first degree.  
-----X

: Tried Dec. 20/89, before  
: Hon. Frederick Smyth and  
: a Jury.

Assistant District Attorney Jerome for the People.  
Oliver H. Keane, Esq., for the Defense.

-----  
G E O R G E J. H E R D M A N, the complainant,  
testified that he was a dry-goods salesman. On the  
night of November 17th, 1889, he entered the saloon at  
102<sup>1</sup>/<sub>2</sub> Cherry Street at about five minutes past twelve.  
The defendant was tending bar. There were two women in  
the saloon. As soon as he, the complainant, entered the  
defendant asked him to treat, saying that it would only  
cost him ten cents. He, the complainant, said that he  
was in that neighborhood only to see the sights, and did  
not drink, but if the defendant had any ginger ale or



**POOR QUALITY  
ORIGINAL**

0428

(2)

something like that he did not mind treating. The defendant went behind the bar and filled five glasses with beer. The defendant then noticed his, the complainant's, watch chain, and asked the complainant to show it to him. He, the complainant, handed the watch chain to the defendant. Then the defendant came out from behind the bar, having put the chain on his own person, and asked for fifty cents. He, the complainant asked, "What for?" and the defendant said, "For those drinks." He, the complainant, said that he had had no drink, but that if the defendant would give him back his chain he would give him fifty cents. Then the defendant said, "I have got the chain, and I will get this, too," and he made a grab for a diamond ring on his, the complainant's, finger--the little finger of the right hand. The defendant then struck at him, the complainant, several times, hitting him on the side of the nose and blacking his eye. In the scuffle the defendant stole his, the defendant's, scarf-pin from his necktie. It was a gold pin set with a ruby. He, the complainant, was twenty-nine years of age, and was born in Canada. He had been in New York only two months. One of the women struck him, the complainant. The defendant pushed the woman away, and

**POOR QUALITY  
ORIGINAL**

0429

(3)

said, "I can handle this bitch myself." Another man came downstairs at that time, he, the complainant, having called for the police. This man struck him, the complainant, and hustled him around, and then one of the women put her hand on his, the complainant's, mouth, and stopped him from calling out. Then the men who had come downstairs put him, the complainant, out on the sidewalk. Officer O'Sullivan came up at that time, and Officer Kehoe appeared soon afterwards. He, the complainant, and the two officers entered the saloon. The defendant was alone. Officer O'Sullivan said, "What is this? What have you been doing to this young man? Look here, his finger is cut and his eye is blackened and his hat is all smashed. You will have to go along with us." When the defendant grabbed at his, the complainant's, ring the defendant could not get it off his, the complainant's, finger. His, the complainant's, finger was very much bruised, and he still carried the scar. Franzen took a lot of money from behind the bar and put it on the counter, and Officer O'Sullivan said, "I don't want that. Come along with me. This young man came in here a few minutes ago, and he has been pounded and hammered." Then Franzen said, "I will call witnesses." Then he called

**POOR QUALITY  
ORIGINAL**

0430

(4)

the two women, who had gone upstairs, but Officer O'Sullivan would not listen to them, and arrested Franzen, and took him to the police station. He, the complainant, never saw his ruby pin again. Officer O'Sullivan found his chain upon a table in the saloon.

Under Cross Examination, the witness testified that the ring fitted his finger so tight that the defendant could not pull it off. He entered the saloon out of curiosity. The ring was set with a diamond worth about a hundred and thirty-five dollars. He, the complainant, was living at the time at 326 East 27th Street. It was a furnished room house. He had never been in that neighborhood but once before--about nine years before. He had gone to the theatre that night, and reached Cherry Street about ten minutes to twelve, and it was about five minutes after twelve when he entered the defendant's saloon. He, the complainant, had been to the London Theatre. He strolled down the Bowery and visited several shooting galleries, and looked at the shooting, and went down Oliver Street to Cherry. He drank nothing. He entered a liquor store on the corner, and was there for a few minutes. He did not drink anything. He only went in to see what was going on. He did go into 100



**POOR QUALITY  
ORIGINAL**

0431

(5)

Cherry Street, where there was music and dancing, but he remained only two or three minutes. He did not pay for the drinks, but he would have been glad to do so. He, the complainant, did not attempt to take any improper liberties with the defendant. The defendant did not attempt to put him out for refusing to pay for the drinks.

