

0596

BOX:

527

FOLDER:

4802

DESCRIPTION:

Farrell, Bernard

DATE:

07/13/93



4802

POOR QUALITY ORIGINAL

0597

113

~~113~~ ~~73~~

Counsel,

W. B. Kelly

Filed

day of

189

Pleads,

THE PEOPLE

vs.

R

Bernard Farrell

[Section 498, Art. 2, (31, 1893)]
Forgery in the Third Degree

DE LANCEY NICOLL,

District Attorney.

W. B. Kelly

A TRUE BILL.

Raymond McKee

July 14/93

Foreman.

Thos. J. Kelly

S. P. 2 1/2 yds.

Witnesses:

Thomas and Handgren

Police Court— District.

City and County } ss.:
of New York,

of No. 71 New Chamber Street, aged 24 years,
occupation waiter Herman Hasselgren

deposes and says, that the premises No. 71 New Chamber Street, 4 Ward

in the City and County aforesaid the said being a four story brick
building - the apartments on the east side on the 4th floor
of which was occupied by deponent as a dwelling
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly

breaking the door leading to said
apartments

on the 7 day of July 1893 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

a plush sack - an overcoat
one coat + vest, a leather satchel -
an alarm clock - and two razors
all of the value fifty dollars

the property of Deponent

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

Bernard Farrell (now here) and two
others not arrested acting in concert

for the reasons following, to wit: about the hour of 9 o'clock

A.M. on said date the said property
was in said apartments, deponent securely
locked and fastened the doors and windows
of said place and went away - deponent
returned about 6 o'clock P.M. on same date
and found the door leading into said apartments
had been broken and the windows of said
place were broken and the place had been

entered and the property taken
deponent is informed by Officer Callaghan
of the 4th Precinct that he arrested the
defendant Farrell and found in his
possession a razor which deponent has
since seen and fully identified as one of the
razors that was stolen as aforesaid
deponent therefore charges the defendant
with Burglary

Herman Hasselgren

Sworn to before me
this 8th day of July 1893

[Signature]
Police Justice

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 _____ 1893
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1893
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated _____ 1893
Police Justice

Police Court, _____ District, _____
THE PEOPLE, &c.,
on the complaint of _____
1 _____
2 _____
3 _____
4 _____
Offence—BURGLARY.
Dated _____ 1893
Magistrate, _____
Officer, _____
Clerk, _____
Witnesses, _____
No. _____ Street, _____
No. _____ Street, _____
No. _____ Street, _____
\$ _____ to answer General Sessions.

POOR QUALITY ORIGINAL

0600

CITY AND COUNTY }
OF NEW YORK, } ss.

David J Callahan

aged _____ years, occupation *Police Officer* of No.

4 Precinct Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Herman Hasselgren*

and that the facts stated therein on information of deponent are true of deponent's own

knowledge.

Sworn to before me this, *8* day of *July* 189*3* *David J Callahan*

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0601

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

Bernard Farrell 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. Bernard Farrell

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. 71 New Chambers St. 3 months

Question. What is your business or profession?

Answer. Waiter

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
Bernard Farrell

Taken before me this

day of

1895

Police Justice

[Signature]

POOR QUALITY ORIGINAL

0602

BAILED,

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

151
 Police Court... / District...
 131

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Henry Haasberg
71 New York
Bernard Farrell

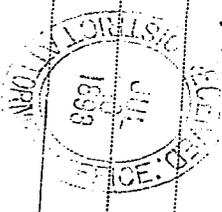
2 _____
 3 _____
 4 _____

Offense *Burglary*

Dated *July 8* 1893

meade Magistrate
Callahan M. C. M. C. Officer

Witnesses
Officer Callahan Precinct *4*



No. _____ Street _____
 No. _____ Street _____
 No. _____ Street _____

\$ *1000* to answer *9.84*
Mr. [unclear]

1000 Sp. Daily

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 *1000* 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, *July 8* 1893

[Signature] 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

Bernard Farrell

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

Bernard Farrell

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

The said *Bernard Farrell*

late of the *Fourth* Ward of the City of New York, in the County of New York aforesaid, on the *seventh* day of *July* in the year of our Lord one thousand eight hundred and ninety-*three*, with force and arms, in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Herman Hasselgren

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 *Herman Hasselgren* in the said dwelling house 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.

