

0009

BOX:

163

FOLDER:

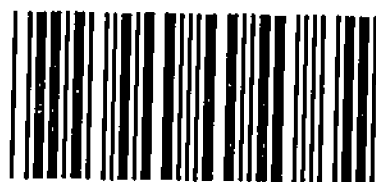
1663

DESCRIPTION:

Fallon, Michael

DATE:

01/15/85



1663

Witnesses:

*Abraham, Henry*  
*Edgar Ramsey*

#142

Counsel, *[Signature]*  
Filed 15 day of May 1885  
Pleads \_\_\_\_\_

THE PEOPLE  
vs. *P*  
*Michael Fallon*  
*Heckman*  
*37*

Grand Larceny *second* degree  
[Sections 528, 581, Penal Code.]

RANDOLPH B. MARTINE,

~~PETER B. O'LEARY~~

District Attorney.

A True Bill.

*Wm W Little*  
*Henry 19/05* Foreman.  
*James G. Kelly*  
*S.P. 3 1/2 years*

00 10

0011

3<sup>d</sup> District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

Abraham King

of No. 308 Broadway Street,

being duly sworn, deposes and says, that on the 8 day of January 1885

at the City of New York,

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

the following property, viz :

Two clothed Solomon and  
Shirt and one figure  
in all of the value of  
twenty six dollars \$26.

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

Michael Farrelly (now here) from the fact that said property was placed in front of deponent's store at 308 Broadway for show, that deponent's attention was called by a stranger that somebody was carrying away the above mentioned property and that the deponent saw after the defendant and caught said defendant about fifty feet from his store with the said property in his, the defendant's possession.

Abraham King

Sworn before me this

day of

January 1885

POLICE JUSTICE,

John J. Conner

0012

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY {  
OF NEW YORK, ss

*Michael Farrell* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is *h<sup>e</sup>* right to  
make a statement in relation to the charge against *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 *h<sup>e</sup>* waiver cannot be used  
against *him* on the trial.

Question What is your name?

Answer *Michael Farrell Fallon*

Question. How old are you?

Answer *38 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *243 Mulberry Street New York*

Question What is your business or profession?

Answer *Crier*

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 of  
the charge preferred against  
me*

*Michael Fallon*

Taken before me this

day of *August* 188*5*

*Arthur J. Brown*  
Police Justice.



00 13

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 Gurrell

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 9 1885 John H. [Signature] Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

00 14

BAILED.

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

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

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

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

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

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

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

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

Police Court— 3 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Stephen King  
308 Boring  
Michael Fabbro

2

3

4

Dated

January 9 1885

Gonzalez Magistrate.

W. H. L. Officer.

17 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 500 to answer G. S.

Carroll

00 15

**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 Fallon*

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

*— Michael Fallon —*

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

The said *Michael Fallon*,

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

*one dolman of the value of twenty  
five dollars, one shirt of the  
value of five dollars, and one  
rag figure, commonly called  
a dummy, of the value of one  
dollar,*

of the goods, chattels and personal property of one —

*— Abraham King —*

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

*Randolph B. Martin*

*District Attorney.*

00 16

BOX:

163

FOLDER:

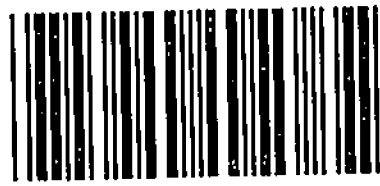
1663

DESCRIPTION:

Farnan, James

DATE:

01/19/85



1663



Witnesses:

Wm. Mahony  
Gordon Wy

Upon Examination I do  
not think this deft could  
be convicted of more than

Petty Larceny  
Satisfied  
Deposed

179

Counsel, Wm. Mahony  
Filed 19 day of Jan 1885  
Pleads Not Guilty

THE PEOPLE  
vs.  
James Farnan  
Grand Larceny, second degree  
[Sections 528, 531, 550, Penal Code]

RANDOLPH B. MARTINE,  
PETER B. O'LEARY,

Pr Feb 6/85 District Attorney.

Plead PR  
A True Bill. Per H. md.  
M. W. Little

Foreman.

0018

Police Court—

5<sup>th</sup> District.

Affidavit—Larceny.

City and County } ss.:  
of New York,of No. Fordham, 717, Patrick Mahony  
occupation Contractor Street, aged 33 years,  
being duly sworndeposes and says, that on the 3<sup>rd</sup> day of January 1888 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz:Twenty two kegs of blasting powder  
known as Hoopes Black powder of  
the value of Fifty five Dollarsthe property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James Farnam (now here)from the fact that on Saturday January  
third that said property was stored  
in a temporary building on the Conrad  
property near the Southern Boulevard,  
Fordham, in said City, and that deponent  
missed said property on the following  
morning (Sunday). That deponent was  
informed by Officer Wouohue (Michael O),  
of the 4<sup>th</sup> Police Precinct, that the said  
property was in possession of Dunn  
and Armstrong at Bedford Park in  
said City, and that they had purchased  
the same from James Farnam, that  
deponent identifies the said property

Sworn to before me, this

12

day

of

1888

Police Justice.

00 19

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John P. Armstrong* of the firm of *Dunne*  
*Armstrong* aged *34* years, occupation *Contractor* of No.

*J Woodlawn* *N.Y.* Street, being duly sworn deposes and

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

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

Sworn to before me, this *12*

day of *January* 188*6*

*Andrew J. White*  
Police Justice.



0020

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Police Officer 21st Precinct of No. 34

detained at St. Johns College Street, being duly sworn deposes and

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

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

Sworn to before me, this 17 day of January 1887

Michael C. Donohue

Andrew J. White  
Police Justice.



0021

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss

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

Question. What is your name?

Answer

*James Farnan*

Question. How old are you?

Answer

*20 years*

Question. Where were you born?

Answer.

*Fordham, N.Y.*

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

Answer.

*Arthur Street Fordham. 9 years*

Question. What is your business or profession?

Answer.

*Laborer*

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 of this*  
*James Farnan*  
*mark*

Taken before me this

*12*

day of

*February* 188*8*

*W. J. Smith*  
Police Justice.

0022

Police Court-- District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

*Ratuck Mahoney*  
*Woodhouse*  
(Contractor) N.Y.  
*James Farman*

Office *Grand Jurors*

Dated *January 12* 188*5*

*A. J. White* Magistrate.  
*Dowling* Officer.

Witnesses *John S. Armstrong*  
No. *of Summ & Armstrong* Street.

*Contractors Woodhouse*  
No. *N.Y.* Street.

No. *500* to answer *Ex.*  
*Com*

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

*James Farman* 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 *Jan. 13* 188*5*  
*James Farman* Police Justice.

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

Dated *Jan. 13* 188*5*  
*James Farman* Police Justice.

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

Dated *Jan. 13* 188*5*  
*James Farman* Police Justice.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0023

District Attorney's Office.

*Paul S. M. C.*  
PEOPLE

U.S.

*James H. H. H.*  
*Friday Feb 6"*

*Obtained Feb 6"*

0024

John - Thomas  
O. 12/24

Pat. 12/24

John 2. 12/24  
Pat. 12/24  
Pat. 12/24

Blog 12/24  
fam. 12/24  
Ann. 12/24

(12/24)

John 12/24  
Blog 12/24

Ann. 12/24

John 12/24  
Ann. 12/24



0025

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Farnan*

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

*James Farnan*

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

The said *James Farnan*,

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

*twenty two kegs of blasting*

*powder of the value of two*

*dollars and fifty cents each*

*keg.*

of the goods, chattels and personal property of one *Patrick*

*Mahoney,*

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

0026

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
— James Farnan —  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed  
as follows:

The said James Farnan,

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

twenty two kegs of blasting  
powder of the value of two  
dollars and fifty cents each keg.

of the goods, chattels and personal property of one Patrick  
Mahoney, —

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

Mahoney, —  
unlawfully and unjustly did feloniously receive and have; the said James  
Farnan, —

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

RANDOLPH B. MARTINE.  
~~PETER B. OLNEY.~~  
District Attorney.

