

0528

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Fanning, William

**DATE:**

12/14/80



320

0529

63

Counsel,

Filed 14 day of Dec 1880

Pleas

Grand Larceny of Money, &c.  
INDICTMENT.

THE PEOPLE

'08

M/C  
16  
\$20.70  
dark  
single  
m/s  
plating

I

William Janning

BENJ. K. PHELPS,

District Attorney

Part Pro Dec 14, 1880

Elm. reads guilty

Amos Ref

A True Bill

Manuel H. Cooper

Foreman

1880

THE THROES OF THE PEOPLE OF THE STATE OF NEW YORK

BY THE COURT  
GIVE THE COURT

0530

**Police Court, Fourth District.**

CITY AND COUNTY } ss.  
OF NEW YORK, }

William Fanning being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. William Fanning

Question. How old are you?

Answer. 16 years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 528 Seventh Avenue

Question. What is your occupation?

Answer. Errand boy

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

Answer. I stole it

William Fanning

Taken before me this  
11th  
day of Dec  
1880  
Police Justice.

0531

4<sup>th</sup>

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

of No. 219 West 53<sup>d</sup> Street, and attached by the 22<sup>d</sup> Precinct Police  
at the 22<sup>d</sup> day of December 1887  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent,

John G. Mints

the following property viz. :

good and lawful money of the United States consisting of gold coins and a National Bank bill namely one piece of the denomination and value of Twenty dollars and one piece of the denomination and value of Five dollars and one bill of the denomination and value of Two dollars issued under laws all of the value of Twenty seven dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen and carried away by William Fanning (or name)

who acknowledged and confessed to deponent that he took stole and carried away said prop. money from a bureau drawer in premises No 219 West 53<sup>rd</sup> Street in said City

John G. Mints

Sworn before me this 11<sup>th</sup> day of December 1887  
A. M. Murphy  
POLICE JUSTICE

0532

LONGER FORMER  
1880  
22nd

[Lined area for text entry, mostly blank]

45 DISTRICT POLICE COURT

AFFIDAVIT - Larceny - *Frank*

THE PEOPLE, &c.

ON THE COMPLAINT OF

*John G. Ments*  
219 W 3rd St

VS.

*William Fanning*

DATED *Dec 11* 1880

*B O B B* MAGISTRATE

*Ments 22d* OFFICER

RECEIVED  
DEC 10 1880  
WINNEBEGO DISTRICT COURT

0533

CITY AND COUNTY }  
OF NEW YORK, } ss.

**THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,**  
*in and for the body of the City and County of New York, upon  
their Oath, present :*

**That**

*William Fanning*

late of the First Ward of the City of New York,  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty* <sup>at the</sup> *tenth* day of *December* in the year  
and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of  
the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one  
thousand dollars each : three promissory notes for the payment of money, being then and there due and unsatisfied  
(and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value  
of five hundred dollars each : twenty promissory notes for the payment of money, being then and there due and  
unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars,  
and of the value of one hundred dollars each : thirty promissory notes for the payment of money, being then and  
there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars,  
and of the value of fifty dollars each : fifty promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the  
value of twenty dollars each : sixty promissory notes for the payment of money, being then and there due and  
unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value  
of ten dollars each : eighty promissory notes for the payment of money, being then and there due and unsatisfied (and  
of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars  
each : ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind  
known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each :  
one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind  
known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each :  
one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of  
the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar  
each : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due  
and unsatisfied, of the value of one hundred dollars : one promissory note for the payment of money (and of the kind  
known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars : two promissory notes for  
the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value  
of twenty dollars each : three promissory notes for the payment of money (and of the kind known as bank notes,) be-  
ing then and there due and unsatisfied, of the value of ten dollars each : ten promissory notes for the payment of money  
(and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each : ten  
promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatis-  
fied, of the value of three dollars each : fifteen promissory notes for the payment of money (and of the kind known as  
bank notes), being then and there due and unsatisfied, of the value of two dollars each : thirty promissory notes for  
the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value  
of one dollar each : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the  
jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as  
double eagles), of the value of twenty dollars each : three gold coins (of the kind usually known as eagles), of the  
value of ten dollars each : six gold coins (of the kind usually known as half eagles), of the value of five dollars each :  
fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each : ten gold  
coins (of the kind usually known as three dollar pieces), of the value of three dollars each : thirty gold coins (of the  
kind usually known as dollar pieces), of the value of one dollar each : gold coin of the denomination to the jurors  
unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver  
coins (of the kind usually known as dollars), of the value of one dollar each : sixty silver coins (of the kind usually  
known as half dollars), of the value of fifty cents each : one hundred and fifty silver coins (of the kind usually known as  
quarter dollars), of the value of twenty-five cents each : three hundred silver coins (of the kind usually called dimes),  
of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five  
cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver  
coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value  
of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins  
(of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of Amer-  
ica, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomi-  
nation of fifty cents each, and of the marketable value of fifty cents each : two hundred due bills of the United States  
of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the  
denomination of twenty-five cents each, and of the marketable value of twenty-five cents each : five hundred due bills  
of the United States of America, the same being then and there due and unsatisfied (and of the kind known as frac-  
tional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

*\$27*

of the goods, chattels, and personal property of one *John G. Minto* then and there being found,  
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.

0534

SAN AND COUNTY OF NEW YORK

And THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK

do swear for the body of the City and County of New York, upon their Oath, present: aforesaid do further present

That

William Fanning

late of the First Ward of the City of New York, day of December

in the County of New York, aforesaid on the tenth day of December at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

\$27.

of the goods, chattels, and personal property of one John B. Meints by a certain person or

and certain other persons, to the Jurors aforesaid unknown, then lately before feloniously stolen of the said John B. Meints unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

William Fanning

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.

BENJAMIN K. PHELPS, District Attorney.

0535

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Fleming, James

**DATE:**

12/01/80



320

0536

143.

Counsel, *A. Skottler*,  
Trial,  
Filed 1 day of Dec 1867.  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
*James Henry B*  
Hearing—Homicide of the degree of Man-  
slaughter in the  
Degree.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
*W. H. [Signature]*  
Foreman.

0537

Witnesses in Case of James Fleming

Mary Furniss	23	Thames St
Josephine Spittle	<del>22</del> 183	Greenwich St
Ellen Brown	24	Thames St
Ann Kennedy	24	Thames "
Ellen Kennedy	24	Thames "
Annie Higgins	23	Thames "
John Martin	181	Liberty "
Mary Connors	24	Thames "
Betsy Powers	23	Thames
John Hurley	127	Greenwich St
Ellin Lucid	71	Henry
John Sullivan	139	Washington
E. M. Barry	light watchman	Pier 18 North River
Richard Fleming	157	Washington St
Joseph Mulvey	23	Thames St
<del>James Humming</del>	<del>137</del>	<del>Washington St</del>
John Moore	39	Broadway
Off. Bryan	27	Street.

0538

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the office of Coroners office No. 40 E. Houston St. Street in the 15th Ward of the City of New York, in the County of New York, this 13 day of Oct in the year of our Lord one thousand eight hundred and Eighty before Person J. Herrman Coroner, of the City and County aforesaid, on view of the Body of Michael Furniss lying dead at

Seren good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Michael Furniss came to his death, do, upon their Oaths and Affirmations, say: That the said Michael Furniss came to his death by Congestion of the Brain, caused by a blow on a fall received at the hands of James Fleming on Sunday Sept 12th 1880, in Thames St in this City

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

JURORS.

Table with 2 columns: Juror Name and Address.
Row 1: Mark Burke, 12-183 Elizabeth St
Row 2: Chs Christoff, P. 12 Spring st.
Row 3: Henry G. Hughes, 133 Charles Street
Row 4: John Carroll, 242 Elizabeth St
Row 5: William Westring, 143 Elizabeth St
Row 6: William Thayer, 97 Broadway
Row 7: John H. Holden, 210 Elizabeth St

Signature of J. Herrman, CORONER, E. S.