OFFICER PATRICK O'SULLIVAN testified that he saw the complainant in front of 102<sup>1</sup>/<sub>2</sub> Cherry Street at about fifteen minutes past twelve o'clock on the night in question. The saloon was kept by a man named Anderson. The complainant was calling for the police. He, the witness, and Officer Kehoe responded to the call. They entered the saloon together. He saw the defendant behind the bar, and two or three women in the saloon near the bar. There was another man standing there. The defendant said that the complainant had come in and represented himself as a police officer, and he, the defendant, admired the chain because it was of a peculiar pattern, and he looked at it and then threw it on a table. The defendant then pointed to the chain on the table, and he, the officer, went over and picked it up. The complainant identified it as his chain. The complainant was perfectly sober. The complainant's eye

**POOR QUALITY  
ORIGINAL**

0432

(6)

was blackened, and there were abrasions on the little finger of the right hand. There was a diamond ring on that finger. The abrasions were fresh. The defendant denied that he had assaulted the complainant, or taken any property from him. He said that the complainant had not been assaulted in that saloon.

Under Cross Examination, the officer said that the defendant did not offer him any money, but he did take out a lot of money and began counting it on the bar, apparently with an idea of carrying the receipts of the night with him to the station house. If the defendant had offered him any money he certainly would have arrested him. The complainant had no pin in his scarf, and on the following morning, on the way to the police court, he complained of the loss of the pin.

For the Defense CHARLES FRANZEN, the defendant, testified in his own behalf that he was thirty-four years of age, and was a native of Sweden. He had been in the United States about seven years, and had resided in the City of New York for about three years and a half. He had been employed at one time by Patrick Farley, liquor dealer, corner of Cherry and Jane Street. He had worked for Mr. Farley about a year and a half, and

**POOR QUALITY  
ORIGINAL**

0433

(7)

then he went into the employ of Mr. Anderson. Before he came to New York he had been employed as a fisherman in Baltimore. He had worked steadily for Mr. Anderson since he entered his employ. He had never been convicted of any crime. On the night of the 17th of November he had just closed up the saloon, when there was a knock on the door. He opened the door, and saw the complainant. He, the defendant, said that the place was closed, and the complainant said, "That is all right; let me in." He admitted the complainant and he called for a glass of seltzer, and told him, the defendant, to give everybody in the saloon a drink. There were two girls and a man in the saloon at the time. The man was named John Malander. He was a painter who boarded upstairs. He, the defendant, served five drinks, but did not ask for the money then. The complainant wore a fancy chain, and he asked the complainant to let him look at it. He then asked the complainant if he would trade chains with him, and the complainant said that he would not. Then there was a knock on the door, and he, the defendant, threw the chain on a table and said, "There is your chain." He, the defendant, was then standing in front of the door. There was no one at the door when he, the defendant,



**POOR QUALITY  
ORIGINAL**

0434

(8)

opened it. He returned to the complainant then, and asked him to pay for the drinks. The complainant said, "That is all right," and began to fool with him, the defendant. He, the defendant, asked for his money, and the complainant said that he was an officer and pulled his coat open. He, the defendant, said that he did not believe him, and was about to put him out. He got the complainant near the hall door, when Malander came downstairs and struck him several times in the face. Then the complainant went out and returned with the police officers. When the complainant entered he charged him, the defendant, with trying to steal his chain, and he, the defendant, pointed the chain out still lying on the table to the officers. Then he said that he, the defendant had tried to steal his diamond ring, and that he, the defendant, had struck him in the face. He, the defendant, had not attempted to steal the chain or the ring, and had not struck the complainant. He did not steal his ruby pin, nor did he see anybody steal it. When Malander struck the complainant he, the defendant, called out to Malander to stop. He did not know why Malander struck the complainant except that Malander heard him, the defendant, say that he was going to put

**POOR QUALITY  
ORIGINAL**

0435

(9)

the complainant out, and Malander came rushing downstairs and struck the complainant. Malander was drunk and did not know what he was doing.

Under Cross Examination, the defendant testified that he used no force in attempting to put the complainant out. He told the complainant that he was going to put him out, and the complainant walked of his own accord to the side door, when Malander assaulted him. The two women in the saloon lived in the house. He the defendant had been arrested once before, for a violation of the excise law.

-----

POOR QUALITY  
ORIGINAL

0436

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles Brangan*

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

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

The said *Charles Brangan*,

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*nine*, in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one *George F. Thurman*, in the peace of the said People, then and there being, feloniously did make an assault, and

*one party of the value of*

*five dollars,*

of the goods, chattels and personal property of the said *George F. Thurman*, from the person of the said *George F. Thurman*, against the will, and by violence to the person of the said *George F. Thurman*, then and there violently and feloniously did rob, steal, take and carry away, *the said* *Charles Brangan* 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.

*John P. Halloway*  
*Deputy Attorney General*



0437

**BOX:**

376

**FOLDER:**

3517

**DESCRIPTION:**

Fredericks, Richard

**DATE:**

12/05/89



3517

POOR QUALITY  
ORIGINAL

0438

Witnesses:

J. Gardner  
M. Casey  
Officer Toland

Counsel,

Filed

5 day of Dec 1889

Pleas,

Admitted-6

THE PEOPLE

vs.