0027

BOX:

163

FOLDER:

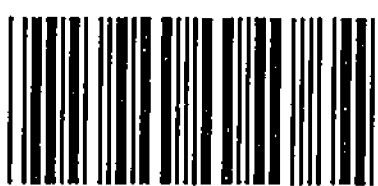
1663

DESCRIPTION:

Farrington, James

DATE:

01/28/85



1663

0028

2205

Counsel, *D. Glover*  
Filed *27<sup>th</sup>* day of *May* 188*5*  
Pleads, *21<sup>st</sup> July 29*

THE PEOPLE  
vs.  
*James Farrington*  
*24.*  
*184 Mad<sup>d</sup> alias*  
*John Dland*

RANDOLPH B. MARTINE,  
District Attorney.  
*22<sup>nd</sup> Aug 10<sup>th</sup> 1885.*  
*pleads & C 2<sup>nd</sup> day.*

A True Bill. *5<sup>th</sup> 11<sup>th</sup> 1/2 year.*  
*W. M. Little*  
Foreman

Witnesses:  
*Patrick Hays*  
*219 W. 4<sup>th</sup> St. 10<sup>th</sup> St.*  
*Officer Laker*  
*11 6<sup>th</sup> Street*



0029

Police Court— / District.

Affidavit—Larceny.

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

Patrick Hayes

of No. 219 72 Stouckin Street, aged 25 years,  
occupation Driver being duly sworndeposes and says, that on the 19 day of January 1885 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property viz:Twenty boxes containing ladies  
stockings of the value of Twenty  
seven dollars and fifty centsthe property of H. B. Chaplin and co-workers in the  
care and charge of deponentand that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by James Farrington (now here)That deponent is informed by Officer  
Francis W. Lake that he caught  
said defendant in the act of taking  
stealing and carrying away said  
property from a wagon that deponent  
was driving on Broadway near  
White Street in said City

Patrick Hayes

Sworn to before me, this 21 day  
of January 1885

Samuel C. McCall, Police Justice.

0030

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation Franklin W. Lake of No. 611  
Preced Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Patrick Hayes  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 20 } Franklin W. Lake  
day of May 1888 }  
Sam'l C. Sullivan  
Police Justice.

0031

Sec. 198-200

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*James Farrington*

Question. How old are you?

Answer.

*22 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*184 Madison St 4 mos*

Question. What is your business or profession?

Answer.

*Boatman*

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

Answer.

*I am not guilty*

*James Farrington*

Taken before me this

day of

*June 1885*

*James W. Kelly*

Police Justice.



0032

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 Carrie Harrington

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10  
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 20 1885 Samuel C. Bell Police Justice.

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

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

Police Jus.ice.

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

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

Police Justice.



0033

4208 ✓ 88  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Patrick Hayes  
219 W. 1st St.

James Farrington

2. Adrian

3. John Hand

Dated Jan'y 20 1885

D. O. Kelly Magistrate.

F. M. Lake Officer.

6 Precinct.

Witnesses John Hand

No. Street.

John Hand

No. 4th Precinct Street,

John Hand

No. Street.

\$ 1000 to answer Legal Sessions.

Committed

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0034

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Farrington  
otherwise called  
John Stand

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

James Farrington, otherwise called  
John Stand of the Crime of **Grand  
Larceny** in the Second Degree, as  
a **Second Offense**, committed as follows:

Wherefore, to wit: at a Court  
of General Sessions of the Peace,  
holden in and for the City and  
County of New York, at the City  
Hall in the said City, on the  
seventh day of September, in  
the year of our Lord one thousand  
and eight hundred and eighty  
three, before the Honorable  
Henry A. Fiddler, Judge of  
the said Court of General Sessions  
of the Peace, and Justice of the  
said Court, the said James  
Farrington, otherwise called  
John Stand, by the name and  
description of John Stand, was  
in due form of law convicted  
of Petit Larceny, upon a certain  
Indictment, then and there in

0035

The said Court depending against  
the said James Harrington, then  
wise called John Hand, by the  
name and description of John  
Hand aforesaid, for that the  
said John Hand, then late of the  
First Ward of the City of New  
York, in the County of New  
York, aforesaid, on the thirtieth  
day of June in the year of  
our Lord one thousand, eight  
hundred and eighty-three,  
at the Ward City and County  
aforesaid, with force and  
arms, one

promissory note 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 —; one promissory note 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 —; three promissory note 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; five 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; five 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 twenty 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 ten dollars —; three 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 five dollars each; one promissory note for the payment of money (and of the kind known as bank notes) being then and there due and

0036

unsatisfied, of the value of two 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 one dollar, one pocket book of the value of one dollar, one watch of the value of seventy five dollars, one ring of the value of two dollars, and ten rings of the value of ten cents each of the goods, chattels and personal property of one George H. Brown then and there being found, then and there feloniously did steal, take and carry away.

And thereupon, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged, that the said James Farrington, otherwise called John Hand, by the name and description of John Hand aforesaid, for the Petit Larceny aforesaid, whereof he was so convicted as aforesaid



0037

be imprisoned in the Penitentiary  
of the City of New York, for the  
term of one year, as say the  
record thereof doth more fully  
and at large appear.

And the said James Harrington  
otherwise called John Stand, late  
of the First Ward of the City  
of New York, in the County of  
New York aforesaid; having been  
so convicted of the Petit Larceny  
aforesaid, afterwards, to wit:  
on the nineteenth day of Jan-  
uary in the year of our Lord,  
one thousand eight hundred  
and eighty nine, at the Ward,  
City and County aforesaid, with  
force and arms, twenty boxes,  
containing stockings, of the  
value of one dollar and thirty  
eight cents each box, and one  
hundred and twenty pairs  
of stockings of the value of  
twenty three cents each pair,  
of the goods, chattels and  
personal property of one  
Morace B. Claffin, then and

0038

where being found, then and  
where feloniously did steal, take  
and carry away: against the  
form of the Statute in such  
case made and provided, and  
against the peace of the  
People of the State of New  
York, and their dignity;

Randolph B. Martine

District Attorney

138<sup>w</sup>  
137<sup>6</sup>

0039

BOX:

163

FOLDER:

1663

DESCRIPTION:

Fisher, George

DATE:

01/07/85



1663

0040

Witness =

E. Beyer  
affirm 10<sup>th</sup> Dec 1885

#22

Counsel, *Wm. H. ...*  
Filed 7 day of Jan 1885  
Pldads *Wm. H. ...*

THE PEOPLE  
vs.  
*George Fisher*  
*[Excess]*  
RANDOLPH B. MARTINE,  
JOHN MACEON,  
District Attorney.

CONCEALED WEAPON.  
(Section 410).

A True Bill.  
*Wm. H. ...*  
April 23<sup>rd</sup> 1885 Foreman.  
*Speedy Connected.*  
Fined \$100.  
April 25<sup>th</sup> 1885 29 \$27



0041

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

Third District Police Court.

*Etienne Beyer* aged 36  
years of the 10<sup>th</sup> Precinct Police

Street,

being duly sworn, deposes and says,

that on the *Second* day of *January* 1885  
at the City of New York, in the County of New York,

and at divers other days and times  
between that day and the day of making  
this complaint (*George Fisher* now here)  
did unlawfully keep and maintain  
and yet continue to keep and maintain  
at premises 139 Mester Street in said  
City a place of public resort by which  
the peace and comfort and decency of  
the neighborhood is habitually  
disturbed.

