

06 18

BOX:

251

FOLDER:

2434

DESCRIPTION:

Vaccas, Michael

DATE:

02/01/87



2434

06 19

343  
E. M. Friend

Counsel,  
Filed 1 day of Feb'y 1887  
Pleads Not Guilty

THE PEOPLE  
vs.  
Michael Vaccaro

RANDOLPH B. WINE,  
District Attorney.  
Paid 77 - April 12/87  
Pleads Guilty.

A True Bill.

Chas. B. Richards

Foreman  
Frederic J. [Signature]

Witnesses:  
Eugene D. Coelmas

Witness lines

KEEPING A HOUSE OF ILL FAME, ETC.  
(Sections 322 and 385, Penal Code.)

0620

Court of General Sessions

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

City and County of New York *vs.*

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 14<sup>th</sup> 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 } John H. McCullough  
18<sup>th</sup> day of April 1887 } Captain 14<sup>th</sup> Precinct  
J. M. [Signature]  
Com. of Deeds  
City.

0621

Court of General Sessions

The People vs }  
                  } against  
Michael Vaccas }

City and County of New York ss:

Moritz Herzberg,  
being duly sworn deposes and says, I  
am acquainted with Michael Vaccas 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 Vaccas 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 11<sup>th</sup> day of April 1887

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

General Sessions Court.

The People

Plaintiff

against

Michael Vaccaro

Defendant

Affidavits

Lawrence M. FRIEND,

Attorney for Defendant.

25 CHAMBERS STREET.

NEW YORK CITY.

0522

0623

Sec. 192.

3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Daniel O' Rilly* a Police Justice

An information having been laid before  
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 hearing thereof having been adjourned,

We, *Michael Vaccas* Defendant of No. *137 E*

*137 E* Street; by occupation a  
and *Morty Herzberg* of No. *20 Boney*

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

*M. Vaccas*

*Morty Herzberg*

*Daniel O' Rilly* POLICE JUSTICE.

0624

Sec. 322, Penal Code.

3<sup>d</sup>

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 BATTERY Street,  
in the City and County of New York, on the 9<sup>th</sup> 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

James C. Kelly 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.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Michael Sacca 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 Sacca

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 Broadway, and if held to answer I demand a trial by jury

M. Sacca

Taken before me this

12

day of January 1889

Edward J. Kelly Police Justice.

0627

Sec. 151.

Police Court 3<sup>d</sup> 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 Janry 1887

James J. O'Reilly POLICE JUSTICE.

0620

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 contained in this Warrant.

*Michael Bussell* Officer.

Dated \_\_\_\_\_ 188

This Warrant may be executed on Sunday or at night.

*Samuel C. Kelly* Police Justice.

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.

Dated \_\_\_\_\_ 188

Police Justice.

The within named

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 Vassar*

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*

*Sam'l C. Kelly* Police Justice.

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

Dated *Jan'y 13* 188*7*

*Sam'l 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.

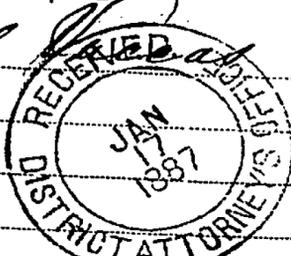
0630

Police Court <sup>319</sup> District <sup>71</sup>

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Eugene D Collins*

1 *Method Business*  
2  
3  
4



*Offence Keeping Arms*  
*Advanced*

BAILED,

No. 1, by *Moody Herzberg*

Residence *20 Bowery* Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

Dated *Jan 12* 188*7*

*O'Reilly* Magistrate.

*Method Business* Officer.

*1st* Precinct.

Witnesses *James Cooper*

No. *Co Police* Street.

*\$1000 & Jan 13 2 PM*

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

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

\$ *5000* to answer *g s*

*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-~~two~~, — 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 *his* 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-~~seven~~, 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 *his* 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 *his* 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

Witness  
O. Fercente

68/ *[Signature]*  
Counsel,

Filed *14* day of *July* 188*7*

Pleas *Washburn*

THE PEOPLE

*Washburn*

*Antonio Varasano*

*H.F.*

Engaging as Dealer in a Banking Game.  
(Section 844, Penal Code).

*San Francisco*

*Dr. P. E. [Signature]* District Attorney.  
*Washburn*

A True Bill.

*Edward [Signature]*

*July 16 1887*  
Foreman.  
*City Room, 10 days.*

0635

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 15<sup>th</sup> DISTRICT.

Frank J. Nugent

of No. The 6<sup>th</sup> Avenue Police Street, aged \_\_\_\_\_ years,

occupation Police Officer being duly sworn deposes and says,

that on the 6<sup>th</sup> day of January 188

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 \_\_\_\_\_ 188

Charles J. [Signature]  
Police Justice.

0636

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 1st DISTRICT.

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

that on the 6th day of January 1888

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's four dollars

Wherefore deponent charges the said defendants with being a common gambler in violation of Section 1244 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

vs.

AFIDAVIT.

Dated,

188

Magistrate

Witness,

Police Justice

Disposition,

0638

Court of General Sessions, Part *Two*

THE PEOPLE

INDICTMENT

*Antonio Masano*

For

To

M

*Bisquale 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. Parasaru  
68 Mulberry

0640

Sec. 198-200.

152

CITY AND COUNTY OF NEW YORK } ss.

District Police Court.

Antonio Varrano 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 Varrano

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 Varrano

Taken before me this

day of August 1938

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

*[Signature]* Police Justice.

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

Dated *Jan 6* 188

*[Signature]* 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

Police Court 1st 39 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Ottavo Vincenti  
Antonio Varosano

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

Offence Jambling

Dated Jan 6 1887

White Magistrate.

Frank Nugent Officer.

6 Precinct.

Witnesses Complainant

No. Committed to the House  
of Detention in default  
of \$300 Bail Street.

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

\$ \_\_\_\_\_



BAILED,

No. 1, by Arguedo Venturini

Residence 176 Mulberry Street.

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

Residence \_\_\_\_\_ Street.

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

Residence \_\_\_\_\_ Street.

No. 4, by I

Residence \_\_\_\_\_ Street.

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 *dealer & 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.

*John McKee*  
**JOHN MCKEE,**

*District Attorney.*

0644

Witness  
Antonio Varela

#351  
Counsel, J. Webb.  
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. Keegan*  
JOHN M. KEEGAN

District Attorney.

A True Bill.

*Robert B. Borden*

Foreman.

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* <sup>*aggressor*</sup> IN A BANKING GAME, where money and property were dependent upon the result, committed as follows:

The said *Antonio Varasano*,

late of the *5th* 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* *Madison* *Street*,

with force and arms, feloniously did engage as *dealer and player* <sup>*aggressor*</sup> in a certain ~~banking~~ game commonly known as "*Five-Red-White*," 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.

*Paul J. Martin*  
**JOHN MILTON**

District Attorney.