

06 18

BOX:

251

FOLDER:

2434

DESCRIPTION:

Vaccas, Michael

DATE:

02/01/87



2434

Witnesses:

Euphrasia C. Collins

\$343

Wm. Friend

Counsel,

Filed

1 day of

Feb 1887

Pleads

Not guilty

THE PEOPLE

vs.

R

Michael Vaccaro

KEEPING A HOUSE OF ILL FAME, ETC.

(Sections 322 and 385, Penal Code.)

RANDOLPH B. FINE,

Disbarred Attorney.

Per II - April 12/87

Pleads Guilty.

A True Bill.

Chas. B. Richards

Foreman

Per \$100.00

14

0619

0620

Court of General Sessions

The People vs. }
- against - }
Michael Vaccus }

City and County of New York ss:

John McCullough
being duly sworn, deposes and says;
I am one of the Police Captains attached
to the Municipal Police of the City of
New York, attached to the 14th Precinct
I am acquainted with the respondent
above named said respondent does not
own the premises known as No 295
Bowery in the City of New York, that
said premises are now carried on
as a restaurant and have not
been used as a concert hall for the
past four months

Sworn to before me this

18th day of April 1887

John H. McCullough
Captain 14th Precinct
J. M. M. M. M.
Com of Deeds
N.Y.C.

0621

Court of General Sessions

The People vs }
against
Michael Vaccaro }

City and County of New York ss:

Moritz Herzberg,
being duly sworn deposes and says, I
am acquainted with Michael Vaccaro above
named, and know the premises known as
No. 295 Bowery in the City of New York,
formerly known as Pleasant Garden and
carried on as a Concert Saloon, that said
Michael Vaccaro was not the owner of
said premises above mentioned at the
time of his arrest herein or at any other
time but that said premises was owned and
carried on by one A. Precillo, and that the
liquor license of said place was also held
by said Precillo.

Moritz Herzberg
sworn to before me
this 11th day of April 1887

Leo Herzberg
Commr. of Deeds
N.Y.C.

General Sessions Court.

The People

Plaintiff

against

Michael Vaccaro

Defendant.

Affidavit

Lawrence M.
~~W. W. W. W. W.~~ FRIEND,

Attorney for Defendant.

25 CHAMBERS STREET.

NEW YORK CITY.

0622

0623

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.
OF NEW YORK,

An information having been laid before Daniel O' Rourke a Police Justice
of the City of New York, charging Michael Vaccas Defendant with
the offence of Occupying a Disorderly House

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Michael Vaccas Defendant of No. 137 E

13th Street; by occupation a
and Morty Herzberg of No. 20 Bway
Street, by occupation a Merchant Surety, hereby jointly and severally undertake that
the above named Michael Vaccas Defendant

shall personally appear before the said Justice, at the 3 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 14
day of January 1887

Daniel O' Rourke POLICE JUSTICE.

M. Vaccas

Morty Herzberg

0624

Sec. 322, Penal Code.

3d

District Police Court.

CITY AND COUNTY {
OF NEW YORK. } ss.

Eugene D Collins
of the Central Office Street, in said City, being duly sworn says
that at the premises known as Number 295 Borey Street,
in the City and County of New York, on the 9th day of January 1887, and on divers
other days and times, between that day and the day of making this complaint

Michael Vaccas
did unlawfully keep and maintain and yet continue to keep and maintain a Disorderly House
and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together ~~for unlawful sexual intercourse~~, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Michael Vaccas
and all vile, disorderly and improper persons found upon the premises, occupied by said
Michael Vaccas
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 11
day of Jan 1887

Samuel C. Bully Police Justice.

Eugene D. Collins

0625

Police Court— 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eugene D. Collins
vs.

Michael Vaccas

AFFIDAVIT—Keeping Disorderly House, &c.

Dated January 11 1887

D O Reilly Justice.

Bisser Officer.

_____ Precinct.

WITNESSES :

0626

Sec. 198—200.

CITY AND COUNTY { ss
OF NEW YORK,

3 District Police Court.

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

Question. What is your name?

Answer. Michael Vaccas

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. Greece.

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

Answer. 137 East 13 Street 1 year

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. I am not guilty and have nothing to do with the premises No 295 Battery, and if held to answer I demand a trial by jury

M Vaccas

Taken before me this

12

day of January 1889

David C. Kelly Police Justice.

0627

Sec. 151.

Police Court 3^d District.

