0665

BOX:
532
FOLDER:
4853
DESCRIPTION:
Fanning, Thomas
DATE:
09/18/93

4853

Witnesses:

Charchage

W. F. McCrea

Counsel,

Filed 18 day of Sept 1893

Pleads,

THE PEOPLE

vs.

B

Thomas Fanning

Assault in the Third Degree.
(Section 219, Penal Code.)

ordered to special
Reserve for trial. Sept 21/93

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

E. W. Bloomingdale
Foreman.

Ar 74

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 ASSAULT IN THE THIRD DEGREE, committed as follows:

The said Thomas Fanning

late of the City of New York, in the County of New York aforesaid, on the 29th day of August in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, in and upon the body of one Charles Nagel in the peace of the said People then and there being, with force and arms, unlawfully did make an assault, and him the said Charles Nagel did then and there unlawfully beat, wound and illtreat, 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.

DE LANCEY NICOLL,
District Attorney.

0668

BOX:
532

FOLDER:
4853

DESCRIPTION:
Farrell, George

DATE:
09/29/93

4853

Defts name is Fowler.
Defts picture in Rogues gallery - under name of Sinnot.

Witnesses:
Paul Herb.

Subpoena office,
+ counsel for
Deft. without fee

Deft. convicted Ast. ~~in~~ ~~[illegible]~~ & steal. name of
James Farrel. RBM.
Aug 1898

Counsel,

Filed 29 day of Sept 189 8

Pleads,

24
156 Y Pen L

THE PEOPLE

vs.

Dennan

George Farrell

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Given days

A TRUE BILL.

Geo Bloomingdale

Foreman.

No 331
Part 2 - Nov. 6th 1893.
Tried and Convicted
S.P. 5 yrs - RBM
Nov. 16/93

10

COURT OF GENERAL SESSIONS OF THE PEACE, Part II.

City and County of New York.

The People, vs. GEORGE FARRELL.	Before, HON. RANDOLPH B. MARTINE, and a Jury.

Tried, NOVEMBER 6TH, 1893.

Indicted for GRAND LARCENY, in the FIRST DEGREE.

Indictment filed SEPTEMBER 29TH, 1893.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,

For THE PEOPLE.

MR. AMBROSE H. PURDY,

For THE DEFENSE.

PAUL HERB, THE COMPLAINANT, being duly sworn, testified that he was a black-smith, and lived at 213 West 53rd street. On the night of the 20th of September, 1893 he went to Sulzer's Harlem River Park, accompanied by a girl named Minnie Erdman, Ernest Erdman, his sister, and Earnest Erdman's wife. They went to the park about 10 o'clock At that time he had a watch in his left hand vest pocket, which was fastened by a chain. The bar of the chain was through the button hole of his vest. The watch was a silver one, and was worth about $7.00. He, the complainant, was standing watching the dancers, holding a little boy on his shoulder. He felt some one pulling at his watch chain, and he put the little boy down and grabbed the defendant by the collar. The defendant was the only person near him at the time, except his friends and the woman who was with the defendant. The defendant endeavored to get away from him, and he called a police officer. He, the complainant, told the officer that the defendant had stolen his watch. The defendant said he hadn't the com-

plainant's watch; and the defendant trembled and "the perspiration poured down from his face."

In cross-examination the complainant testified that the officer did not search the defendant in the park; the defendant was searched in the station house.

FRANK S. PRICE, being duly sworn, testified that he was an officer of the Municipal Police, attached to the 29th precinct. On the night in question he was assigned to duty in Sulzer's Harlem River Park. He first noticed the defendant on that night about halfpast 9. He saw the "pushing in the crowds andcoming out again," and that attracted his attention to the defendant. He watched the defendant, and he noticed a commotion in the crowd where the defendant was. He hurried to the spot, and found that the complainant had a hold of the defendant by the collar. The complainant said that the defendant had taken his watch. The defendant denied it, and said that he had no watch. There was a woman with the defendant

at the time; and the woman was in court at the time of the trial. The woman was also taken to the station house, where she was searched. He, the witness, did not search either the defendant or the woman in the park. No one had hold of the woman on the way to the station house; she went there voluntarily. The defendant had a chain hanging from his vest, but he had no watch in his possession.

FOR THE DEFENCE, MAMIE FARRELL, being duly sworn, testified that she was the wife of the defendant. She had been married about four years. She lived at 1,567 Avenue A, with her husband's folks. It was the 27th, and not the 20th of September, that her husband was arrested. She and her husband went out for a ride that night, and they saw the lights in the park; and they got off the car and went into the park. They were watching the dancing, and there was quite a crowd there. Her husband had a hold of her arm, and he never let go of her arm. Two men were standing

between them and the complainant. The men suddenly disappeared, and the complainant said, "Oh, my watch!" Her husband still had a hold of her arm. The complainant turned around and grabbed hold of the defendant by the collar, and said, "You have my watch." The defendant, "No, I haven't." The complainant said, "Well, I will call an officer." The defendant was satisfied with that, and he walked quite a distance with the complainant before they saw an officer. The complainant told the officer that the defendant had his watch, and the defendant denied it. The officer told the defendant if he had the watch he had better return it. The officer then arrested the defendant. She went to the station house with her husband and the officer. Her husband was searched in the station house, but nothing was found on him. She, the witness, was also searched, in the station house, and nothing was found on her. The defendant was throughly searched in the park by the officer. She was not positive that it occurred on the 27th; but she

was almost sure that it was the 27th.

In cross-examination the witness testified that the reason she was so sure about the date being the 27th was that it was the last Wednesday in the month. Previous to the trial she had told her story to some one in the office of counsel for the defendant; the story had been taken down, and read over to her; she had read it herself; she was then asked to tell it again, while some one watched the paper to see if she recited it correctly. Her namewas Farrell. She was married to the defendant by Pastor Fox, on Staten Island. The defendant gave the name of Fowler when he was married. When she said that her name was Farrell, it was because the defendant did not wish his parents to be disgraced, although his father was in court at the time of the trial.

Police Court 5th District. **Affidavit—Larceny.**

City and County of New York, } ss:

Paul Herb

of No. 213 W 53d Street, aged 25 years, occupation Blacksmith being duly sworn, deposes and says, that on the 20 day of September 1893 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:

and person

One silver watch of the Value of Seven dollars.

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by George Farrell (now here) from the fact that at about the hour of 10 O'clock P.M. said date deponent was in Sulzer & Harlem River Park at 2nd Avenue and 127th street and at that time deponent had said watch in the lower left hand pocket of his vest with a chain attached thereto with the other end of said chain hooked or caught in a button hole of said vest deponent felt a tug or pull at his watch chain and immediately missed said watch from his pocket and caught hold of this deponent who was standing beside deponent at deponents-

Sworn to before me this day of 189

Police Justice.

left hand side near to the pocket where said watch was. and as this defendant was the only person near defendant at the time. and as he was the only person who could have taken said watch. defendant charges this defendant with feloniously taking stealing and carrying away said property from the person of defendant in the night time.

Wherefore defendant prays the said defendant may be held and dealt with according to law.

Paul Herb

Sworn to before me this 21st day of Sept 1893

Police Justice

Police Justice

Sec. 198–200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

George Farrell 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 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. George Farrell

Question. How old are you?

Answer. 24 Years old

Question. Where were you born?

Answer. New York City

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

Answer. 1567 Avenue A. — 24 Years

Question. What is your business or profession?

Answer. Bartender

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

Geo Farrell

Taken before me this 21 *day of* October 189 3

Police Justice.

0679

Sox. 2 & Phillips Lan

$1000 bail

P.40

Police Court--- 5 District. 1015

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Paul Klak
213 W. 53rd St.
1 George Tansey
2
3
4

Offence Larceny from the person

Dated Sept 21 189 3

Frank Feiner, Magistrate.

Frank A. Ulrich Officer.

29 Precinct.

Witnesses Louis Schwarz
No. Steven Villa Street.
Walter Griffith
No. The Empire Restaurant
No. 1 Broadway Street.

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street

RECEIVED SEP 25 1893 DISTRICT ATTORNEY

No. 1000 $ to answer

Ch 331

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 One 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 21 189 3 Thos Feiner Police Justice.

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

Dated _____ 189 _____ 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 _____ 189 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Farrell

The Grand Jury of the City and County of New York, by this indictment, accuse George Farrell of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said George Farrell, late of the City of New York, in the County of New York aforesaid, on the 20th day of September in the year of our Lord one thousand eight hundred and ninety-three, in the night time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of seven dollars

of the goods, chattels and personal property of one Paul Stern on the person of the said Paul Stern then and there being found, from the person of the said Paul Stern 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.

De Lancey Nicoll,
District Attorney.

0681

BOX:
532

FOLDER:
4853

DESCRIPTION:
Farrely, Charles

DATE:
09/12/93

4853

Witnesses:

Mary Manuel

Than Examined the Complaining witness in this Case and find that she is not positive as to the identity of the person who took the money from her. The officer in the case knows nothing against the character of the defendant. And there are those who speak of him as an industrious person. I am satisfied no conviction can be obtained. I would therefore recommend his discharge upon his own recognizance

Sept. 26th 93 Robert Townsend
Dist Atty.

Counsel

Filed 12th day of Sept 1893

Plead Not guilty 13

THE PEOPLE

vs.

Charles Farrely

H.D.

Grand Larceny, Third Degree.
(From the Person.)
[Sections 528, 531. Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Dist 2 — Sept. 26, 1893.
On motion of District Attorney deft discharged on his own recognizance

A TRUE BILL.

Geo Bloomingdale

Foreman.

No 129

Sept 26

POOR QUALITY ORIGINAL

2880

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 4 DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

William H. Dudley

of the 31 Precinct Police, being duly sworn, deposes and says that Mary Maurer (now here) is a material witness for the people against Charles Farley charged with Larceny from the person. As deponent has cause to fear that the said Mary Maurer will not appear in court to testify when wanted, deponent prays that the said Mary Maurer be committed to the House of Detention in default of bail for ~~his~~ her appearance.

William H. Dudley

Sworn to before me this 9 day of Sept 189 8

W. J. Gaynor

Police Justice.

Police Court Fourth District.

1912

Affidavit—Larceny.

City and County of New York, } ss.

Mary Manuel

of No. Richmond Ter., Street, aged 19 years,

occupation Domestic being duly sworn,

deposes and says, that on the 6 day of September 189 3 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the night time, the following property, viz:

Good and lawful money of the United States of the amount and value of eight dollars

$8.00

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 Charles Farley (now here)

for the following reasons. That on said date about the hour of 11.30 P.M. on said date deponent was on First Avenue between 39th & 40th Sts. That deponent took the said sum of money out of her purse and held the same in the right hand. That the defendant grabbed the money out of deponent's hand and ran away. That deponent immediately caused his arrest and prays that he be dealt with according to law.

Mary Manuel

Sworn to before me, this 11th day of May 1893

Police Justice.

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Charles Farley 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. Charles Farley

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York City

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

Answer. 329 East 43 St — 4 years

Question. What is your business or profession?

Answer. File layer

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 Farrely

Taken before me this 15 *day of* Aug 189

Police Justice.

Witness Mary Manuel
Robert by Michael Irwin
40 Mott St

956

Police Court---4th District.

1324

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mary Manuel
vs.
Leo Farley
Offense Larceny from the person

2 .....
3 .....
4 .....

Dated, Sept 7 189 3

Sept 7 Magistrate.
Officer.
Precinct.

Witnesses
No. ..... Street.
No. ..... Street.

HOUSE OF DETENTION CASE.

No. ..... Street.
No. ..... Street.
No. ..... Street.
$ 1000 to answer
P. 956

RECEIVED
SEP 11 1893
DISTRICT ATTORNEY'S OFFICE.

Sept 9. 1893 Sept 9. 1893
Complainant & witness by attorney

BAILED,

No. 1, by ..... Residence ..... Street.
No. 2, by ..... Residence ..... Street.
No. 3, by ..... Residence ..... Street.
No. 4, by ..... Residence ..... Street.

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 7 *189* 3 ..... Wm H. Burke *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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 Farrely

The Grand Jury of the City and County of New York, by this indictment, accuse Charles Farrely of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Charles Farrely late of the City of New York, in the County of New York aforesaid, on the sixth day of September in the year of our Lord one thousand eight hundred and ninety-three, in the night time of the said day, at the City and County aforesaid, with force and arms,

the sum of eight dollars in money, lawful money of the United States of America, and of the value of eight dollars

of the goods, chattels and personal property of one Mary Mannel on the person of the said Mary Mannel then and there being found, from the person of the said Mary Mannel 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.

