

0290

BOX:

388

FOLDER:

3617

DESCRIPTION:

Fanning, Thomas

DATE:

03/28/90



3617

0291

Witness:

Off Duane

225 Selling on Sunday.

Counsel,

Filed

225 day of *March* 189*9*

Pleads,

Myself et al

THE PEOPLE

vs.

B
Thomas Fanning

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Rev. Stat. (7th Edition), page 1983, Sec. 21 and
Page 1989, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Sam Rhodes
Foreman

Dec 4 1893

0292

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Fanning

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

Thomas Fanning
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows :

The said

Thomas Fanning

late of the City of New York, in the County of New York aforesaid, on the *Seventeenth* day of *June* in the year of our Lord one thousand eight hundred and *Eighty eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one *Dennis A. Jarvin*

and to certain other persons whose names are 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

Thomas Fanning
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said

Thomas Fanning

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0293

BOX:

388

FOLDER:

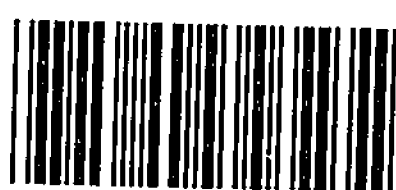
3617

DESCRIPTION:

Field, Emma A.

DATE:

03/24/90



3617

0294

BOX:

388

FOLDER:

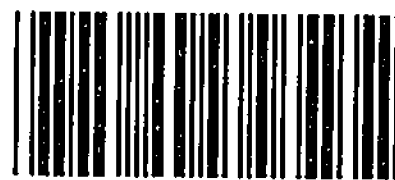
3617

DESCRIPTION:

Shackell, James

DATE:

03/24/90



3617

0295

The defendant Emma Field
was tried and ~~convicted~~
acquitted; as the Evidence
is much weaker against
Shackell, I ask that the
Indictment agst him be
dismissed. - G. S. B.
April 14th 90 A.D.A.

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

Emma D. Field

and

James Shackell

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

Chas. Macgill

159
H. C. Morgan & R. L. L.

day of March 1890
Signed, J. S. B.

(Seal of Court)

Acquitted
April 14th 90
Foreman.
James Shackell
Emma D. Field

0296

Dear

People &
the
2 11/10

Mr. Hargreaves Mr. I. Hargreaves
Dear Sirs

In regard to
a matter concerning you
& myself the matter
you were married, I have
waited patiently for you
to keep your word &
keep the expense of the
medical treatment of
me. The cost you
own to others & you
have none of it.

0297

one of the former visit
"I shall be with at least
twenty dollars of you
within one week or I
will go to Lisette & explain
the whole affair. I have
no more business to take
to any other place. You
people are all
in a hurry, as I am.
I will be at the Stewart
more or less, till I see
if you wish to see
alone.
I shall be with
you all."

Respectfully

Wm. C. Co. Sec'y

0298

People let C

be

2 21/90

Mr. Baegels March 2, 89,

As you did
not meet the Lab Ladies
on Monday eve last, & not
receiving a reply to
letter, I now state that
unless you pay me \$20.00
on or before Friday eve
next, the matter will be
out of my hands & you
will then regret not
coming to my terms.

0299

I have no wish to add
any trouble to your
Lettie, but should in
those cases, knowing the
justice of my case,
am determined to break
the affair, & I would
for your sake advise
you to settle it at
once. When I write
to you once that I
want to see you
I want Lettie to ask
me what I wanted of
you, then was the time
I ought to have explained
the whole affair, but I
screened you, thinking
that ^{through} principle & honesty
you would seek your
word & meet the expense.

0300

If you wish to see me
Friday eve between 8 & 9 p.
I will be at Pindis.
She & I will be at the
Theatre & you can see
me there, & I have an
understanding. Please
remember that by heaven
whether you will meet
me.

Yours truly,

W. E. A. Field.

0301

225 NW 10.
last - 10/10/90
GP People Box
B) Lee
Mr. Kaezle
Chelsea Flats
West 29th St

0302

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

THE PEOPLE OF THE STATE OF NEW YORK,

against
Emma A. Field and
James Shadwell

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse Emma A. Field and

James Shadwell

of the crime of Adultery,

committed as follows:

The said Emma A. Field and

James Shadwell, both

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

— sixth — day of March, in the year of our Lord one thousand

eight hundred and ninety —, at the City and County aforesaid,

did feloniously send to, and cause to be

forwarded to and received by one

Charles B. Macgill, a certain letter and

writing threatening to do an injury to

0303

the said Charles E. Macgill and to expose
him to disgrace, to wit: to publicly charge
and accuse him the said Charles E. Macgill,
then being a married man, having a
lawful wife living, of having at some
time therefore committed fornication
with the said Emma A. Field, not being
his wife, and of causing the pregnancy of
the said Emma A. Field by reason of
such fornication, and of having advised
and abetted a miscarriage, by means of
medical treatment, of the child of which
the said Emma A. Field had so become
pregnant, which said letter and writing
is as follows, that is to say:

"N.Y. Mar 6 th"

Mr. Macgill:

Dear Sir:

In regard to a matter concerning
you & myself the summer you were
married, I have waited patiently for you to

0304

Keep your word, & meet the expense of the
medical treatment I was under. It cost me
over fifty dollars & you have never let me
have one penny toward it. I shall demand
at least twenty dollars of you within one
week or I will go to Gisette & explain the
whole affair. I have never exposed you but
I shall unless you settle the matter im-
mediately, as I am greatly in need of
money. I will be at Sadie Stewart's Monday
evening till 9.30 if you wish to see me done
in regard to the matter.

Respectfully

Mrs. E. A. Field."

They the said Emma A. Field and James Shackell
then and there well knowing the contents of the
said letter and writing, and in the intent, they
means thereby to extort and gain money from
the said Charles S. Nagle, against the form of
the Statute in such case made and provided,
and against the peace of the People of the State
of New York, and their dignity.

John R. Fellows,
District Attorney.

0305

558.
STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT—

2nd DISTRICT.

Charles F. Kaegele

of No.