POOR QUALITY ORIGINAL

0604

SECOND COUNT—

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

Bernard Farrell

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

The said *Bernard Farrell*

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 *day* - time of said day, with force and arms,

one satchel of the value of fifteen dollars, one overcoat of the value of fifteen dollars, one coat of the value of ten dollars, one vest of the value of five dollars, one satchel of the value of two dollars, one clock of the value of one dollar and two razors of the value of one dollar each

of the goods, chattels and personal property of one

Herman Hasselgren

in the dwelling house of the said

Herman Hasselgren

there situate, then and there being found, from the dwelling house 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

Bernard Farrell
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Bernard Farrell*

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 saccue of the value of fifteen dollars, one overcoat of the value of fifteen dollars, one coat of the value of ten dollars, one vest of the value of five dollars, one satchel of the value of two dollars, one clock of the value of one dollar, and two razors of the value of one dollar each
of the goods, chattels and personal property of *Herman Hasselgren*

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

unlawfully and unjustly did feloniously receive and have; (the said

Bernard Farrell
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.

0606

BOX:

527

FOLDER:

4802

DESCRIPTION:

Farrell, John

DATE:

07/21/93



4802

Witnesses:

James D. ...

sent for office
and for

John D. ...
139 W. 28
Business maker

in office
day before
again on
the for

Counsel

filed

day of

1893

Pleads,

Not Guilty (24)

THE PEOPLE

19-
John Farrell
H.D.

Grand Larceny,
(From the Person),
[Sections 822, 823,
Penal Code.]
Degree.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James ...

22 July 24, 1893 Foreman.

Pleads 9. L. H. & day

R. M. ...
July 26, 1893

146

~~1893~~

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 2 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Abraham Hulse

of the 19 Precinct Police, being duly sworn, deposes
and says that James Ougan
(now here) is a material witness for the people against
John Farrell charged
with Larceny from the person. As deponent has
cause to fear that the said James Ougan
will not appear in court to testify when wanted, deponent prays
that the said James Ougan be
committed to the House of Detention in default of bail for his
appearance.

Abraham Hulse

Sworn to before me, this
day of June 1899

[Handwritten signature]
Notary Public

Police Court 2 District. Affidavit—Larceny.

City and County } ss:
of New York, }
of No. Mulkenbarr Pen Street, aged 22 years,
occupation Brokeman being duly sworn,

deposes and says, that on the 8th 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 of deponent, in the night time, the following property, viz:

One Gold plated watch
and chain of the value
of twenty dollars.

\$ 20 00
two

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 John Farrell (workman)
for the following reasons: that
at about 11 1/2 o'clock P.M. deponent
was passing through West 28th Street
and upon deponent approaching
6th Avenue the deponent
came up to deponent and
suddenly took stole and
carried away the said property
from deponent's pocket and
ran away deponent further
says that the man then and
there wearing the said watch
upon his person

John Farrell

Sworn to before me this
of July 1893
Police Justice.

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

John Farrell 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. *John Farrell*

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. *No Home*

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*

John Farrell

Taken before me this

John Farrell

188

Police Justice.

Ex July 13th 1893

10³⁰ P.M.

to see my bail from the
House of Detention Case

BAILED,

No. 1, by _____

Residence _____ Street _____

No. 2, by _____

Residence _____ Street _____

No. 3, by _____

Residence _____ Street _____

No. 4, by _____

Residence _____ Street _____

Police Court... District... 700

THE PEOPLE, &c.
ON THE COMPLAINT OF

HOUSE OF DETENTION CASE

Offense _____

Dated, _____ 1893

Magistrate _____

Officer _____

Precinct _____

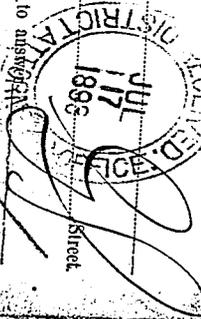
Witnesses

No. _____
at Court on _____ Street _____

Impounded in the _____

No. _____
at Court on _____ Street _____

No. _____
to answer _____ 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 _____

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, July 7 1893 _____ 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

John Farrell

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

John Farrell of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

John Farrell

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

one watch of the value of twelve dollars and one chain of the value of eight dollars

of the goods, chattels and personal property of one James Dugan on the person of the said James Dugan then and there being found, from the person of the said James Dugan 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 McCoy District Attorney

06 13

BOX:

527

FOLDER:

4802

DESCRIPTION:

Feckner, Joseph

DATE:

07/18/92



4802

Witnesses:

Victor Lutt

Counsel,

Filed

Day of

1893

Pleas,

THE PEOPLE

to remove as. in

Joseph Beckner

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lancey Nicoll

Foreman.

Eda Dwyer

Aug 10 1893

Pleas attempted Burg 3rd deg

Ed Dwyer

No 147
Filed July 3
July 19

Police Court 3 District.