De Lancey Nicoll,
District Attorney.

0688

BOX:
532
FOLDER:
4853
DESCRIPTION:
Feco, Dominico
DATE:
09/21/93

4853

0689

BOX:
532
FOLDER:
4853
DESCRIPTION:
Feco, Dominico
DATE:
09/21/93

4853

Witnesses:

Max May

Counsel, L. Barber

Filed 28 day of Sept. 1893

Pleads, Not Guilty

THE PEOPLE

vs.

Dominico Feco

Part III

Oct 13

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

E. W. Bloomingdale

Part 3. October 13/93 *Foreman.*

Tried and Acquitted

No 244

Police Court, 2d District. 1901

City and County of New York, ss. Max May

of No. 35 Sullivan Street, aged 21 years,

occupation Metal polisher being duly sworn, deposes and says,

that on the 24th day of August 1903 at the City of New

York, in the County of New York, he caused the arrest of

Dominico Teco (Another

Charged with Maiming for the

reasons following to wit:

Defendant had assaulted deponents

mother (Sophia May) deponent went

to defendant to ascertain the cause

of said assault: that defendant

then attempted to assault deponent

with a large knife that he held

in his hand, that defendant

caught hold of deponent: that

in the struggle: deponent was

thrown down by defendant, that

while deponent was down: the

defendant did bite a piece from

deponents ear. Deponent therefore

charges the defendant with

Maiming in violation of section 206.

of the Penal Code and prays

that he be held to answer

Sworn to before me
this 25th day of August 1903

Max May

Police Justice

0692

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Dominico Feco 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. Dominico Feco

Question. How old are you?

Answer. 50 years

Question. Where were you born?

Answer. Italy

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

Answer. 11 Thompson Street 3 months

Question. What is your business or profession?

Answer. Grocer

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

his
Dominico × Feco
mark

Taken before me this 7

day of January 1886

Police Justice.

0693

August 26
1893 - 10 A.M.

BAILED,
No. 1, by Aug 27th 1893
Residence 1 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

Mary Mary
38 Eleventh
Dominick Fox

2
3
4

Offense Maiming

Dated, August 25 189 3

Magistrate.

Officer.

Precinct.

Witnesses Sophia Mary
No. 35 Sullivan Street.
John Hay
13 Thompson Street.
Dominick Schwindt
No. 11 Thompson Street.
Timothy Morrison
No. 7 Thompson Street.

$ 1,000 to answer

Thos. F. Smith
Thos. F. Smith
On Aug 28 1893

RECEIVED
AUG 28 1893
DISTRICT ATTORNEY

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* One *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, August *189* 3 *Police Justice.*

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

1881

(455)

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Dominico Fazio

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

of the crime of Manslaughter.

committed as follows:

The said Dominico Fazio,

late of the City of New York, in the County of New York aforesaid, on the twenty fourth day of August, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, in and upon one Mary Mary, wilfully and feloniously did make an assault, and with intent to injure, did injure and disable the said Mary Mary; did then and there wilfully and feloniously strike off a portion of one of the ears of the said Mary Mary, thereby inflicting upon the person of the said Mary Mary an injury which did and yet doth permanently disfigure her person by such mutilation thereof

as aforesaid; against the peace of the State in such case made and provided, and against the peace of the People of the State aforesaid, and their dignity.

Attorney General.

District Attorney

0696

BOX:
532
FOLDER:
4853
DESCRIPTION:
Filantes, George
DATE:
09/15/93

4853

Witnesses:

Nolanis

It seems impossible to find complainant in written case and therefore recommend the discharge of defendant on his own recognizance

Nov. 15. 93 Taylor Asst. Dist. Atty.

Counsel,

Filed 15th day of Nov 1893

Pleads, Not guilty

THE PEOPLE

vs.

P

George Filantes

Assault in the First Degree, etc. (Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Part 2. Nov. 10. 93 Bd.
" 14. 93 Bd.

A TRUE BILL.

Ew Bloomingdale

Foreman.

On recom. of Dist. Atty. defdt discharged on his own recog. BBM

Oct 19-5 Nov 14/93

Part II Oct 10/93 S. O. K. Fowler
Part II Oct 17/93 Adj. Taylor
Off Term. Cowell disappeared

Police Court— 1 District. 1931

City and County of New York, } ss.:

Constantine Valsamis

of No. 109 Cherry Street, aged 56 years,

occupation Sponges being duly sworn,

deposes and says, that on the 10 day of August 189 2 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by George Filantes who cut and stabbed deponent with a knife then and there held in his hands.

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant.

Wherefore this deponent prays that the said assailant may be ~~apprehended and~~ bound to answer for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 19 day of August 189 2 } his Constantine x Valsamis mark

[illegible] Police Justice.

(1885)

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

George Filaites 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 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. George Filaites.

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. Greece.

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

Answer. No home (Sailor)

Question. What is your business or profession?

Answer. Sailor

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

Answer. I am not guilty

his
George x Filaites
mark

Taken before me this 16 day of August 189 B

Police Justice.

0700

63

886

Police Court--- 1 **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Complaint of Abraham Lefkowitz 109 Eldridge Street

1. Abraham Lefkowitz
2.
3.
4.

Offense Felonious Assault

Dated, Aug 10 1893

Magistrate. Mott

Officer.

Witnesses Chas Schneider

No. Precinct.

No. 109 Eldridge Street.

No. Charles Schneider

No. 946 Hudson Street.

RECEIVED AUG 12 1893 POLICE DISTRICT ATTORNEY

No. Street.

$ 1000 to answer

Case Dismissed

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 Smith

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of One *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, 189 Thomas Mott *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated, 189 *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Filantes

The Grand Jury of the City and County of New York, by this indictment, accuse George Filantes of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said George Filantes, late of the City of New York, in the County of New York aforesaid, on the Tenth day of August, in the year of our Lord one thousand eight hundred and ninety-three, with force and arms, at the City and County aforesaid, in and upon the body of one Constantine Valsamis, in the peace of the said People then and there being, feloniously did make an assault, and he the said Constantine Valsamis with a certain knife which the said George Filantes in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent he the said Constantine Valsamis thereby then and there feloniously and wilfully to kill, 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 George Filantes of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said George Filantes, 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, in and upon the body of the said Constantine Valsamis, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and he the said Constantine Valsamis, with a certain knife which the said George Filantes in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully strike, beat, cut, stab and wound, 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.

DeLancey Nicoll
District Attorney

0702

BOX:
532

FOLDER:
4853

DESCRIPTION:
Finkel, Morris

DATE:
09/18/93

4853

Witnesses:

L. Switzer

M. Michael

Bail by

Cruzen $1500

Sy. Sept 14/93

Hurasson

Counsel,

Filed 11 day of Sept 1893

Pleads, Not guilty 19

THE PEOPLE

vs.

Morris Finkel

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Part 2. Nov 23rd 1893
Bail Discharged
RRS

A TRUE BILL.

Geo Bloomingdale
Foreman.

off the term
No 202 2/13,
Part I. Dec. 12th 93
Forman

The complainant Jacob Switzer points in the request that the right to be changed on this ground. No witnesses obtained upon which the complainant has been detained for the offense charged and the defendant has been discharged by the Grand Jury. The complainant testifies that the defendant is guilty of the offense and asks leave to withdraw the plea. Sworn to and subscribed before me this 23rd day of Nov 1893

Jacob Switzer

Story of the complaint. The defendant has been detained for the offense charged. Sworn to and subscribed before me this 23rd day of Nov 1893

A. Dr

Witnesses:

L. Lentz

M. Michael

Bail by

Cruzeck $1500

Sy. Sept 4/93

Gerasson

Counsel,

Filed 1st day of Sept 189 3

Pleads Not guilty

THE PEOPLE

vs.

Morris Finkel

Grand Larceny, ~~1st~~ 2nd Degree.
(From the Person.)
[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Part 2. Nov 23rd 1893
Bail Discharged
RPG

A TRUE BILL.

Eli Bloomingdale
Foreman.

off the calendar
JB.

No 202

Part I. Dec. 12th 93
Forman

The complainant Jacob Switzer forms in the request that the right to be charged on his own recognizance. No money was obtained upon the check which the complainant lost and the defendant presented. The complainant has been steadily employed for the past two years to offer reasonable terms. The defendant's affidavit by the friends. Since then facts and good character of the defendant are of opinion that the interests of public and justice by the defendant being released on his own recognizance. Therefore recognizance be discharged on the defendant's part.

Dated Nov 23/93

A.D.P.

FOR QUALITY ONLY

6016

0705

330 Bowery, Cor. Bond St.

No. 1027

New York, Aug 21 1893

GERMAN EXCHANGE BANK

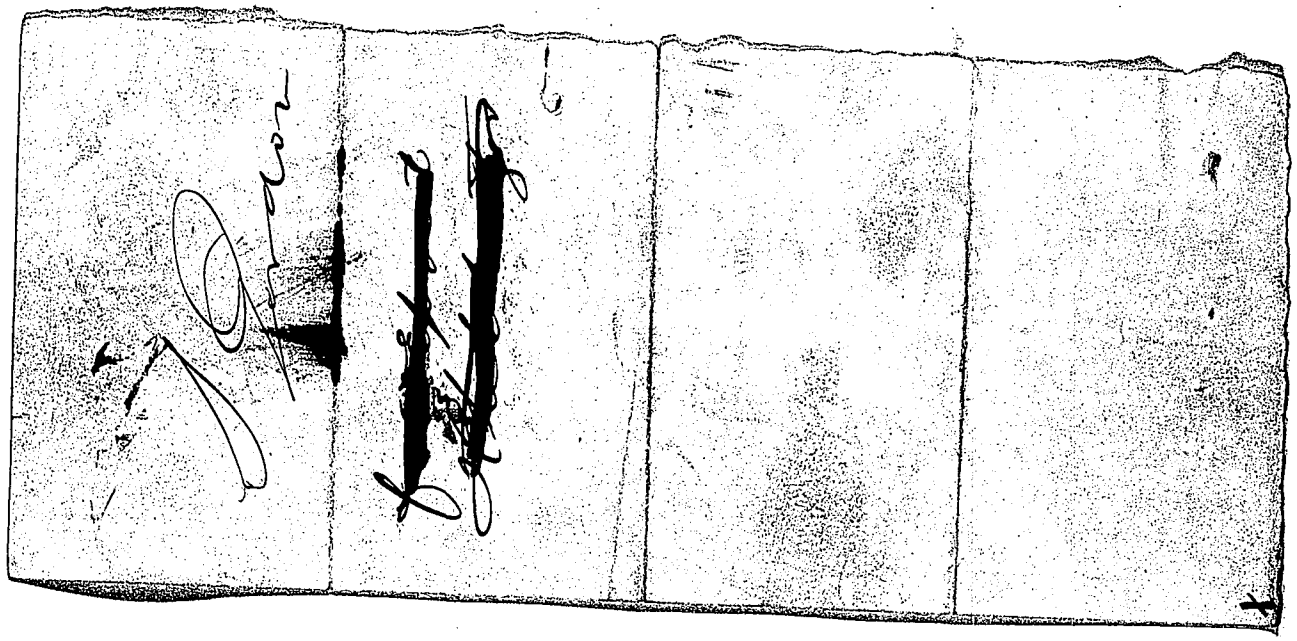
Pay to the order of S. Gorson

one Hundred Dollars

$100 00/100

Jacob Kohman

J. Ottmann Lith. Co. Puck Bldg. N.Y.



1

Police Court— 1st District. 1912

Affidavit—Larceny.

City and County of New York, } ss.

Jacob Fritzer

of No. 143 Bowery Street, aged 54 years,

occupation Real Estate being duly sworn,

deposes and says, that on the 31st day of August 1912 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~~ day time, the following property, viz:

person

The note of the value of Seven hundred and fifty dollars Two checques, one of the value of one hundred dollars payable at German Exchange bank and signed Jacob Richman and endorsed by I Sordan, and one check of the value of $25 50/100 dollars

Being together of the value of Eight hundred and seventy seven 50/100 Dollars

the property of $877 50/100

Jacob Fritzer

Deponent

Sworn to before me this day of 189

Police Justice.