222 West 23rd

Street, being duly sworn, deposes and

says that on the

6th

day of

March

1890

at the City of New York, in the County of New York,

James Shackell and

Emma A. Field know her, did
intentionally, unlawfully and feloniously
commit the crime of Blackmail
in the manner following to wit:
That deponent having previously
been acquainted with said
Emma A. Field who was at a
time employed as a housekeeper
by deponent much with whom
deponent at the time boarded
and in that way said Field
became acquainted with
deponent and his habits, that
after leaving the home of his mother
deponent married the name of his
wife being Lizette. Deponent now
says that on or about the 6th day
March last he received a letter
which attached in the handwriting of
and signed by said Field,
and that deponent knows it was
written by said Field for the reason
that he is acquainted with the
handwriting of said Field and knows
her signature, that in the letter
mentioned and attached the following
language is used "In regard to a
matter concerning you & myself the
summer you were married, I have

0306

"waited patiently for you to keep your word
 "meet the expense of the medical treatment
 "I was under. It cost me over fifty
 "dollars & you have never let me have one
 "penny toward it. I shall demand at
 "least twenty dollars of you within one
 "week or I will go to Lizette and explain
 "the whole affair. I have never expressed
 "you but I shall make you settle the
 "matter immediately." Depment now says
 "that the contents of said letter constitute
 "a threat to extort money and humiliate
 "Depment. Depment further says that he
 "believes said letter was delivered or caused
 "to be delivered by said Shackell for the
 "reason that it was addressed to Depment
 "by the handwriting of said Shackell
 "because it corresponds with the writing on
 "a postal card which he Shackell
 "confesses to have written.

Sworn to before me this 15th day

of March 189

 Affirmed
 Police Justice.

Charles F. Negele

Police Court, District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

0307

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Emma A. Field*

Question. How old are you?

Answer. *39 years*

Question. Where were you born?

Answer. *MS*

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

Answer. *443 West 18th St. New York*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am not guilty*

Emma A. Field,

Taken before me this *14*

day of *March* 189*9*

Police Justice.

0308

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK,

James Shackell 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.

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.

I am not guilty
James Shackell

Taken before me this

day of

Police Justice.

0309

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 Alfred Lewis

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

Dated March 15 1890 A. J. Roberts Police Justice.

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

Dated _____ 18 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned. I order he

Dated _____ 18 _____

0310

Police Court---

419 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles F. Neegle
6722 West 23rd
Opus A. Gold
James Shackell

Officer Mackinnon

FILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

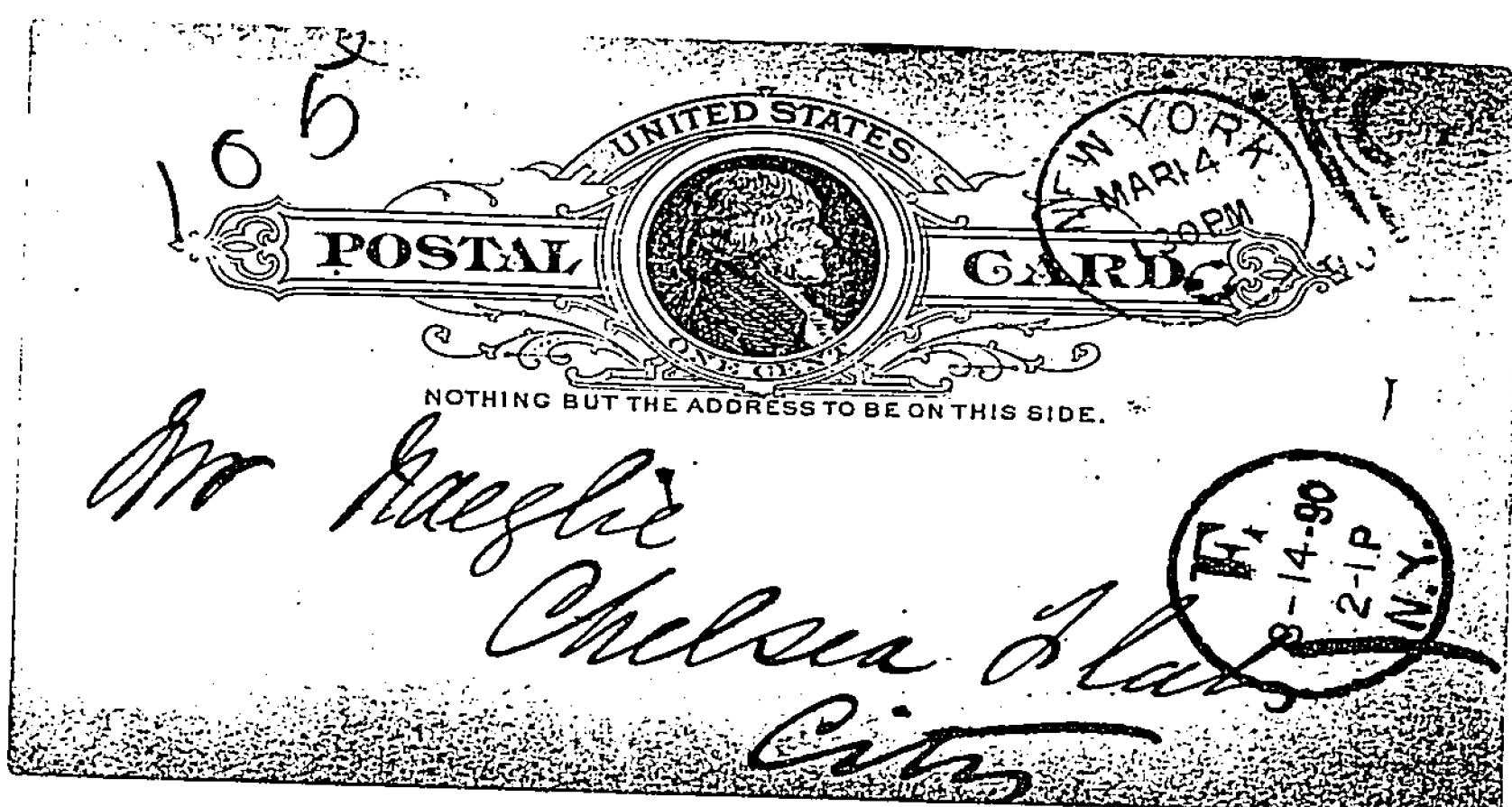
3
4
Dated *March 15* 18*90*
White Magistrate.
Neup. Officer.
19 Precinct.