CITY AND COUNTY OF NEW YORK, { ss. *In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Eugene D. Collins of the Central office Street, that on the 9 day of January 1887, at the City of New York, in the County of New York, Michael Vaccas did keep and maintain at the premises known as Number 295 Berrery Street, in said City, a Disorderly House and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together ~~for unlawful sexual intercourse~~, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to Command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the body of the said

Michael Vaccas and all vile, disorderly and improper persons found upon the premises occupied by said Michael Vaccas and forthwith bring them before me, at the 3 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 11 day of Jan'y 1887

James J. C. Kelly POLICE JUSTICE.

0628

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

WARRANT—Keeping Disorderly House, &c.

Dated 188

Magistrate.

Bussell— Officer.

14 Precinct.

The Defendant

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Michael Bussell— Officer.

Dated 188

This Warrant may be executed on Sunday or
at night.

Samuel A. Kelly— Police Justice.

Dated 188

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

The within named

Police Justice.

0629

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

Michael Vaccaro

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

January 12 188*7*

Samuel C. Kelly Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed

Dated

January 13 188*7*

Samuel C. Kelly 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.

0630

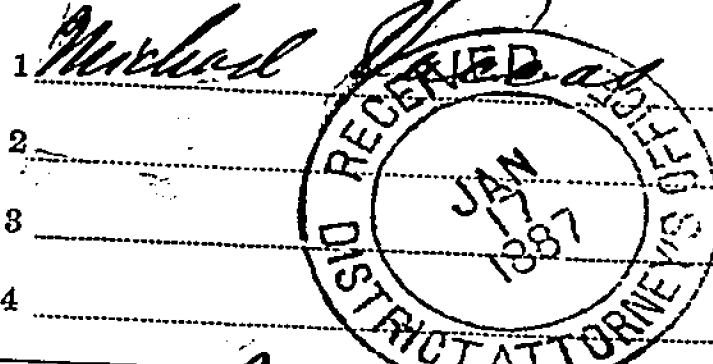
BAILED,
No. 1, by Mooritz Herzberg
Residence 20 Bowery Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

319
Police Court

71
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Eugene D Collins



Dated

Jan 12 1887

Magistrate.

Michael Bisson Officer.

Precinct.

Witnesses

James H. Cooper
No. Co Police Street.

\$1000 & Jan 13 2 PM
No. _____ Street.

No. _____ Street.

\$ 5000 to answer 48

Bailed

0631

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Vaccaro

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

- Michael Vaccaro -

(Section 322,
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said *Michael Vaccaro,*

late of the *17th* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*seven*, and on divers other days and times as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

- Michael Vaccaro, -

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, 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

- Michael Vaccaro -

(Section 885,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Michael Vaccaro,*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *ninth* day of *January*, in the year of our Lord one thousand eight hundred

0632

and eighty-~~eight~~, — and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in ~~this~~ said house, for ~~his~~ own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, 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.

THIRD COUNT.—

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

— *Michael Vaccaro* —

(Section 822,
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Michael Vaccaro*,

late of the Ward, City and County aforesaid, afterwards, to-wit: on the *nineteen* day of *January* in the year of our Lord one thousand eight hundred and eighty-~~eight~~, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for ~~this~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in ~~this~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0633

BOX:

251

FOLDER:

2434

DESCRIPTION:

Varasano, Antonio

DATE:

02/14/87



2434

0634

John
O. Vincente

68/ *[Signature]*
Counsel,
Filed 14 day of Feb/ 188
Pleads *Washburn*

THE PEOPLE
[Signature]
Antonia Varasano
H.D.
Engaging as Dealer in a Banking Game.
(Section 844, Penal Code).

[Signature]
Dr. P. W. 23/ District Attorney.
pleads guilty.
A True Bill.

Edward Sprimans
Feb 18/ 188
Foreman.
City Prison, 10 days.

0635

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 15th DISTRICT.

of No. The 6th Precinct Police Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the 6th day of January 1887
at the City of New York, in the County of New York, Ottavio Vincenti

(now here) who is a material witness
on a certain complaint and deponent
is satisfied and has good reason to believe
that said Ottavio will not appear at the
next Court of General Sessions in and for
the City & County of New York and testifying
as such witness

Wherefore deponent prays that the
said Ottavio may be ordered to enter into
recognizance with security for his appearance
as such witness

Frank J. Nugent

Sworn to before me, this _____ day

of _____ 1887

_____ Police Justice.

0636

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 1st DISTRICT.