The said place is a resort  
for common Prostitutes and  
reputed thieves who are drinking  
fighting and disturbing the peace  
and misbehaving themselves whereby  
the peace comfort and decency of  
persons residing in the neighborhood  
and there passing is habitually  
disturbed. In violation of the  
Statute in such cases made  
and provided.

deponent prays that said  
*Fisher* may be dealt with as  
the law directs.

Sworn to before me } *Etienne Beyer*  
the 3<sup>rd</sup> day of January 1885 }

*John J. Morrison* Police Justice

0042

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, { ss

3 District Police Court.

*James Fisher* 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 to see fit to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*James Fisher*

Taken before me this

day of

188

*James Fisher*  
Police Justice.

0043

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven  
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 3 1885 John J. [Signature] Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0044

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

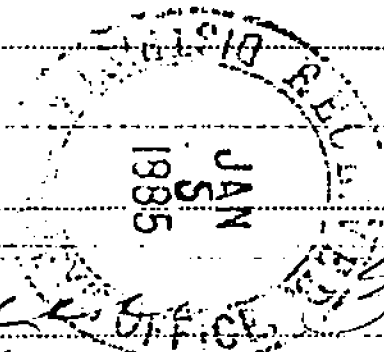
Residence

Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edmund Bayes  
10<sup>th</sup> Prec.  
George Fisher



Dated

1885

Magistrate.  
Officer.

Witnesses

No.

No.

No.

\$

Committed



0045

Police Department of the City of New York,

Precinct No. 12

New York Sept 17 1886

John Roman Esq.

Sir.

John Fisher  
of 129 West 4th moved  
away from above address some  
time ago.

Respectfully

John Roman

John Roman  
Sabatano

GLUED PAGE

0046

rt of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE STATE OF NEW YORK,

against

*Figoraz Fisher*

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

*Figoraz Fisher*

CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME,  
ated as follows:

The said *Figoraz Fisher*,

late of the *South* Ward of the City of New York, in the County of New York aforesaid, on  
the ~~second~~ day of *January* in the year of our Lord one thousand eight  
hundred and eighty-~~five~~, and on divers other days and times as well before as afterwards,  
to the day of the taking this inquisition, at the Ward, City and County aforesaid, a certain common  
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 afore-  
said, 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 *Figoraz Fisher*

on the days and times  
aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, dis-  
turbances and lewd offences as well in the night as in the day, were there committed and perpe-  
trated; 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 *Figoraz Fisher*

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

The said *Figoraz Fisher*,

late of the *South* Ward of the City of New York, in the County of New York aforesaid,  
afterwards, to wit: on the ~~second~~ day of *January* in the year of our Lord one  
thousand eight hundred and eighty-~~five~~ and on divers other days and times between the said

0047

day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did maintain a certain common, ill-governed house, and in *Sin* said house, for *Sin* 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, 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 annoyance 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 *George Bisher*,

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

The said *George Bisher*,

late of the *South* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the *second* day of *January* in the year of our Lord one thousand eight hundred and eighty*five* 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 *Sin* said house and place of public resort, for *Sin* 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 *Sin* 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 which 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.

~~JOHN McKEON,~~

District Attorney.



0048

Witnesses:

Officer Beyer  
10 Picard

#40

Attacker  
(II)

Day of Trial,

Counsel,

Filed

7 day of

1885

Pleads

Guilty (H)

THE PEOPLE

vs.

George Fisher

[2 cases]

Attorney at Law

RANDOLPH B. MARTINE.

JOHN McKEON

2nd Sept 1885

District Attorney.

Disch'd by the Ct on his own recog.

A True Bill.

Foreman.

Presented at request of  
Defendant. D.A.

on the filing of the within certificate of  
Capt Allard, I consent to prisoner's discharge  
or his own recognizance  
Sept 15th 85

G. S. B.  
A. D. A.



0049

The People                      Court of General Sessions, Part I.  
George Fisher.                Before Judge Cawing.

Thursday, April 23, 1885.

Indictment for carrying concealed weapons.

Asst. Dist. Atty. Bedford for the People.

Etienne Bayer sworn and examined, testified.

Q. Mr Bayer you are a member of the 10th precinct of the  
Municipal Police of this city?

A. Yes sir.

Q. You remember the second day of January,

A. Yes sir.

Q. Did you see George Fisher, the prisoner at the bar?

A. Yes sir.

Q. You went to 139 Hester Street, did you not?

A. Yes sir.

Q. At what time?

A. At 11.30.

Q. Why did you visit 139 Hester Street?

A. There was a robbery committed next door, I went in Fishers  
place and I went inside.

Q. You heard a noise in the prisoner's place and you went  
inside?

A. Yes sir.

Q. Now when inside, what occurred?

A. Mr Fisher came over to me and he says, "What do you want  
in here?" I says, I want you to stop your noise, if not  
I will have to lock you up. He said, get out of here.

He got hold of me. I said, let go. Finally he let me go.

I said, you will have to stop your noise. I was looking  
into a looking glass; the bar-tender had a knife in his

hand, the bar-tender was standing right behind me with a

0050

knife.

Q. Was the prisoner present?

A. Yes sir.

Q. Go on?

A. Somebody got hold of the bar-tender behind his arms, that way (illustrating) and caught hold of him and held him.

Q. That was while he was in the act of stabbing you?

A. Of stabbing me. In the meantime when I seen that I

drawed my pistol, Mr Fisher got at the door and locked the door from the inside and I fired a shot out in the street

to call the officers attention, and in the meantime Mr

Fisher wanted to go to his pocket and I had my pistol in

my hand pointing the pistol to prevent him going to his

pocket. At the second attempt he made I grabbed hold of

his hand and I held the pistol. There was about eight or

nine persons present; I would not let him go to his hip

pocket; several officers came and bursted the door in.

Q. Which he had locked?

A. Yes sir; several officers came then and they bursted the door in and I took Mr Fisher myself to the Station House.

I searched him and I found a pistol and that slung shot.

Q. Was the pistol loaded?

A. No sir.

Q. But this was in his hip pocket? (The slung shot.)

A. Yes sir.

Q. You went there in that house legitimately as a member of

the Municipal Police?

A. Yes sir.

0051

Cross Examined.

Q. You are what is known as a Ward Detective, aren't you?

A. Yes sir.

Q. And your associate Ward Detective is named Wilson, is he not?

A. No sir.

Q. Watson, is it not?

A. No sir.

Q. Wilson appears as one of the complainants in this matter;

A. I do not know; he is a witness in this case but he is not my associate.

Q. But he is an officer of that precinct is he not?

A. Yes sir.

Q. But not a ward detective, the same as yourself?

A. No sir.

Q. How long have you been in that precinct and a Ward Detective?

A. Eight years; four years a Ward Detective.

Q. How long have you known this man here?

A. About a year, I could not say exactly how long I know him.

Q. You arrested him before this didn't you?

A. Yes sir, not him, his bartender.

Q. You did not arrest him.

A. No sir.

Q. That was when, that was last summer about.

A. I guess so.

Q. Now you had trouble with him about that time, didn't you?

A. No sir, I arrested him for violation of the Excise law, selling beer on Sunday.

Q. You never at any previous time threatened him with any

0052

A. No sir, not before the Commissioners; in the newspapers.

Q. Not before the Commissioners?

A. No sir.

By Mr Bedford. Q. Implicated in what?

A. Selling tickets for a ball.

By Counsel. Q. Using the power of his office as a Ward Detective?

A. Last week, Mr District Attorney, the papers had an article about some ticket when my name was on the ticket without my knowledge.

Q. He had a slung shot on his person, we admit that. You found a pistol on his person also?

A. Yes sir.

Q. Was it broken?

A. It was not broken but it was not loaded.

Q. Did you find anything else in that pocket?

A. No sir, but a slung shot.

Q. Any other article of any description, anything else?

A. No sir, it might be a key or money, it might be a handkerchief.



0053

inconvenience did you?