Witnesses *Albert Brooks*
No. *37 W 45* Street.
Y. Mrs. Jayne
No. Street.

No. Street.
\$ *1000* to answer.
Corn




0311



Received by
Mr. W. J. Haeghe
Chelsea Place
City

NEW YORK
MAR 4
3 PM

90



03 12

BOX:

388

FOLDER:

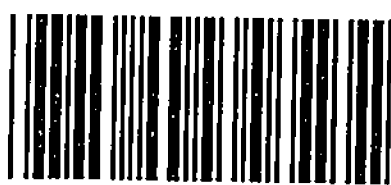
3617

DESCRIPTION:

Fisher, Charles

DATE:

03/20/90



3617

Witnesses;

Levi Stach

Counsel,

Filed

Pleads,

Do C. J. F. 1890
day of

THE PEOPLE

vs.

Charles Fisher

Burglary in the Third degree.
and Petit Larceny &c.

[Section 498, N.Y. Laws of 1892.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Sam Phander

March 21/90 Foreman.

Charles J. Deary Eley

Im 1 1/2 6 mos

0313

03 14

Police Court— District.

City and County } ss.:
of New York,

of No. *84 Ludlow* Street, aged *40* years,
occupation *peddler* being duly sworn

deposes and says, that the premises No. *84 Ludlow* Street, *10* Ward
in the City and County aforesaid the said being a *fire, story*

and basement building the
basement of
and which was occupied by deponent as a storage room for fruit
and in which there was at the time a woman living

were BURGLARIOUSLY entered by means of forcibly *treaching*
off the locks on doors of
leading into said premises.

on the *14* day of *March* 188*8* in the *night* time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity of hazel-nuts
valued at two dollars

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

Charles Fisher (now Henry)

for the reasons following, to wit: *at the hour of six*
o'clock P.M. deponent secretly
locked the doors leading
into said cellar, then being
a quantity of fruit in said
cellar at the time and having
found the said cellar broken
open he found this defendant
in said cellar. Deponent found

03 16

CITY AND COUNTY, ss.
OF NEW YORK,

aged 25 years, occupation Police Officer of No. 11 Penn Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Leslie Starnes

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

Sworn to before me, this 15

day of March 1890

Adolph J. Holzer

Charles McIntire

Police Justice.

0317

Sec. 198-200.

J District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Fisher 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. *Charles Fisher*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *265- B'way. 2 months*

Question. What is your business or profession?

Answer. *Barman*

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*
Charles Fisher
Barman

Taken before me this
day of *March* 188*8*

Police Justice.

03 18

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

Defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *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 *Sept 18* 18..... *John A. Smith* Police Justice.

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

Dated..... 18..... Police Justice.

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

Dated..... 18..... Police Justice.

0319

Police Court---

3 427 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Henri Starns
84 TS. Ludlow St
Charles Fisher

2

3

4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated

March 10 1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

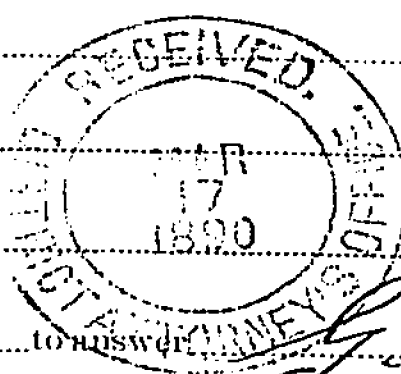
No.

Street.

No.

Street.

\$ 1000



Cam

0320

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Fisher

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

Charles Fisher

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

The said

Charles Fisher

late of the *Tenth* Ward of the City of New York, in the County of New York, aforesaid, on the *fourteenth* day of *March* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *building* of one

Levi Starck

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Levi Starck

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

0321

SECOND COUNT—

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

_____ *Charles Fisher* _____
of the CRIME OF *Petit* LARCENY _____ committed as follows:

The said

Charles 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, in the *night* time of the said day, with force and arms,

*twenty quarts of nuts of the
value of ten cents each quart*

of the goods, chattels and personal property of one

Levi Starck

in the

building of the said *Levi Starck*

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

*John R. Fellows,
District Attorney*

0322.

BOX:

388

FOLDER:

3617

DESCRIPTION:

Fitzgerald, Patrick

DATE:

03/17/90



3617

0323

BOX:

388

FOLDER:

3617

DESCRIPTION:

Lindemann, Charles

DATE:

03/17/90



3617

0324

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 FITZGERALD and)
CHARLES LINDEMANN.)
.....

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK,

by this Indictment, accuse PATRICK FITZGERALD and CHARLES
LINDEMANN, of the Crime of P E T I T L A R C E N Y, commit-
ted as follows:

H e r e t o f o r e, to wit, on the Sixth day of
February, in the year of our Lord, One thousand, eight hun-
dred and, ninety, at the City of New York, in the County of
New York, there was issued from the City Court of the City
of New York, and delivered to the Sheriff of the City and
County of New York, for execution, a certain process of the
said Court, called an Execution against the Property, which
said execution is as follows, that is to say:

0325

-2-

"THE PEOPLE OF THE STATE OF NEW YORK,

"To the Sheriff of the City and County of New York,

"GREETING:

"WHEREAS, Judgment was rendered on the 6 day of
"February, one thousand, eight hundred and ninety, in an
"action in the City Court of New York, between Moses
"Foltz, plaintiff, and John Oleon, defendant, in favor
"of the said plaintiff, against the said defendant, for
"the sum of Ninety four 02/100 Dollars, as appears to us
"by the Judgment Roll, filed in the office of the Clerk
"of the City Court of New York; AND WHEREAS the said
"Judgment was docketed in the office of the Clerk of
"your County on the 6" day of February, in the year one
"thousand, eight hundred and ninety, and the sum of
"ninety four 02/100 Dollars is now actually due thereon:
"THEREFORE, WE COMMAND YOU, that you satisfy the said
"judgment out of the personal property of the said judg-
"ment debtor, within your County; or if sufficient per-
"sonal property cannot be found, then out of the real
"property in your County belonging to such judgment debt-
"or, at the time when the said judgment was so docketed
"in the office of the Clerk of your County, or at any
"time thereafter, in whose hands soever the same may be,
"and return this execution, within sixty days after its
"receipt by you, to the Clerk of the City Court of New
"York.