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 Morris Fricke (as above)

for the reasons following to wit On said day deponent had said property in a bank pass book which he had in the lower left hand coat pocket of the coat he had. and when deponent arrived at the Union Square bank he missed said property from said book. Deponent is informed by Maurice Michael of 143 Bowery, that on the 31st day of August said defendant came to the broker office of Charles D J Raelle at 143 Bowery and presented ~~the~~ said a check and asked for one hundred dollars he stating

to the clerk in charge that he was the S Gordan mentioned in said check and the person to whom said check was made payable and that said Michael knew that defendant was not S Gordan mentioned in said check, and that said Michael knowing the said Gordan intimately well, and having been in fact by him and by deponent after the larceny of said property caused defendant to be arrested. Deponent further says he is informed by Michael Rhape a detective sergeant of police headquarters, when he arrested defendant said defendant took him a man by the name of Brodsky in 2d Street gave him said check and if said Rhape arrested accompanying him he would find said Brodsky that said Rhape did accompany him and said defendant was unable to find said Brodsky, and that said defendant admitted and confessed to said Rhape in presence of said Michael that his name was Twiskel, and not Gordan as he had stated before. Deponent further says that the certification made on said check did not appear on said check at the time he had the same in his possession and that the check herein referred to is fully identified by him as being the one he had he therefore charges defendants with the larceny of said property.

Sworn to before me this 24 day of Aug 1873

Edward J Malone

Police Justice

Wm J Smith

CITY AND COUNTY OF NEW YORK, } ss.

Michael Reape

aged 39 years, occupation Detective Sergeant of No. 300 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Jacob Sutzer and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, 23 day of August 1893 } Michael J. Reape

Bernard Martin
Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Maurice Michael

aged 19 years, occupation Clerk of No. 143 Bowery Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Jacob Sutzer and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, 23 day of August 1893 } Maurice Michael

Bernard Martin
Police Justice.

(1885)

Sec. 198—200.

1 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Morris Finkel 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. Morris Finkel

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Germany

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

Answer. 104 Monroe St 2 years

Question. What is your business or profession?

Answer. Suspender Maker

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

Morris Finkel

Taken before me this 23 day of July 1889

Police Justice.

0711

895

Police Court--- 1 **District.**

1894

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Theodore Seitz

1248 1st Avenue

Louis Seitz

2. 3. 4.

Offense Forgery

Federal

Dated, May 22d 1893

Magistrate.

Witnesses Maurice Michael

214 E. Houston St.

Precinct.

No. Cashier Emmanuel Exchange Bank

"Fox" Managing Clerk 70 Wall St.

143 Bowery

Street.

BAILED,

No. 1, by Louis Seitz

Residence 236 Madison Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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 Theodore Seitz *guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* Twenty 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, May 23 *189*3 Edward Carroll *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

Committed

Ch 202

PART III.

THE COURT ROOM IS IN THE SECOND STORY.
If this Subpœna is disobeyed, an attachment will immediately issue
Bring this Subpœna 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.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Louis Fischel

of No. 346 E 85 Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 30 day of NOVEMBER 1896, at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

Louis Fischel

Dated at the City of New York, the first Monday of NOVEMBER in the year of our Lord 1896

JOHN R. FELLOWS, *District Attorney.*

346 E 85

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

0714

77

Police Court--- 1 **District.**

895
1884

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Leon 124 E 114 st
Lorenzo Ortiz
2
3
4

Offense Grand Larceny
Felony

Dated Aug 22 1893 189

Magistrate.

Officer

Precinct.

Witnesses
Maurice Nichol
124 E. 114th st
No. Street.
Chas. Schmitt
149 Elizabeth
No. Street.
Cashier Germania Exchange Bank
"for" manager Park & Tilford
No. Street.
143 Bowery
No. Street.

$ 500 to answer

Committed
Ch 202

BAILED,

No. 1, by Louis Ostchoff
Residence 236 Madison Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

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 Leon Leon

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, Aug 23 *189*3 Thomas Martin *Police Justice.*

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

Dated, *189* *Police Justice.*

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

Dated, *189* *Police Justice.*

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
Morris Finkel

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.

Jacob Schnitzer

Court of General Sessions
City and County of New York

The People
vs.
Morris Finkel

Affidavit and withdrawal
of Complaint.

A. H. Sarasohn
defendant's attorney
346 & 348 Broadway
N.Y. City

COURT OF GENERAL SESSIONS,

CITY AND COUNTY OF NEW YORK.

----------X

PEOPLE ON MY COMPLAINT

vs.

MORRIS FINKEL,
Deft.

----------X

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 known the Defendant and his family for a number of years. That he always has been honest, trustworthy and steadily employed.

The property consisting of a check for $100, which was either lost or stolen from me, has been returned. That no money was obtained upon this check and I am of the opinion that when the Defendant stated that he was sent to cash this check by one Harris Gordon, he told a truthful story.

In view of the Defendant conducting himself with propriety and working industriously, for a livelihood, being with a well-known firm for a number of years,

I RECOMMEND that your HONOR discharge this Defendant on his own recognizance.

Sworn to before me this
23rd day of November, 1897.

Jacob Schnitzer

Louis Muller
Notary Public
New Co.

New York, Nov 29 1896

Gentlemen

I bring unable to attend to the trial of the enclosed subpoena as the firm I am working for is out of the City at present and I am the only one to attend to their business. hoping you will excuse me for not calling

Yours truly
Maurice Michaels

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Morris Finkel

The Grand Jury of the City and County of New York, by this indictment, accuse Morris Finkel of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Morris Finkel late of the City of New York, in the County of New York aforesaid, on the twenty-first day of August in the year of our Lord one thousand eight hundred and ninety-three, in the day-time of the said day, at the City and County aforesaid, with force and arms,

one written instrument and evidence of debt, of the kind called promissory notes, for the payment of, and of the value of seven hundred and fifty dollars, one other written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of, and of the value of one hundred dollars, one other written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques for the payment of, and of the value of twenty-seven dollars and fifty cents of the goods, chattels and personal property of one Jacob Schmitzer on the person of the said Jacob Schmitzer then and there being found, from the person of the said Jacob Schmitzer 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.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Morris Finkel of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Morris Finkel 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, one written instrument and evidence of debt, of the kind called promissory notes, for the payment of, and of the value of seven hundred and fifty dollars, one other written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of, and of the value of one hundred dollars, one other written instrument and evidence of debt, to wit: an order for the payment of money of the kind called bank cheques, for the payment of, and of the value of twenty-seven dollars and fifty cents — of the goods, chattels and personal property of one Jacob Schmitzer by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Jacob Schmitzer unlawfully and unjustly, did feloniously receive and have; the said Morris Finkel 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.

DE LANCEY NICOLL,
District Attorney.

0721

BOX:
532

FOLDER:
4853

DESCRIPTION:
Firman, George

DATE:
09/22/93

4853

0722

BOX:
532

FOLDER:
4853

DESCRIPTION:
Firman, Ida

DATE:
09/22/93

4853

Witnesses:

J. Smoritz Esq

A. Dunder

B. Lurie

Part I January 30/94

On the within withdrawal are for the further reason that the People are without any other witness before the case I recommend that the defts herein be discharged on their own recognizances.

J. D. Maedrus
Asst

Counsel, J. McKeon

Filed 29 day of Sept 1893

Pleads, Not Guilty 20.

THE PEOPLE

vs.

George Firman

and

Ida Firman

Grand Larceny, First Degree.
(From the Person.)
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

Part I
January 30

A TRUE BILL.

Eug Bloomingdale
Foreman.

Ind. filed term Jany 26/94

Jany 30/94

On recom of Dist. Atty. with defts. discharged on their own recog.

B.M.

Police Court— 3 District.

1912

Affidavit—Larceny.

City and County of New York, } ss.

Joseph Swinitzky

of No. 28 Henry Street, aged 32 years,

occupation Pedler being duly sworn,

deposes and says, that on the 24th day of July 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the night time, the following property, viz:

Two pairs of diamond earrings of the value of Two hundred and ten 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 George Firman and Ida Firman both now here, who were in company with each other and acting in concert for the reasons that deponent was in the company of the defendants in a saloon at 253 Bowery and displayed the earrings to the defendants ~~and~~ with a view to sell them or either of the pair and Ida examined them and returned them to deponent and deponent placed them in the right side ~~vest~~ pocket of the vest then worn on his person. Deponent was in defendants' company several hours and during said time said Ida in defendants George's presence

Sworn to before me, this day of 189

Police Justice.

placed her hands upon deponents body. After deponent left the place ~~and~~ was about a block away from the said saloon deponent placed his hand into said pocket but said earrings were missing.

Sworn to before me this 24th July, 1893

John Kelsoulus
Police Justice

Joe Trimitquay

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

George Firman 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 Firman

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. New York

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

Answer. 163 Orchard St. 2 months

Question. What is your business or profession?

Answer. Bartender

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. I demand an examination.

George Firman

Taken before me this 3rd *day of* May 1893

James E. Allen

Police Justice.

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Ida Furman

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New Jersey

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

Answer. 163 Orchard St. 2 months

Question. What is your business or profession?

Answer. Keep house

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. I demand an examination

Ida Furman

Taken before me this 2d day of July 1893

Patrick Callaghan Police Justice.

BAILED,

No. 1, by Ann Schneider

Residence 74 Norfolk Street.

No. 2, by Nathan Bruchs

Residence 79 Norfolk Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court, 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph Weintraub 28 Henry St.

George Thomas 28 B

Aug Thomas

3

4

Offense, Grand Larceny

Dated, July 24 1893

John Harris Magistrate.

Harris Officer.

11 Precinct.

Witnesses Alfred Dundas

No. 93 Division Street.

Rauer Kurre

No. 7 Monroe Street.

No. Street.

Bail Street.

to appear

Case

Ch. No.

RECEIVED DISTRICT ATTORNEY'S OFFICE JUL 27 1893

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

Dated, July 24 1893 John R. Woodbis Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
George Firman &
Ida Firman

As complainant in the above case, I beg to recommend the defendants 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 desire to withdraw the complaint and ask that the defendants be discharged. I was drunk on the night in question and cannot really tell whether the defendants took my property or not but I have so much doubt about it that I ask for their discharge.

Joe Trinitzky

Witness
James W. McLaughlin

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Firman
and
Ida Firman

The Grand Jury of the City and County of New York, by this indictment, accuse George Firman and Ida Firman of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said George Firman and Ida Firman, both late of the City of New York, in the County of New York aforesaid, on the 24th day of July, in the year of our Lord one thousand eight hundred and ninety-three, in the night time of the said day, at the City and County aforesaid, with force and arms,

four earrings of the value of fifty dollars each

of the goods, chattels and personal property of one Joseph Swinitzky on the person of the said Joseph Swinitzky then and there being found, from the person of the said Joseph Swinitzky 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.

De Lancey Nicoll
District Attorney.

0731

BOX:
532

FOLDER:
4853

DESCRIPTION:
Fitzgerald, William

DATE:
09/15/93

4853

0732

BOX:
532

FOLDER:
4853

DESCRIPTION:
Smith, Thomas

DATE:
09/15/93

4853

Witnesses:

Jeff A. Leary

Counsel, J. H. McLaughlin

Filed 15th day of Sept 1893

Pleads, Not guilty 18

THE PEOPLE

vs.

William Fitzgerald

and

Thomas Smith

Burglary in the Third Degree.

[Section 498, 500, Penal Code.]

Defendants, Jeremiah Lynch

DE LANCEY NICOLL,

District Attorney.

Not guilty and Found

Dec 15

A TRUE BILL.

Ed Bloomingdale

Foreman.

Part 3. February 21/94

Defts discharged on own recog-

Nov 185 Pt III

Indictment defective and Dismissed

Ward Archibald — N/K

In view of the withdrawal of the complaint herein which complainant desires to make and in view of the length of time defendants have been imprisoned I think that the ends of justice will be attained by the discharge of defendants upon their own recognizance & recommend the same J. W. Osborne

Feb 19th 1894 Deputy

Defendants discharged Feb 19th 1894

Witnesses:

Off O'Leary

Scandal Pet. Feb 19th 1894

In view of the withdrawal of the complaint herein which complainant expresses to make and in view of the length of time defendants have been imprisoned I think that the ends of justice will be attained by the discharge of defendants upon their own recognizance and recommend the same. J. W. Osborne Feb 19th 1894 Deputy

Counsel, J. A. McLaughlin

Filed 15th day of Sept 1893

Pleads, Nolle 18

THE PEOPLE

vs.

William Fitzgerald

and

Thomas Smith

Burglary in the Third Degree.

Petty Larceny

[Section 498, Code of Criminal Procedure.]

DE LANCEY NICOLL,

District Attorney.

Not found

Dec 15

A TRUE BILL.

Eli Bloomingdale

Part 3. February 21/94 Foreman.

Defts discharged on their own recognizance

No 185 Pt III Feb 21 1894

Indictment defective and Nolle

Ward Recorder 1894

Police Court— 3 —District.