of No. 5 Mulberry House of Detention
occupation Make Figures Street, aged 28 years,

that on the 6th day of January 1888 being duly sworn deposes and says;

at the City of New York, in the County of New York, Antonio Varosano
(nowhere) who did unlawfully engage
as a dealer in a game of chance
called Three Card Monte where money
was dependent upon the result in a
restaurant in premises no 63 Mulberry
Street the defendant was shuffling or
dealing three cards and asked deponent
to bet on a card and deponent bet the
defendant one dollar & lost said dollar
and deponent afterwards bet the
defendant four dollars on a card and

0637

and won, and the defendants refused to give the deponent the four dollars and kept deponent four dollars

Wherefore deponent charges the said defendants with being a common gambler in violation of Section 244 of the Penal Code of the State of New York

Sworn to before me this 6th day of January 1889 } ottavio vincenti

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

ALFIDA VIT.

vs.

Dated,

188

Magistrate

Witness,

Disposition,

Police Justice

0638

Court of General Sessions, Part *Two*

THE PEOPLE

INDICTMENT

Antonio Masano

For

To

M

Esquale Venturire
63 Mulberry

No.

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on _____ the day of *February* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

RANDOLPH B. MARTINE,
JOHN MCKEON,

District Attorney.

0639

A. Varasani
68 Mulberry

0640

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK } ss.

152 District Police Court.

Antonio Varrsano 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.

Antonio Varrsano

Question. How old are you?

Answer.

16 years

Question. Where were you born?

Answer,

Italy

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

Answer.

18 1/2 Baxter St 9 months

Question. What is your business or profession?

Answer,

Sailor

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
Antonio Varrsano

Taken before me this

day of August 1888

Police Justice.

0641

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

Dated

Jan 6 188

Charles J. Smith Police Justice.

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

Dated

Jan 6 188

Charles J. Smith 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.

0642

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

152 39 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ottavio Vincenti
Antonio Varosano

2

3

4

Offence

Gambling

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

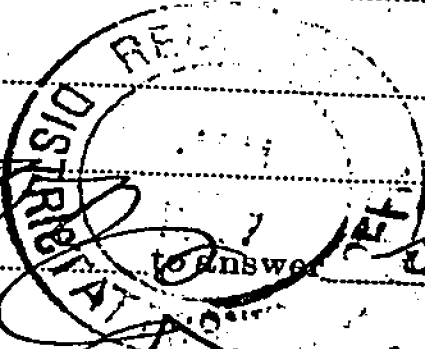
No.

No.

No.

\$

Street.



Complainant
Committed to the House
of Detention in default
of \$300 Bail

0643

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Antonio Varasano

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

of the CRIME OF ENGAGING AS dealer³ / player IN A BANKING GAME, where money and property were dependent upon the result, committed as follows:

The said Antonio Varasano,

late of the Sixth Ward of the City of New York, in the County of New York aforesaid, on the sixth day of January, in the year of our Lord one thousand eight hundred and eighty-seven, and on divers other days, was, and yet is a common gambler; and on the day and in the year aforesaid, the said

— Antonio Varasano —

at the Ward, City and County aforesaid, in a certain room in a certain building there situate, known as Number Sixty-three Mulberry Street, —

with force and arms, feloniously did engage as dealer and player in a certain banking game commonly known as "Three-Card Monte," where money and property were dependent upon the result, a more particular description of which said banking game is to the Grand Jury aforesaid unknown, and cannot now be given, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph B. Mackay
JOHN MCKEON,

District Attorney.

Witness
Antonio Varela

#351
Counsel, J. Walsh.
Filed day of July 1887
Pleads No Guilty.

THE PEOPLE
vs.
Antonio Varasano
H.D.
Engaging as Dealer in a Banking Game.
(Section 844, Penal Code).

John M. McKee
JOHN MCKEE

District Attorney.

A True Bill.

Chas. B. Folsom

Foreman.

0644

0645

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Antonio Varasano

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

of the CRIME OF ENGAGING AS *dealer and player* ^{aggressor} IN A ~~BANKING~~ GAME, where money and property were dependent upon the result, committed as follows:

The said Antonio Varasano,

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*seven* and on divers other days, was, and yet is a common gambler; and on the day and in the year aforesaid, the said

— Antonio Varasano, —

at the Ward, City and County aforesaid, in a certain room in a certain building there situate, known as Number *Sixty-three Mulberry Street*, —

with force and arms, feloniously did engage as *dealer and player* ^{aggressor} in a certain ~~banking~~ game commonly known as "*Three-Card- Monte*," where money and property were dependent upon the result, a more particular description of which said banking game is to the Grand Jury aforesaid unknown, and cannot now be given, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph B. Martin,
JOHN M. KELLY

District Attorney.