WITNESS Hon. David McAdam,

0326

-3-

"Chief Justice of said Court,
"at the City Hall in the City of New York, the Sixth
"day of February, one thousand, eight hundred and ninety."

"HAHN and MYERS,

"Plaintiffs Attorneys,

"#237 Bway, N.Y."

A n d afterwards, to wit, on the day and in the
year aforesaid, at the City and County aforesaid, the said
Sheriff duly placed the said execution in the hands and
possession of the said Patrick Fitzgerald, then, and at all
the times herein mentioned, being a Deputy Sheriff of the
said City and County, for execution;

A n d afterwards, to wit, on the Fifteenth day
of February, in the year aforesaid, at the City and County
aforesaid, the said Patrick Fitzgerald and Charles Lindemann,
both late of the City and County aforesaid, with intent to
deprive and defraud one, Josephine Oleon, being the wife of
John Oleon, named in the said process, of the moneys, goods,
chattels and personal property hereinafter mentioned, and
of the use and benefit thereof and to appropriate the same
to their own use, unlawfully and fraudulently did falsely
pretend and represent to the said Josephine Oleon, that the
sum of Twelve Dollars and Fifty Cents was then lawfully due
to the Sheriff of the City and County of New York, as and
for his lawful fees, in the matter of the said process, and

0327

-4-

that the said Charles Lindemann was then lawfully authorized to ask, demand and receive the said sum of Twelve Dollars and Fifty Cents, from her, the said Josephine Oleon, on behalf of the said Sheriff, as and for such fees; and that, by the laws of this State, it was required that the said sum of money should be paid to the said Sheriff then and there; and that in default of such payment, she, the said Josephine Oleon, would be put to great trouble and annoyance.

A n d the said Josephine Oleon, then and there believing the said false and fraudulent pretences and representations, so made, as aforesaid, by the said Patrick Fitzgerald and Charles Lindemann, and being deceived thereby, was induced, by reason thereof, to give and deliver, and did then and there give and deliver, to the said Patrick Fitzgerald and Charles Lindemann, the sum of Twelve Dollars and Fifty Cents, in money, lawful money of the United States of America, and of the value of Twelve Dollars and Fifty Cents, of the moneys, goods, chattels and personal property of her, the said Josephine Oleon; and the said Patrick Fitzgerald and Charles Lindemann did, then and there, unlawfully and fraudulently receive and obtain the said sum of money from the possession of the said Josephine Oleon by color and by aid of the false and fraudulent pretences and representations aforesaid, with intent to deprive and defraud her, the said Josephine Oleon, of the same, and of the use and benefit thereof, and to appropriate the same to

0328

-5-

their own use.

W h e r e a s, in truth and in fact, the said sum of Twelve Dollars and Fifty Cents, was not then lawfully due to the said Sheriff, as and for his fees, in the matter of the said process, and the said Charles Lindemann was not then lawfully authorized to ask, demand or receive the said sum of twelve Dollars and Fifty Cents, from her, the said Josephine Olson, on behalf of the said Sheriff, as or for such fees; and it was not required by the laws of this State that the said sum of money should be paid to the said Sheriff then and there; and the said Josephine Olson would not be put to great trouble and annoyance in default of such payment: A l l of which they, the said Patrick Fitzgerald and Charles Lindemann then and there well knew.

A n d S o the Grand Jury, aforesaid, do say that the said Patrick Fitzgerald and Charles Lindemann, in manner and form aforesaid, and by the means aforesaid, the said sum of money, of the moneys, goods, chattels and personal property of the said Josephine Olson, then and there unlawfully did steal, 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:

0329

-6-

And the Grand Jury aforesaid, by this Indictment, further accuse the said PATRICK FITZGERALD and CHARLES LINDE-
MANN of the Crime of E X T O R T I O N, committed as fol-
lows:

H e r e t o f o r e, to wit, on the Sixth day of February, in the year of our Lord, One thousand, eight hundred and ninety, at the City of New York, in the County of New York, there was issued from the City Court of the City of New York, and delivered to the Sheriff of the City and County of New York, for execution, a certain process of the said Court, called an Execution against the Property, which said Execution is as follows, that is to say:

"THE PEOPLE OF THE STATE OF NEW YORK,
"To the Sheriff of the City and County of New York,
"GREETING:

"WHEREAS, Judgment was rendered on the 6 day of February, one thousand, eight hundred and ninety, in an action in the City Court of New York, between Moses Foltz, plaintiff, and John Olcon, defendant, in favor of the said plaintiff, against the said defendant, for the sum of Ninety four 02/100 Dollars, as appears to us by the Judgment Roll, filed in the office of the Clerk of the City Court of New York; AND WHEREAS the said

0330

-7-

"Judgment was docketed in the office of the Clerk of
"your County on the 6" day of February, in the year one
"thousand, eight hundred and ninety, and the sum of
"ninety four 02/100 Dollars is now actually due thereon:
"THEREFORE, WE COMMAND YOU, that you satisfy the said
"judgment out of the personal property of the said judg-
ment debtor, within your County; or if sufficient per-
sonal property cannot be found, then out of the real
"property in your County belonging to such judgment debt-
"or, at the time when the said judgment was so docketed
"in the office of the Clerk of your County, or at any
"time thereafter, in whose hands soever the same may be,
"and return this execution, within sixty days after its
"receipt by you, to the Clerk of the City Court of New
"York.

"WITNESS:

"HON. DAVID MCADAM,

"Chief Justice of said Court,

"at the City Hall in the City of New York, the Sixth
"day of February, one thousand, eight hundred and nine-
"ty.

"HAHN and MYERS,

"Plaintiffs Attorneys,

"237 Bway,

"N. Y.

A n d afterwards, to wit, on the day and in the

0331

-8-

year aforesaid, at the City and County aforesaid, the said Sheriff duly placed the said execution in the hands and possession of the said Patrick Fitzgerald, then, and at all the times herein mentioned, being a Deputy Sheriff of the said City and County, for execution.

A n d thereupon, to wit, on the Seventh day of February, in the year aforesaid, at the City and County aforesaid, the said Patrick Fitzgerald, as such Deputy Sheriff, in pursuance of the terms of the said process, did duly execute the same, and caused same to be duly executed.