R

Richard Fredrickson

John R. Fellows

JOHN R. FELLOWS,

District Attorney.

(Section 498 of the Code of Civil Procedure)  
Admitted in the Third Degree

A True Bill.

57

John R. Fellows

Foreman.

Dec 11/89

State Reformatory, Auburn.

POOR QUALITY  
ORIGINAL

0439

Police Court— / District.

City and County } ss.:  
of New York,

of No. 6 Extra Place Maggie Gardner Street, aged 31 years,  
occupation Housekeeper being duly sworn

deposes and says, that the premises No. 6 Extra Place Street, 17 Ward  
in the City and County aforesaid the said being a tenement house, the apart-  
ments of the second floor of  
and which was occupied by deponent as a living apartment and dwelling  
and in which there was at the time a human being by name

were BURGLARIOUSLY entered by means of forcibly breaking the  
lock fastening the door leading into  
said apartments

on the 20 day of November, 1889 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

One clock, one shawl and one  
pair of shoes all of the value of  
Fifteen dollars

the property of deponent and her husband  
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  
Richard Frederick (now here)

for the reasons following, to wit: that deponent is informed  
by Julius Gardner (now here), that at 10  
A.M. on said day he securely locked  
and fastened said the door leading into  
said apartments and said property was  
therein. Said Julius returned to said  
apartments at about seven o'clock in the  
evening and found said door broken  
open and said apartments entered and



POOR QUALITY  
ORIGINAL

0440

paid property missing. Deponent found the clock and shawl which deponent identified as her property, in the possession of one Michael Casey, a second-hand dealer, who informed deponent that the defendants had sold said property to him. The defendants after being informed of his rights acknowledged that he sold said property to said Casey but alleges that he received the same from one Frederick Ohlanger who cannot be found. Deponent is informed ~~that he~~ by Officer Patrick E. Dolan, that he, Dolan has taken the defendant to several places where said Ohlanger could be found according to the defendants' statements but said Ohlanger could <sup>not</sup> be found. Sworn to before me this 29<sup>th</sup> November, 1889. *Maggie Gardner*  
*Police Justice*

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 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 1889  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1889  
Police Justice.

Police Court, District	Office—BURGLARY.
THE PEOPLE, &c., on the complaint of	
vs.	
1.	
2.	
3.	
4.	
Dated 1889	Magistrate.
	Officer.
	Clerk.
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY  
ORIGINAL

0441

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 53 years, occupation Julius Gardner of No. 6 Extra Place Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Maggie Gardner and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 27  
day of November 1889

E. Hagan  
Police Justice.

Julius Gardner

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation Patrick Michael E. Dolan of No. 10 Recruit Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Maggie Gardner and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 27  
day of November 1889

E. Hagan  
Police Justice.

Patrick E. Dolan

POOR QUALITY  
ORIGINAL

0442

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Richard Frederick*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*159 Allen St 9 months*

Question. What is your business or profession?

Answer.

*Waiter*

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.*

*Richard Frederick*

*159 Allen St New York City*

Taken before me this *27*  
day of *September* 188*9*

Police Justice.

*[Signature]*



POOR QUALITY  
ORIGINAL

0443

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

Police Court--- 1457 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Magistrate

Richard Frederick

Offence Burglary

Dated Nov 27 1889

Magistrate

District Officer

Witnesses John E. Adams

No. 10 Precinct Street

No. 6 E. 10th Street

John E. Adams

No. 6 E. 10th Street

1000

in case of

3 hours of

Bovery & Elizabeth

accident had a

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

defendant

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

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

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

Dated Nov 27 1889 Q. E. Adams 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.

POOR QUALITY  
ORIGINAL

0444

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Richard Fredericks

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

Richard Fredericks

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

The said

Richard Fredericks

late of the ~~Seventeenth~~ <sup>Seventeenth</sup> Ward of the City of New York, in the County of New York  
aforesaid, on the ~~twentieth~~ <sup>twentieth</sup> day of ~~November~~ <sup>November</sup> in the year of our Lord one  
thousand eight hundred and eighty-~~nine~~ <sup>nine</sup>, with force and arms, in the  
~~day~~ <sup>day</sup> — time of the same day, at the Ward, City and County aforesaid, the  
dwelling house of one

Maggie Gardner

there situate, 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

Maggie Gardner

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

POOR QUALITY  
ORIGINAL

0445

SECOND COUNT—

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

*Richard Fredericks*

of the CRIME OF *Petit* LARCENY, committed as follows:

The said *Richard Fredericks*

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 said day, with force and arms,

*one clock of the value of five dollars, one shawl of the value of four dollars and two shoes of the value of three dollars each*

of the goods, chattels, and personal property of one

*Maggie Gardner*

in the dwelling house of the said

*Maggie Gardner*

there situate, then and there being found, from the dwelling house 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.



