

0131

BOX:

125

FOLDER:

1314

DESCRIPTION:

Flood, Thomas

DATE:

01/25/84



1314

0133

Sec. 1984-200

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

Thomas Flood

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

Question. What is your name?

Answer.

Thomas Flood

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

32 Madison E. Months

Question. What is your business or profession?

Answer.

Barkeeper

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

Answer.

I am not guilty of violating any
law that I am aware of I was
pursuing a legitimate business in a
legally licensed place

Thomas Flood

Taken before me this

day of

1887
J. J. J. J.
Police Justice

0134

Army

At a Court of Special Sessions of the Peace,

Held in and for the City and County of New York,
at the Halls of Justice of the said City, on *Wednesday* day,
the *21*. day of *Nov.* in the year of
our Lord one thousand eight hundred and eighty *3*.

Present,

The Honorables *John B. Smith* } Justices
and *Henry Ford* } of the
James T. Kittuth } said Court.
Police Justices of the City of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

vs.

John J. Rully.

On conviction, by the oath of a credible witness,
of the MISDEMEANOR, of *Violation of*
License in keeping open
after hours when liquor
was sold
committed in said City, *14 Nov 1883*

after having duly elected to be tried by said Court, and after having been duly
arraigned and duly charged upon the said Misdemeanor, and having duly
answered the same.

Whereupon it is ORDERED and ADJUDGED by the Court, That the said

John J. Rully.

For the MISDEMEANOR aforesaid, whereof he convicted, pay a
fine of *Twenty five* Dollars. And it is further ordered
that he stand committed to the custody of the Keeper of the City Prison
of the City of New York, until the said fine be paid, but not exceeding
25 days. *Paid*

A TRUE EXTRACT FROM THE MINUTES.

George W. M.

Clerk.

0135

Atty

New York Special Sessions of the Peace,

THE PEOPLE OF THE STATE OF
NEW YORK,

Copy of Sentence.

John J. Kelly

Mr 24 1883

CITY PRISON.

FINED \$ *25*

Imprisonment not to exceed *25* days.

W.

165 Chatham

Clark

0136

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 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 Dec 29 1883

Arthur J. White Police Justice.

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

Dated Dec 29 1883

Arthur J. White Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

0137

~~Dec 31, 2 PM~~

BAILED,
No. 1, by Henry Evers
Residence 49 Monroe 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

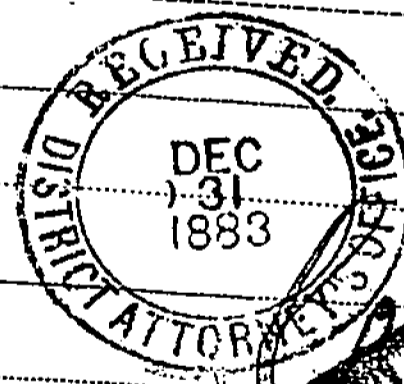
1 John J. Herby
2
3
4
Dated Dec 7 1883
White Magistrate.
Canavan Officer.
4 Precinct.

Witnesses
No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ _____ to answer _____ Sessions.



Perkins
Ex. Dec. 15/1883 A.P.M.

0138

EXCISE VIOLATION—WITHOUT LICENSE.

Police Court— District.

CITY AND COUNTY } ss.
OF NEW YORK, }

John Canavan
of No. *40* Street,
of the City of New York, being duly sworn, deposes and says, that on the *1st* day
of *December* 188*3*, in the City of New York, in the County of New York, at
No. *24 Calverie* Street,

Thomas Flood now here
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and
spirituous ~~liquors~~ *liquors*, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be
drunk in the house or premises aforesaid without having a proper license therefor, contrary to and in violation of law.

*Deponent asked for obtained and
paid for ~~liquors~~ sold to him by the
defendant*

WHEREFORE, deponent prays that said
may be ~~arrested and~~ dealt with according to law.

Sworn to before me this *1st* day
of *December* 188*3*

John Canavan
POLICE JUSTICE.

0139

Court of General Sessions of the Peace

OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Thomas Flood

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

of the CRIME of *Selling Spirituous Liquors without a License*, committed as follows:

The said

Thomas Flood

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *First* day of *December* in the year of our Lord one thousand eight hundred and eighty *three*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to *John Canavan*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

PETER B. OLNEY,

JOHN McKEON, District Attorney.

0140

BOX:

125

FOLDER:

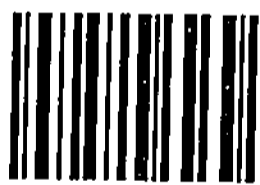
1314

DESCRIPTION:

Florenz, Protas

DATE:

01/31/84



1314

0141

317
Filed day of Jan 1884
Pleads Not guilty Feb 4/84
THE PEOPLE
vs.
Proctor
Foreman
PETER B. OLNEY,
JOHN MCKEON,
March 13, 1884. District Attorney.
Tried & found guilty of
Assault 3 deg.
A TRUE BILL.
Foreman.
Hickman
Foreman
March 12, 1884
JRF

Witness
Michael A. Stone
James Brown
Charles Carley
19 Dec 83
James Finn

Court's Sess. Sessions
Part I
March 13th

The People v. Protas Florence

Statement of facts.

About 14 months ago Protas Florence and wife conspired to blackmail Dr. B. D. Farris of the 19th Ward who is a respectable Physician and Surgeon here and a member in good standing of the County Medical Society and the father of a large family.