City and County of New York, ss.:

of No. 237 Stanton Street, aged 45 years, occupation Witchman being duly sworn

deposes and says, that the premises No. 257 Stanton Street, 11 Ward in the City and County aforesaid the said being a

the top story building and which was occupied by respondent as a Quilt shop and in which there was at the time a human being, by name

Isidore Lutt were BURGLARIOUSLY entered by means of forcefully

climbing up the fire escape & opening the window in said floor

on the 9 day of July 1888 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

a quantity of clothing of the value of Seventy five dollars (\$75.00)

the property of Joseph Rosenman 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

Joseph Beckner for the reasons following, to wit: that about the hour of 2:30 am. on said date deponent was awakened by a noise at the window and when he arose from his bed he found said defendant in the place & caused his arrest by officers Oppenheimer of the 13th Precinct.

*Sumner to Joseph Beckner
10 July 1888
J. M. Rosenman
Plaintiff*

615 231 3115

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Joseph Beckner

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. *Joseph Beckner*

Question. How old are you?

Answer. *20 yrs.*

Question. Where were you born?

Answer. *Hungary*

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

Answer. *174 Trench St - 5 mos.*

Question. What is your business or profession?

Answer. *Iron Worker*

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*

Joseph Beckner

Taken before me this day of *June* 188*7*

Police Justice.

POOR QUALITY ORIGINAL

0617

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

John J. Kelly
207 Broadway
Frank S. Sherman

Offense *Burglary*

Date *July 10* 189*3*

Ryan Magistrate

Deperheimes Officer

Witnesses *13* Precinct

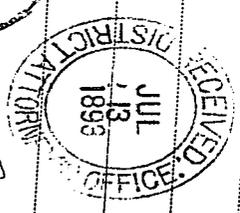
No. Street

No. Street

No. Street

No. Street

Carney



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

Dated *July 10* 189*3* *John Ryan* Police Justice.

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

Dated, *July 10* 189*3* *John Ryan* 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, *July 10* 189*3* *John Ryan* 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

Joseph Tickner

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

Joseph Tickner

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

The said

Joseph Tickner

late of the 11th Ward of the City of New York, in the County of New York, aforesaid, on the
tenth day of July 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 shop of
one Joseph Roseman

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

Joseph Roseman in the said shop
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 Launcey Nicoll,
District Attorney

0619

BOX:

527

FOLDER:

4802

DESCRIPTION:

Ficken, Charles W. H.

DATE:

07/21/93



4802

27 July 1893

Counsel, *D. A. [Signature]*
Filed *27 July 1893*
Pleads, *Not Guilty (Aug 9)*

THE PEOPLE vs.

Charles W. H. [Signature]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.
Dec. 17/97.
Indictment dismissed
[Signature]

think 5000 words
differs with one
witnesses:
W. M. [Signature]

Jailed by
Andrew [Signature]
75 Can [Signature]
July 24/93

The original motion
papers having been
returned for the demands
of the book-keeper for
want of prosecution,
I communicated with
the Court-house
and presented the papers
of Simpson referring
to in answer about
of Complainant and the
received from him the
I returned answer,
From such papers
I annexed and my in-
vestigation of the
case I am satisfied
The People would not
a Court-house and
I therefore respectfully
renewed the libel
renewed of the indictment
Dec 17/97
witnesses

C. R. 3531.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Charles W. N. Finckel

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.

The complaint was made, and the indictment found in the month of June 1893, and in view of the fact that the officer I really believed guilty was tried and convicted, - and the length of time that has elapsed since the finding of the indictment, I respectfully ask leave to withdraw from the prosecution of this case.

Henry Hess.

COURT OF GENERAL SESSIONS OF THE PEACE,

in and for the City and County of New York.

-----X
The People of the State of New York:

-against-

Charles W. H. Fincken.

-----X

S i r:-

PLEASE TAKE NOTICE, that the undersigned will move this Court, before Hon. JOSEPH S. NEWBURGER, one of the Justices thereof, at a Trial Term, to be held at Part One, in the Criminal Court Building, in the City of New York, on the 17th day of December, 1897, or as soon thereafter as counsel can be heard, for an order directing that the indictment in this case be dismissed for want of prosecution, and that the defendant be discharged, ~~and~~ and for such other and further order or relief as to the Court may seem just and proper.

Dated, New York, December 14th, 1897.

Yours, etc.,

FRIEND, HOUSE & GROSSMAN,
Attorneys for defendant,
53-55 Park Row,
World Building,
New York City.

To
Hon. WILLIAM M. K. OLCOTT,
District Attorney of the City
and County of New York.

COURT OF GENERAL SESSIONS OF THE PEACE,

In and For the City and County of New York.

-----X
The People of the State of New York:

-against-

Charles W. H. Fincher.