A. No sir.

Q. Did not you want him to buy a ticket for some excursion from you at one time last summer?

A. No sir.

Q. You never solicited him to purchase a ticket from you for the excursion?

A. No sir.

Q. Any excursion?

A. No, not for an excursion.

Q. Well, for any particular amusement?

A. For the Police Pension Fund I asked him to buy a ticket.

Q. And you did not say that in consequence of his not purchasing this ticket that you would fix him, did you?

A. No sir.

Q. You would be incapable of using such language?

A. No sir.

Q. Now, were not you made a subject for reprimand, you and an officer named Frank Wilson for seeking to impose upon the denizens of your district tickets for one Barney O'Rourke's ball?

A. I do not understand you.

Q. Were not you censured by your superiors, by the commissioners or some superior or superiors for attempting to impose or sell tickets to saloon keepers of your precinct?

A. No sir.

Q. Tickets for Barney O'Rourke's ball?

A. No sir.

Q. And a man named Frank Wilson, an officer of what precinct was not implicated in that charge?

0054

George Fisher sworn and examined in his own behalf, testified: My business is a saloon keeper and I have been a butcher at 139 Hester Street, I was <sup>not</sup> proprietor of the saloon on the 3rd of January, I sold the place seven weeks before that. On the 3rd of January we were out the whole day, we were over in the country and had a keg of beer and then we came home and went in that place 139 Hester Street; Mr. Bayer, the detective came in and I wanted to go out, I was at the bar, I asked Mr. Bayer to have a drink. He says, no, I don't drink, I will go and arrest the whole party. He went off and closed the door himself so that nobody could go out. I asked him what he wanted to arrest me for? He said, you are the owner of the place. I told him, there is the owner of the place behind the bar. He said, you have got to go. By that he took the revolver and shot it to call the other policeman in. I went off with Bayer and when they had me outside on the street they licked me insensible. The thing was lying on the ice-box, a big revolver and a slung-shot and then I took them and put them in a handkerchief and put them in my pocket. I had no intention to do anything with the slung shot; a man left it there one night, I got robbed myself in the place of a watch and chain, I was not in the place for two weeks before. I was searched in the station house and these things were found in the handkerchief. I did not see anyone raise a knife or anything else to strike Bayer, I did not put a hand on the man. Herman Fisher and his wife were behind the bar for they had no bar-keeper. Bayer came in and turned the key and closed the door, from the time Bayer came in and took me out as a prisoner it was only two

0055

minutes.

Cross Examined.

I was indicted for keeping a bawdy house at 139 Hester Street and pleaded not guilty. I don't know that the lowest kind of thieves, burglars and prostitutes frequent that house; I guess there have been five persons arrested in that house since the 2nd of January, I gave it up on the first part of November, I have never been arrested except on the charge of keeping that house and of carrying a slung shot. I had the slung-shot in my back pocket, it was taken out of it in the station house, the slung-shot did not belong to me, a fellow left it there one evening by the name of Hoffman, I don't know where he lives, he is a barber, I never intended to use that slung-shot, I never was arrested for fighting. When I sold the place those thing was in the ice-box. This thing was in my pocket about fifteen minutes before Eayer came in, I never had it in my pocket before that night.

Peter Massoth sworn. I am a butcher in business for myself this last seven or eight years, I know the defendant ten years, we have been in the butcher business together, he worked for me two years; as long as I have known him he always was very quiet, I never knew him to be arrested for any offence.

Cross Examined.

I have not seen him at 139 Hester Street, I heard that it was a lager beer saloon, I knew that he started it and heard he kept it and heard that he sold it, I did not know that it was a resort for the lowest kind of thieves and prostitutes. I did not know that he carried a

0056

slung-shot. I have heard Mr Fisher speak of the circumstances under which he carried it, if he only wanted to take it home in a handkerchief it was not wrong to carry it.

Fritz Hauff sworn. I am a butcher in business for my self in this city for the last few years. I have known the defendant Fisher about nine years; when I came to know him first he was in Union Market in the butcher business for himself. I knew him to be the proprietor of a saloon. I live 38 First Avenue; Fisher's reputation for peace and quietness is good, I never knew him to be in any quarrel of any discription, I never knew him to be arrested before this time. I did not know that he was indicted for keeping a house of prostitution at 139 Hester Street, I knew that he kept a saloon there in Hester Street, I was there two or three times, I was there twice in one day, in the morning and then in the evening; it was a lager beer saloon, not better or worse than any ther, I saw men come in there and that is all I did see, there were no prostitutes there, I did not see any women in there, I went in there with men.



0057

Etienne Bayer recalled by Mr Bedford.

Q Officer, the 10th juror has asked in consequence of -

Objected to. Objection overruled.

Q. In consequence of the prisoner's swearing at the time

that he was searched and the pistol and this weapon, that

slung-shot his Honor holds in his hand, were taken from

him, he gives the jury to understand, under his oath, that

they were wrapped in a handkerchief, tell the jury exactly

where you found the pistol when you searched him and where

you found that weapon and slung-shot and if anything was

around it?

Objected to on the ground that the trial was concluded

Objection overruled.

A. He had the slung-shot in his left hip pocket and the hand-

kerchief he had in his coat pocket and the pistol in his

right hip pocket.

Q. When you took that slung-shot was it as naked as it is  
now?

A. Yes sir.

Q. Wrapped about in nothing?

A. No sir, I called the Sergeant's attention to it, I found

the slung-shot in the man's pocket and I held it up as

soon as I took it out.

Q. The handkerchief was in his coat pocket?

A. Yes sir.

Q. When you took that from the hip pocket nothing came out  
with it?

A. Nothing at all.

By Counsel. Q. Do you remember me asking you a question and I

suggested a handkerchief?

0058

A. Yes sir, in his pocket, I explained that before.

Q. Did not you say in reply to my question whether there was not something else in this man's pocket, some other article, mentioning a handkerchief and did not you reply, yes there might have been a handkerchief?

A. I said there was a handkerchief and money in his pocket.

By MR Bedford. Q. In other words, there was nothing in that hip pocket that you took out save that weapon, is that it?

A. Except the slung-shot in the left hip pocket.

By Counsel. Q. Where was the pistol, in the other hip pocket?

4. No, in the front pocket of the pantaloons.

The jury rendered a verdict  
of guilty.

Handwritten notes on the left margin of the page, including the number 22 and several illegible scribbles.

0059

Testimony in the  
case of  
George Fisher  
filed Jan. 1885

W. H. Fisher  
The first witness to the fact

1. As to the above matter of the testimony.
2. As to the above matter of the testimony.
3. As to the above matter of the testimony.
4. As to the above matter of the testimony.
5. As to the above matter of the testimony.
6. As to the above matter of the testimony.
7. As to the above matter of the testimony.
8. As to the above matter of the testimony.
9. As to the above matter of the testimony.
10. As to the above matter of the testimony.

0060

Court of General Sessions.

The People vs. *George Fischer.*

*George Fischer.*

City and County of New York ss=

Henry Schöpper, being duly sworn says, that he resides at No. 2327 First Avenue, in the City of New York, that he is engaged in the Meat chopping business at No. 171 and 173 Suffolk Street in said City.

That he is acquainted with the above named defendant and has known him intimately for the past five years, that during said time I have met him very often, almost two and three times every week, that the defendant ~~was~~ <sup>some</sup> has always been engaged in legitimate business.

That his reputation for Honesty, veracity, sobriety and quietude during all said time has been excellent. I never knew him to be engaged in any brawl or fight and never heard of his arrest or imprisonment on any charge.



0061

whatever.


Sworn to before me this  
28<sup>th</sup> day of April 1885. J. Harry Schipper

Just. Mayor  
County of Deeds,  
N.Y. City.