A n d afterwards, to wit, on the Fifteenth day of February, in the year aforesaid, at the City and County aforesaid, the said Patrick Fitzgerald, so being such Deputy Sheriff as aforesaid, unlawfully and corruptly, and by color of his said office, did ask and receive from one, Josephine Olson, the sum of Twelve Dollars and Fifty Cents, in money, lawful money of the United States of America, and of the value of Twelve Dollars and Fifty Cents, as fees and compensation for his official service in the execution of the said process, there being then and there no fee or compensation allowed to him, the said Patrick Fitzgerald, from the said Josephine Olson, by statute therefor .

A n d the said Charles Lindemann, late of the

0332

-9-

City and County aforesaid, at the City and County aforesaid, was then and there unlawfully concerned in the commission of the said Crime of Extortion by the said Patrick Fitzgerald, in manner and form aforesaid, and was then and there unlawfully present, aiding and abetting the said Patrick Fitzgerald in the commission of the same, against the form of the statute in such case made and provided, and against the peace of the people of the State of New York, and their Dignity.

JOHN R. FELLOWS,

D i s t r i c t A t t o r n e y.

Bail fixed at \$2000.
for each deft. P.M.

Witnesses:

Grand Juror
Lewis N. H. H.
James D. H.
John D. H.

Re: Emanuel Mendelsohn
90 Greenwich St.

" 2 - Tobias Cordy
48 Monroe St.

Oct 7 - 1890
There is no evidence against
Fitzgerald. (See affidavit of the
Chief Clerk) & I do not see
which was the basis of the
indictment as to him. As
to other defendant Lindeman
it would seem from the
present attitude of the
- Plaintiff that no conviction
can be had & I recommend
a dismissal of the indictment
as to both. The Plaintiff is
pleading & affiant is
pleading knowledge
Approved [Signature]
Nov 21/90

A TRUE BILL.

JOHN R. FELLOWS,

District Attorney.

Patrick Fitzgerald
and
Charles Lindeman

THE PEOPLE

vs.

Counsel,

Filed 17 day of Dec 1890.

Plends,

Charles Lindeman & 16 days

Victory Agency & Exportation
[illegible]

[Signature]
Foreman.

[Signature]

[Signature]

0333

0334

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Pat.ick Fitzgerald and
Charles 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.

Dated New York July 28, 1890.

J. O'Leary

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

On the 28th day of July 1890, before me personally appeared Josephine O'Leary, to me known and known to me to be the individual described in and who executed the foregoing instrument, and she thereupon duly acknowledged to me that she had executed the same.

Wm. Mathot

Notary Public N.Y. Co.

0335

Need to General
Reason

The People

against

Patrick Fitzgerald
& Charles Lindemann

Request to
American Government

0336

N. Y. GENERAL SESSIONS.

THE PEOPLE ,
agst.
PATRICK FITZGERALD
and
CHARLES LINDEMANN .

HON. JOHN R. FELLOWS,
Dist. Atty.

Dear Sir:

In the above case I report as follows: The defendants are charged upon two counts of an Indictment with the crime of Extortion and Petit Larceny.

The facts show that the defendant Fitzgerald at the time was a Deputy Sheriff and Lindemann his assistant or clerk. It appears an execution was issued against the property of one Oleon and placed in the custody of Fitzgerald to make a levy. The defendant Lindemann unaccompanied by Fitzgerald, went to the house or store where Oleon lived and did business, and saw his wife. To her he stated his mission, whereupon she informed him that the property upon which he intended levying belonged to her by bill of sale from her husband. Lindemann subsequently made a demand upon Mrs. Oleon for Sheriff's fees claiming that by law he was entitled to \$12.50. Upon this representation, for it amounted to such in my opinion

0337

2

he obtained at different times from Mrs. Oleon this amount of money, to which he was not entitled, and to this extent it seems a prima facie case is made out against Lindemann of petit larceny by means of ~~false~~ *false* pretenses; at least there is enough in the evidence to warrant the submission of the case to the jury so far as he is concerned.

There is, however, nothing so far as I can discover in the evidence which tends to connect Fitzgerald with the transaction, excepting the possible receipt of the money by him and its repayment upon demand of Mrs. Oleon's counsel Mr. Mathat. But he was not present when Lindemann received the money; there is nothing to show he directed Lindemann to exact it and no evidence to show any guilty knowledge on his part of the transaction after its commission, excepting, as I say the receipt of the money; but nothing to show that he sanctioned it in any way, although I am morally convinced that he must have known of Lindemann's acts. More than this is, however, required. For lack of evidence against him therefore, the indictment will have to be dismissed, as I do not believe any case can be made out against him upon either count of the indictment.

Sept. 26, 1890.

Respectfully submitted,

B. J. Draper
Att. Gen.

0339

CITY AND COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any peace officer in this State:

An indictment having been found on the 17th day of March 1890, in the Court of General Sessions of the Peace of the City and County of New York, charging Salmon Fitzgerald

with the crime of Petit Larceny and Extortion

You are therefore Commanded forthwith to arrest the above named Salmon Fitzgerald and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York, or if he require it, that you take him before any Magistrate in that County, or in the County in which you arrest him, that he may give bail to answer the indictment.

City of New York, the 17th day of March 1890

By order of the Court,

Wm. H. Miller
District Attorney
Wm. H. Miller

0340

N. Y. General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Salina Fitzgerald

Bench Warrant for Misdemeanor.

John D. Kellams,
Randolph B. Martine,
District Attorney.

Issued *march 17* 1890

0341

CITY AND COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any peace officer in this State:

An indictment having been found on the 17th day of March, 1890, in the Court of General Sessions of the Peace of the City and County of New York, charging Charles Lindemann

with the crime of Perjury and Extortion

You are therefore Commanded forthwith to arrest the above named Charles Lindemann and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York, or if he require it, that you take him before any Magistrate in that County, or in the County in which you arrest him, that he may give bail to answer the indictment.

City of New York, the 17th day of March 1890

By order of the Court,

Wm. H. Miller
District Attorney.
John

0342

N. Y. General Sessions of the Peace.

THE PEOPLE
OF THE STATE OF NEW YORK,
against

Charles Siedemann

Bench Warrant for Misdemeanor.

John D. Mellons
~~Randolph B. Martine,~~
District Attorney.

Issued March 17, 1890

0343

District Attorney's Office.