POOR QUALITY  
ORIGINAL

0446

THIRD COUNT.

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

Richard Fredericks

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

The said

Richard Fredericks

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

one clock of the value of five dollars, one shawl of the value of four dollars, and two shoes of the value of three dollars each

of the goods, chattels and personal property of

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

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

Richard Fredericks

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

JOHN R. FELLOWS,

District Attorney.

0447

**BOX:**

376

**FOLDER:**

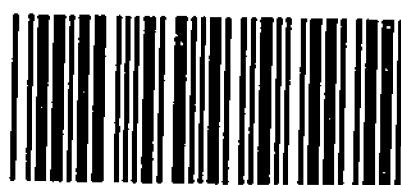
3517

**DESCRIPTION:**

Fredericks, William

**DATE:**

12/27/89



3517

Witnesses:

Thomas Smith

Sent for  
John De Long  
210 W 33

Sent for the officer

~~John De Long~~  
~~210 W 33~~

John De Long  
325 E 31  
Ross Kessler  
210 W 30

House 2

J. D. McClelland

Counsel,

Filed 27 day of Dec 1889  
Pleads, 30

THE PEOPLE

16-1000s. 1000s. R  
37-1000s. 1000s. R

William Frederick

(Assault in the second degree)  
[Section 218 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

275

Paul V. Kessler

Pr 2 Aug 2, 1890 Foreman  
Plead. Asslt 3d y. Aug 72

~~Paul V. Kessler~~

2 M as. City Hall  
Jan 1 1891

POOR QUALITY  
ORIGINAL

0448



POOR QUALITY  
ORIGINAL

0449

Police Court—2 District.

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

Thomas Smith  
of No. 440 West 36<sup>th</sup> Street, aged 14 years,  
occupation go to school being duly sworn  
deposes and says, that on the 28 day of November 1889 at the City of New  
York, in the County of New York,  
he was violently and feloniously ASSAULTED and BEATEN by

William Frederick (man here)  
who aimed and discharged one shot from  
a Riffe at deponent a leaden ball  
the contents of said Riffe struck deponent  
in the head

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

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

Sworn to before me, this 16 day  
of December 1889.

Thomas Smith

John Homan Police Justice.

POOR QUALITY  
ORIGINAL

0450

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Fredericks*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *370 7th Avenue 10 months*

Question. What is your business or profession?

Answer. *Insulator*

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

Answer. *I am not guilty I did not  
intend to shoot him*

*William Fredericks*

Taken before me this

*16*

day of *June*

1889

*John J. McManis*

Police Justice.

POOR QUALITY  
ORIGINAL

0451

Sept 16/98 2701  
Lusk.

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

Police Court--- 2 1840  
District.

THE PEOPLE, &c.,  
VS THE COMPLAINANT OF

Almon Smith  
440 West 83d St  
New York

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

Offence assault  
felonious

Dated Dec 16 1889

John J. Mann Magistrate.  
Magin's 20 Officer.

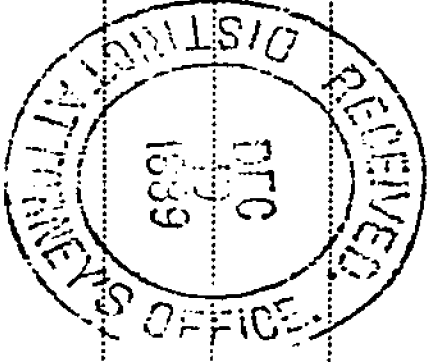
Witnesses

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

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

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

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



570 to answer  
Carr  
Carroll

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

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

Dated Dec 16 1889 John J. Mann Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

0452

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William Fredericks*

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

Indictment accuse

*William Fredericks*

of the crime of

*Assault in the second degree,*

committed as follows:

The said

*William Fredericks*

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

*twenty eighth* day of *November* in the year of our Lord one thousand

eight hundred and eighty- *nine* , at the City and County aforesaid,

*with force and arms, in and upon*  
*one Thomas Smith in the face of*  
*the said People then and there being,*  
*feloniously did wilfully and wrongfully*  
*make an assault; and the said William*  
*Fredericks, to, at and against him,*  
*the said Thomas Smith, a certain*  
*gun then and there charged and*  
*loaded with gunpowder and one leaden*  
*bullet, which the said William Fred-*  
*ericks in his right hand then and there*  
*had and held, the same being, then and*

POOR QUALITY  
ORIGINAL

0453

there, a weapon and an instrument  
likely to produce grievous bodily  
harm, then and there feloniously,  
did wilfully and wrongfully shoot  
off and discharge; against the  
form of the Statute in such case  
made and provided and against  
the peace of the People of the State  
of New York, and their dignity.

John R. Feltows,  
District Attorney.