-----X
City and County of New York, ss:-

FREDERICK B. HOUSE, being duly sworn, deposes and says, that he is a member of the firm of FRIEND, HOUSE & GROSZMAN, the attorneys for the defendant herein.

That the indictment charging this defendant with the crime of bribery, was found July 21st, 1896, in this Court, and on the 9th day of Aug., 1896, the defendant pleaded not guilty to the said indictment.

That more than two terms of this Court have elapsed since the finding of such indictment, and this defendant has not been brought to trial, nor has the same been postponed upon the application of this defendant.

Wherefore, this defendant asks that the indictment in this case be dismissed, and for such other and further order or relief in the premises as to the Court may seem just and proper.

Sworn to before me this
15th day of December, 1897.

} Frederick B. House

Emanuel Hutz
Notary Public 145
N. Y. Co.

U.S. Federal District Court.

The People vs

Plaintiff

—against—

Charles W. A. Funder

Defendant

COPY. Affidavit and Notice of Motion

FRIEND, HOUSE & GROSSMAN,

Attorneys for def.

Nos. 53 to 63 Park Row,

World Building, New York City.

Due and timely service of a copy of the within

is hereby admitted

this _____ day of _____ 189



Attorney

To Hon. W. D. ...
W. D. ...
Attorney

Esq.,
Attorney

Please take notice, that the within is a true copy of an duly made and entered in the within entitled action, and filed in the office of the Clerk of the within named Court, at his office, in the _____ in the City of New York, the _____ day of _____ 189

Dated, New York, _____ 189

Yours, &c.,

FRIEND, HOUSE & GROSSMAN,

Attorneys for

Nos. 53 to 63 Park Row,

World Building, New York City.

Esq.,
Attorney

Please take notice, that the within will be presented for settlement to _____ Hon. _____ of the _____ of the within named Court, at the _____ in the City of New York, on _____ day of _____ 189, at _____ o'clock in the forenoon, or as soon thereafter as counsel can be heard.

Dated, New York, _____ 189

Yours, &c.,

FRIEND, HOUSE & GROSSMAN,

Attorneys for

Nos. 53 to 63 Park Row,

World Building, New York City.

**POOR QUALITY
ORIGINAL**

0629

TELEPHONE CALL, 317 FRANKLIN.

**O'HARE & DINNEAN,
ATTORNEYS AND COUNSELLORS AT LAW,
346 BROADWAY,
N. Y. LIFE INS. CO. BUILDING.
ROOM 902.**

STEPHEN J. O'HARE.
THOMAS P. DINNEAN.
PHILIP WALDHEIMER.
TIMOTHY P. SULLIVAN.

NEW YORK, December 15, 1897.

The People vs. Chas. W. H. Finken--Bribery

My dear Mr. Unger:-

This indictment grew out of an arrest made by Officer Dwyer in 1893, which resulted in his conviction later on an indictment for oppression. While Mr. Kress, the complainant was in the station house, it is claimed that Officer Finken the doorman received ten dollars to procure an overnight bondsman.

I was thoroughly familiar with all the facts and it had been my purpose to recommend the dismissal of this indictment on the ground that a conviction was impossible. The money was paid for a lawful purpose and was delivered to the bondsman, Andrew Horn. The omission to dismiss the indictment was an oversight. It was one of many such cases given to me for disposition by the late Colonel Fellows, and he concurred in the propriety of the course I intended to pursue, *while I was an assistant in his office*

As you are well aware, I felt positive that it had already been done. To do it now, is but simple justice.

Yours very truly,

Stephen J. O'Hare

Dictated.

(155)

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 W. H. Finck

The Grand Jury of the City and County of New York, by this indictment accuse *Charles W. H. Finck* of the crime of *Bribery*,

committed as follows:

The said *Charles W. H. Finck*,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *June*, in the year of our Lord one thousand eight hundred and ninety-*three* at the City and County aforesaid, was a public officer and a person executing the functions of a public office, to wit: a member and patrolman of the police force of the said city of New York, duly appointed, qualified and acting as such, and at the time of the commission of the crime herein alleged the said *Charles W. H. Finck* had been and was assigned to act and was then and there duly

detailed and acting as a door-man
at the police station house, in the
said city, known as the station
house of the First Police Precinct
of the said city.

And at the time of the commission
of the said crime ~~one~~ Henry
Kress was a prisoner in the
said police station house, having
been on said day the lately
before arrested and apprehended
and taken to the said station
house, upon a charge of having
been guilty of disorderly conduct
in said city, tending to a breach
of the peace, and was then and there
kept and detained in the said
station house, pending his
arraignment before one of the
magistrates in said city to
answer the same.