PEOPLE

vs.

Charles E. Helbrand

(One of the Sheriff's
Cases)

Mr. Cortis

Send me papers.

ADP

May 21 1976

0344

NEW YORK GENERAL SESSIONS.

=====

PEOPLE ON MY COMPLAINT

--VS--

Patrick Fitzgerald and Charles Lindeman.

=====

City and County of New York, ss.:

Josephine Oleon, being duly sworn, deposes and says:

That she is the complainant in the above entitled action.

That on or about the 6th day of February, 1890, upon a Judgment obtained in the City Court of New York by Moses Foltz against deponent's husband for the sum of \$94.02, an execution against property was issued to the Sheriff of the City and County of New York, which Sheriff deputized Patrick Fitzgerald, one of his General Deputies, to execute the same.

That on or about the beginning of February, 1890, the defendant Charles Lindeman with said execution called at the place of business South Fifth Avenue and West 3rd Street, which was formerly conducted by deponent's husband, but which deponent had previously purchased, and when deponent informed him that she was the owner and exhibited to him her Bill of Sale, he told deponent that she had better see her lawyer about it and he would hold the execution until deponent could arrange it. Deponent referred him to her lawyer, Mr. Louis Mathot, and he promised to call upon him, which deponent is informed he did, as he afterwards came back and reported to deponent that he had seen Mr. Mathot and he said it was alright. Deponent then told him that she

would give him something for his trouble and offered to pay him \$5.00 which he refused to accept, saying he wanted \$12.50 which deponent afterwards paid him.

Some days afterwards deponent called upon her lawyer, Mr. Mathot, who told her that she need not have paid a cent, but of course if she wanted to that was her own business. As her lawyer, however, advised her that the said Lindeman had no right to such sum, deponent directed him to take steps to demand its payment back, and deponent is advised that he did write a letter to Deputy Sheriff Fitzgerald and that immediately the Deputy called upon Mr. Mathot and the \$12.50 was paid back to deponent.

Deponent is not acquainted with the defendant, Patrick Fitzgerald; that she never had any conversation with him, and that she never saw him to her own knowledge. Said defendant, Patrick Fitzgerald, stated to deponent's lawyer that he knew nothing about the matter until he received his letter. This statement deponent believes, and therefore does not desire that any further proceedings shall be taken against him.

In regard to the other defendant, Charles Lindeman, deponent is informed and believes that he is exceedingly poor and has been out of employment ever since his indictment upon this charge, and that he now has an opportunity to obtain employment, provided this indictment may be dismissed against him.

And whereas deponent has in fact sustained no loss, and the defendants have already suffered punishment by their

0346

indictment and arrest, and as deponent's attendance upon the trial would occasion her considerable annoyance and trouble, deponent most respectfully asks that the indictments against both defendants may be dismissed and they discharged from custody thereunder.

Sworn to before me this)
28th day of July, 1890.)

Oliver Mathews
Notary Public N. J. Co

J. Olson

0347

NY General Sessions Court.

The People on
My Complaint

against

Patrick Fitzgerald
and Charles J. Anderson

Affidavit
Requesting to dismiss
Indictments

John D. Lacey
Attorney for Defendants

51 CHAMBERS STREET
2d Fl., New York
NEW YORK.

Due and timely service of a copy of the
within admitted this
day of 18

Attorney for

0348

BOX:

388

FOLDER:

3617

DESCRIPTION:

Flynn, John M.

DATE:

03/06/90



3617

Edw R Peck

Counsel,
Filed, 6 day of March 1889.
Pleads, Mansuet

THE PEOPLE,

vs.

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)

John W. Flynn

JOHN R. FELLOWS.

District Attorney.

A True Bill.

5
 11/90
 Charles
 11/90

Foreman.

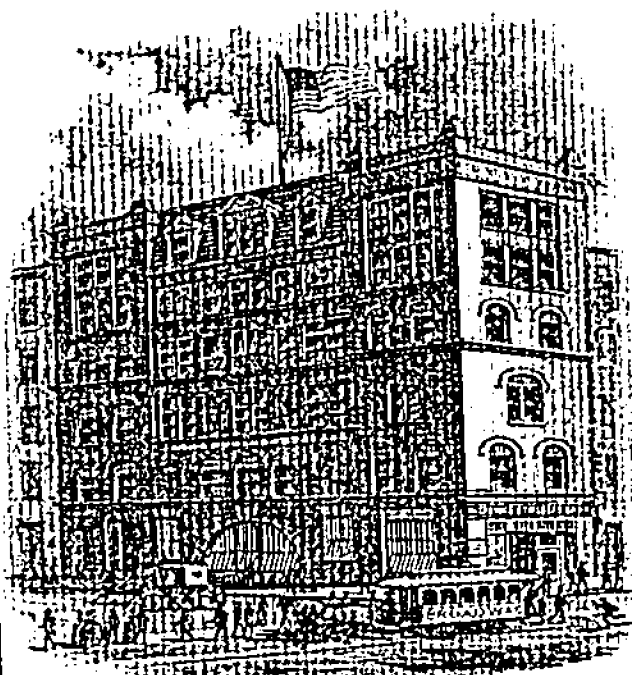
Wanda Jones

Ed. & J. P. Moore

21

0349

0350



No. 7469 New York, Feb. 28 1890

Mechanics' and Traders' Bank

486 BROADWAY, COR. BROOME ST.

Pay to the order of A. Kelly

Seventy five ^{and 00}/₁₀₀ Dollars

\$ 75.00

L. H. Cohen

THAMES UNDER 2 MEADYAN, 207 BROADWAY, N.Y.

0351

S. Kelly
or Beares
L. H. Cohen

0352

Police Court, 1 District.