W. L.

0062


Court of General Sessions.

The People vs.   
vs  
George Fischer,

City and County of New York vs. -

Philip Hoffman, being  
duly sworn deposes and says, that he  
resides at No. 111 Stanton street, and is  
engaged ~~as~~ in the ~~butcher~~ barber business  
at said place. That I am acquainted  
with the above named defendant for the  
last past 10 years, that during said time  
he has been engaged in the Butcher business  
and also has kept a Wine & Beer Saloon.

That he has always been a sober, industrious  
and hardworking man, and I am  
acquainted with a great many Citizens who  
are acquainted with the defendant and they  
as well as I know that his reputation for  
Honesty, sobriety and quietude has been  
excellent during the past 10 years.

Sworn to before me this  
28<sup>th</sup> day of April 1885.  Philip Hoffman

Jacob Meyer  
Clerk of Deeds,  
N. Y. City.

0063

City and County of New York ss =

William F. Linz, being duly sworn deposes and says, that he resides at No. 19 Marion street, in the City of New York, and is there engaged ~~as~~ in the Butcher business.

That he is acquainted with the defendant herein George Tricker, and has known him for the last past eight years, that when I ~~first~~ first formed his acquaintance he was engaged in business as a Butcher at No. 38 Spring street, after he removed from there he opened a Wine & Beer Saloon at the Corner of Stanton and Ludlow streets, which I visited often and seen the defendant there, after he removed from said place he opened a butcher shop in Allen street, which he had until about three years ago.

I have seen him very often since, <sup>seeing</sup> ~~meeting~~ him at my Lodge's and Club's meeting "The Washington Butcher Guard" of which he is a member, and at other places.

During all this time that I have known him, I never knew or heard of his arrest or imprisonment on any charge, and always considered him an honest, hardworking and respectable man, and such is his general reputation among all his

0064

friends and ~~neighbors~~ acquaintances.  
Sworn to before me this  
28<sup>th</sup> day of April 1885. J. W. Frederick Long  
Jual Meyer  
Commissioner of Deeds,  
New York City.  
W



0065

Court of General Sessions.

The People vs, }  
vs }  
George Fischer, }

City and County of New York vs -

~~Attest~~. Charles Walter, being duly sworn deposes and says, that he resides at No. 7 Spring street, in the City of New York, and is there engaged in the Barber business. That he has known the above named defendant for the last past ten years, that during all of said time he has been engaged in the Butcher business and other legitimate employments.

That he has always been a sober, industrious and hardworking man, and have never known him to be engaged in any fight or brawl or charged with any offence.

That his reputation has always been of the best for honesty, veracity & quietude.

Sworn to before me this }  
28<sup>th</sup> day of April 1885. } Charles Walter  
Jacob Meyer  
Clerk of Deeds,  
N. Y. City.  
11

0066

Count of General Sessions.

The People vs  
George Fischer }

City & County of New York ss: Andreas  
Taferner, of being duly sworn says that  
he is engaged in the business of Butcher  
carrying it on at Number 157 Stanton  
Street. That he has known the above-  
named defendant for the past ten  
years. that during all of said time  
he has been engaged in legitimate  
business. That he has always been  
a sober, industrious and hardworking  
man, and have never known him  
to be engaged in any fight or brawl.  
That he is acquainted with a great  
many people who know the defendant  
and the ~~character~~ reputation he bears among  
them is excellent.

Sworn to before me this }  
28<sup>th</sup> day of April 1885 } Andreas Taferner

Jacob Meyer  
Commissioner of Needs  
N.Y. City.

0067

Comt of General Sessions

The People vs

<sup>-10-</sup>  
George Fischer

City & County of New York ss: John  
Jaeger. being duly sworn. deposes  
and says. That he is a Blacksmith  
and wheelwright. carrying on business  
at no 112 Stanton Street N.Y. City  
& has been so engaged for the past  
18 years. That he has known the  
abovenamed dependant for the past  
14 years. That during all of said  
time he has been engaged in legit-  
imate business, and I am ac-  
quainted with a great many citizens  
who are acquainted with the  
dependant. and they as well as I  
know that his reputation for honesty,  
sobriety and Peacefulness has been  
excellent during the past 14 years.

Sworn to before me this

28<sup>th</sup> day of April 1885

John Jaeger

Jacob Meyer  
Commissioner of Deeds  
N.Y. City.



0068

City & County of New York ss. Charles F. Fischer. of said city, being duly sworn says that he is a Butcher, carrying on business at No 146 Rivington Street and has been engaged in such business for the past 12 years. That I am acquainted with George Fischer the defendant herein for the past 16 years. and am acquainted with with a great many people who know him. That he bears an excellent reputation among those who know him. I have been intimate with him for the past 16 years. and have always found to be honest and peaceable. and upright in his dealing and always engaged in reputable business.

Subscribed before me this }  
28<sup>th</sup> day of April 1885 } Chas. F. Fischer  
Jacob Meyer  
Commissioner of deeds  
N.Y. City



0069

City and County of New York fe=

Michael Lapp, being duly sworn deposes and says, that he resides at No. 223 Mulberry street, and is engaged in business as a Butcher at No. 41 Spring street, in the City of New York.

That he is acquainted with the defendant herein George Fischer and has known him for the last past eight years, that when I first formed his acquaintance he was engaged in business as a Butcher at No. 38 Spring street, I never kept any track of him after he gave up said business, but seen him frequently thereafter.

During the time I have known him, I never knew or heard of his arrest or imprisonment on any charge, and always considered him an honest, hardworking and respectable man, and such is his general reputation among all those that I have come in contact with who know him.

Sworn to before me this  
28<sup>th</sup> day of April 1885. *Jacob Meyer*  
Commissioner of Deeds,  
New York City.

*Michael Lapp*

0070

City & County of New York ss. Joseph  
 Meyjersen's. of said city being duly  
 sworn says. that he is a dealer  
 and Importer in Wines. Engaged  
 in such business at No 8 Avenue  
 A. N.Y. City. and have been <sup>engaged as</sup> such  
 for the past 8 years. That I am  
 acquainted with George Fischer  
 the dependant herein for the  
 past 7 years. and am acquainted  
 with a great many people who are  
 acquainted with him. That his  
 reputation for honesty, sobriety &  
 peacefulness among all those who  
 know him is excellent. during  
 my acquaintance with him. He  
 has been always engaged in rep-  
 utable business and have never  
 known him to be guilty of an  
 improper act.

Sworn to before me this } Jos. H. Myerson  
 28<sup>th</sup> day of April 1885. }

Jacob Meyerson  
 Commissioner of Alcees  
 N.Y. City.

0071

City and County of New York ss =

George Tilton, being duly sworn deposes and says, that he resides at No. 254 Rivington street, in the City of New York, and is there engaged in the butcher business.

That I have been acquainted with the above named defendant for the past seven years, and know a great many people who are acquainted with him.

That his reputation for Honesty, sobriety and peacefulness among all those who know him is excellent. During my acquaintance with him he has always been engaged in reputable business and have never known him to be guilty of an improper act.

Sworn to before me this 20<sup>th</sup> day of April 1885. J. George Tilton

Jacob Meyer  
Com<sup>r</sup> of Deeds,  
N.Y. City.



0072

CITY AND COUNTY OF NEW YORK, ss.:  
being duly sworn deposes and says: that he is.....years of age, and a clerk in  
the office of CHARLES STECKLER, Esq., the attorney for the.....in this  
action; on the.....day of.....188 at No.....  
in the City of New York, he served the annexed.....

upon.....the.....therein  
by delivering to, and leaving with.....personally.....

.....true cop thereof,.....

Deponent further says that he knew the person so served to be.....