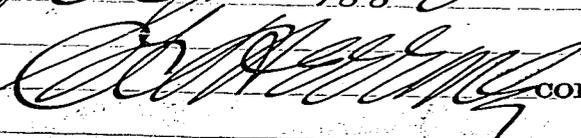
0539

**TESTIMONY.**

Mary Ferris 23 Thames St being  
sworn says I am widow of deceased  
Last Sunday 3 weeks ago Sept 12<sup>th</sup> 80  
he was out drunk and coming up  
Thames St near his own door when  
James Fleming came behind him and  
threw him down; when he was down  
he gave him two kicks in the head &  
I went over to Fleming and told him  
not to strike him again as he was  
drunk. I told him the (Fleming)  
said, and out the blood of he is  
drunk, till I get a couple of more  
whacks at him. my husband had  
before he said this gone into the store  
and so up stairs to his room. I don't  
think my husband knew this man  
Fleming - I went for officer Progan  
who was on beat and told him  
he came down with me, and when  
Fleming saw Progan coming he went  
running around the corner in a  
liquor store - Officer waited for  
3/4 of an hour but did not see  
him come out. My husband was up  
stairs when I came back. He had been  
out twice from that time to his death; he  
had been drinking hard; he died on  
Sunday night - I did not think he was  
sick enough to call a doctor. He was  
out on Monday & Tuesday and a little on  
Wednesday - He did not drink much the  
last 3 days - He was a laborer; regular man  
good disposition; would get drunk some times -

Sworn to before me

this 7 day of Sept 1880

  
CORONER.

0540

**STATE OF NEW YORK.**

CITY AND COUNTY OF NEW YORK, SS.

**AN INQUISITION,**

*Taken at the*

*No.*

*Street, in the*

*Ward of the City of*

*New York, in the County of New York, this*      *day of*  
*in the year of our Lord one thousand eight hundred and*

*before*

**GERSON N. HERRMAN, Coroner,**

*of the City and County aforesaid, on view of the Body of*

*now lying dead at*

*Upon the Oaths and Affirmations of*

*good and lawful men of the State of New York, duly chosen and*  
*sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said*

*came to his death; do,*

*upon their Oaths and Affirmations, say: That the said*

*came to his death by*

*Conjestion of the Brain and that it*  
*refers*

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

**JURORS.**

**CORONER, L. S.**

0541

**TESTIMONY.**

2

~~of M. M. Watson being sworn as~~  
 I have viewed the body and made  
 an autopsy on deceased and from  
 the results of the same I am of opinion  
 death was caused by congestion of  
 the brain and Compressive.

M. M. Watson M.D.

Continuation of testimony of Mrs. Furness  
 I identify the Prisoner as James Fleming.  
 I know him by his humped back. I have  
 seen him often but never to speak of him.  
 My husband is not quarrelsome; I do not  
 believe he was ever arrested; he was  
 never idle, supported me well; left  
 2 children, one of nine & another of eleven  
 years; and his second wife -

Mary Furness

Sworn to before me  
 this 7 day of Oct. 1880

*[Signature]*  
 CORONER.

0542

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
Years.	Months.	Days.			
34			Ireland	23 Thomas St	Sept 16. 80

H.

Q/A

Quail

18

AN INQUISITION

On the VIEW of the BODY of

Michael James

whereby it is found that he came to his Death by

Empoisonment  
of  
Barium  
Empoisonment

Original taken on the 14 day  
of Sept. 1880  
before

GERSON N. HERRMAN, Coroner.

0543

H.

No. ....

Date.

18

**AN INQUISTION**

On the VIEW of the BODY of

*Michael Ferraro*

whom it is found that he came to  
his Death by

*Constriction of the  
Brain and  
Asphyxiation.*

Inquest taken on the *14* day  
of *Sept.* 1880  
before

GERSON N. HERRMAN, Coroner.

**MEMORANDUM.**

AGE.	34 Years.	Months.	Days.
PLACE OF NATIVITY.	<i>Belmont 23 Avenue 8 West N. 50</i>		
WHERE FOUND.	<i>Belmont 23 Avenue 8 West N. 50</i>		
DATE.	<i>Sept 14 1880</i>		

0544

3

Coroner's Office.

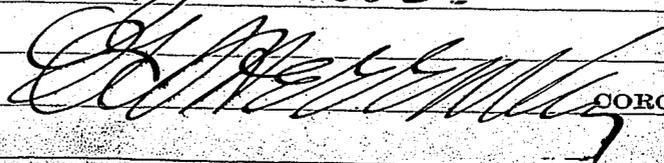
TESTIMONY.

Mrs Josephine Spittle 123  
Greenwich St. being sworn  
says on the evening of Sunday Sept.  
12<sup>th</sup> 80 - I was out on an errand  
and in Thames St when I saw  
a lady friend of mine and went  
over to speak to her. I was facing  
Broadway, when Mr Furniss came up  
behind me and put his hand on my  
neck vulgar. I saw Mr Fleming as  
he raised his hand, when Mr Furniss  
fell. I know Fleming by eyesight only.  
Mrs Kennedy, my friend is here and  
was present then; it was about  
9 o'clock in evening; it was  
very dark; don't know if Furniss was  
drunk or not, only when he died the  
deed he walked smartly away, and  
Mr Fleming went after him, as I  
supposed she saw what Furniss did.  
I had seen Furniss often before, but he  
never insulted me before; I stood where  
I was; I had a light wrapper on.

Josephine Spittle  
mark.

Taken before me,

this 7 day of Oct 1880.

  
CORONER.

0545

4-

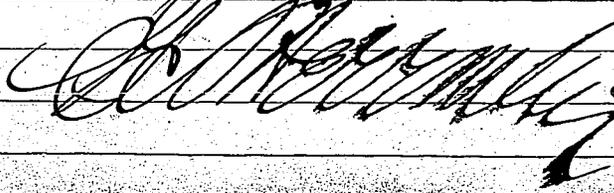
Coroner's Office.

TESTIMONY.

Mrs Ellen Brown 24 Thames St  
being sworn says on Sunday Evening  
Sept 12<sup>th</sup> 80, I was sitting on Corner  
of Thames & Greenwich St, a chawder  
party was about passing and I took  
a little girl with me I was there about  
10 or 15 minutes, when Furniss came  
to me; I don't know where he came  
from. He took me by hand, and  
said Ellen, there is no woman in  
world I think worse of than you;  
I had not spoke to him for 2 years  
before; He was fooling with me;  
James Fleming came up & him  
and struck him on the side of the  
head, bet 8 & 9 o'clock, Furniss  
said nothing and went to the store,  
where he usually being out; I said  
to Fleming don't hit him, he is only  
talking to me, he is a friend of mine  
Fleming was ~~drunk~~ not sober, and  
said come back Boss; I sent the girl  
to the crowd to see if Furniss was there  
as he might get in a row; I examined  
wid in Thames St; this was not in  
front of his house and his wife was  
not present; only I and the little girl

Taken before me,

this 7 day of Oct 1880.



CORONER.

0546

Coroner's Office.

TESTIMONY.

5

with Furniss and Fleming were present  
about half hour afterwards, I was  
sitting in front of building where Furniss  
lived, when I saw Furniss down; I  
did not know who was down or who  
knocked him down, until I saw  
Fleming giving him a kick. I re-  
cognized Furniss by his flannel shirt;  
Furniss ran into the house; Fleming  
said come out till I get a couple  
more welts at him; Mrs Furniss  
was there then; I did not see Mrs  
Spittle - did not see her round  
the neighborhood; at the time of the  
kicking, I was talking to the lady who  
kept the store - After Furniss got up  
he stood in a daze, and spoke, as if  
to himself, who hit me, and what did  
I do - He was taken in by a clerk  
in the store; never spoke to Fleming  
and did not know him except at  
that night. Furniss was not very drunk  
at the time - He never insulted a child  
he was not able to stand drink; he was  
a jolly kind of a man; was not quarrelsome  
when drunk. I heard no words between Furniss  
and Fleming - Ellen <sup>her</sup> Brown  
more.