And the said Henry Kress,
a prisoner in the said station house
~~as herein before said, as~~
aforesaid, the said Charles W. H.
Kramer, well known, the premises
said ^{feloniously} and there unlawfully
unlawfully and corruptly took and
received of and from the said
Henry Kress ^{indeed,} a gratuity and

reward, to wit: the sum of ten
 dollars in money, lawful money
 of the United States of America
 and of the value of ten dollars,
 upon an agreement and understanding
 by between himself and the said
 Henry Kress that he the said Charles
 W. H. Knicker, so long as he public
 officer, would facilitate and aid
 the said Henry Kress in securing his
 discharge upon bail to answer the
 said ~~charge~~, and would assist
 him in furnishing such bail, and cause
 bail to be taken, ~~for~~ the appearance
 of the said Henry Kress the next
 morning, before a competent and
 accessible magistrate; 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 Wood,
 Attorney

0629

BOX:

527

FOLDER:

4802

DESCRIPTION:

Fischer, William

DATE:

07/21/93



4802

18 187 X

Counsel
Filed 21 day of July 1893
Pleads, not guilty (w)

Burglary in the Third Degree.
Section 498.12, 498.13, 498.14, 498.15, 498.16, 498.17, 498.18, 498.19, 498.20, 498.21, 498.22, 498.23, 498.24, 498.25, 498.26, 498.27, 498.28, 498.29, 498.30, 498.31, 498.32, 498.33, 498.34, 498.35, 498.36, 498.37, 498.38, 498.39, 498.40, 498.41, 498.42, 498.43, 498.44, 498.45, 498.46, 498.47, 498.48, 498.49, 498.50, 498.51, 498.52, 498.53, 498.54, 498.55, 498.56, 498.57, 498.58, 498.59, 498.60, 498.61, 498.62, 498.63, 498.64, 498.65, 498.66, 498.67, 498.68, 498.69, 498.70, 498.71, 498.72, 498.73, 498.74, 498.75, 498.76, 498.77, 498.78, 498.79, 498.80, 498.81, 498.82, 498.83, 498.84, 498.85, 498.86, 498.87, 498.88, 498.89, 498.90, 498.91, 498.92, 498.93, 498.94, 498.95, 498.96, 498.97, 498.98, 498.99, 498.100

vs.
THE PEOPLE
18
27th Street
A

William Fischer

DR LANCEY NICOLL,
District Attorney.

A TRUE BILL.

William Nicoll

Aug 8/93 Foreman.

Pleads Petition

Ed. J. ...
17r
16/16

Witnesses:

James ...

John ...

47 ...
at ...

Assessment

...

POOR QUALITY ORIGINAL

0631

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 4 years, occupation Detective of No. 4
Prucnal Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Mr. Supel
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 19 day } James Haggerty
of July 1893 }

John Woodie Police Justice.

Police Court— 3 District.

City and County of New York, ss.:

of No. 139 Common Street, aged 47 years, occupation Keep House being duly sworn deposes and says, that the premises No. 139 Common Street, 4th Ward in the City and County aforesaid the said being a six story brick dwelling the fourth floor of living apartment and which was occupied by deponent as living apartment and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly lowering the window & making opening on the air shaft from the said apartment

on the 18th day of July 1883 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

Two pair of pantaloons, three vests, two coats and a wash boiler all together of the value of fifty dollars (\$50.00)

the property of the deponent's own and deponent further says, that she 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 Fisher (arrested)

for the reasons following, to wit: That at about 11.00 o'clock A.M. said date deponent left the said window partly open and secured by locked and fastened the other door and windows of the said apartment that about an hour thereafter deponent returned to the said apartment and discovered that the break and entry and

the said property crossing Apartment
 further says that the entry was
 effected by means of lowering a
 window that faced on the air
 shaft from the said apartment
 that the defendant after having
 entered the said premises and
 by force and violence removed
 a 70. belt and spring latch from the
 door leading from said apartment
 into the hall of said premises to
 leave the said apartment

Department is informed by Detective James
 Haggitt that at about 11:50 P.M. said
 date he arrested the defendant under
 arrest with a quantity of clothing and
 a wash basin in his possession

Department further says that stickers
 were seen the property found in the defendant's
 possession and fully stamped as the
 property taken from the said premises
 at present

Dated _____ 188__
 guilty of the offence mentioned, I order

There being no sufficient cause to believe the within named
 Police Justice

Dated _____ 188__
 I have admitted the above named

to bail to answer by the undertaking hereto annexed.
 Police Justice

Dated _____ 188__
 of the City of New York, until he give such bail.

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

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

Police Court, District,

THE PEOPLE, &c.,
 on the complaint of

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

Offence—BURGLARY.