City and County of New York, } ss.:

James O'Hare

of No. 67 Catherine Street, aged 38 years,

occupation Baker being duly sworn

deposes and says, that the premises No. 67 Catherine Street,

in the City and County aforesaid, the said being a Four Story

Tenement The Ground Floor

~~of and~~ which was occupied by deponent as a Bakery

~~and in which there was at the time a human~~ being by name

were BURGLARIOUSLY entered by means of forcibly opening

a Fanlight & transom

leading into said premises

on the 18th day of September 188 in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of Cake

and bread valued

at Seven dollars

the property of O'Hare

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

William Fitzgerald and Thomas

Smith (both boys) who were acting

in concert

for the reasons following, to wit: at the hour of Eight

o'Clock P.M on the 12th Inst de-

fendants security closed and

fastened the doors and

windows of said premises

the said Fanlight being closed

and said property in said

bakery and deponent having

found said Fanlight open

and said prisoner missing he is informed by Officer Dennis J. Leary that he then found in the possession of the defendants in Chung Shui a quantity of bread and cake which prisoner acknowledges has since been identified as being a portion of the stolen property

Sworn to before me this 13th day of September 1895

James D. Edmunds

John L. Ryan

Police Justice

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ _____ Bail.

Bailed by _____

No. _____ Street.

CITY AND COUNTY OF NEW YORK, } ss.

1921

Dennis F. Ryan

aged 29 years, occupation Police Officer of No. 7 Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of James O'Keefe and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 3 *day of* Sept. 1893 } Denis O'Leary

John Ryan *Police Justice.*

Sec. 188—200. 3 1882

District Police Court.

City and County of New York, ss:

Thomas Smith 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. Thomas Smith

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. 183 Henry St. 7 mos

Question. What is your business or profession?

Answer. Collar maker

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

Thos Smith

Taken before me this 3 *day of* 189 3

Police Justice.

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

William 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. William Fitzgerald

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. New York

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

Answer. 324 Cherry St. 1 year

Question. What is your business or profession?

Answer. Cut muffins

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

William Fitzgerald

Taken before me this 23 *day of* December *1882*

Police Justice.

Police Court 3 District. 962

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.

Offense

8

4

Dated, 189

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

BAILED,

No. 1, by Street.
Residence

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

RECEIVED SEP 14 1893 DISTRICT ATTORNEY

No. Street.

$ to answer

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

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, 189 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, 189 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated, 189 *Police Justice.*

1881

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
William Fitzgerald
Thomas Smith

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.

As complainant in the above case, I desire to withdraw the complaint & ask that the defendants be discharged. The defendants have been punished more than enough already. They have good homes & good surroundings and the arrest will be a lesson to them in the future.

James D. Holme

Witness
James W. McLaughlin
Feb 20th '14

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Fitzgerald and Thomas Smith

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

William Fitzgerald and Thomas Smith

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

The said William Fitzgerald and Thomas Smith, both

late of the 7th Ward of the City of New York, in the County of New York, aforesaid, on the thirteenth day of September in the year of our Lord one thousand eight hundred and ninety-three in the night-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the store of one

James D. Helme

there situate, 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 James D. Helme in the said store then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statue 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 William Fitzgerald and Thomas Smith

of the CRIME OF Petit LARCENY committed as follows:

The said William Fitzgerald and Thomas Smith, both

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 said day, with force and arms,

one hundred loaves of bread of the value of five cents each loaf, and twenty pounds of cake of the value of fifteen cents each pound

of the goods, chattels and personal property of one James D. Helme

in the store of the said James D. Helme

there situate, then and there being found, in the store 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.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said William Fitzgerald and Thomas Smith of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said William Fitzgerald and Thomas Smith, both late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

one hundred loaves of bread of the value of five cents each ~~pound~~, loaf, and twenty pounds of cake of the value of fifteen cents pound

of the goods, chattels and personal property of James D. Helme

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said James D. Helme

unlawfully and unjustly did feloniously receive and have; the said William Fitzgerald and Thomas Smith then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0745

BOX:
532

FOLDER:
4853

DESCRIPTION:
Fitzgibbons, Patrick

DATE:
09/06/93

4853

Witnesses:

.....

.....

.....

.....

.....

.....

Counsel,

Filed 6 day of Sept 1893

Pleads Not guilty

THE PEOPLE

vs.

Patrick Fitzgibbons

Grand Larceny, First Degree.
(From the Person.)
[Sections 528, 531, Penal Code.]

Sept 13/93
A.D.

Jury discharged

DE LANCEY NICOLL,
District Attorney.

Bury Alyer dismissed
N.O.P.D.

A TRUE BILL.

Geo. Greenwood
Foreman.

Plead guilty Sept 12/93
No 7.

CITY AND COUNTY OF NEW YORK, } ss.

James Farrell

aged 35 years, occupation Patrolman of No. Battery Place Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Adam J. Mayer and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, 2d day of August 1893 } James J. Farrell

Simon Martin
Police Justice.

(1335)

Sec. 198—200.

1 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Patrick Fitzgibbons 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. Patrick Fitzgibbons

Question. How old are you?

Answer. 48 years

Question. Where were you born?

Answer. Ireland

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

Answer. 11 Stanton

Question. What is your business or profession?

Answer. Longshoreman

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

Patrick his × mark Fitzgibbons

Taken before me this 29 *day of* December *1895*

Police Justice.

Mr Spencer
" Smith
" Fitzpatrick

65

Police Court--- 1 District.

886
1894

THE PEOPLE, &c.,
ON THE COMPLAINT OF

HOUSE OF DETENTION CASE,

2.
3.
4.

Offense

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated, Aug 22 189 3

Officer.
Precinct.

Witnesses
No. Street.
No. Street.
No. Street.

to answer

RECEIVED AUG 12 1893 DISTRICT ATTORNEY

Ch 7.

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

guilty thereof, I order that he be held to answer the same, and 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, Aug 22 189 3

Police Justice.

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

Dated, 189

Police Justice.

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

Dated, 189

Police Justice.

4771

AFFIDAVIT FOR COMMITMENT OF WITNESS.

POLICE COURT 1 DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

James J. Farrell

of the Pa. Precinct Police, being duly sworn, deposes and says that Adam J. Mayer (now here) is a material witness for the people against Patrick Fitzgibbons charged with Grand Larceny from Person. As deponent has cause to fear that the said Adam J. Mayer will not appear in court to testify when wanted, deponent prays that the said Adam J. Mayer be committed to the House of Detention in default of bail for his appearance.

James J. Farrell

Sworn to before me, this 2 day of August 1895

Police Justice.

1912

Police Court— 1 District.

Affidavit—Larceny.

City and County of New York, } ss.

Adam J Mayer

of No. Stapleton S.I. Street, aged 17 years,

occupation Salesman being duly sworn,

deposes and says, that on the 19th day of August 189 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:

One open faced plated watch and a nickel chain
One leather pocket book containing a key and good and lawful money of the United States consisting of nickel coins of the value of Thirty five cents and being together of the value Eight 35/100 dollars

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Patrick Fitzgibbons (Under Arrest) for the reasons facts and to wit about the hour of 10 o'clock P.M. on said night aforesaid deponent who was intoxicated was sitting on a bench in Battery Park and had said watch and chain in the lower left hand vest pocket of the vest he had on and had said pocket book containing said money and key in the lower left hand pants pocket of the pants he had on and deponent is informed by Officer James J Farrell of the Park Police that he saw said defendant standing

Sworn to before me, this day of 189

Police Justice.

in front of deponent and having
hold in the left hand pants pocket
of deponents pants, and that he saw him
take his hand therefrom and arrested
him, and found on the person of
defendant the said pocket book
containing a key, and deponent fully
identifies said pocket book and
said key as being his and he charges
said defendant with the larceny
of said

Sworn to before me this
this 20th day of August

Adam Th. Kayer.

Police Justice

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 Fitzgibbons

The Grand Jury of the City and County of New York, by this indictment, accuse Patrick Fitzgibbons of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Patrick Fitzgibbons late of the City of New York, in the County of New York aforesaid, on the nineteenth day of August, in the year of our Lord one thousand eight hundred and ninety-three, in the night-time of the said day, at the City and County aforesaid, with force and arms,

one watch of the value of seven dollars, one chain of the value of one dollar, one pocketbook of the value of fifty ~~cents~~ cents, one key of the value of ten cents, and seven nickel coins of the kind called five cent pieces of the value of five cents each

of the goods, chattels and personal property of one Adam J. Mayer on the person of the said Adam J. Mayer then and there being found, from the person of the said Adam J. Mayer 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.

De Lancey Nicoll
District Attorney

0754

BOX:
532

FOLDER:
4853

DESCRIPTION:
Fitzpatrick, Alexander

DATE:
09/13/93

4853

Witnesses:

L Walking

Counsel,

Filed 13 day of Sept 1893

Pleads, Guilty 14

18 354 Mad. in Prison

THE PEOPLE

vs.

Alexander Fitzpatrick

Robbery, Second Degree.
(Sections 224 and 229, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Geo Bloomingdale
odd day

Foreman.

No 139
Part 2. Sept 18. 1893
Pleads Ad. G. L. 1st Deg
Omission Ref.

Police Court— 3 District.

CITY AND COUNTY OF NEW YORK, } ss

Louis Waeking

of No. 395 Madison Street, Aged 30 Years

Occupation Shoemaker being duly sworn, deposes and says, that on the 29 day of August 1873, at the 7th Ward of the City of New York, in the County of New York, was feloniously ~~taken~~ attempted to be 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:

A pocketbook containing Three Dollars good and lawful money of the United States,

of the value of Three DOLLARS,

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was ~~feloniously~~ attempted to be taken, stolen, and carried away, by force and violence as aforesaid by

Alexander Fitzpatrick (now here)

from the fact, that about 9 P.M. on the aforesaid date deponent was on Madison Street, in this city, having a pocketbook containing the said sum of money in the left-hand pocket of his trousers: that deponent was accosted by defendant, who seized hold of deponent by the throat and put his hand in the aforesaid pocket and attempted to take therefrom said property. Therefore deponent prays that defendant may be dealt with according to law

his
Louis X Waeking
mark

Sworn to before me, this 30 day of August 1873.

Police Justice.

Sec. 198—200. 3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Alexander Fitzpatrick 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 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. Alexander Fitzpatrick

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. U.S.

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

Answer. 354 Madison St 3 mos

Question. What is your business or profession?

Answer. Driver

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 –

Alexander Fitzpatrick

Taken before me this 30 *day of* March 1883

John Kellorchen

Police Justice.

0758

Police Court, 3 District. 917

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Louis Nacking
35 Mercer St
Alexander Fitzpatrick

1 ..... 2 .....
3 ..... 4 .....

Offense, Attempted Robbery

Dated, Aug. 30 1893

Yorkville Magistrate.

Chel Officer.

12 Precinct.

Witnesses

No. Lungia Liscano Street.
305 Madison St

No. ..... Street.

No. ..... Street.

$ 1000 to answer

Aug 31 1893 RECEIVED DISTRICT ATTORNEY'S OFFICE

Attk Robb

BAILED,

No. 1, by ..... Residence ..... Street.

No. 2, by ..... Residence ..... Street.

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... Street.

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* 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, August 30 *189*3 ..... John Pollworks *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Fitzpatrick

The Grand Jury of the City and County of New York, by this indictment, accuse Alexander Fitzpatrick of the CRIME OF ATTEMPTING TO COMMIT THE CRIME OF ROBBERY in the second degree, committed as follows:

The said Alexander Fitzpatrick

late of the City of New York, in the County of New York aforesaid, on the 29th day of August, in the year of our Lord one thousand eight hundred and ninety-three, in the night-time of the said day, at the City and County aforesaid, with force and arms, in and upon one Louis Walking in the peace of the said People then and there being, feloniously did make an assault; and

the sum of three dollars in money, lawful money of the United States of America, and of the value of three dollars, and one pocketbook of the value of twenty-five cents

of the goods, chattels and personal property of the said Louis Walking from the person of the said Louis Walking against the will and by violence to the person of the said Louis Walking then and there violently and feloniously did attempt to rob, steal, take and carry away,

against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,
District Attorney

0760

BOX:
532

FOLDER:
4853

DESCRIPTION:
Flannery, Thomas E

DATE:
09/14/93

4853

Witnesses:

O'Kane

Counsel, for pleading defendant

Filed, 14 day of Sept 1892

Pleads, Not guilty

THE PEOPLE

vs.