Taken before me.

this 7 day of Oct 1882

*[Signature]*

CORONER.

0547

6.

Coroner's Office.

TESTIMONY.

Ann Kennedy 24 Thames St,  
 being sworn I was talking  
 at this to Mrs Spittle after 8 o'clock,  
 was standing in Thames St, bet Green-  
 wich and Church; this was Sunday  
 Sept 12<sup>th</sup> 80 in the evening, Furniss  
 passed up, and whether he took a  
 peep out of this lady or not, I don't  
 know, but she said - Don't do that  
 again; he walked along; did not say  
 a word; I saw Fleming run up;  
 towards no up Thames St, I heard  
 nothing till I heard Furniss was  
 being killed by Fleming - I ran up and  
 stood in the street - when Mrs Furniss  
 said to Fleming don't strike him, he  
 is drunk; he is drunk, he said Fleming  
 then send out the Blows to me till I  
 have a whack or two more at him -  
 never said Fleming before. I know him  
 now. Knew Furniss for 8 or 9 years -  
 there were our loud words in the neigh-  
 borhood -

Ann Kennedy  
 sworn

Taken before me,  
 this 7 day of Oct 1880.

*[Signature]*  
 CORONER.

0548

7-

Coroner's Office.

TESTIMONY.

Officer Patk Brogan 27 precinct  
being sworn says I was on Beat  
on Sept 12<sup>th</sup> 80. 3 weeks ago -  
I met Mrs Furniss on Church St, and  
she told me her husband got in a  
row with Capt Gunner and he got  
hurt - I knew who she meant; she  
meant James Fleming; she said he  
went around the corner. I did not  
find him; I told her to go to Foubt for a  
warrant; I waited for some time for Flem-  
ing; heard not more about it from  
Mrs Furniss - Patrick Brogan

Ellie Kennedy 24 Thomas St being  
sworn says I was sitting in door way of  
the house 24 Thomas St Sept 12<sup>th</sup> 80  
when talking to a young man, when I  
heard screams, I got up and saw  
Mr Fleming kick Mr Furniss - I walk-  
ed into do way and saw no more -  
Fleming kicked Furniss with his foot.  
There was no quarrell or loud talking  
before the affair - Ellie Kennedy

Taken before me,

this 7 day of Oct 1880.

*[Signature]*  
CORONER.

0549

8-

Coroner's Office.

TESTIMONY.

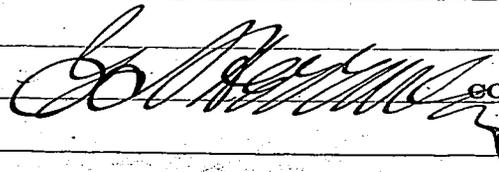
Aunie Higgins 23 Thames St  
being sworn says I was looking out  
of my window 2<sup>nd</sup> floor, when I  
heard a noise opposite the place  
where I lived under the Lamp in the  
street. I saw Mr Furniss as he rolled  
into the street and I saw a Man kick  
him 2 or 3 times. I saw him use his  
foot. I saw Mr Furniss wife and  
heard her say to this man dont kick  
him any more he is drunk. I saw  
Furniss run into the house after pick-  
ing up his hat - dont know who man  
was who kicked him. could not recog-  
nize him - There were a good many  
ladies in front of the door at the  
time. I know Mrs Kennedy was there  
at time; also Mrs Furniss as I heard  
her voice; it was about 9 o'clock.

He seemed to be a nice man and  
not quarrelsome - They lived over  
me in the floor above. I saw Furniss  
next morning did not speak to him -  
know him & daughter

Aunie - her  
Higgins  
mark.

Taken before me,

this 7 day of Oct 1880.

  
CORONER.

0550

Coroner's Office.

TESTIMONY.

9

John Martin being sworn says  
I reside 131 Liberty St -  
I dont know anything of the Cor  
in question & dont know  
what P. Cain has for

John Martin

Mary Corum being sworn  
says I reside No 24 Shaw St  
I saw nothing of the fight,  
I was up in church at at  
the time when I saw how  
you I saw being standing in  
front of the street & Mr Martin  
standing near his door -  
there was crowd of people around  
but not an could tell what  
it was May know

Betsy Brown residing 75 Shaw  
St - being sworn says I keep  
a grocery store at 85 Shaw St  
at Sunday night 12 to 13  
I was sitting in front of the  
store talking to a lady friend

Taken before me.

this 7<sup>th</sup> day of Oct 1884.

J. W. Martin CORONER.

0551

10

Coroner's Office.

TESTIMONY.

I was Brown - the latter jumped up & said don't think the man the man that is Fleming - ~~the~~ the record was saying in the street - he got up & went in my store - Fleming was standing across the street looking over & saying "there is somebody very fresh around here" Fleming then left - My son then helped Brown up stairs. He Brown did not say that he was drunk. I saw Brown again next day about 4 P.M. & said was my son again with the dog he said - He now told me that he was drunk - Then I saw him on Monday - he had only a scratch on the nose. He was hard working man & I always considered him a good man who took the care of his family.

Betsy Perry  
 the mother

Taken before me,  
 this 13 day of Oct 1880.

*[Signature]*

CORONER.

0552

11

Coroner's Office.

TESTIMONY.

John Hurk being sworn says  
I reside 127 Greenwich at  
I know Fleming for about  
6 years.

On Sunday 12<sup>th</sup> Sep in the evening  
at 9 o'cl I was from church  
through town etc - I heard an  
argument between a man & a  
woman - I saw Fleming came  
up and said something to the man  
called his house but did not  
hit him, and not touch him -  
I then saw the other man cross  
the street & Fleming went down  
Greenwich etc - I then went  
home.

John Hurk

Ellen Lucid being sworn says  
I live 71 Ferry St, say I was  
in church at about that time  
with Albany Termino; do not know  
Fleming - have spoken one or twice with  
Fleming.

Taken before me,  
this 13 day of

Oct 1880.

Ellen Lucid

*[Signature]*

CORONER.

0553

12

Coroner's Office.

TESTIMONY.

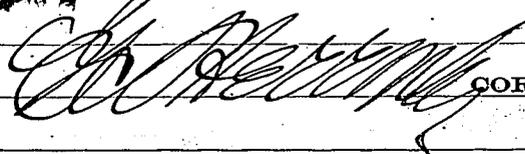
John Sullivan 113 of Washington St  
being sworn says Keep a Saloon  
on that Sunday Fleming was in my  
place under the influence of liquor  
on day of his death he came again  
(morning) for a drink; he put 5  
cents on counter; Fleming lives next  
door to me; he does not come in my  
place; did not speak over 2 or 3 times  
to him I heard of a fight which Flem-  
ing had with Fleming; on Tuesday even-  
ing the day previous to his death, he was  
in my place to get drink; he appear-  
ed like a man who had been drinking  
a great deal.

Produced  
J. M. Barry right watchman being  
sworn says I know Fleming - know  
nothing of affair. I know Fleming  
for past 4 or 5 years; I know to be an  
honest, upright and faithful man;  
I am a watchman on pier 18 N. R. he  
was work on tow-boat; he was there all  
the time - never knew him to be a  
quarrelsome man;

J. M. Barry

Taken before me,

this 13 day of ~~Sept~~ 1880.



CORONER.

0554

13.

Coroner's Office.

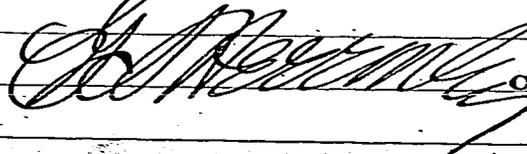
TESTIMONY.