Dated _____ 188__
 Magistrate.
 Officer.
 Clerk.
 Witnesses, _____
 No. _____ Street,
 No. _____ Street,
 No. _____ Street,
 \$ _____ to answer General Sessions.

John P. [Signature]
 Police Justice

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

William Fischer 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 Fischer

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. 27 1/2 Chrystie St. N.Y. 2 mos.

Question. What is your business or profession?

Answer. Car. 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. Am not guilty
William Fischer

Taken before me this

day of

189

John B. ...

Police Justice

POOR QUALITY ORIGINAL

0635

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

Police Court, 9 District, 762

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joe Jackson
139 Mulberry
William Cooper

2
3
4

Offense, *Burglary*

Dated, *July 19* 1893

Thomas Magistrate.

Francis Stork

Henry Jackson Precinct.

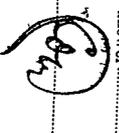
Wm. Jackson Street.

Leah Jackson Street.

Wm. Jackson Street.

No. *1000* to answer

No. *1000* 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

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, *July 19* 1893

John McWoodie 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

William Fischer

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

William Fischer

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

The said *William Fischer*

late of the *7th* Ward of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *July* in the year of our Lord one thousand eight hundred and ninety-*three*, with force and arms, in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Rose Stupel

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 *Rose Stupel* in the said dwelling house 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.

SECOND COUNT—

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

William Fischer

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

The said *William Fischer*

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 *day* - time of said day, with force and arms,

five pairs of trousers of the value of five dollars each pair, three vests of the value of five dollars each, two coats of the value of ten dollars each, and one wash-boiler of the value of two dollars

of the goods, chattels and personal property of one

Rose Stupel

in the dwelling house of the said

Rose Stupel

there situate, then and there being found, from the dwelling house 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.

POOR QUALITY ORIGINAL

0638

THIRD COUNT:

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

William Fischer

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *William Fischer*

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,

five pairs of trousers of the value of five dollars each pair, three vests of the value of five dollars each, two coats of the value of ten dollars each, and one wash boiler of the value of two dollars

of the goods, chattels and personal property of *Rose Stupel*

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

unlawfully and unjustly did feloniously receive and have; (the said

William Fischer

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.

0639

BOX:

527

FOLDER:

4802

DESCRIPTION:

Franklin, Morris

DATE:

07/06/93



4802

#708
19

Witnesses:
George Higgins

Counsel,
Filed
Pleads,

6 July 1933
M. D. Nichols

THE PEOPLE

22
with Benjamin
Franklin
Morris Franklin

M. D.

Grand Larceny, *Reserve Degree.*
(From the Person)
[Sections 828, 831, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Kenneth McKee

Foreman.

Part 2. July 17 1933
Pleas do Petitioner
1. 1/17/33

Police Court 3 District.

1012

Affidavit—Larceny.

City and County }
of New York } ss.

Person

of No. 20 Avenue A Brooklyn Street, aged 67 years.
occupation Laborer

deposes and says, that on the 30th day of June 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 day time, the following property, viz:

Four dollars lawful money of the United States

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 Morris Franklin (now here) for the reasons that deponent was in a liquor saloon on Delancey Street and had said money in the pocket of the pantaloons worn on deponent's person and the defendant inserted his hand into the pocket and took the money

Rich^d Russell

Sworn to before me, this 1st day of July 1893

John W. Ryan
Police Justice.

Sec. 108-200.

3 District Police Court. 1892

City and County of New York, ss:

Morris Franklin 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 a 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 Franklin*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *217 Broome St. 2 years*

Question. What is your business or profession?

Answer. *Elevator man*

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

Answer. *I am not guilty*

Morris Franklin

Taken before me this

day of

189

3

Police Justice.

POOR QUALITY ORIGINAL

0644

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 3rd DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me this
day of _____ 1889

[Signature]
Police Justice.

Ambrose W. Hussey

of the 12 Precinct Police, being duly sworn, deposes
and says that Richard Russell

(now here) is a material witness for the people against
Mrs. Franklin charged

with Larceny. As deponent has
cause to fear that the said Richard Russell

will not appear in court to testify when wanted, deponent prays
that the said Richard Russell be

committed to the House of Detention in default of bail for his
appearance.

Ambrose W. Hussey

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 Franklin

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

Morris Franklin

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

The said *Morris Franklin*

late of the City of New York, in the County of New York aforesaid, on the *31th* day of *June* 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,

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

of the goods, chattels and personal property of one *Richard Russell* on the person of the said *Richard Russell* then and there being found, from the person of the said *Richard Russell* 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

0646

BOX:

527

FOLDER:

4802

DESCRIPTION:

Frasco, Emilio

DATE:

07/14/93



4802

Witnesses:

Worm and Levy
Officer
Very Obedient

An affirms by the commission called from Complainants ally the complainant believes he has not sufficient evidence to arrest. I therefore return - mind that the indictment is dismissed

Dated May 26 1898
Prosecutor
Sept 26 1898

1898
105
Receipt

Counsel

Filed

day of

Pleaded

1898

ENTERED
T. W.