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

Part 2 Nov 29 1893

Thomas E. Flannery

VIOLATION OF THE EXCISE LAW.
Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

Def in 1st 12 1895

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Robt Bloomingdale

Ch 17

Foreman.

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 E. Flannery

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas E. Flannery of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said Thomas E. Flannery, late of the City of New York, in the County of New York aforesaid, on the Twentieth day of May in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one William Keane, 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 New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said Thomas E. Flannery of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said Thomas E. Flannery, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, 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 strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one William Keane, 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.

DE LANCEY NICOLL,
District Attorney.

0763

BOX:
532

FOLDER:
4853

DESCRIPTION:
Fleck, Frank

DATE:
09/08/93

4853

0764

BOX:
532

FOLDER:
4853

DESCRIPTION:
Bela, Mehes

DATE:
09/08/93

4853

Witnesses:

Jos. L. Redlet

Annie Cox

Subpoena
Officer Tennyson
for 19th

Upon Examination I believe
defr. Bela is innocent —
the co-defendant has pleaded
guilty — the officer
concurs in this view.
Sept 15. 1893
Stephen J. O'Hare
Dep. Dist. Atty

Counsel,

Filed day of Sept 1893

Pleads, Not guilty

24
1456 3a R

THE PEOPLE,

vs.

Frank Fleck
and
Meles Bela

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

DE LANCEY NICOLL,
District Attorney.

No. 1, Ed, Rep
F.V. Sept. 19/93

A TRUE BILL

E. W. Bloomingdale
Part 3 - Sept. 14/93
Foreman.

No. 1 Pleads Guilty
No. 2 On his d. Atty 19
on Information
No. 4 Sept
Sept 15/93 Part III S. J. O'Hare

No Payment made without the Bank Book.

No. 729916 New York, Aug 21st 1893

THE BOWERY SAVINGS BANK,

$ 50 —

Pay Chas. A. J. Moelle or Bearer,

Fifty two Dollars.

Signature ☞ Israel Moss

0767

Ray F. Beaver

[redacted]

1012

Police Court— 1st " District.

Affidavit—Larceny.

City and County of New York, } ss.

Annie Moss

of No. 111 East 79th Street, aged 38 years,

occupation housekeeper being duly sworn,

deposes and says, that on the 22nd day of August 189 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 day time, the following property, viz:

One Bank Book of the Bowery Savings Bank and being of the value of One Hundred Dollars

the property of Grace Moss and being in the care & custody 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 Frank Fleer & Mehes Bela (now here) who were acting in concert for the reasons following to wit On the aforesaid day said defendants were employed as janitors in the said premises and deponent missed the said property from a bureau drawer in the second floor front room and deponent is now informed by John H. Hallerand a detective of the Central office that he is informed by Joseph L Riskell a clerk in the employ of Charles S. Hoelke of 143 Bowery that on the 21st day of August Frank Fleer

Sworn to before me, this day of 189

Police Justice.

came to the office of said notre and presenting the aforesaid paper book to the Israel Moss mentioned in said book said Reichell said, that he desired to purchase a ticket for Europe and he named one him the same book and wanted sign a check which he did representing himself to be Israel Moss for $50 of dollars and that in 30 days said Reichell owed one to him the balance of money. That said Reichell went to the Bowery Bank with said book together with said check and was there informed that the signature to said check was not the signature of said Moss, and said Reichell further says that on the 22d day of August said Bella came to him with the letter mentioned & written in German and requesting said Reichell to give the bearer said Bella the said ticket, and deponent further says she is informed by John Sheehan a detective that he followed said Bella from said Hoffman store Rivington St to the Elevated station at Grand Street and there met said Fleischman both then walked away together and he moved them identified said Bank Book being her and charges defendant with the larceny of the same.

Sworn to before me this 23d day of August

Annie Moss

Thomas Slattery

CITY AND COUNTY OF NEW YORK, } ss.

John Holland

aged 34 years, occupation Waiter of No. 800 Mulberry Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Annie Wolf and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, 23 *day of* August 1893 } John Holland

Thomas Mackin
Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Joseph J Reichelt

aged 26 years, occupation Clerk of No. 143 Bowery Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Annie Wolf and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this, 23 *day of* August 1893 } Joseph J Reichelt

Thomas Mackin
Police Justice.

(1335)

Sec. 198—200.

1 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Mikos Bela 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. Mikos Bela

Question. How old are you?

Answer. 39 years.

Question. Where were you born?

Answer. Hungary

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

Answer. 830 Courtland Avenue

Question. What is your business or profession?

Answer. Painter

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

Mikos Béla.

Taken before me this 7 *day of* December *1893*

Police Justice.

(1885)

Sec. 198—200.

1 District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Frank Fleer 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. Frank Fleer

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Austria

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

Answer. 1546 3d avenue

Question. What is your business or profession?

Answer. Painter

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

Frank Fleer

Taken before me this 13 day of May 1894

[illegible] Police Justice.

74

Police Court-- 1 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Schultz
224 E. 73d St
Charles Schultz
Charles Schultz

1
2
3
4

Offense Grand Larceny

Dated Aug 28 1893

Magistrate.

Wallace Rogers Officer.

Precinct.

Witnesses Geo. J. Richter

No. 153 Bowery Street.

No. Street.

No. Street.

AUG 28 1893 DISTRICT ATTORNEY'S OFFICE

No. Street.

$ 500 to answer

Committed
Ch 40

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 Charles Schultz *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, Aug 28 *189*3 Police Justice.

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Fleck and Mehes Bela

The Grand Jury of the City and County of New York, by this indictment, accuse Frank Fleck and Mehes Bela of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Frank Fleck and Mehes Bela, both late of the City of New York, in the County of New York aforesaid, on the twenty-second day of August, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 729916 New York, Aug 21st 1893

The Bowery Savings Bank,

$50=

Pay Chas. D. J. Noelke or Bearer

Fifty no/100 Dollars

Signature Israel Moss

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 Frank Fleck and Mehes Bela of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said Frank Fleck and Mehes Bela, both 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 intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 729916 New York, Aug 21st 1893

The Bowery Savings Bank,

$50 =

Pay Chas. D. J. Nolke or Bearer,

Fifty no/100 ——— Dollars

Signature Israel Moss

the said Frank Fleck and Mehes Bela 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.

DE LANCEY NICOLL,
District Attorney.

0776

BOX:
532

FOLDER:
4853

DESCRIPTION:
Flynn, Patrick

DATE:
09/08/93

4853

Witnesses:

Counsel,

Filed 8 day of Sept 1893

Pleads,

THE PEOPLE

vs.

Patrick Flynn

Grand Larceny, second Degree.
(From the Person.)
[Sections 528, 531 Penal Code.]

3 Valet
Plunder

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

E. R. Bloomingdale

Foreman.

Sept 8/93

Pattern

Plead Not Guilty

Chr 55

Sept 12/93.

12

1921

CITY AND COUNTY OF NEW YORK, } ss.

Martin McClane

aged 20 years, occupation Bartender of No. 1158 3rd Avenue Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Irene Smith and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 1 *day of* Sept 1895 } Martin McClane

W. H. Brady *Police Justice.*

1912

Police Court— C District.

Affidavit—Larceny.

City and County of New York, } ss.

Lawrence Smith

of No. 1061 3rd Avenue Street, aged 50 years,

occupation Conductor being duly sworn,

deposes and says, that on the 25 day of August 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession ~~and person~~ of deponent, in the day time, the following property, viz:

One Silver Watch of the value of Ten dollars

$10.00

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 Patrick Flynn (numbers) from the fact that said watch was in the lower left hand pocket of the vest that was on the person of deponent and on said date at about the hour of 5 A.M. deponent was in the premises 1120 3rd Avenue and deponent is informed by Martin McCann of 1158 3rd Avenue that he left said premises in the company of said defendant. Shortly ~~thereafter~~ after deponent missed the said property. Deponent is further informed by Officer Philip Walter of the 21st Precinct Police that he arrested the said defendant and that said defendant

Sworn to before me, this day of 189

Police Justice.

admitted to said Miller that he did take stock and carry away certain property from the possession of defendant. Said Miller has since recovered a note signed by the said defendant, and defendant fully and positively identifies it as the property stolen from defendant.

Sworn to before me this 1st day of September 1893 } Leonard Smith

W. F. Brady
Peter Jackson

Sec. 198—200.

..... District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Patrick Flynn ..... 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 sees 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. Patrick Flynn

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer Ireland

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

Answer. 316 East 71st Street 1 1/2 months

Question. What is your business or profession?

Answer. Plumbers Helper

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 have nothing to say

his
Patrick X Flynn
mark

Taken before me this ..... *day of* 189

Police Justice.

Geo. G. Wright
J. A. Abe Ref
727 73 St

Dana Stymm
316 67 St

BAILED,

No. 1, by ..... Residence ..... Street.

No. 2, by ..... Residence ..... Street.

No. 3, by ..... Residence ..... Street.

No. 4, by ..... Residence ..... Street.

926

Police Court--- 1 ..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frances Schmidt
106 E. 3rd St
Patrick Flynn
Jennie Flynn
2 .....
3 .....
4 .....

Offense .....

Dated, Sept 1 189 3

Bailed ..... Magistrate.
Wm. F. Carr ..... Officer.

Witnesses Martin H. Olsen ..... Precinct.
No. 110 E 3rd ..... Street.
Geo. Byrne

No. ..... Street.
No. ..... Street.

RECEIVED SEP 5 1893 DISTRICT ATTORNEY'S OFFICE.

$ 500 to answer

Gr
Newman

No 65

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 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, Sept 1 189 3 ..... Wm. F. Carr ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

1881

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

The said Patrick Flynn late of the City of New York, in the County of New York aforesaid, on the twenty fifth day of August in the year of our Lord one thousand eight hundred and ninety-three, in the day time of the said day, at the City and County aforesaid, with force and arms, one watch of the value of ten dollars of the goods, chattels and personal property of one Terence Smith on the person of the said Terence Smith then and there being found, from the person of the said Terence Smith 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.

De Lancey Nicoll
District Attorney

0784

BOX:
532

FOLDER:
4853

DESCRIPTION:
Foley, James

DATE:
09/18/93

4853

0785

BOX:
532
FOLDER:
4853
DESCRIPTION:
Johnston, Frank
DATE:
09/18/93

4853

0786

BOX:
532

FOLDER:
4853

DESCRIPTION:
Hogan, Daniel

DATE:
09/18/93

4853

Witnesses: J. J. Sullivan

Counsel, Ordered

Filed 18 day of Sept 189 3

Pleads, Not guilty 10

THE PEOPLE

vs.

James Foley P
Frank Johnston P
Daniel Hogan P

Burglary in the Third Degree.
[Section 498, Code Crim. Proc.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

E W Bloomingdale
Part 2 Sep 29 / *Foreman.*
No 1, 2 & 3 / 93
All Tried and Acquitted
No 187

Witnesses: J. J. Sullivan

Counsel, Ordered

Filed 18 day of Sept 189

Pleads, Guilty 19

THE PEOPLE

vs.

James Foley P
Frank Johnston P
Daniel Hogan

Burglary in the Third Degree.
[Section 498, Penal Code.
Sec. 2 Section 183, Code of Criminal Procedure.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

E. W. Bloomingdale
Part 2 Sept 29/ *Foreman.*
No 1, 2 & 3/93
All tried and acquitted
No 189

Police Court— 4 District.

City and County of New York, } ss.:

John J. Sullivan of No. 441 Grand Street, aged 42 years, occupation Detective being duly sworn deposes and says, that ~~the premises No.~~ a Rail-way Car ~~Ward~~ Street, in the City and County aforesaid ~~the said being a~~ in the 22nd Ward and which was occupied by ~~deponent as a~~ the New York Central and Hudson ~~and in which there was at the time a human being by name~~ River Rail Road Company were BURGLARIOUSLY entered by means of forcibly breaking into by taking off the nine seal fastening of a door of the said Car and opening said door

on the 13th day of September 1873 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of Jellies and Fruit Jars of the value of Nine Hundred Dollars ($900.00)

The property of said Company

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 James Foley, Frank Johnston and Daniel Hogan

for the reasons following, to wit: That deponent was informed by John H. McLean that the aforesaid door on said Rail-way Car was securely fastened and that he McLean found and discovered said defendants in said Rail-way car and said door had been forcibly and burglariously opened as aforesaid and said Rail-way car was at the 65 Street and the North River in said City.

J. J. Sullivan

Sworn to before me this 15th day of September 1873

Police Justice

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

James Foley 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 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. James Foley

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. 84 Cherry Street. 4 months

Question. What is your business or profession?