Richard Fleming 137 Washington St  
being sworn says I was standing  
Cor Greenwich and Thames; I heard  
some words; saw Ferris whom I  
did not know excepting that I saw  
him drunk that afternoon (Sunday).  
I looked up Thames St; saw Ferris  
was having some words with a woman  
whom I afterwards learned was Mrs Spills.  
I paid no attention; turned my back  
looked towards Greenwich St; heard  
a voice; thought it was my Brother  
James; I turned; saw my Brother  
have some words with Ferris;  
not seem to be very hard; watched  
them from the corner where I had been  
standing; in a few moments saw  
Fleming raise his hand & strike Ferris.  
I am positive no blow was  
struck - saw Fleming go towards Church  
St; saw nobody fall.

Richard Fleming

Taken before me.

this 13 day of octy 1880.

  
CORONER.

0555

Coroner's Office.

TESTIMONY.

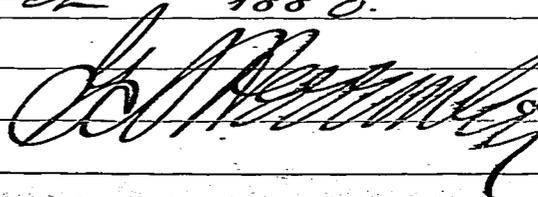
14

Joseph Mulvey 23 Thomas St being sworn says I was <sup>sitting</sup> standing in front of house with Nellie Kennedy on 24 Thomas St; on Sept 12. 80 - saw Mr Ferris preceding James Gunner (Fleming) about 12 feet kept talking to Nellie - looked again after Nellie perceived; saw Ferris on other side of the way - saw Fleming on same side as when he came up - I afterwards went up in the house and know nothing about it further - I was looking at the Girl at the time; she was looking in other direction; I did not see the kissing I was looking in towards the store door. Am not intimately acquainted with either party - he is a neighbor of mine

Joseph Mulvey

Taken before me,

this 13 day of Oct 1880.

  
CORONER

0556

15-

Coroner's Office.

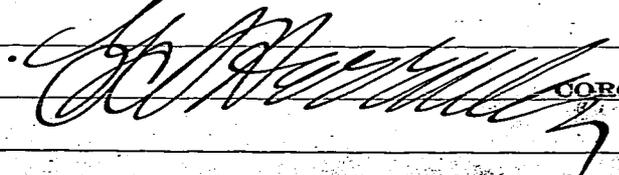
TESTIMONY.

James Fleming 137 Washington St  
being sworn says I was off for 1<sup>st</sup>  
time for 3 1/2 months; and I had been  
drinking some; I am cook on tow boat.  
I met Furniss on Sunday morning  
11 o'clock. we parted about dinner  
time; met him again about 8 o'clock.  
we were talking together on Thames St  
on Right hand side as you go up -  
Mrs Spittles was coming by, Furniss  
insulted her in some way (caught her  
by the private); I spoke to him about it  
said that is no way to do - he said it  
was none of my business - I told him  
to get out of that - raised my hand to  
strike him, but before I could strike  
him he got away & ran across the street  
and stood in doorway - I remained on  
the street for or 5 minutes and then  
went down Greenwich St - I stood around  
there until 11 or 12 o'clock; when I heard  
I was wanted, I gave myself up - did  
not lose a day during the summer; live with  
my mother; I support her. I did not see him  
fall.

James Fleming

Taken before me.

this 13 day of octy 1880.

  
CORONER

0557

Coroner's Office.

TESTIMONY.

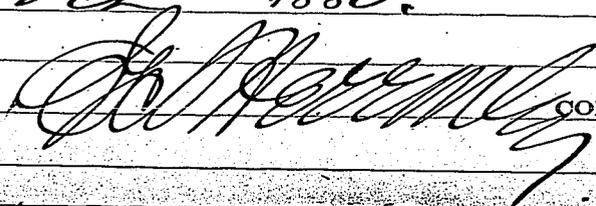
16.

John Moore 39 Broadway; being  
sworn says I know Fleming. He is a  
very hard working man; he sup-  
ports his mother; he is with steam  
boats; he is a peaceable man as  
far as I know.

John Moore

Taken before me,

this 13 day of Oct 1880.

  
CORONER.

0558

Coroner's Office, 

CITY AND COUNTY }  
OF NEW YORK. } ss.

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

Question.—What is your name?

Answer.—*James Fleming*

Question.—How old are you?

Answer.—*Twenty six (26) years*

Question.—Where were you born?

Answer.—*in the City New York*

Question.—Where do you live?

Answer.—*137 Washington St*

Question.—What is your occupation?

Answer.—*Steward on steam boat*

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

*I am not guilty & have nothing further to add to the statement I have made to you before the Coroner & Jury*

*James Fleming*

Taken before me, this *13* day of *Oct* 18*87*

*[Signature]*  
CORONER.

0559

823 1880 31

HOMICIDE.

AN INQUISITION

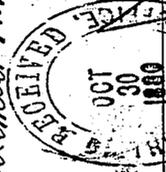
On the VIEW of the BODY of

Michael J. Dennis

whereby it is found that he came to his Death by the hands of

James Dennis

September 12, 1880.



Inquest taken on 11th day of October before J. M. Newman Coroner.

Committed October 13, 1880

Buried Oct 28.

Discharged

Date of death September 16.

Sami On for testimony

Walled by James Fitzgerald 31 Kings

Michael J. Dennis

DATE When Reported.	WHERE FOUND.	PLACE OF NATIVITY.	AGE.	Years.	Months.	Days.
---------------------	--------------	--------------------	------	--------	---------	-------

MEMORANDUM.

0560

CITY AND COUNTY }  
OF NEW YORK, } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*James Fleming*

late of the City of New York, in the County of New York, aforesaid, on the  
*twelve* day of *September* in the year of our Lord  
one thousand eight hundred and ~~seventy-eight~~ *eighty* with force and arms, at the City and  
County aforesaid, in and upon the body of *Michael Furniss*  
in the peace of the said people then and there being, feloniously and wilfully did make  
an assault, and that *he* the said

*James Fleming*

then and there feloniously and wilfully did with great force and violence pull, push,  
cast and throw *him* the said *Michael Furniss*  
down unto and upon the ground then and there, and that *he* the said

*James Fleming*

with both the hands and feet of *him* the said

*James Fleming*

said *Michael Furniss* then and there, and whilst *he* the  
*him* the said *Michael Furniss* was so lying and being upon the ground,  
head, stomach, breast, belly, back, and sides of *him* the said *Michael Furniss* in and upon the neck,  
then and there feloniously and wilfully, divers times, with great force and violence, did  
choke, strike, beat, kick, and wound, and that *he* the said

*James Fleming*

*him* the said *James Fleming* with both the hands, feet, and knees of

and whilst *he* the said *Michael Furniss* was so lying  
and being upon the ground as aforesaid, *him* the said *Michael*  
*Furniss* in and upon the neck, breast, belly, head, stomach, back, and  
sides of *him* the said *Michael Furniss* then and there  
feloniously and wilfully did, with great force and violence, choke, strike, push, press,  
and squeeze, giving to *him* the said *Michael Furniss*  
then and there, as well by the choking, pulling, pushing, casting, and throwing of  
*him* the said *Michael Furniss* down  
unto and upon the ground as aforesaid, and by the choking, striking, beating, and  
kicking of *him* the said *Michael Furniss* whilst *he* was so  
lying and being upon the ground as aforesaid, in and upon the neck, head, stomach,  
breast, belly, back and sides of *him* the said *Michael Furniss*

0561

as aforesaid, and also by the choking, striking, pushing, pressing, and squeezing of  
*him* the said *Michael Furness* whilst *he* the said  
*Michael Furness* was so lying and being upon the ground as aforesaid,  
in and upon the neck, head, belly, breast, back, stomach, and sides of *him*  
the said *Michael Furness* with the hands, knees, and feet of *him*  
the said

*James Fleming*

in manner aforesaid, several mortal bruises, lacerations, and wounds in and upon the  
neck, head, belly, breast, stomach, and sides of *him* the said  
*Michael Furness* of which said several mortal bruises, lacerations, and  
wounds, *he* the said *Michael Furness* from the said  
*twelfth* day of *September* until the *sixteenth*  
day of *September* in the same year, at the said Ward,  
City and County last mentioned, did languish, and languishing did live; on which last-  
mentioned day *he* the said *Michael Furness*  
of the said several mortal bruises, lacerations, and wounds, did  
then and there die.