THE PEOPLE

vs.

Emilio Franco

RECEIVING STOLEN GOODS
(Section 550, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Kenneth McKean

Foreman.

May 26/98.
Indictment
Dismissed

BL

POOR QUALITY ORIGINAL

0648

Sec. 192. 1st District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Thomas P. Brady Esq. Police Justice of the City of New York, charging Emilio Prasco Defendant with the offence of

Receiving Stolen Goods

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, Emilio Prasco Defendant of No. _____

Rafael Suddetta Street, by occupation a Vender; and of No. 25 Mann Street,

by occupation a Unemployed Surety, hereby jointly and severally undertake that the above-named Emilio Prasco Defendant

shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York, during the said examination, or that we will pay to the People of State of New York the sum of Ten Hundred Dollars.

Re -
Taken and acknowledged before me this 14th day of June 1893

Emilio Prasco
Rafael Suddetta

Thomas P. Brady Police Justice.

City and County of New York, ss.

Sworn to before me this 14th day of June 1893
Police Justice

Rafael Guiddetta

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

one undivided one half of houses & lots of land Nos. 23 and 25 Mason Street, New York City, valued at twenty thousand dollars, free and clear.

District Police Court

Undertaking to Answer.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Emilio Frascu

Taken the 14th day of June 1893

Grady Justice.

Rafael Guiddetta

Police Court, 2 District.

1901

City and County of New York, ss. Joseph Speno
of No. 1193 B'way Merchant, aged 32 years,
occupation being duly sworn, deposes and says,
that on the 13 day of June 1893, at the City of New
York, in the County of New York,

Emilio Frasco (maritime)
did purchase seven pair of pantaloons
of the value of Sixty three dollars
from Samuel Cohen who is now
committed for trial for the Lanny
of said property - Dependent says
that said Frasco purchased said
property from said Cohen for the
sum of \$9⁶⁵ the market value
of said property being of the appraised
value of \$63 -
Dependent is informed by said
Cohen that he sold said property
to said Frasco - for said sum
of money, and he is further
informed Hermann Levy that
he found the above described
property concealed in the apartment
occupied by said defendant in
company with a police officer
Wherefore dependent charges
said Frasco with unlawfully and
feloniously receiving said property
from said Cohen, he will
swear at the time, that it
had ~~not~~ been feloniously
stolen by said Cohen

Sworn to before me Louis Speno
this 15 day of June 1893
Police Justice

POOR QUALITY ORIGINAL

0651

CITY AND COUNTY } ss.
OF NEW YORK, }

1877.

Kennam Lewy
Cutter

aged 35 years, occupation _____ of No. 1193 Broadway Street being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Joseph Spens and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 15 day of June 1893 } *Kennam Lewy*

W. S. Brady
Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Emilio Proasca

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. *Emilio Proasca*

Question. How old are you?

Answer. *55 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *130 Mulberry St. 10 years*

Question. What is your business or profession?

Answer. *Fruit Vendor*

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
Emilio Proasca
mark*

Taken before me this

15

day of

June

1893

John R. ...

Police Justice.

POOR QUALITY ORIGINAL

0653

See further proceedings in
this case will find r
delinquent in case
Woman of my address
at 1193 B
Peter B...

Bailed
No. 1 by William
Residence St. William
Street
No. 2 by
Residence
Street
No. 3 by
Residence
Street
No. 4 by
Residence
Street

1055
Police Court... 2
135 District.
202

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph B...
1193 B
Emilia Trasca

1905

Dated June 26 1893

Erady Magistrate

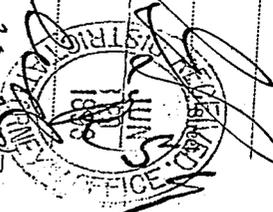
Henry H...
Officer

Witnesses
Barn...
Edison Precinct

No. 1193 B
Street

No. 1193 B
Street

No. 1193 B
Street
to answer
\$1000 - 2 June 22 1893
June 26 1893



Offense Receiving stolen property

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 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, June 26 1893

John B... Police Justice.

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

Dated, June 26 1893

John B... Police Justice.

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

Dated, 1893

Police Justice.

POOR QUALITY ORIGINAL

0654

LOUIS ALEXANDER,
ATTORNEY,
5 Breckenan St.,
N. Y.

In re People vs/ Frasco.

New York May 23rd, 1898.