Answer. Driver

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 Foley

Taken before me this 13 *day of* Feb 189 5

Wm W Smith

Police Justice.

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Frank Johnston 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 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. Frank Johnston

Question. How old are you?

Answer. 22 Yrs

Question. Where were you born?

Answer. New York

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

Answer. 30 Hamilton Street, 5 months

Question. What is your business or profession?

Answer. Labor

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
Frank Johnston

Taken before me this 13 *day of* _____ 189 _____

_____ *Police Justice.*

Sec. 198—200.

L District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Daniel Hogan 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 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. Daniel Hogan

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. U.S.

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

Answer. 66 Columbia Place Brooklyn

Question. What is your business or profession?

Answer. Driver

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

Daniel Hogan

Taken before me this 13 *day of* April 189 5

Wm. C. Rude *Police Justice.*

0793

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.

962
1334

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 John J. Sullivan
2 Thomas Sullivan
3 Thomas Sullivan
4 .....

Offence Burglary

Dated, Sept 13 1893

Magistrate.

Officer.

Precinct.

Witnesses John F. Sullivan
No. 227 West 26 Street.
John Brands
No. 227 West 26 Street.

No. ..... Street.

$ 2000 each to answer

Sept 14

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 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, Sept 13 *189*3 ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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

Dated, ... *189* ..... *Police Justice.*

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 Foley, Frank Johnson and David Hogan

The Grand Jury of the City and County of New York, by this Indictment accuse James Foley, Frank Johnson and David Hogan —

of the crime of Burglary in the third degree,

committed as follows:

Heretofore, to wit: on the twelfth day of September, 1893, at East Albany, in the County of Albany, in this State, the said James Foley, Frank Johnson and David Hogan, in and on board of a certain railway train of a certain corporation called the New York Central and Hudson River Railroad Company, then making a passage and trip on and over the railway of the said corporation in this State, and which said train in the course of the said trip and passage passed through divers of the counties of this State, and among others, the County of Albany aforesaid, and which said trip and passage afterwards, to wit: on the thirteenth day of September 1893, terminated in the City and County

of New York aforesaid, a certain railway car of the said corporation, being one of the cars, then forming a part of the said railway train, 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 corporation, being the lading and freight of the said railway train then contained in the said car, 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.

De Lancey Nicoll

District Attorney

0796

BOX:
532

FOLDER:
4853

DESCRIPTION:
Forman, Lena

DATE:
09/21/93

4853

Witnesses:

Off Foley

Counsel, A. L. Lewis 25 Chambers

Filed, 21 day of Sept 1893

Pleads, Not guilty 25

THE PEOPLE

vs.

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

Lena Forman

Nov 6/93

Tried & Acquitted

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo Bloomingdale

No. 248

Foreman.

Witnesses:

Off Foley

Counsel, A. L. Levy 25 Chrystie

Filed, 21 day of Sept. 1893

Pleads, N Guilty 25

THE PEOPLE

vs.

RECEIVING STOLEN GOODS.
(Section 550, Penal Code.)

Lena Forman
Nov 6/93
Tried & Acquitted

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo Bloomingdale
No. 248

Foreman.

Sec. 198—200.

3 District Police Court. 1893

City and County of New York, ss:

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

Question. What is your name?

Answer. Lena Forman

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. Russia

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

Answer. 18 Ludlow Street; 2 years

Question. What is your business or profession?

Answer. Peddling

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

her
Lena X Forman
mark

Taken before me this 25 day of August 1893

Theodore Kochler

Police Justice.

ORIGINAL

0800

Police Court--- 3 District. 901

THE PEOPLE &c.,
ON THE COMPLAINT OF
Solomon Nathberg
50 Division
Lewis Fornain

2
3
4

Offense Receiving stolen property

Dated, Aug 23 1893

Yorkville Magistrate.
Henry J. Foley Officer.
11 Precinct.
Witnesses Officers

No. Street.
No. Street.
No. Street.
$ 300 to answer.

BAILED,

No. 1, by Hans Langer
Residence 416 Fraunt Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

CITY MAGISTRATES' OFFICE
AUG 28 1893

Oh 24h

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named defendant *guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of* Three *Hundred Dollars,* and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Aug 23 *189*3 John R. Voorhis *Police Justice.*

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

Dated, August 24 *189*3 John R. Voorhis *Police Justice.*

There being no sufficient cause to believe the within named _____ *guilty of the offense within mentioned, I order h to be discharged.*

Dated, _____ *189* _____ *Police Justice.*

1881

Police Court, 3rd District. 1901

City and County of New York, ss. Solomon Weinberg of No. 50 Division Street, aged 55 years, occupation Cloak manufacturer being duly sworn, deposes and says, that on the 21st day of August 1893 at the City of New York, in the County of New York, Lena Forman (now here)

did buy or receive stolen property knowing the same to have been stolen or for reward or promise concealed or aided in concealing or withheld property knowing the same to have been stolen

Deponent further says: that on or about the 18th day of August, 1893, the above premises were broken and entered and a quantity of cloaks and other property was stolen and carried away, the property of deponent and his copartner. That said break and entry was committed and said property carried away by unknown person or persons. Deponent is informed by John Foley (now here) that at about the hour of nine o'clock at night on said 21st August 1893, he saw the defendant on Hester Street near Orchard Street and she was carrying a bundle which she had concealed under her shawl then worn by her. Said Foley believing her actions suspicious arrested her and demanded an explanation for her conduct in carrying said bundle but she could give no satisfactory statement and he thereupon arrested her. Defendant has since been unable to give an explanation for the possession of said property which deponent has since seen and identified as a portion of the property stolen as aforesaid, except that it was given to her by some unknown woman to carry.

Solomon his X mark Weinberg

Sworn to before me this 23rd day of August, 1893.

John H. Voorhis
Police Justice

CITY AND COUNTY OF NEW YORK, } ss.

1921

John Foley

aged 38 years, occupation Officer of No. 11th Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Solomon Weinberg and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 23 *day of* August 1893 }

John Foley

John Kelly Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Lena Forman

The Grand Jury of the City and County of New York, by this indictment accuse Lena Forman of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Lena Forman late of the City of New York, in the County of New York aforesaid, on the twenty first day of August, in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms,

five cloaks of the value of twelve dollars each

of the goods, chattels and personal property of one Solomon Weinberg by certain persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Solomon Weinberg unlawfully and unjustly did feloniously receive and have; the said Lena Forman 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.

DE LANCEY NICOLL,
District Attorney.

0804

BOX:
532

FOLDER:
4853

DESCRIPTION:
Franks, Gus

DATE:
09/13/93

4853

0805

BOX:
532

FOLDER:
4853

DESCRIPTION:
Kleinbaum, William

DATE:
09/13/93

4853

0806

BOX:
532

FOLDER:
4853

DESCRIPTION:
Kleinbaum, Israel

DATE:
09/13/93

4853

0807

BOX:
532

FOLDER:
4853

DESCRIPTION:
Kleinbaum, Israel

DATE:
09/13/93

4853

0808

BOX:
532

FOLDER:
4853

DESCRIPTION:
Davis, Jacob

DATE:
09/13/93

4853

Witnesses:

Off Hussey

Patrick Colen

No 1 Defts true name is Goldstein. RBM

No 4 Sentence suspended as a act of defts testimony in anl case against which he was deft. under name of Goldstein RBM

In this case I do not believe that the evidence now in the possession of the Grand Jury is sufficient to convict and the complaints of the defts Kleinbaum and I therefore recommend their discharge upon their own recognizances.

April 25-94 Jackson J. Nicoll
ADA

1P

Counsel,

Filed 13 day of Sept 1893

Pleads Mcnally Pl

18 Henry Cohen cigarmaker

26

THE PEOPLE

vs.

1 Gus Frank,

2 William Kleinbaum,

3 Isaac Kleinbaum

and

4 Jacob Davis

Burglary in the Third Degree.
Grand Larceny and Receiving Stolen Goods
[Section 498, 506, 53 & 528 P.L.]

DE LANCEY NICOLL,
District Attorney.

Part 2 — Oct. 13, 1893
Pl H Fried and acquitted

A TRUE BILL.

Foreman.

F W Bloomingdale
Part 2 — Nov. 16 1893
Pl Fried and Convicted of Receiving Stolen Goods
No 1. Sentence suspended
Part 3. Dec 28/93 RBM
Pl. Grand Larceny
Nos 2 & 3.
on recom of dist. atty. defts discharged on their own recog. RBM

Witnesses:

Off Harney

Philip Cohen

No. 1 Deft's true name is Goldstein. RBM

No. 1 Sentence suspended as act of deft. testifying in and convicting with which he was deft. under name of Goldstein RBM

In this case I do not believe the evidence in the possession of the Dist. Atty. is sufficient to convict the defts. Kleinbaum and I therefore recommend their discharge upon their own recognizances

Nov 23-94 Patrick J. Power ADA

Counsel,

Filed 13 day of Sept 1893

Pleads Not guilty

THE PEOPLE

vs.

Gus Frank,

William Kleinbaum,

Israel Kleinbaum

and

Jacob Davis

Burglary in the Third Degree.

[Section 498, 530 & 530 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Part 2 — Oct. 13, 1893

Jury Tried and acquitted

A TRUE BILL.

Foreman.

Part 2 — Nov. 16 1893

Jury Tried and Convicted of Receiving Stolen Goods

No. 1. Sentence suspended RBM

Part 3. Dec 28/93

Nos 2 & 3.

On recom. of dist. atty. defts discharged on their own recog. RBM

ORIGINAL

0811

Sec. 192. (1861)

Third District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John W. Ryan a Police Justice of the City of New York, charging Harry Siegel Defendant, with the offense of Burglary

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

We, Harry Siegel Defendant, of No. 90 Baxter Street, by occupation a Clothing Cutter and Solomon Siegel of No. 90 Baxter St. Street, by occupation a Clothing Dealer Surety, hereby jointly and severally undertake that the above named Harry Siegel Defendant, shall personally appear before the said Justice, at the 3rd District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Hundred Dollars.

Harry Siegel

S. Siegel

Taken and acknowledged before me, this 1st *day of* October 1893

John W. Ryan POLICE JUSTICE.

CITY AND COUNTY OF NEW YORK. } ss.

I, [illegible] being duly sworn, says, that he is a resident and [illegible] the within named Bail and Surety, being duly sworn, says, that he is a resident and [illegible] holder within the said County and State, and is worth [illegible] Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of [illegible]

[illegible]

Sworn to before me, this [illegible] day of [illegible] 189[illegible]

[illegible] Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

.....

vs.

.....

Undertaking to appear during the Examination.

Taken the ..... day of 189

..... *Justice.*

Police Court 3 District.

City and County of New York, } ss.:

Philip Cohen

of No. 49 Cannon Street, aged 22 years, occupation tailor being duly sworn deposes and says, that the premises No 49 Cannon Street, in the City and County aforesaid, the said being a five-story brick building, the fourth floor, front portion of ~~and~~ which was occupied by deponent as a tailoring establishment ~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking open three locks on the door leading to said tailor shop

on the 31 day of August 1893 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

Twenty-three coats the whole of the value of Three Hundred Dollars, $300 00/100

the property of deponent and Charles Benjamin,

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 Harry Siegel, Gus Frank, William Kleinbaum, Israel Kleinbaum, Jacob Davis (all now here)

for the reasons following, to wit: Deponent left said tailor shop locked and securely fastened on the aforesaid date about 7 P.M. said property being there and there in said place; that about 10 P.M. on said date deponent missed said property and is informed by one Isaac Cohen of No 316 Delancey Street that he saw the defendant Frank, amongst a number of others, driving away from No 49 Cannon Street (Harrison) on the aforesaid date about 10 O'clock P.M. that deponent is further informed

by Officer Hussey of the 12th Precinct Police that he found the defendants in No. 133 Allen Street, in this city, having in a room a number of coats which deponent identifies as the missing property. Therefore, deponent prays that defendants may be dealt with according to law.

Sworn to before me this 1st day of September 1893

Philip Cohen

John Ryan
Police Justice

Police Court ——— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

Dated ——— 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ ——— Bail.

Bailed by ———

No. ——— Street.

1921

CITY AND COUNTY OF NEW YORK, } ss.

Isaac Cohen

aged 17 years, occupation fabrica of No. 316 Delancey Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Philip Cohen and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 1 day of September 1899

I. Cohen

John Ryan Police Justice.

1921

CITY AND COUNTY OF NEW YORK, } ss.

Ambrose W. Hussey

aged ~~years, occupation~~ Police Officer of No. 13th Precinct Police Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Philip Cohen and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me this 1 day of September 1899

Ambrose W. Hussey

John Ryan Police Justice.