And so the Jurors aforesaid, upon their Oath aforesaid, do say: THAT *he*  
the said

*James Fleming*

*Furness*

*him* the said *Michael*

in manner and form and by the means aforesaid, feloniously  
and wilfully did kill and slay, 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.

**BENJAMIN K. PHELPS, District Attorney.**

0562

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Flynn, James

**DATE:**

12/21/80



320

0563

*Twisted* *Nov 28*

Filed *21* day of *Dec.* 18*82*

Pleas, *Not Guilty*

THE PEOPLE

vs.

*James A. Ryan, P.*

ROBBERY.—First Degree.

*B. K. Phelps*  
BENJ. K. PHELPS,  
District Attorney.

A TRUE BILL.

*Marshall W. Cook*

Foreman.

*James J. Smith*

*James J. Smith*

*James J. Smith*

*S. J. ...*

10.

0564

THE COURT

IN SENATE

IN SENATE

Tuesday Nov 28  
1881

Filed 21 day of Dec. 1881

Pleas, et al. Kelly

ROBBERY.—First Degree.

THE PEOPLE

vs.

James Flynn

BENJ. K. PHELPS,

District Attorney

A True Bill.

Martha W. Corp

Foreman.

Jan 7 1881

James Connelley

Peter Gannon

S. P. Mee

10

0565

STATE OF NEW YORK }  
CITY AND COUNTY OF NEW YORK } ss.

Police Court--First District.

*James Burns*  
of No. *House of Detention* Street, being duly sworn, deposes  
and says, that on the ~~18th~~ *18th* day of *December* 188*8*  
at the *First* 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:

*Good and lawful Money United  
States issue in bills and Silver  
Coins to the amount and*

of the value of *fifteen 75/100* 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

*James Flynn* now present from the  
fact deponent was passing along  
*West Street* at about *5 O'clock*  
*P.M.* on said day when he was  
accosted by *the prisoner* and another  
person not arrested. That the prisoner  
asked deponent where his friend  
was and being told by deponent that  
he had no friend he the prisoner  
immediately placed his hand across  
deponent's face in such a manner  
as to cover his nose & mouth and in a  
forcible a manner as to almost

SUBMIT TO THE JURY

James Burns

0566

Stops deponents breath

That while the prisoner so held  
his hand <sup>over</sup> deponents mouth & nose  
the person who was with him  
took hold of deponents legs and  
threw him to the ground

That while deponent was  
down the prisoner took by  
force from deponents pants  
pocket the aforesaid property  
he being aided in the accomplishment  
of that fact by said other person  
who escaped and being in  
company and collusion with  
the prisoner deponents charges  
as well as said Flynn with  
having by force and violence  
and against the will and  
without deponents consent  
feloniously committed the  
offence above charged

James Burns

Sworn to before me this }  
19<sup>th</sup> day of Decr 1880 }  
J. M. Burns (Public Justice)

0567

Police Court--First District.

CITY AND COUNTY }  
OF NEW YORK } ss.

*James Flynn* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows,  
viz:

Question. What is your name?

Answer.

*James Flynn*

Question. How old are you?

Answer.

*26 Years*

Question. Where were you born?

Answer.

*Ireland*

Question. Where do you live?

Answer.

*88 Washington Street*

Question. What is your occupation?

Answer.

*I drive a horse*

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

Answer.

*I am not guilty of the  
charge I never saw the  
Complainant in my life before  
my arrest I was in <sup>the</sup> store from  
two o'clock in the afternoon  
until I was arrested which  
was about 7 o'clock in the  
evening James Flynn*

Taken before me this

*Wm. J. Brennan*  
Police Justice

day of *Decr*  
18*87*

0568

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

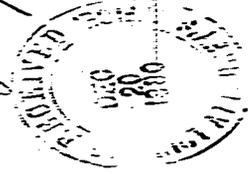
Address,

Police Court--First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James B. Young*  
*Attorney at Law*

*James P. Young*



AFFIDAVIT—ROBBERY.

*Dec 19<sup>th</sup> 1880*

*H. Murray*

*Attorney at Law*

*James P. Young*

*Attorney at Law*

DAVID

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Received at Dist. Atty's office

0569

225

The People vs. James Burns  
1887. Court of General Sessions. Before Judge Gilderleeve. Friday, January 18<sup>th</sup> 1887. Indictment for robbery in the first degree. James Burns, sworn and examined, testified. I am a laborer, I generally work on Railroads. Where did you live at the time of this offence? I believe 59 West St. is the number. On the afternoon of the 18<sup>th</sup> of December I was, I guess, between piers No. 5 and No. 7 in West St. I am not much acquainted in New York. I should judge it was about 20 minutes past five when those two men approached me on the sidewalk. I was going toward the Battery. I went into a saloon and had my supper and I had my money tied in a handkerchief. I came out of the saloon and went towards the Battery. I went as far as pier 2 and feeling cold I turned back to go to my boarding house. I came to pier 5 or 7. The prisoner came up and spoke to me on the sidewalk. I was next to the curb stone and the prisoner came up next to me; his partner was ~~to~~ toward the building. The prisoner said to me, "Halloo, where is your friend?" I said, "I aint got no friend. I saw the other man move toward the building but could not see his face. He (the prisoner) said, "O, yes you have." I will tell you all about it," and he raised

97

0570

saw him before I felt his hand in my pocket before I fell on the street. I was not struck at all. The officer told me in the station house there was a man up stairs, he asked me to identify him. There was another man there at the time. I walked in front of the prisoner and saw his face. I don't know that the detective said anything. I believe the first thing I said was, "that is the man that robbed me." I had the money in the corner of my handkerchief all the time. I had some loose change in my pocket by which I paid for my supper. I fell on my arm and cut it and my head was also cut by the fall. The other man kept his head toward the building so that I could not see his face. Thomas Mulvey sworn and examined. I arrested the prisoner on information given by the complainant and took him to the station house. He (the complainant) picked him out from among three people and identified him. Cross examined. There was officer Flynn there and two men who came in to apply for lodgings. I was standing opposite the prisoner about six feet from him. I did not speak to the complainant from the time I got a description of the prisoner until he recognized him. The prisoner was in the middle of the two lodgers; they were standing in the office of the station house at the time.

0571

William H. Winter, sworn and examined, for the defence testified. I know James Flynn, I remember the Saturday before Christmas. I saw him all day at 42 Greenwich St. corner of Morris St. I saw him in the forenoon and again in the afternoon. The latest I saw him. There was after six o'clock. I am porter and doing general work in the store; at 4 o'clock I left to go to 7 Washington St. where I live to bring up some refreshments; it was on a Saturday evening; we always give a free lunch. Brought it up and commenced to carve ham. Mr. Flynn commenced cutting the bread. I did not notice him going out at all; of course I was busy, I did not notice anybody going out or coming in. I could not be watching everybody going out or in; he was there near seven o'clock. There were several there beside him. I could not tell every customer going in and out. Edward McGinn the bar tender was there, also Nicholas DeFari nicknamed "the Duffer." I saw Flynn from 4 o'clock off and on till near seven. I don't remember the times he was out of that saloon. Cross examined. It is a liquor saloon; the boss has two stores, have charge of all the stuff coming in and out, ale, porter, liquor and everything else. I have been employed there nearly three years; the boss' name is Patrick Turley.