Sworn to before me this  
day of.....188

*N.Y. General Court.*

*The People vs.*

*Plaintiff.*

AGAINST

*George Fischer,*  
*Defendant.*

*Affidavite,*

CHARLES STECKLER,

*Deft's Attorney.*

Nos. 47 & 49 Centre Street,

N. Y. City.

Due and timely service of a copy within

.....is hereby admitted.

Dated N. Y.,.....188

Atty.

Esq.

Atty.

Sir:

Please take notice that the within is a

true copy of an.....

this day duly filed and entered in the office of

the Clerk of this Court in this action.

Dated N. Y.,.....188

Yours, &c.,

Charles Steckler,

Attorney for.....

To:

Esq.

Atty for.....



0073

We the undersigned Jurors in the case of  
George Fischer whom we convicted of  
carrying concealed weapons, hereby recommend  
to your Honor's consideration the advisability  
of imposing a fine on the defendant  
herein, as we believe Justice will be  
satisfied by such disposition of the case.

Name.

Address.

Archibald Fleming

J. L. Schmidt  
J. E. Knevals.

J. E. Knevals.

J. E. Knevals

Thomas Bodmann

Henry Sawyer

J. J. Seeman

J. E. Knevals

Bernard F. Gibney

0074

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

POLICE COURT, 3<sup>rd</sup> DISTRICT.

years Ernest Beyer and 36  
of the 10<sup>th</sup> Precinct Police Station, being duly sworn, deposes and says,  
that on the Tuesday day of January 1885  
at the City of New York, in the County of New York, he arrested

George Fisher (murderer) in 139 West  
Street who at the time had concealed  
upon his person and in the left hand  
hip pocket of his pants, <sup>then worn upon his person</sup> that certain  
dangerous Weapon (here shown) and  
concealed it as a slung shot,  
with the intent to use the same,

Deposant prays that said  
Fisher may be dealt with as the  
law directs. Ernest Beyer

Sworn to before me, this

of January

1885

day

Alfred J. Beyer

Police Justice

0075

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

*George Fisher* 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 *George Fisher*

Question How old are you?

Answer *38 years*

Question. Where were you born?

Answer *Germany*

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

Answer *64 Columbia Street 6 months*

Question What is your business or profession?

Answer *Butcher*

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*

*George Fisher*

Taken before me this

day of

1885

Police Justice.



0076

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

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

Dated January 3

188

John J. [Signature] Police Justice.

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

Dated \_\_\_\_\_

188

\_\_\_\_\_  
Police Justice.

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

Dated \_\_\_\_\_

188

\_\_\_\_\_  
Police Justice.



0077

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Bayer  
10<sup>th</sup> Precinct.

George Dike

JAN 5 1885

Dated

January 5

Magistrate.

Officer.

10 Precinct.

Witnesses

No.

Street.

No.

Street,

No.

Street,

\$

to answer

Committed

0078

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Rogers Fisher*

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

*Rogers Fisher*

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said *Rogers Fisher*,

late of the First Ward of the City of New York in the County of New York aforesaid, on the *Second* day of *January* in the year of our Lord one thousand eight hundred and eighty-*two* at the Ward, City and County aforesaid, with force and arms, feloniously did knowingly and secretly conceal upon his person a certain instrument and weapon of the kind known as a *revolver* *shot* \_\_\_\_\_, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

*Rogers Fisher*

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said *Rogers Fisher*, late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did wilfully and furtively possess a certain instrument and weapon of the kind known as a *revolver* *shot* \_\_\_\_\_, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE.

~~JOHN McKEON~~ District Attorney.

0079

BOX:

163

FOLDER:

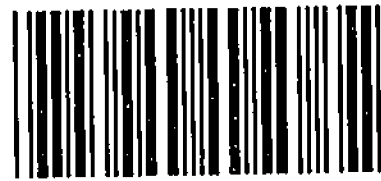
1663

DESCRIPTION:

Fitzgerald, Edward

DATE:

01/13/85



1663

Witnesses:

Edw. Duffy

Edw. Duffy

Officer J. J. [unclear]

After a personal  
interview with the  
Complainant who says  
he has doubts as regards  
the guilt of prisoner &  
will not discuss putting  
agot him - also that  
James [unclear] has gone to  
sea - & considering the  
Excellent character of prisoner  
I am convinced, there  
could be no competition in  
this case & as that prisoner  
is [unclear] J. J. J.  
April 30 86 R. D. J.

\$126

Counsel,

Filed 13 day of Jan 1885

Pleads *Inguilty. April 21/86.*

THE PEOPLE

*L.* vs.

Edward Fitzgerald

Grand Larceny in the 2nd degree.  
(Sec. 528 and 531, Penal Code.)

*Grand Jurors*  
RANDOLPH B. MARFINE,

Dr. Geo. L. [unclear] District Attorney.  
Blocked by H. A. [unclear] in  
H. [unclear]  
A True Bill.

*W. W. [unclear]*

Foreman.

0080



0081

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Edward Fitzgerald

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I have been informed that the Defendant is very well connected. And has always borne an excellent character previous to committing the crime I charged him with. The Defendant was in company with a young man of bad character, and it is my impression that the Defendant Fitzgerald did not take the money at all. and I respectfully ask to withdraw my complaint.

Witnessed by N. Duffey

Wm H. V. Genchler  
April 26 - 1886.

0082

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

Neil Duffy

of No. 446 Washington Street, aged 62 years,occupation watchman being duly sworn.deposes and says, that on the 8 day of January 1888 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the City of New York, the following property, viz:

And from deponent's person  
One pocket book containing good  
and lawful money of the United States  
consisting of Bank Bills of various  
denominations of the amount and value  
of Twenty Five Dollars

the property of Deponent

and that this deponent  
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
 and carried away by Edward Fitzgerald (now here)

from the fact that missed the aforesaid  
 pocket book and money from the left  
 hand overcoat pocket worn by deponent  
 as a part of deponent's bodily clothing, and  
 deponent was informed by James Wooley  
 of No 77 Carmine Street that he saw the  
 said defendant take and carry away the  
 aforesaid pocket book containing said money  
 from deponent's left-hand overcoat pocket

Wherefore deponent charges the said defendant  
 with feloniously taking, stealing and carrying  
 away the aforesaid pocket book and money  
 from possession and person of deponent

Neil Duffy

Subscribed before me, this  
18th day of January 1888  
David M. Kelly  
 Police Justice.

0083

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 46 years, occupation Carman

77 Carmine

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

Police Justice.



0084

Sec. 198—200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Edward Fitzgerald*

Question. How old are you?

Answer.

*23 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*439 Washington St- 3 years*

Question. What is your business or profession?

Answer.

*Collector*

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*

*Edward Fitzgerald*

Taken before me this

day of

*May*

1885

*at*

Police Justice.



0085

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 dyndant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 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 9<sup>th</sup> 1885 Samuel C. Reilly Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0086

Police Court <sup>✓ 104 52</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Neal Duff  
446 Washington St  
Edward Fitzgerald

Offence Larceny from the  
person

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

2  
3  
4

Dated

Magistrate.

Officer.

Witnesses

No.

No.

No.

\$

1000 to answer

Sessions.

1885

5th Precinct.

James Stooly

47 Carmine

Street.

Street,

Street.

Street.

Street.

Sessions.

0087

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Edward Fitzgerald*

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

*— Edward Fitzgerald —*

of the crime of GRAND LARCENY IN THE *Second* DEGREE, committed as follows:

The said *Edward Fitzgerald,*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *Eighth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid, with force and arms, in the *day* — time of the same day, *one* promissory note 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 — ; *two* 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* ; *five* 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* ; *ten* 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* ; *ten* 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 twenty 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 ten dollars *each* ; *five* 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* ; — divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *one dollar,*

*and one pocket book of the value*  
*of one dollar, —*

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

RANDOLPH B. MARTINE,  
District Attorney.