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Harry Siegel 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 sees 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. Harry Siegel

Question. How old are you?

Answer. 20 years.

Question. Where were you born?

Answer. New York.

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

Answer. 90 Baxter St. 1½ years

Question. What is your business or profession?

Answer. Clerk

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

Harry Siegel

Taken before me this 1st day of March 189

Police Justice.

Sec. 198—2007

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Jacob Davis 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 sees 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. Jacob Davis

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer Russia

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

Answer. 24 Pitt St. 4 years

Question. What is your business or profession?

Answer. Tailor

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

Jacob Davis

Taken before me this 3 *day of* March 1899

Police Justice.

Sec. 198—200. 8 1882 District Police Court.

City and County of New York, ss:

William Kleinbaum 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 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 Kleinbaum

Question. How old are you?

Answer. 23 years.

Question. Where were you born?

Answer. New York

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

Answer. 74 Rivington St. 12 years

Question. What is your business or profession?

Answer. Tailor

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 have no witnesses I am not guilty

William Kleinbaum

Taken before me this 8 *day of* Feb. 1882

Police Justice.

Sec. 198—200.

23 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss:

Israel Kleinbaum 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 sees 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. Israel Kleinbaum

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. New York.

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

Answer. 74 Henry St. 12 years

Question. What is your business or profession?

Answer. Glazier

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.

Israel Kleinbaum

Taken before me this 1st *day of* October 1893

John [illegible]

Police Justice.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

3 District Police Court.

Gus Franks 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. Gus Franks.

Question. How old are you?

Answer. 18 years.

Question. Where were you born?

Answer. Russia

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

Answer. 126 Henry St. 1½ years.

Question. What is your business or profession?

Answer. Sleeper maker.

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

Gus Franks

Taken before me this 3 *day of* March 1893

Police Justice.

0821

Lodge Spec. Sess. 2 PM
" Exit " " 5-2 PM

No 3 4th Falls Morris
Cash Office
Sup. Greenbaum
140 Reory

Police Court—2d 3 Division.

THE PEOPLE, &c.,
on the complaint of
Philip Cohen
vs. 49 Cannon
1. Harry Siegel
2. Gus Franz
3. William Kleinhaus
4. Henry Kleinhaus
5. Jacob Davis

Offense Burglary

BAILED,
No. 1, by
Residence
Street.
No. 2, by
Residence
Street.
No. 3, by
Residence
Street.
No. 4, by
Residence
Street.

Dated, Sept. 1 189 3

Ryan Magistrate.

Hyman Katakinski Officer.
57 Suff St. 12 Precinct.

Witnesses Jacob Sitka
No. 109 Mott Street.
Annie Moskowitz
No. 49 Canal Street.
Max Weiner
No. 2 Forsyth Street.

No. 1580 Answer
RECEIVED SEP 1 1893 FILED
OFFICE OF THE CLERK OF THE CITY OF NEW YORK
No 1 36

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 Fifteen *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, September 7 *189* 3 John Ryan *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, *189* *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated, *189* *Police Justice.*

1881

TELEPHONE CALL, 2389 CORTLANDT.

ROOM 89, STEWART BUILDING.

LAW OFFICE OF

JAMES W. McLAUGHLIN,

280 BROADWAY.

New York, Dec 27th 189 3

Hon. Randolph B. Martine.
Judge of Gen Sess.
N.Y. City

Dear Sir.

I herewith submit that the defendant Geo. Frank in the case The People v Geo Frank cannot legally be convicted of the crime of receiving stolen goods, on the evidence adduced on his trial by the people. And I ask your honor to grant him a new trial and submit as my brief the People v Binn 7 N.Y. Criminal Report page 166, and your honors charge in the case of the People v Geo Frank. The Binn case is not even as strong

TELEPHONE CALL, 2389 CORTLANDT.

ROOM 89, STEWART BUILDING.

LAW OFFICE OF

JAMES W. McLAUGHLIN,

280 BROADWAY,

New York, ... 189

a case as the Frank case. And I think the case of Brin is exactly in point. I also submit copies of affidavits which have been already submitted to Recorder Smyth.

Jacob Goldstein is Leo Frank. When the case of Leo Frank was moved for trial by Mr Meeks I told him that Frank had pleaded guilty and testified for the people. He was about to adjourn the case when I told him that Frank alias Goldstein owned immunity from punishment. Then he went into the trial of the case. When I placed Goldstein to the jurors both

TELEPHONE CALL, 2389 CORTLANDT.

3

LAW OFFICE OF

JAMES W. McLAUGHLIN,

280 BROADWAY,

ROOM 89, STEWART BUILDING.

New York, ... 189

Came more on the calendar. The case of Leo Frank and the case of Jacob Goldstein. The District Atty accepted Leo Frank alias Jacob Goldstein as a State witness, and I do not think that Mr Lucks was authorized under the law to move the other case (he Mr Lucks having sent to Mrs Macdonald for the papers in the Leo Frank case). Leo Frank alias Goldstein has done the state great service in this case. He testified against Eisenman the receiver, and he was convicted. He offered to testify against Newman, and Newman left this country for this country's good.

TELEPHONE CALL, 2389 CORTLANDT.

ROOM 89, STEWART BUILDING.

LAW OFFICE OF

JAMES W. McLAUGHLIN,

280 BROADWAY,

New York, ... 189

As soon as Jacobs, another Co. defendant, learned that Geo. Frank alias Goldstein would testify against him he Jacobs pleaded guilty.

All these matters are respectfully submitted for your Honors consideration.

Yours truly

James W. McLaughlin

COURT OF GENERAL SESSIONS OF THE PEACE, Part 11.

City and County of New York.

The People, vs. GUS FRANK, jointly indicted with WILLIAM KLEINBAUM, ISRAEL KLEINBAUM, and JACOB DAVIS.	Before HON. RANDOLPH B. MARTINE, and a jury.

Tried NOVEMBER 15TH & 16TH, 1893.

Indicted for BURGLARY in the THIRD DEGREE.

Indictment filed, SEPTEMBER 13TH, 1893.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY BARTOW S. WEEKS,

For THE PEOPLE.

JAMES W. McLAUGHLIN, ESQUIRE,

For THE DEFENSE.

PHILIP COHEN, being duly sworn, testified that he was a tailor, and that his place of business was at 49 Cannon street, where he occupied the third floor, front. On the night of the 31st of August, 1893, he left his place of business about 7 o'clock. When he left he closed the door leading to the hall. That door was locked with an iron bar and three locks. He locked them himself on that night. He left twenty coats, of the value of $200.00, in his place. There were also thirty or forty coats belonging to one Charles Benjamin in the place when he left. About 10 o' lock that night, the watchman went around to his house and notified him that his place had been broken into. He then went back to his place, and found the door open. The iron bars were still on the door, but the locks were broken. Five of his coats were stolen, of the value of $50.00 or $60.00. Fifteen of Benjamin's coats were missing, of the value of about $250.00. He saw his property the next day, at the station house. All of Benjamin's coats were in the station house, too. The prop-

erty which he saw in the station house, and which belonged to him, was not removed from his premises with his permission.

CHARLES BENJAMIN, being duly sworn, testified that he was a tailor. On the night in question he had eighteen coats in the complainant's place, at 49 Cannon street. On the night in question, he left the place about 7 o'clock, and returned to it about 10 the same night. When he returned at 10 o'clock, his coats were missing He saw his coats, the nextday, in the station house. The eighteen coats that he found in the station house were worth about $250.00, or a little over.

ISAAC COHEN, being duly sworn, testified that he lived at 316 Delancey street. On the 31st of August, he was employed by E. Ridley& Sons, in Grand street. About 10 o'clock, on the night of the 31st of August, 1893, he passed 49 Cannon street, and at that time he saw a wagon standing in front of those premises. There

was a horse attached to the wagon. There were three or four men on the wagon. He did not know whether there were any bundles on the wagon or not, because it was a covered wagon. To the best of his opinion, the defendant was one of the men he saw on the wagon. He identified the defendant, in the Essex Market Police Court, the next day, as being one of the men he saw on the wagon, and he was not more sur of it then than he was at this trial. He saw the other men in the Essex Market Court, but he did not identify them. The wagon that the defendant was sitting on was a Kaplin express wagon. He remembered having identified the defendant on the 12th of October, or about that time, at the trial of Davis.

HYMAN KOSHINSKY, being duly sworn, testified that he lived at 52 Sheriff street. On the night of the 31st of August, about quarter to 10 o'clock, he saw a wagon standing in front of 49 Cannon street. The name of "Kaplin, 54 Allen street, was on the wagon. He saw two men carry out sacks of goods and put them on the wagon,

and then the wagon drove away. There were also two men on the wagon, making four men whom he saw thee altogether. He could not identify the two men who were on the wagon, but he identified Israel Keleinbaum as being one of the men who carried the bundles down stairs and put them on the wagon.

In cross-examination the witness testified that he had identified Davis as being one of the men who carried the bundles down stairs. Davis had been tried and acquitted.

AMBROSE W. HUSSEY, being duly sworn, testified that he was an officer of the Municipal Police, attached to the 12th Precinct. He heard of the burglary in question on the night of the 31st of August, 1893, about half-past 9 or 10 o'clock. He and Detective Shalvey then went to 54 Allen street, to a stable kept by a man named Kaplin. He arrested a couple of men there and took them to the station house. He then went to a place in Essex street and a place in Division street, looking for the goods, but he did not find

them. He then went, the next day, to 135 1/2 Allen street, about 12 o'clock. He saw israel Kleinbaum go into that house. He remained on the opposite side of the street about ten minutes after Kleinbaum went in. He then went over to the house, and into the basement. He knocked at the door, and, failing to receive any response, he knocked again. The door was then opened, and he put his foot in the door and asked whether a man named Cohen lived there, and then he forced himself into the room. He saw the defendant, a man named Davis, a man named Sigel, and the two Kleinbaums in the room, and another man named Cohen. He asked if a man named Cohen lived there, and, noticing a bag in the corner of the room, he moved over towards it. Cohen then pushed past him and ran out the door. He closed the door, then, and locked it, and he remarked that he would shoot anybody that tried to escape. After Cohen's escape, there were five men left in the room. He had no revolver at the time. In about fifteen or twenty minutes, he saw a police officer pass the window,

and he called him in. He then examined the bag in the corner, and found that it contained the coats which he was looking for. He then left the officer in charge of the room and the men, and he went out and secured assistance. The property was taken to the station house, and was subsequently identified by Cohen and Benjamin as their property.

In cross-examination the witness testified that he knew the house where he found the goods to be Cohen's house. The day in question was a warm one, and the windows in Cohen's place were open. The Kleinbaums and Gus Frank, the defendant, were seated at a table, near the window; they made no effort to escape. A man named Sigel who had been in the room when he entered, was discharged in the Police Court, and Jacob Davis was discharged in this court, after a trial.

(No defense was offered.)

Court of General Session

The People ve

vs

Geo Frank
William Kleinbaum
& Israel Kleinbaum

Hon De Lancy Nicoll
Dist Atty. N. Y. Co.

Please take notice
That as Counsel for the above named defendants William & Israel Kleinbaum I demand a separate trial from that of the other defendant

Yours &c
[illegible]
Atty for Defts Kleinbaums

Nov 13th 1893

Court of
General Sessions

The People &c
vs
Gus Frank
William Klemtum
& Israel Klemtum
Defts

Demand
for Separate trials

Wanhope Lynn
Counsel for
Defts Klemtums

The defendant moved the Court to set asid the said verdict and grant a new trial, upon the following grounds.

I.- Because the verdict was contrary to law, and clearly against the evidence.

II.- Because the evidence was insufficient to warrant a conviction.

III.- Because the Court misdirected the Jury in matters of law, and the defendant, had at the trial, excepted to such misdirection.

IV.-, Because the Court had admitted illegal,, immaterial, irrelavant and incompetent evidence against the defendant, and the defendant had at the trial excepted to such admission.

V.- Because the Court had erred at the trial, in the decision of the questions of law, not matters of discretion, and the defendant had at the trial excepted to such erroneous decision and to each of them.

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

_____ being duly sworn, says that he resides at No. _____ Street, in the City of New York; that he is _____ years of age; that on the _____ day of _____ 18 ____, at Number _____ in the City of New York, he served the within _____ on _____ the _____ by leaving a copy thereof with _____

_____

_____

_____

Sworn to before me this
day of 189 }

No. Index Number

The Property Insurance

Plaintiff

against

Lu Franks

Defendant

Motion

FORDE & McLAUGHLIN,
Attorneys for
No. 280 BROADWAY, New York City

Due and timely service of cop of the within hereby admitted this day of 18

Attorney.