0572

He keeps a liquor saloon at 42 Greenwich St. and 15 Washington St. I was not at the Washington St. place that afternoon; he lives at 7 Washington St. I was there at 4 o'clock and stayed long enough to put the ham carving knife and a dish in the basket. We open in the morning at 5 o'clock, I went home to breakfast, and from the dinner until I closed I was not out except I went for refreshments. The prisoner was there when I went for refreshments and when I came back; he helped me to cut the refreshments; he cut the bread and I cut the ham; he was there between six and seven. But you do not know whether he was there between the time he cut up the bread and six o'clock? I do not think he went out. I do not mind him going out. I do not know positively whether he was there or not. I know he was there between six and seven o'clock because he was drinking there; he had a glass of beer with one of the customers. Edward McCann, sworn and examined. I live at 14 Morris St. I am a telegraph operator by trade. I was attending bar at 42 Greenwich St. I remember the Saturday before Christmas. I know the prisoner. I remember that I saw him on that day; he was in the bar room from around four o'clock until I was released, that is between five and six o'clock. Cross Examined

0573

He was sitting at the stove. I have known the prisoner for six years. I was only bar tender in that place for eight days. I was an operator for the Atlantic and Pacific Telegraph Co. at French's hotel; it is four months since I left their employ. I have always lived in that neighborhood Richard Kinsley, sworn. I lived at that time at 33 Washington St. My business is hiring out men and women to situations. I remember the evening of the 18<sup>th</sup> of December. I know the prisoner slightly. I remember seeing him on that evening at 42 Greenwich St. at 5 1/2 o'clock in the evening. Cross Examined. I went there to see a friend and waited on till near six o'clock and he did not come and I went away to my supper. I went there exactly at 5 1/2 o'clock. I do my business outside of Castle Garden. I do business for other parties on commission. If you want to know how I knew it was exactly at 5 1/2 I will state that the whistle at Babbitt's soap factory blows exactly at 5 1/2. I had been there about a minute when the whistle blew. I say the prisoner was there but I was not looking at him all the time and I could not say whether he went out or not. I saw him fixing the lunch - the sandwiches as they were cut on the plate. When a party came in for a drink they would go

0574

up and take a sandwich. James Cockman, sworn and examined, testified. I live at 15 Washington St., am a stable man, know the prisoner, remember the Saturday before Christmas. I remember seeing the prisoner that day between the hours of 3 and 4 o'clock. I remained there myself till between six and seven and the prisoner was there then Cross Examined. The last man I worked for was St. Shine. I left him about a month ago. It was at 42 Greenwich St. I saw the prisoner and five or six different people. I am known as "the Duffer". The prisoner was reading a paper part of the time. I drank ~~with~~ him during that time, I suppose I had two or three drinks; the prisoner is a laborer, he works alongshore. I have never been arrested. Nicholas Deegan sworn. I live in 15 Morris St. My occupation is cooper by trade. I remember the Saturday before Christmas, I know the prisoner. I saw him that day between the hours of five and six o'clock in 42 Greenwich St. I happened to come from work; I went in, the prisoner was sitting at a table reading a paper. I asked him to have a cigar. I took my cigar, I walked down to my own house. I live on the corner. James Flynn sworn. I was arrested once before in 1877 or 1878 and got five months in the penitentiary. I was

0575

not guilty either. I never saw the complainant until I saw him in the night time in the Station house. The day before Christmas I was down in the house breaking wood until 2 o'clock in the forenoon; then I went to 42 Greenwich St. got a cigar, picked up the paper, read it for a while and stayed there till seven o'clock or after.

The jury rendered a verdict of guilty of larceny from the person.  
State prison three years.

0576

Testimony in the Case  
of  
James Flynn  
filed Dec. 21.

0577

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*James Flynn*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *eighteenth* day of *December* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward, City, and County  
aforesaid, with force and arms, in the night time of said day, in and upon one

*James Burns*  
in the peace of the said People then and there being, feloniously did make an assault and

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number  
and denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of *fifteen dollars*

Divers Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-  
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot  
now be given, of the value of *fifteen dollars*

~~Divers Due Bills of the United States of America, the same being then and there  
due and unsatisfied, and of the kind known as Fractional Currency, of a number and  
denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of,~~

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid un-  
known, and a more accurate description of which cannot now be given, of the value of

*fifteen dollars and seventy-five cents*

of the goods, chattels and personal property of the said *James Burns*

from the person of said *James Burns* and against

the will and by violence to the person of the said *James Burns*

then and there violently and feloniously did rob, steal, take and carry away, against

the form of the Statute in such case made and provided, and against the peace of the

People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0578

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Ford, Abraham

**DATE:**

12/22/80



320



0580

OFFICE OF  
ADRIAN G. HEGEMAN,  
REAL ESTATE,

SPECIAL ATTENTION  
PAID TO  
RENTING AND COLLECTING.  
OFFICE HOURS: 10 to 12, & 2 to 4.

1321 BROADWAY, near 34th St.

New York, December 22<sup>nd</sup>, 1880

Dear Sir-

Your favor of the 20<sup>th</sup> at  
hand. Am sorry to hear that you  
are also a sufferer through the misconduct  
of A. B. Ford. Mr. Ford paid me the  
rent for October, but has paid nothing since.  
He owes for the month of November. I called  
at 427 Hudson St. a number of times but  
never could find him in. I also wrote to  
him but got no reply. I put my bill  
up about the 3<sup>rd</sup> of December, as I found  
he had moved out and left no trace of  
his whereabouts. Trusting you may be able  
to recover your losses, I am

To  
T. M. Brough Esq.

Yours Respectfully  
Adrian G. Hegeman

0581

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

FORM 89 1/2

ss.

POLICE COURT—SECOND DISTRICT.

of No. Thomas Drough  
378 East 14<sup>th</sup> Street, being duly sworn, deposes

and says, that on the 31<sup>st</sup> day of September 1880  
at the City of New York, in the County of New York, was feloniously taken, stolen and carried  
away, from the possession of deponent, by truck and device

the following property, to wit: gold and lawful  
money of the United States  
of the value of two hundred  
and fifty 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 Abraham

10 Ford (now here) who received  
said money from deponent fraudu-  
lently as follows to wit: That said  
Ford promised to deponent employment  
and a salary of twelve dollars per  
week asking deponent to advance  
him the said sum of two hundred  
and fifty dollars (\$250) for which he would  
guarantee said employment and  
said salary; that although ~~deponent~~  
was in the employ of said Ford for  
five weeks he paid deponent

Subscribed and sworn to before me this  
18<sup>th</sup> day of September 1880  
at New York  
Police Justice

0582

fourteen dollars (\$14) and has failed to  
return to deponent said money so fraudulently  
taken from deponent as aforesaid

J. M. Brough

Sworn to before me

this 18<sup>th</sup> day of December 1905

A. L. Humphrey  
Police Justice

0583

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK. ss.

*Abraham B. Ford*

being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

*Abraham B. Ford*

QUESTION.—How old are you?

ANSWER.—

*Seventy One years*

QUESTION.—Where were you born?

ANSWER.—

*Vermont*

QUESTION.—Where do you live?

ANSWER.—

*22 Berry Street Brooklyn*

QUESTION.—What is your occupation?

ANSWER.—

*Produce Dealer*

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

Answer.—

*I am not guilty of the charge*

*A. B. Ford*

Taken before me, this

*J. J. Morgan*  
Police Justice.  
1880

0584

Form 594.  
POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF  
*Thomas Smith*  
*328 Broadway*  
*Brooklyn, Cal.*

Affidavit—Larceny.

DATED *December 12* 18*80*

*W. J. Ryan* MAGISTRATE.  
*John Mack* OFFICER.  
*9<sup>th</sup> Precinct*

WITNESS: .....



*W. J. Ryan*  
BY *W. J. Ryan* TO ANS.

BAILED BY.....  
No. .... STREET.