0088

BOX:

163

FOLDER:

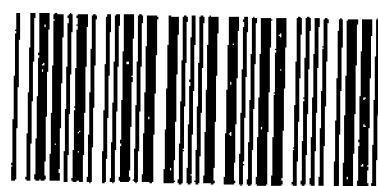
1663

DESCRIPTION:

Flynn, Patrick

DATE:

01/07/85



1663



Witness:

James McDonald  
41 Catharine St

# 62

K & B

Counsel,

Filed 7 day of Jan 1885

Pleads *Guilty* (s)

THE PEOPLE

vs.

*P*

*Patrick Flynn*

INDICTMENT.  
(Larceny from the Person, Money, &c.)

RANDOLPH B. MARTINE

JOHN McKEON

District Attorney

*In Dec 1878 4 &  
tried & jury disagreed 8 &*

A True Bill. *Referred to Dec 1878*

*John McKeon District Attorney*

Foreman.

0089

0090

Police Court—Fifth District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

James Howard  
of No. 41 Catharine Street, aged 38 years,  
occupation Sailmaker being duly sworn

deposes and says, that on the 26 day of Decr 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
Person of deponent, in the day time, the following property viz:

Good and lawful money  
consisting of bank bills of  
various denominations  
of the value of eighteen 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 Patrick Flynn (nowhere)  
for the reason that deponent  
is informed by Mullins McKeane  
that he saw said Flynn take  
steal and carry away said money  
from the hands of said Howard  
who was standing at a bar  
at 197 South Street in the City  
of New York.

James Howard  
mark

Subscribed and sworn to before me, this 26 day of Decr 1887  
of New York  
Police Justice

0091

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Julius McLean*  
aged 33 years, occupation *Seaman* of *No.*  
*Receiving Ship Vermont* *Navy Yard Brooklyn*  
*Street*, being duly sworn deposes and

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

Sworn to before me, this 26  
day of *Dec* 1888 by *Julius McLean*  
*Solomon Smith*  
Police Justice.



0092

Sec. 198—200.

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer

*Patrick Flynn*

Question. How old are you?

Answer

*33 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*489. 2<sup>d</sup> Avenue 6 months*

Question What is your business or profession?

Answer

*Roughshoremans*

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*

Taken before me this

*Dec 1888*  
*St. John*  
Police Justice.

*Patrick Flynn*



0093

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

*Patrick Flynn*  
*Dea*

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

Dated

*Decr 26* 188*4*

*Solou R. Smith*  
Police Justice.

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

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

0094

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court - First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

U.S.S. Tennessee

James Howard

Patrick Flynn

Dated Dec 26 188 4

Smith Magistrate.  
Mark J Healy Officer.  
4 Precinct.

Witness Julius McLean  
Receiving Ship Vernon  
Brooklyn Navy Yard

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

Nemy Inzelman

No. 197 South Street.

\$ 1000 to answer 4 Sessions.

Don

Office Lacey from Person

0095

U. S. R. S. "Vermont,"

Navy Yard, New York,

Jan'y 12<sup>th</sup> 1885.

Randolph B. Martin Esq  
District Attorney &c

Sir,

I enclose herewith what appears to be a Subpoena, and would ask if it is genuine. The man McLean has a bad Character, and would, I think, resort to any means to get on shore, he being restricted to the ship for past offences.

I, being responsible to the Government for his safe keeping, have to request that such Subpoenas be served by an officer in person - who will take charge of, and be responsible for the safe return of the man to this



0096

Ship.

Very Respectfully  
Robt. Boyd  
Capt. U.S. Army

I have also to say that this subpoena has  
but just been shown me, though it appears  
to have been issued a week ago.

Robt. Boyd



0097

0097

**PART 2.**

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

**S U B P O E N A**  
FOR A WITNESS TO ATTEND THE  
Court of General Sessions of the Peace.

The People of the State of New York,

To

*Julius McLean*  
of No. *Navy Yard Brooklyn* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *12* day of *Jan* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

*Patrick Flynn*  
in a case of Felony whereof *he stands* indicted, And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars,

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Jan* in the year of our Lord 188*5*.

PETER B. OLNEY, *District Attorney*.

0098

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Patrick Flynn*

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

*Patrick Flynn*  
Grand Jurors in the Second Degree,  
of the crime of ~~THEFT FROM THE PERSON~~, committed as follows:

The said *Patrick Flynn*,

late of the First Ward of the City of New York, in the County of New York, aforesaid  
on the *26th* day of *December*, in the year of our Lord  
one thousand eight hundred and eighty-*four*, at the Ward, City and County  
aforesaid, with force and arms,

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 *sixteen 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 *sixteen dollars*,

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

*five dollars*

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

RANDOLPH B. MARTINE.

~~JOHN McLENNAN~~, District Attorney.

0099

BOX:

163

FOLDER:

1663

DESCRIPTION:

Fong, Ah

DATE:

01/12/85



1663

0100

Witnesses:

*Edw. M. McLaughlin*  
*1600 Spruce*

# 98

Counsel,

Filed *12* day of *Aug* 188*5*

Pleads

*voluntarily* *13*

THE PEOPLE

vs.

*F*

*Chong*

RANDOLPH B. MARTINE.

PETER B. O'NEIL.

District Attorney.

A TRUE BILL.

*Wm. M. Little*  
Foreman.

*Chas. J. Co*

*Henry J. Co*

*5 days City Prison*



0101

Sec. 198—200

District Police Court.

CITY AND COUNTY  
OF NEW YORK

*Ah Fong* 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.

*Ah Fong*

Question. How old are you?

Answer.

*31 years*

Question. Where were you born?

Answer.

*China*

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

Answer.

*Brooklyn about 2 years*

Question. What is your business or profession?

Answer.

*Laundry man*

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

Answer.

*I am not guilty and demand a trial by jury*

吳陳

Taken before me this

day of

1881

*Sandy C. Kelly* Police Justice.

0102

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 ah Fong

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 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 5 Jan 5 188 Samuel J. Kelly Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0103

BAILED.

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

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

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

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

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

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

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

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

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*George F. Lewis*  
vs.

*Ch. Fong*

Dated *Jan 5* 188*5*

*D. O. Kelly* Magistrate.

*Capt. M. Cullough* Officer.

*6th* Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ *5.00* to answer *G.S.*

*Am*



0104

Form 10

POLICE COURT-FIRST DISTRICT.

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

*George F Lewis*  
of *101* *Inspection District Police* Street,

that on the *4th* day of *January* 188*5*, at the City of New York,

in the County of New York.

*That H. Lee maintains at premises*  
*no 17 Mott Street in said City a place*  
*where opium and its preparations are sold*  
*and given away to be there smoked by*  
*divers persons to wit: that on*  
*the 4th day of January 1885 in said City*  
*A. Fong (now here) did unlawfully*  
*and wilfully visit and wait at the aforesaid*  
*place for the purpose of smoking opium*  
*and its preparations in violation of law*

*George F Lewis*

Sworn to, this *5* day of *January* 188*5*  
before me.

*Samuel M. Kelly*  
Police Justice.



0 105

COURT OF GENERAL SESSIONS OF THE PEACE  
in and for the City and County of New-York.

-----X  
The People of the State of New-York :  
- against - :  
*Ah Tong* :  
-----X

The GRAND JURY of the City and County of New-York, by this indictment, accuse *Ah Tong*, of the Crime of VISITING AND RESORTING TO A PLACE WHERE OPIUM AND ITS PREPARATIONS WERE SOLD AND GIVEN AWAY, TO BE SMOKED THEREAT, FOR THE PURPOSE OF SMOKING OPIUM AND ITS PREPARATIONS, committed as follows: The said *Ah Tong*, late of the Sixth Ward of the City of New-York, in the County of New-York aforesaid, on the Fourth day of January, in the year of our Lord one thousand eight hundred and eighty five, at the Ward, City and County aforesaid, did unlawfully visit and resort to a certain place, there situate, where opium and its preparations were then and there sold and given away, to be smoked at the said place, for the purpose of then and there smoking opium and its preparations; 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.