To _____

Synagogue of the Congregation
Tiferetb Jerusalem.
No. 24 Chrystie St. New York, Nov. 24/95

To, Honorable Randolph B. Martine, Esq.
Judge of the Court of
General Sessions,

Dear Sir;-

We the undersigned, President, Vice President, Secretary, and Reverend, of the aforementioned Congregation do herewith respectfully request and pray of you that you deal with the utmost leniency with Jacob Goldstein, who was found guilty in your court by a jury, of receiving stolen goods. We wish to state that we have all known him for a number of years (some of ~~his~~ us have known him from his infancy) and we herewith wish to testify that he has always borne a good character, has always kept himself upright and honest, has been a regular attendant in our Synagogue, and has been the main support up to the time of his imprisonment of his aged father and mother

We know that he is a lad of a sickly disposition. We are also acquainted with his father and mother who are very poor and honest old people on whom this terrible blow falls heavily

Hoping and praying that our appeal to you in this boys behalf will not be in vain, we remain most respectfully

Your humble servants,

G. Calvins
President.

H. Dolinsky
Vice President.

M. Cohen
Secretary.

W. L. Friedman
Reverend.

Office of

The Atlanta Cigar Factory,

F. ZUTTE, PROP.

Manufacturer of Fine Cigars,

131 BOWERY,

New York, November 22d 1893

To Honorable Judge
Martin

Mr Jacob Goldstein has been in my employ for nearly two years and I found him to be an honest young man and trustfully of most any thing I hoping you will take this in consideration I remain most respectfully

Yours F Zutte

Per M Zutte

Office of

Louis Goldstein,

JOBBER & DEALER IN

Watches, Diamonds & Jewelery,

126 East Broadway.

New York, Nov 23d 1893

Hon Justice Martine

I hereby certify that Mr Goldstein is known to me for a number of years as an honest and straight forward young man.

Louis Goldstein

M. L. BRAUNSTEIN,
JOBBER & DEALER IN
Dry Goods,
83 E. Broadway,

New York, Nov. 23rd. 1893

I know Jacob Goldstein for a good and ernest boy I now the parents too for good peples & always bring is waggest to the parents.

Resp. M. L. Braunstein

— OFFICE OF —

Louis Solomon,

Jobber & Dealer in

DRY & FANCY GOODS,

Silk, Cashmeres Shawls Linens &c.

115 E. Broadway,

New York, Nov. 23. 1893.

Hon Justice Martin

Dear Sir.

This is to certify that Mr. Goldstein is known to me for quite a long time and I have found him to be an honorable man.

Respectfully Yours

Louis Solomon

P.S.

S. FRIDMAN & SON
MANUF'R OF CLOTHING,
99 E. Broadway, N.Y.

N. Y. 11/28/93

To His Honor Justice Maitine

Dear Sir:—

Since we opened our clothing business we deal with a man by the name of Daniel Goldstein whom we know as a good and honest man. This gentleman has a son by the name Jacob who does much of his father's business with us he too like his father has a name of being honest by us.

This gentleman Jacob Goldstein is now defendant in a trial before you. We send this letter as a sort of plea for the defendant.

And remain yours

Truly

S. Fridman & Son

0844

New York, _____ 189

No. _____

Bought of A. Wolff & Son,

DEALERS IN ALL KINDS OF

TAILORS' TRIMMINGS

WHOLESALE AND RETAIL,

TERMS, 28 ORCHARD ST.

New-yorK November 24 th 1873

Hon Justice Martine!

I hereby cerlify that me Jacob Goldstein is known to me for a number of years as an honest and straight forward young man and I liv next dor to him, and he ust to bring the wages to hese old parents

yours Respectfully

Solomon Wolff of the firm

A. Wolff & Son

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS

JACOB GOLDSTEIN

CITY AND COUNTY OF NEW YORK,SS:-

RAFAEL MIROSLAWSKY, being duly sworn deposes and says, that he is a member of the firm of MIROSLAWSKY BROS, dealers in Dry Goods, notions &c, at No. 77 Bayard street in the City of New York.

I have known the above named defendant for about seven years, and always knew him to be respectable honest and hard working young man. When I was busy he helped me in my business. I have sent him to the different Express offices with valuable parcels and bundles,and always found everything all right. I know other people in the neighborhood who know him and they all speak very well of him. Notwithstanding these charges against him, I would readily give him employment in my place of business again if he is discharged.

Sworn to before me this 22nd. day of December 1893:

RAFAEL MIROSLAWSKY.

Jacob Manheim
Notary Public
N.Y.Co.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS

JACOB GOLDSTEIN

CITY AND COUNTY OF NEW YORK,SS:-

MAX ZUTTE being duly sworn deposes and says, that I am the Superintendent for the firm of F. ZUTTE the Atlantic Cigar Factory doing business at No. I3I Bowery in the City of New York.

I have known the above named defendant for over two years. He was employed in the above company, and has always proven to be honest, industrious and an upright young man. He has had numberless opportunities to be dishonest, having handled large amounts of money, but was never found to be dishonest. I will gladly give him employment again if he is discharged.

I know a great many other people who speak of him in the highest terms.

Sworn to before me this 22nd. day of December I893:

MAX ZUTTE

Jacob Manheim
Notary Public
N.Y.Co.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS

JACOB GOLDSTEIN

CITY AND COUNTY OF NEW YORK, SS:-

SOLOMON WOLFF being duly sworn deposes and says I am a member of the firm of A.WOLFF & SON, dealers in all kinds of Tailors Trimmings, doing business at No. 28 Orchard street in the City of New York.

I have known the above named defendant for over seven years, and have always found him to be a respectable, honest, industrious and hard working young man. I have had him in my employ on and off for the past two years. He has carried bundles to different express offices for me, and I always found him to be honest in that way especially. I will give the defendant employment if he is discharged notwithstanding the charges that have been made against him.

Sworn to before me this 22nd. day of December 1893:

SOLOMON WOLFF.

Jacob Manheim
Notary Public
N.Y.CO.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS

JACOB GOLDSTEIN

CITY AND COUNTY OF NEW YORK,SS:-

LOUIS LEBEWOHL being duly sworn deposes and says, I am a real estate agent at No. 6I Bayard street in the City of New York.

I have known the above named defendant for about fourteen years. I knew the defendant when I was in Russia. I have worked side by side with him in the segar business, and never knew him to do anything wrong. He has always been an honest, and hard working young man. Other people in the neighborhood who know him, speak of him in the highest terms.

Sworn to before me this 22nd. day of DecembrI893

LOUIS LEBEWOHL

Jacob Manheim
Notary Public
N.Y.CO.

COURT OF GENERAL SESSIONS.

THE PEOPLE

VS

JACOB GOLDSTEIN

CITY AND COUNTY OF NEW YORK,SS:-

ISRAEL LEVINSON being duly sworn deposes and says, that he is a segar manufacturer doing business No. 188 Madinson street in the City of New York.

I have known the above named defendant for about five years. When I started in business he accompanied me down twon to buy stock for me. Hw worked for me in the evenings at different times, and I know that he is a respectable, honest and hard working young man. He has come around to my house and asscoaited with my children, and I have seen him almost daily. Notwithstanding these charges against him I would readily employ him again.

Sworn to before me this 22nd. day of December 1893:

ISRAEL LEVINSON.

Jacob Manheim
Notary Public
N.Y.Co.

COURT OF GENERAL SESSIONS.

- - - - - - - - - - - - - -o

THE PEOPLE :

VS :

JACOB GOLDSTEIN :

- - - - - - - - - - - - - o

CITY AND COUNTY OF NEW YORK,SS:-

LOUIS MERVASH being duly sworn deposes and says, I am a wholesale grocer doing business at No. 23 Pike street in the City of New York.

I have known the above named defendant for about eight years. I have employed him in my business, on and off while he was not employed in the segar business Altogether I have had him in my employ for about 10 months. He has often collected money for me and I have always found him to be corredt in his returns of the same to me. I have always known him to be an honest, industrious and hard working young man. I know other people neighborhood who know the defendant and they all speak of him in the highest terms. I would employ the defendant again notwithstanding the charges that have been made against him.

Sworn to before me this :
22nd. day of December 1893: LOUIS MERVASH

Jacob Manheim
Notary Public
N.Y.Co.

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

_____ being duly sworn, says that he resides at No. _____ Street, in the City of New York; that he is _____ years of age; that on the _____ day of _____ 18 _____, at Number _____ in the City of New York, he served the within _____ on _____ the _____ by leaving a copy thereof with _____

_____

_____

_____

Sworn to before me this
day of 189 }

Ben Freeman

Plaintiff

The People

against

Jacob Goldstein
Ahio Ino Tmma

Defendant

Affidavit

McLAUGHLIN,
Attorneys for Defs
No. 280 BROADWAY, New York City

Due and timely service of cop of the within hereby admitted this day of 18

Attorney.

To

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis

The Grand Jury of the City and County of New York, by this indictment, accuse Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis

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

The said Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis, all

late of the 7th Ward of the City of New York, in the County of New York, aforesaid, on the thirty-first day of August in the year of our Lord one thousand eight hundred and ninety-three in the night-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the building of one Philip Cohen

there situate, 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 Philip Cohen 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 statue 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 Gus Frank, William Klembaum, Israel Klembaum and Jacob Davis

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

The said Gus Frank, William Klembaum, Israel Klembaum and Jacob Davis, all

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 said day, with force and arms,

twenty three coats of the value of fifteen dollars each

of the goods, chattels and personal property of one Philip Cohen

in the building of the said Philip Cohen

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.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis all late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

twenty-three coats of the value of fifteen dollars each

of the goods, chattels and personal property of Philip Cohen

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said Philip Cohen

unlawfully and unjustly did feloniously receive and have: (the said Gus Frank, William Kleinbaum, Israel Kleinbaum and Jacob Davis then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0855

BOX:
532

FOLDER:
4853

DESCRIPTION:
Friedman, Anna

DATE:
09/13/93

4853

B.K. Sept 15 93

Witnesses: M. M. Smith

Mr. Myers

Collector

Gronell

Gruko

Mr. Rosenblum

G. V. Lincoln

Counsel,

Filed 15 day of Sept 1893

Pleads,

THE PEOPLE

vs.

Anna Friedman

Grand Larceny, 2nd Degree.
[Sections 528, 531, Penal Code.]

Comd Sept 21/93

Sept 21/93

DE LANCEY NICOLL,
District Attorney.

Petit Larceny

A TRUE BILL.

No 13 Sept 25/93

House of Refuge for Women Hudson Co

Foreman.

ORIGINAL

5th

Police Court ..... District.

Affidavit—Larceny.

City and County of New York, } ss:

Milton M. Smith

of No. 704 Columbus Avenue ~~Street~~, aged 29 years, occupation Clerk, being duly sworn, deposes and says, that on the 8 day of September 189 3 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:

One silk dress; one fur cape one gold watch, two gold chains, two gold rings, and one roll of silk; all together valued at about Two hundred 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 Anna Friedman; from the fact that the defendant was in the employ of deponent. deponent missed the said property, and subsequently traced the defendant to Englewood N. J. with the said property in her possession. Therefore deponent prays that the said defendant may be apprehended and held to answer. Deponent saw all the said property with the exception of the roll of silk

Milton M. Smith

Sworn to before me, this 21 day of 189

Police Justice.

0858

Mr Rosenberg
444 W 17th St
Apt 3

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
Mollie M. Smith
vs.
Emma Friedman
2 .....
3 .....
4 .....

Offence Larceny - felony

Dated ..... 189 3.

..... Magistrate.
..... Officer.
..... Precinct.

Witnesses .....

No. ..... Street.

No. ..... Street.

No. ..... Street.

..... to answer.

Ch 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 Defendant *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 ..... 189 ..... Police Justice.

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

Dated ..... 189 ..... 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 ..... 189 ..... Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Anna Friedman

The Grand Jury of the City and County of New York, by this indictment, accuse Anna Friedman of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Anna Friedman

late of the City of New York, in the County of New York aforesaid, on the eighth day of September in the year of our Lord, one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms,

one dress of the value of fifty dollars, one watch of the value of fifty dollars, two chains of the value of twenty-five dollars each, two finger-rings of the value of ten dollars each, one cape of the value of ten dollars, and ten yards of silk of the value of three dollars each yard

of the goods, chattels and personal property of one Milton M. Smith

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.

De Lancey Nicoll,
District Attorney