0585

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present :

That

*Abraham B. Ford*

late of the First Ward of the City of New York,

in the County of New York, aforesaid on the ~~thirtieth~~ *thirtieth* day of ~~September~~ *September* in the year of our Lord one thousand eight hundred and ~~eighty-eight~~ *eighty-eight* at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each : three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each : twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each : thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each : fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each : sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each : eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each : ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each : one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each : one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars : one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars : two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each : three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each : ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each : fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each : thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each : three gold coins (of the kind usually known as eagles), of the value of ten dollars each : six gold coins (of the kind usually known as half eagles), of the value of five dollars each : fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each : ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each : thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each : gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each : sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each : one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each : three hundred silver coins (of the kind usually called dimes), of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each : two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each : five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

*1888*

of the goods, chattels, and personal property of one

*Thomas M. Brough*

then and there being found,

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.

BENJ. K. PHELPS, District Attorney.

0586

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Fries, Rudolph

**DATE:**

12/15/80



320

0587

88  
A. Bell  
1880

Filed 15<sup>th</sup> day of Decr 1880

Plends  
J. C. Smith (16)

Obtaining Goods by False Pretences

THE PEOPLE

vs.

12  
cc

Rudolph de Trost,  
I.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Martha W. Cooper

Dec. 16. 1880 Foreman.

James Smith

Edwin R. F.

0588

City & County of New York

Edward Linderman of No 393 Broadway  
being sworn says.

On November 20<sup>th</sup> 1880 Rudolph  
de Fries came to deponent &  
represented that he was sent by  
Matthew Gillig of No 309 West 46<sup>th</sup> Street  
to deponent & his copartner Nathan  
Michaelis for 400 hundred Segans.  
Deponent relying upon such  
representations did then & there  
deliver to him Rudolph 400 Segans  
of the value of Forty two dollars  
& fifty cents the property of deponent  
& his copartner Nathan Michaelis.  
to be by him delivered to said Gillig  
That said Gillig did not send for  
any Segans & never rec<sup>d</sup> there  
delivered to de Fries.

That the representations made  
by de Fries as aforesaid were  
false & were made designedly  
& willfully with intent to cheat  
& defraud complainant.

Edward Linderman

Sworn to before me this  
23 day of November 1880  
R. A. Murphy Police Justice

0589

City & County of New York.

Matthew Gillig of no 309<sup>107</sup> West  
46<sup>th</sup> Street being duly sworn  
says that he did not send  
Rudolph DeFries to Suideman  
& Michaelis for any reason.  
That DeFries representations  
made as set forth in  
Suideman's affidavit  
are false & untrue.

Sworn to before me:

Matthew Gillig

This 23 day of November 1880

R. J. [unclear] Police Justice

0590

**Police Court, Fourth District.**

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Rudolph de Fries* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *Rudolph de Fries*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *France*

Question. Where do you live?

Answer. *160 E 49<sup>th</sup> St*

Question. What is your occupation?

Answer. *Clerk*

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

Answer. *I got the cigars*

*Rud de Fries.*

Taken before me this

*23* day of *Nov*

1880

Police Justice.

0591

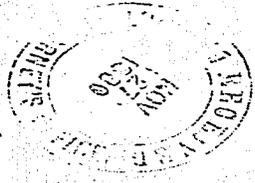
963

Police Court--Fourth District.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

*Edward Lindeman*  
*393 Broadway*  
*28.*

1 *Rudolph de Fries*



*Offence, False Inducement*

BAILED :

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated *Nov 23* 1880

*B. O. Busby*  
Magistrate.

*Barnes 22d*  
Officer.

Clerk.

Witnesses, *Matthew Gilling*  
*107 W 46. St.*

*Segan returned to*  
*owner G. B. Con-*  
*stantin.*

Received in District Att'y's Office,

0592

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*Rudolph de Trias* \_\_\_\_\_

late of the First Ward of the City of New York, in the County of New York, aforesaid  
on the *twentieth* day of *November* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward, City and County  
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloni-  
ously to cheat and defraud one

*Edward Rinderman*

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend  
and represent to

*Edward Rinderman* \_\_\_\_\_

That he the said *Rudolph de Trias* had been sent by  
one *Matthew Gillig* to obtain from him the said  
*Edward Rinderman* for and on the account of him the  
said *Matthew Gillig* four hundred cigars of the value  
of ten and one-half cents for each cigar and  
That he the said *Rudolph de Trias* was then and there  
authorized and had then and there authority to receive  
from him the said *Edward Rinderman* for and on the  
account of him the said *Matthew Gillig* the said  
four hundred cigars of the value of ten and one-half  
cents each

0593

And the said *Edward Rinderman*.

then and there believing the said false pretences and representations  
so made as aforesaid by the said

*Rudolph de Fries*

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said

*Rudolph de Fries, four hundred cigars  
of the value of ten and one-half cents each.*

of the proper moneys, valuable things, goods, chattels, personal property and effects  
of the said *Edward Rinderman*

and the said *Rudolph de Fries* did then  
and there designedly receive and obtain the said

*four hundred cigars  
of the value of ten and one-half cents each.*

of the said *Edward Rinderman*

of the proper moneys, valuable things, goods, chattels, personal property and effects  
of the said

*Edward Rinderman* by means

of the false pretences and representations aforesaid, and with intent feloniously to cheat  
and defraud the said

*Edward Rinderman*

of the same.

0594

And Whereas, in truth and in fact, the said *Rudolph de Fries* had not been sent by the said *Matthew Gillig* to obtain from him the said *Edward Rinderman* for and on the account of him the said *Matthew Gillig* four hundred cigars of the value of ten and one-half cents each and Whereas in truth and in fact, he the said *Rudolph de Fries* had not then and there been authorized and had not then and there authority to receive from him the said *Edward Rinderman* for and on the account of him the said *Matthew Gillig* the said four hundred cigars of the value of ten and one-half cents each

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said *Rudolph de Fries* to the said *Edward Rinderman* was and were in all respects utterly false and untrue, to wit. on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *Rudolph de Fries* well knew the said pretences and representations so by him made as aforesaid to the said *Edward Rinderman* to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said *Rudolph de Fries* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *Edward Rinderman*, the said four hundred cigars of the value of ten and one-half cents each

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said

*Edward Rinderman* with intent feloniously to cheat and defraud him of the same, 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.

BENJ. K. PHELPS, District Attorney.

0595

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Frith, Charles

**DATE:**

12/28/80



320

0596

208

Filed 28 day of Dec 1880

Plentis *Not Guilty Jan 4/81*

THE PEOPLE

vs.

*Charles Fish*

B. K. PHELPS,

District Attorney.

A TRUE BILL.

*Manville W Cooke*

*July 4: 1881. Foreman.*

*Handed July 10 day*

*S. H. A. v. s. a. v.*

IN SENATE  
January 4, 1881  
REPORT  
OF THE  
COMMISSIONERS OF THE LAND OFFICE  
IN RESPONSE TO A RESOLUTION PASSED  
BY THE SENATE, MAY 11, 1880,  
RELATIVE TO THE LANDS BELONGING  
TO THE STATE OF NEW YORK.

0597

Police Office. Third District.

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

No. of 25 Broome Rudolph Bender Street, being duly sworn,

deposes and says, that the premises No. 25 Broome  
Street, 13 Ward, in the City and County aforesaid, the said being a brick building  
the second floor of dwelling for himself and  
and which was occupied by deponent as a his family were **BURGLARIOUSLY**  
entered by means opening the door leading to said  
Room with false keys

on the Eight of the 25 day of December 1880,  
and the following property, feloniously taken, stolen and carried away, viz..

one Over coat of the value of ten dollars  
one Dress coat of the value of twelve dollars  
one Ladies dress and one Skirt of the value of five  
and a quantity of Jewelry of the value of Eight dollars  
said property being in all of the value of  
Thirty five dollars

the property of deponent

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

Charles Frith (now here)

for the reasons following, to-wit: That deponent is informed  
by officer James St Johnston of the  
13th Prec Police that he found the  
aforesaid property in the possession  
of said Frith.