0106

BOX:

163

FOLDER:

1663

DESCRIPTION:

Foster, James W.

DATE:

01/09/85



1663

Witnesses:

*Emmanuel L. Brown*

*Wick Brown*  
officer  
19 Dec 1901

*874*  
Counsel,  
Filed *9* day of *Jan* 188*5*  
Pleads *Indigently* 12

THE PEOPLE

vs.

*P*

*James W. Foster*

Robbery, 2<sup>nd</sup> degree.  
[Sections 224 and 228, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*W. M. Little*

Foreman.

*January 28. 1885.*

*Spent 15 months of*  
*Robbery 2 degree*

*5 P 12 years.*

0107

26

The People vs. James H. Foster } Court of General Sessions. Part 7.  
 Before Judge Cowing. Jan. 28, 1883.

Indictment for robbery in the first degree

Jeremiah Corcoran sworn. I am a telegraph messenger. I saw this boy the defendant on the 31<sup>st</sup> of December. I knew him by sight but never spoke to him. He came home with me from work about half past ten at night. I was about a door from my home when I saw this boy. I live 348 East Forty eighth St. He was standing on the corner and he asked me for a cigarette. I told him I did not have any. He said, "you lie," "you have one," and he put his hand down and he took a pocket knife out of my pocket. He grabbed me with one hand by the coat. I paid 25 cents for the knife. Before I went home I asked him for the knife, and he said, "Get out of here, I will break your neck." Then I went up in the house. The next morning I told my father and mother and little brother. I have seen this boy every night and day around the street. He is the same boy who took my knife away. Cross Examined. I have lived at 348 a year. I don't know where the defendant lives. I knew he was around the door all the time. I don't know why I didn't tell father and mother when I



got home because my folks was in bed. I got home about half past ten. I was just coming from work when this thing happened. He was standing leaning near the hall door. He put his hand in all my pockets. There were no people standing by. I did not see anybody standing in the street at the time. When I got home I did not wake up my father to tell him about it, but I told my little brother.

Patrick Moran sworn. I am an officer of the 19<sup>th</sup> Precinct. I know the premises 338 East Forty Eighth St. and they are in the 19<sup>th</sup> ward of the City of New York. I had no conversation with the defendant with regard to the offense when I arrested him.

James H. Foster sworn and examined in his own behalf testified: I lived in 348 East Forty Eighth St. nearly two years. I know the complaining witness. I saw him on the 31<sup>st</sup> of Dec. in Forty eighth St. I was standing with another boy. I says to him, "Will you please be kind enough to give me a cigarette?" He said, "I have not got any." Says I, "Go on, will you?" He says, "I will give you all you get around me." I caught him like that. I went down in his vest pocket and took out small cigarettes, and I gave him one

0110

back. He says, "Give me that knife. I said, "I have not got your knife." I had my arm in a sling when the officer arrested me I had my hand shut and when I would not open it for the officer he accused me of taking the knife. I gave the boy one of the cigarettes and he smoked it with me and went home. The next day the father came and said, "Give my son his knife." I said I had not got his knife. He said, "My son says you have it. Which will I believe?" He came down and told the officer to arrest me. He took me to the station house and examined my pocket. I had a knife of my own in my pocket. I did not take the knife from him. I acknowledge I took two cigarettes. I was arrested once for disorderly conduct but not for robbery. I am going on 22 years old. I work in the paper factory of Harver, Fuller and Lang. My mother is living out in Fifty Seventh St. Cross Examined. I was in prison two months for disorderly conduct, for being drunk and fighting round the docks. Judge Duffy sentenced me last June. I came back the 19th of Nov. I was not sentenced in Dec. 19. 1883 for stealing a watch from Eva Belmont. My brother

was sent away for stealing a watch. He is away now. I never was arrested before in my life. I had no intention of robbing this boy no more than I am sitting in this chair now. I don't know Officer Shelly. I was not convicted September 12, 1883 for stealing milk from cans and sent up for three months. Was that your brother? I cannot say.

[Officer Shelly stood up in Court.]  
Do you know him? Yes sir. I did not know him by name. I know him by sight. Do you swear that you were not arrested for stealing a watch from Eva Bennett, 342 East 48<sup>th</sup> St. and sentenced Dec. 19, 1883 to six months in the penitentiary? I won't make no affidavit whatever of what I do not know. (After hesitating) Yes, it is true. A Nov Sept. 1, 1883 for stealing milk from cans and sentenced three months, was that true? Yes sir.

Patrick Moran recalled. From 340 to 348 48<sup>th</sup> St. about 10 1/2 o'clock at night it is deserted sometimes and sometimes it is not.

The jury rendered a verdict of guilty of robbery in the second degree.



0112

Testimony in the  
Case of  
James W. Foster

Filed Jan.  
1883.



0113

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT—FOURTH DISTRICT.

of No. 338 East 148<sup>th</sup> Street, Telegraph Bay <sup>or about 31<sup>st</sup></sup> 15 years,  
being duly sworn, deposes and saith, that on the 31<sup>st</sup> day of December  
1884 at the 19<sup>th</sup> Ward of the City of New York, in the  
County of New York, was feloniously taken, stolen, and carried away, from the person of deponent,  
by force and violence, without his consent and against his will, the following property, viz:

One Pocket Knife

of the value of Twenty-five Cents <sup>Dollars,</sup>  
the property of deponent and his father, Dennis Corcoran,  
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 W. Foster, now living,  
from the fact that said James  
then and there approached  
deponent, while deponent stood  
in front of said premises, and  
said to deponent "give me a  
Cigarette!" That deponent told  
him he had none whereupon  
said James caught hold of  
deponent and forcibly searched  
deponent's pockets taking there-  
from the knife aforesaid and  
refusing to return it to deponent.

Jeremiah Corcoran

Sworn to before me, this

day of

January1885

Police Justice.

0114

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss

4 District Police Court.

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

Question. What is your name?

Answer. *James W. Foster*

Question. How old are you?

Answer. *21 years of age*

Question. Where were you born?

Answer. *United States*

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

Answer. *342 East 48 St. Six months*

Question. What is your business or profession?

Answer. *I work in a paper factory*

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, the other  
fellow took it and gave it  
to me.*

*James W. X Foster*  
*Mant*

Taken before me this

day of

1880

Police Justice.

0115

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 \_\_\_\_\_

\_\_\_\_\_ *James M. Foster* \_\_\_\_\_  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Two*  
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 7<sup>th</sup>* 188 *J M Patterson* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0116

BAILED.

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

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

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

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

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

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

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

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

Police Court-- 4 District. 36

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jeremiah Corcoran  
338 East 48th St  
James W. Foster

RECEIVED  
JAN 8 1885

Dated January 7, 1885

Patterson Magistrate.

Moran Officer.

19 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 1000. to answer G. B. Corral



0117

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James W. Foster

The Grand Jury of the City and County of New York, by this indictment, accuse James W. Foster

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

The said James W. Foster,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the thirty first day of December, in the year of our Lord one thousand eight hundred and eighty-four, in the time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one Jeremiah Concoran in the peace of the said People, then and there being, feloniously did make an assault, and

one package of the value of

twenty five cents,

of the goods, chattels and personal property of the said Jeremiah Concoran, from the person of the said Jeremiah Concoran, against the will, and by violence to the person of the said Jeremiah Concoran, then and there violently and feloniously did rob, steal, take and carry away, (the said James W. Foster during then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid unknown) against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph B. Martinie  
District Attorney