City and County } ss.
of New York,

of No. 106 West 55 Street, aged 41 years,
 occupation Paying teller being duly sworn, deposes and says,
 that on the 1st day of March 1890, at the City of New
 York, in the County of New York,

Elias R. Peck

John Flynn (nowhere)
 did feloniously make forge utter and
 counterfeit the hereto annexed check
 purporting to be made and drawn by
 L. H. Cohen and payable at the Mechanics
 and Traders Bank with the intent to
 cheat and defraud said check in favor of the
 complainant, that said defendant did present said
 check to defendant for payment as the
 paying teller of said Bank and
 defendant discovered that the signature
 to said check is forged and counterfeit.
 Defendant further says that said
 Bank is a Bank of Discount and
 deposit and said L. H. Cohen is a
 depositor in said Bank and had a right
 to draw upon the funds of said
 Bank to, and over the amount of
 \$25⁰⁰ Dollars

Defendant is informed by Leopold H.
 Cohen, who is said depositor that he did
 not make or sign said check, and
 did not authorize any person to make
 or sign the same, and that said
 defendant did make forge counterfeit
 and utter as true said check with the
 felonious intent to cheat and
 defraud as aforesaid

Sworn to before me this } Elias R. Peck
 2nd day of March 1890 }
 W. J. McDonough }
 Notary Public

0353

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation Manufacturer of No.

143 & 145 Elm Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Elmer R. Peck
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 2 day of March 1883 } Leopold Storch

W. W. Madison
Police Justice.

0354

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

John Flynn
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.

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.

I am not Guilty
John M. Flynn

Taken before me this

day of March 1890

Police Justice

0355

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

Defendant

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

Dated *March 2nd* 18 *90* *H. J. Mahon* Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

0356

Police Court---*First* District. ³⁵⁵

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Elias R. Peck
106 West 58th

John Flynn

Forgery
Offence

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated *March 2nd* 18*90*
McMahon Magistrate.

Don Hogan Officer.
10 Precinct.

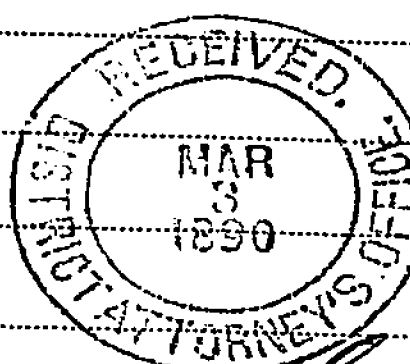
Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

Loos to answer *G. S.*



0357

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John M. Flynn

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

John M. Flynn
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John M. Flynn

late of the City of New York, in the County of New York aforesaid, on the
first day of *March* in the year of our Lord
one thousand eight hundred and eighty ~~ninety~~ with force and arms, at the City and
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly
act and assist in the forging a certain instrument and writing, *to wit: an*
order for the payment of money,
of the kind called bank cheques,
which said forged bank cheque
is as follows, that is to say:

No. 746

New York, Feb. 28, 1890

Mechanics and Traders Bank
486 Broadway. Cor. Broome St.

Pay to the order of S. Kelly
Seventy five and 00/100 Dollars

\$ 75 ⁰⁰/₁₀₀

L. H. Cohen

with intent to defraud, 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.

0358

SECOND COUNT:—

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

John M. Flynn
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John M. Flynn
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit:*
an order for the payment of money
of the kind called bank cheques,
which said forged *bank cheque*
is as follows, that is to say:

No. 740 New York, Feb. 28 1890
Mechanics and Traders Bank
486 Broadway, Cor. Broome St.
Pay to the order of S. Kelly
Seventy five and ⁰⁰/₁₀₀ Dollars
\$75.⁰⁰/₁₀₀ L. H. Cohen

with intent to defraud, he the said John M. Flynn then and there well knowing the same to be forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0359

BOX:

388

FOLDER:

3617

DESCRIPTION:

Flynn, Michael

DATE:

03/07/90



3617

0360

BOX:

388

FOLDER:

3617

DESCRIPTION:

Flanagan, William

DATE:

03/07/90



3617

Off Inland

The Officer informs
me that the
Compassment is out
of the Jurisdiction
of this Court & per-
haps he may never
return and at
present he cannot be
found - therefore I
accept plea of Petit
Jury G.P.D.
Lancaster 14th 1840 n.D.A
March 14th 1840

ATTN: Bill

J. M. Ham Rm 2
March 11/90
Fogman.

Foreman.

19 R

Handwritten: *Handwritten signature*
 1894 2 Dec 1 1894

47
Counsel,
Filed
Pleas,

THE PEOPLE

vs.

Michael Flynn
(2 cases)

William Flanagan
(2 cases)

JOHN R. FELLOWS,
District Attorney.

0361

0362

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 Flynn
and
William Flanagan

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

Michael Flynn and William Flanagan
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows:

The said

Michael Flynn, and
William Flanagan, both

late of the City of New York, in the County of New York aforesaid, on the eighteenth
day of February in the year of our Lord one thousand eight hundred and ninety:

, at the City and County aforesaid, with force and arms,

six hundred cigars of the value
of six cents each

of the goods, chattels and personal property of one

Martin J. Nolan

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

John R. Fellows,
District Attorney

Halsey Wesson
 101 Sunleigh

Filed

day of *March* 1890

Plead

THE PEOPLE

275.

Michael Flynn
(2 cases)

and

William Stanger
(2 cases)

Grand Larceny: Second degree.
[Sections 528, 531 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill

John A. Lammie
Charles Macaulay

Foreman,

0363

0364

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

William J. Nolan
 of No. 404 West Street, aged 35 years,
 occupation Legion dealer being duly sworn
 deposes and says, that on the 18 day of May 1890 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:

Six boxes of cigars of the value
 of thirty-five dollars and
 good and lawful money
 of the United States to the
 amount of fifty nine dollars
 altogether of the value of
 ninety-four dollars
 (\$94.00)

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 Flynn and William

Flanagan (both now here) from the fact
 that deponent is informed by Detectives
Thomas Burleigh that they caused
 the arrest of the defendants Flynn
 upon suspicion of the said larceny
 when he Flynn confessed to him
 and in the presence of Detective
Patrick F. Hunt that he and
 the said defendant Flanagan
 had taken the said cigars and
 had left them ^{with} Kate Rogers at
114 West Street and that they
 then returned to the place where they
 had taken the said cigars ^{from} and that

Sworn to before me this
 18 day

Police Justice

0365

the defendant Flanagan went up to the
 apartment, who was asleep in a chair and
 took ^{the} fifty nine dollars from the
 left hand lower vest pocket which
 were it was then and then wearing
 upon his person and that he the defendant
 gave him five dollars of the said
 money.