Rudolph Bender

*Deponent to above was  
this 25th day of Dec 1880  
J. H. M. M. M. M.  
Police Justice*

0598

City & County of New York

James St Johnston being  
duly sworn says that on the 20<sup>th</sup> day  
of December 1880 he arrested Charles  
Smith at premises No 283 Monroe St.  
and there found the property described  
in the within affidavit of Rudolph  
Bender in his lawful possession

Sworn to before me this 3<sup>d</sup> day of January 1881  
20<sup>th</sup> day of Decr 1880 by James H Johnson  
J. H. Johnson  
Police Justice

0599

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Charles Smith being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him; states as follows, viz.:

Question.—What is your name?

Answer.—Charles Smith

Question.—How old are you?

Answer.—22 years

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—283 Houston St

Question.—What is your occupation?

Answer.—Salvager

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

Answer.—the door was not locked  
I just walked in to the Room,

Charles Smith

Taken before me this

20

day of

March 1892

Police Justice

*[Signature]*

0600

Form 115.

POLICE COURT--THIRD DISTRICT,

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Offence, BURGLARY.

*Rudolph Bender*

*257 Broom*

*Chasen St. N*



BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated *Beck 20* 188*0*

*W. H. Smith* Magistrate.

*John T. ...* Officer.

*13* Clerk.

Witness, *...*

No. *...* Street.

*...*

No. *13* Street.

No. *1007* Street.

to suspect committed.

Received in Dist. Atty's Office

*...*

0601

CITY AND COUNTY OF NEW YORK

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, in and for the body of the City and County of New York, upon their Oath, present:

That

Charles Smith

late of the thirteenth Ward of the City of New York, in the County of New York, aforesaid,

on the eighteenth day of December in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty eight with force and arms, about the hour of twelve o'clock in the night time of the same day, at the Ward, City and County aforesaid, the Dwelling-house of

Rudolph Bender

there situate, feloniously and burglariously did break into and enter by means of

force, breaking open <sup>the lock of</sup> an outer door of said dwelling whilst there was then and there some human being to wit, one

Rudolph Bender within the said dwelling-house he, the said

Charles Smith

then and there intending to commit some crime therein, to wit. the goods, chattels, and personal property of

Charles Bender

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of twelve o'clock in the night time of said day, the said

Charles Smith

late of the Ward, City, and County aforesaid,

Two coats of the value of eleven dollars each

One shirt of the value of five dollars

One overcoat of the value of five dollars

One waist of the value of five dollars

Two earrings of the value of four dollars each

One ring of the value of eight dollars

Two pins of the value of four dollars each of the goods, chattels, and personal property of

Charles Bender

in the said dwelling-house of one

Charles Bender

, then and there being found

in 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.

BENJAMIN K. PHELPS, District Attorney.

0602

~~NEW YORK COUNTY~~  
~~NEW YORK~~

*aforsaid*  
And THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York,*  
upon their Oath, *present* *aforsaid*, do further present

That

*Charles Smith*

late of the First Ward of the City of New York, in the County of New York, *aforsaid*,  
on the *eighteenth* day of *December* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty* with force and arms, at the  
Ward, City, and County *aforsaid*,

*Two coats of the value of eleven dollars each*  
*One skirt of the value of five dollars*  
*One overskirt of the value of five dollars.*  
*One waist of the value of five dollars.*  
*Two earrings of the value of four dollars each*  
*One ring of the value of eight dollars*  
*Two pins of the value of four dollars each*

of the goods, chattels and personal property of *Charles Pender*

by *a certain person or*

~~and certain other~~ persons, to the Jurors *aforsaid* unknown, then lately before feloniously  
stolen of the said *Charles Pender*  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have  
(the said

*Charles Smith*

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 pro-  
vided, and against the peace of the People of the State of New York, and their  
dignity.

BENJAMIN K. PHELPS, District Attorney.

0603

**BOX:**

26

**FOLDER:**

320

**DESCRIPTION:**

Furness, John

**DATE:**

12/01/80



320

0604

246  
M. J. [unclear]  
M. J. [unclear]  
Day of Trial, Oscar Bryant  
Counsel,  
Filed 1 day of Dec 1880  
Plends, Not Guilty

SELLING LOTTERY POLICIES.

THE PEOPLE

vs.

[Handwritten signature]

[Handwritten signature]

BENJ. K. PHELPS,

District Attorney.

A True Bill

[Handwritten signature]

Foreman.

[Handwritten signature]

May 25/83

[Handwritten signature]

0605

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK } ss.

*John Furness* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

*John Furness.*

Question.—How old are you?

Answer.—

*57 years.*

Question.—Where were you born?

Answer.—

*New York.*

Question.—Where do you live?

Answer.—

*235 Third St.*

Question.—What is your occupation?

Answer.—

*Clerk.*

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

Answer.—

*I am not guilty.*

*John Furness*

Taken before me, this

24th day of

1888

Police Justice.

*A. L. Thompson*

0606

N.Y. Jan 10. 81

This is to certify that Mr John  
Turness of 235 Henry St is  
suffering from a severe Bronchial  
Cough and will not likely  
be able to leave his house for  
several days

N.S. Roberts M.D.  
218 East 72nd St

0607

*Handwritten notes on a separate piece of paper, partially obscured by a stamp. Visible text includes "25c" and "25c".*

*William Meakin*  
*Attorney at Law*  
 309 Mulberry Street,  
 New York, in the County of New York.

and says that on the 19th day of October  
*Business (now held)*  
 offices No. 3, Attorney Street  
 to deposit to be opened and  
 kept and maintained as  
 is for the reading and  
 of instruments or papers  
 Lottery tickets  
 sold to this deposit the amount  
 policy ticket and deposit paid  
 for the same lawful money  
 to wit twenty five cents in the  
 nature of the insurance  
 depending upon the result of  
 the drawing of a lottery in  
 violation of the laws of the  
 State of New York

*William Meakin*

*Handwritten notes on the left side of the document, including a signature and date.*  
 August 1880  
 Police Justice

0608



NEW YORK, N.Y.  
NEW YORK, N.Y.  
The Central Office No 30 Mulberry Street, =  
being duly sworn, deposes and says that on the 19th day of November  
1880, at the City of New York in the County of New York

John Thomas (now dead) Street  
at premises No 3, Attorney Street  
known to deponent to be opened and  
publicly kept and maintained as  
an office for the vending and  
selling of instruments or papers  
known as Lottery policy tickets  
sold to this deponent the amount  
policy ticket and deponent paid  
for the same lawful money  
to wit twenty five cents in the  
nature of an insurance  
depending upon the result of  
the drawing of a lottery in  
violation of the laws of the  
State of New York

William Meakin

Sworn to this  
before me

21st Nov 1880  
Wm. Thompson  
Police Justice

0609

57... No 248  
No 235 Albany St.  
POLICE OFFICE, THIRD DISTRICT.

THE PEOPLE, &c.,  
OF THE COMPLAINT OF

William McKinney  
C.O.

vs.

John Hennessey

Dated December 24 1880

Morgan JUSTICE.

McKinney OFFICER.  
C.O.

WITNESSES:

J. J. To...  
Bailed by Patrick Broughton  
No 407 Grand St.

Pill found

27  
Affidavit of John Hennessey  
of the Third District  
of the City of New York

0610

City & County of New York } ss  
Nathan S. Roberts being duly  
sworn says that he resides at  
No. 218 East Broadway in the City  
of New York, that he is a practicing  
physician in said City, that he  
is treating medically John Furness,  
that said John Furness is suffering  
from Phthisis Pulmonalis, and in  
consequence thereof is unable to  
leave his house.

Sworn to before me  
this 28<sup>th</sup> day of Feb. 1882

Nathan S. Roberts M.D.

Adolph Cohen  
Notary Public  
N.Y.C.

235 Henry St

Playfully investigated  
this case. He reports  
that so far gone  
with consumption  
that he cannot lose  
any length of time  
the doctor writes none  
at a man's height  
character: aged steady  
and infirm body as  
above

W. H. Rogers

W. H. Rogers

March 3, 1883

0611