Thomas F. Byrne, Esq.,
Asst. Dist. Attorney,

Dear Sir :

Mr. Joseph Spero, requests me to acknowledge your favor of May 16th and say that the principal witness in the case of The People against Amilio Frasco is now at Florida for his health, and that he believes upon further inquiry that he has not enough evidence to convict him, and believes it advisable to discontinue proceedings against him. thanking you for courtesies ,

Very truly yours,

Louis Alexander

POOR QUALITY ORIGINAL

0655

Alexander
 J. L. WEINBERG,
 COUNSELOR-AT-LAW,
 524 TEMPLE COURT,
 BEEKMAN CORNER NASSAU ST
 NEW YORK.

NEW YORK, N.Y.
 MAY 23
 5:30 PM
 1898

10

Thomas F. Byrne Esq.
Dist. Ct. Atty.
City of New York
District Atty's Office

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Emilio Frasco

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

Emilio Frasco

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Emilio Frasco*

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

*seven pairs of trousers of the
value of nine dollars each
pair*

of the goods, chattels and personal property of one *Louis Spers*
by one *Samuel Cohen* and
by certain *other* persons to the Grand Jury aforesaid unknown, then lately
before feloniously stolen, taken and carried away from the said *Louis Spers*

unlawfully and unjustly did feloniously receive and have; the said

Emilio Frasco

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.

0657

BOX:

527

FOLDER:

4802

DESCRIPTION:

French, Thomas

DATE:

07/12/93



4802

Witnesses:

John P. Kelly

In the within case I have personally examined both the complainant & the officer - the complainant informs me that he was unbearable from drunk as. The time he lost his ring, and that he does not know whether he gave it to the defendant or not. In defendant's State that he and the complainant were drinking together; and that the complainant gave him the ring; that he asked the complainant for money; that he had none & gave him the ring. Telling him to have it; that he passed the ring for \$2.00 & gave \$1.00 dollar to his wife & kept one dollar. The officer corroborates his story that he gave one dollar to the wife of the complainant. In the certificate of the above, I am of the opinion that it will be impossible to secure a conviction. I therefore recommend that the indictment be dismissed and the defendant discharged. Geo. W. Schmittler
Dist. Ct. N.Y.

Counsel,
Filed
Pleads, *W. J. Kelly*
1893

THE PEOPLE
vs.
Thomas French

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

James McKeen
Dist. Ct. N.Y.
Aug 22. '93. M.D.

Grand Larceny (From the Person),
[Sections 228, 237,
Penal Code.]

do not know before Aug 10
~~Aug 10~~

Police Court— 4 District

1912

Affidavit—Larceny.

City and County of New York ss.

of No. 240 West 50 Street, aged 23 years, occupation Bartender

deposes and says, that on the 14 day of June 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession

and from of deponent, in the day time, the following property, viz:

One diamond ring and one diamond pin the whole being valued at Seventy 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 Thomas French (now living)

for the reasons following to wit: on the said date deponent missed the said ring from his finger and the said pin from his pocket which he was and in the possession of the defendant by French - witness represents the stolen ring

John Rilly

Sworn to before me this 14 day of June 1893

Police Justice

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss:

4 District Police Court.

Thomas French 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. *Thomas French.*

Question. How old are you?

Answer. *38 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *532 West 37th St. 2 yr*

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.*

Thomas French

Taken before me this

John J. Moore
1894

Police Justice

Oct 4 1893
Received from the office
of the Clerk of General
Sessions James French
2190 2 witness by before
day of 7th Dec 1893 and
as an exhibit in case of
James French

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

Witnesses _____
Street _____
No. _____
Street _____
No. _____
Street _____
No. _____
Street _____
Dated _____ 1893
Magistrate _____
Officer _____
Precinct _____
Office _____

Police Court
THE PEOPLE, &c.,
ON THE COMPLAINT OF
James French
District 668

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

Dated June 15 93 1893. James French Police Justice.

I have admitted the above-named _____ to bail to answer by the undertaking hereto annexed.
Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

August 21st
Mr Adker you please
tell the District
Attorney that I am
willing to with
draw the case of
Mr French
And let him go
You will see officer
Wigman down there
I am very sick with
a bad cold and
cannot go down
and oblige
John Killee
540 West
50 st

POOR QUALITY
ORIGINAL

0663

Courtesy
Adler

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 French

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

Thomas French

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

The said *Thomas French*

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *June* 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 finger ring of the value of thirty-five dollars and one pin of the value of thirty-five dollars

of the goods, chattels and personal property of one *John Reilly* on the person of the said *John Reilly* then and there being found, from the person of the said *John Reilly* 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 Truitt
District Attorney.