Detective Thomas Burling further
 says that upon the said confession
 he went to the woman Kate Hysen at 100
 1/2 West Street and asked her if she
 had seen any of the said property brought
 there by the defendants when she told
 him the officer that the said defendants
 had come to her apartments at about 2:30
 O'clock A.M. said that with some
 cigar boxes and she refused to
 let them leave them in her apartments
 when they left that later on in the
 morning she saw the said boxes
 in the hall of said premises.

Wherefore defendant charges
 the said ^{being} ~~defendant~~ and ^{acting in concert with} ~~with~~
 taking stealing and carrying away
 the said property and prays
 that they may be held and dealt with
 as the law directs.

Sworn to before me } Martin J. Bolan
 this 25th day of Feb 1890

A. J. White
 Police Justice

0366

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Burleigh
aged years, occupation Police Officer of No.

W. R. Burleigh Street, being duly sworn deposes and

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

Sworn to before me this 25 day of July 1889 Thomas Burleigh

A. J. White
Police Justice.

0367

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick J. Hunt
aged years, occupation Police officer of No.
90 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Martin J. Nolan
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 25
day of Feb 1970

Patrick J. Hunt

A. J. White
Police Justice.

0368

CITY AND COUNTY {
OF NEW YORK, } ss.

aged 40 years, occupation Cook of No.

414 West Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Martin Molan
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this
day of

25
Feb
1890

Henry Hysan
Mark

A. J. White
Police Justice.

0369

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Michael Flynn

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

New York

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

Answer.

1114 West St.

4 years

Question. What is your business or profession?

Answer.

Oyster opener

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

Michael Flynn

Taken before me this

day of

July 18 1935

Police Justice.

0370

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

William Flanagan

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

579 West 26 St.

6 Mos.

Question. What is your business or profession?

Answer.

Labrer

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.

Am not guilty
Willie Flanagan

Taken before me this

day of

1890

Police Justice.

0371

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.....

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

Dated Nov 25 1890 [Signature] Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

0372

Police Court--- 2 338 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael J. Nolan
404 vs. Herbert A.
Michael Flynn
William Flanagan

Office
Sancione
Felton

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

3

4

Dated Feb 25 1890

White Magistrate.

Benleigh A. Hunt Officer.

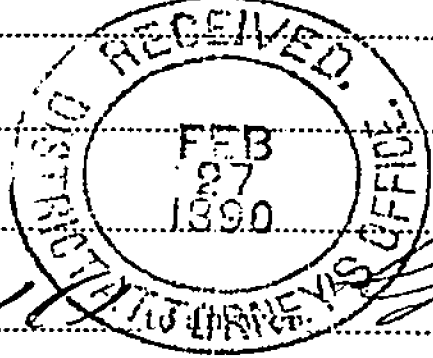
9 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.



William J. Byrne

g l 2
money

0373

District Attorney's Office,
City & County of
New York.

18

M.

C. J. Johnson

Peter J. Peterson
Printing Shop
opposite New
Boys Lodging
House

0374

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 Flynn and
William Flanagan*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by

this indictment, accuse

*Michael Flynn
and William Flanagan*
of the CRIME OF GRAND LARCENY IN THE *first* DEGREE,

committed as follows:

The said

*Michael Flynn and
William Flanagan, both*
late of the City of New York, in the County of New York aforesaid, on the *eighteenth*
day of *February* in the year of our Lord one thousand eight hundred and
ninety, at the City and County aforesaid, with force and arms, in the
night - time of the same day, divers promissory notes for the payment of money, being
159.00 then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of *thirty*

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *thirty dollars*

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

JOHN R. FELLOWS, District Attorney.

Witnesses;

Edw. G. Bullock

The officer informs
me that the
complainant is out
of the jurisdiction
of this Court & per-
haps he may never
return and at
present he cannot be
found - therefore I
accept plea of Petit
Larceny G.L.D.
March 11/90 and

H7

Rudy

Counsel,

Filed

7 day of March 1890

Pleas,

Not guilty

THE PEOPLE

vs.

Michael Flynn
(2 cases) *P*
and

William Blanagan
(2 cases) *P*

JOHN R. FELLOWS,

District Attorney.

Grand Larceny, 1st Degree.
[Sections 528, 530, Penal Code].

A TRUE BILL.

John Ham Rhoads
March 11/90 Foreman.

Robert J. P. A.
March 19 1890

Heard J. P. A.
March 20 1890

0375

0376

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 Flynn
and
William Flanagan

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

Michael Flynn and William Flanagan
of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed
as follows :

The said *Michael Flynn, and*
William Flanagan, both
late of the City of New York, in the County of New York aforesaid, on the *eighteenth*
day of *February* in the year of our Lord one thousand eight hundred and *ninety* :

six hundred squares of the value
of six cents each

of the goods, chattels and personal property of one

Martin J. Nolan

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

John P. Feltus,
District Attorney.

0377

BOX:

388

FOLDER:

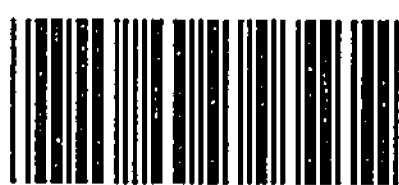
3617

DESCRIPTION:

Foley, Michael

DATE:

03/07/90



3617

0378

51

Selling on Sunday.

Counsel,

Filed

Pleaded,

Witneses:
all C F Harris

1890

THE PEOPLE

vs.

Michael Foley

Transferred to the Court of Sessions for trial and final disposition.

Part of March 28th 1891.

VIOLETION OF EXCISE LAW
(III Revision on Sunday, Etc.)
[III Revision, page 1083, Sec. 21 and page 1080, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John Henry Rhoades

Foreman.

0379

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 Foley

The Grand Jury of the City and County of New York, by this indictment, accuse
Michael Foley
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

Michael Foley

late of the City of New York, in the County of New York aforesaid, on the
eightth day of *July* in the year of our Lord one
thousand eight hundred and *eighty-eight* at the City and County aforesaid,
the same being the first day of the week, commonly called and known as Sunday, with
force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine,
one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial,
one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer,
and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one

Christian F. Thon

and to certain other persons whose names are 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

Michael Foley

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Michael Foley

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and
spirituous liquors, wines, ale and beer, with force and arms, at the City and County
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
closed, and on the said day the said place so licensed as aforesaid unlawfully did then
and there open, and cause and procure and suffer and permit, to be open, and to remain
open, against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.