P. Florence struck him light, however, and only demanded \$800 which he thought he would gladly pay rather than have his name in the papers. But Dr. Farris instead of submitting to his demands went to assistant Dist. Attorney O'Brien and stated his case. Mr O'Brien gave him a letter to Judge Herrman stating that it was a case for a Police Court.

In the meantime when they found Dr. Farris was about to have them arrested they went to Mr. Chas. Steckler and entered a Civil Suit for a pretended assault which they alleged was committed a year previous to that time and was never before heard of by any person.

Through absence of his lawyer and 3 of his most important witnesses Florence got a verdict & judgement for \$500.

Over —

Dr. Arrows immediately appealed the Case
 Florence, knowing that he only won by
 Chance, for Steakles had offered to settle
 the Case for \$250. before it was tried,
 made up his mind that if the Doctor
 lived he would have no chance of win-
 ing the kept time. So he seemed to
 think the best thing to do was to kill
 him. He took his revolver and went
 to the doctor's house at 8 P.M. when it
 was still snowing and watched for
 the doctor till he sat down in his
 parlor with a patient. He then fired
 at him through the glass window.

Since then he came back to the
 doctors. perhaps to shoot him. for he
 said in 5th St Court on the day
 after he was arrested that he "would kill
 him yet." Florence told Doctor's wife
 that he came to ~~ask~~ ask forgiveness.

The doctor was out at the time. And
 perhaps escaped for the second time
 with his life.

14 months ago, at the time he tried to
 blackmail the doctor. Florence sent
 his wife to tell the doctor that he would
 shoot him unless he paid \$800. and
 he kept his word. Therefore the shooting
 was premeditated 14 months ago.

The People
 Protas Florenz } Court of General Sessions. Part First.
 Before Judge Giddersleeve.
 Wednesday, March 12. 1884.
 Indictment for assault in the first degree.
 Asst. Dist. Atty. Fellows for the people.
 Mr. C. Steckler for the defendant.
 A jury was empannelled and sworn.

Michael A. Farrie, sworn and examined.
 By Mr. Fellows Q Doctor, will you give your full name
 if you please. A. Michael A. Farrie.
 Q And where do you reside, doctor.
 A No 217 East Forty First street.
 Q What is your profession.
 A Physician and surgeon.
 Q How long have you been engaged in the
 duties of your profession in this city.
 A Four years.
 Q Do you know the prisoner. A. Yes sir.
 Q How long have you known him.
 A About two years.
 Q Do you remember any unusual occur-
 rence, doctor, on the 19th day of January
 last, Saturday. A. Yes sir.
 Q At what hour in the day.
 A About eight o'clock, after eight I think.
 Q At night. A. Yes sir.
 Q At your own house, 208 East Forty Fifth Street.

2

A No 217

Q No 217 East Forty Fifth Street. A. Yes sir.

Q Was you living there where you are now.

A Yes sir.

Q The complaint was wrong.

A It is the address of one of the witnesses.

Q You are right - one of the witnesses reside at 208. Well, about 8 o'clock that evening, doctor, state to the jury what occurred in connection with this prisoner, if you know it. A. Well, I was attending to a patient in the parlor, sitting at my table with my back to the window when I heard the crash of glass and the report of fire arms at the same time, simultaneously, and I ran out. On going out on the stoop I saw a man run from the window.

Q He ran. A. Yes sir, he ran. I pursued him and so did the patient pursue him. I fell - it was on the street - I got up again and pursued him and when I overtook him on the avenue and just as he turned round the corner a little bit the patient had hold of him. He had taken a pistol away from him.

Q Who was that, was it this prisoner.

A. Yes sir, this prisoner.

Q Then the man you saw running from the window, ^{and} you pursued down the street to the Avenue was the prisoner now at the bar. A. Yes sir.

Q You have spoken about the report of fire-arms and the crash, what was that crash.

A It was where the ball passed through the glass into the parlor.

Q Through the glass window. A. Yes sir, into my room. I have the ball in my pocket.

Q State how you were sitting in your room with reference to that window or that part of the window through which the bullet came. A. I was sitting within view of the street in the centre of the room, just nearly opposite to the pane through which the ball came.

Q With your back to that pane.

A With my back to that pane, and the patient was sitting with his face to it and my wife and two children were opposite the pane, directly opposite in the back parlor; glass folding doors were between.

Q Where did the ball come out after passing through the pane of glass in

4

the front bay window. A. It deflected; it struck the wall and wheeled to my right.

Q It deflected then? A. Yes sir.

Q But the line at which it struck the window, as I understand you, or the point at which he struck the window rather, was about on the line of where you were sitting.

A Yes sir.

Q And behind you. A. If a person standing on the street were to go on the street - I examined it -

Counsel

I object

Witness

I went out afterwards and took a view of the place, and that was the only pane through which I could see the table at which I was sitting. It is not my opinion, I saw it. I made others do it.

Counsel

I object and take a ruling - stating to the jury what he could see from the outside into that room and take an exception.

The Court Note an exception.

By Mr. Fellows. O Now you did go outside.

A A good deal after that I went.

Q You examined the window through which this bullet had passed. A. Yes, I examined to get a sight of it.

Q Now from the sidewalk was there any

part of the window through which a person standing out there could see the table at which you were sitting.

Objected to. Objection overruled. Exception.

A Yes sir and the chair.

Q What part of the window was that.

A The lower part of the window.

Q Was that the part of the window through which the shot was fired. A. It went high off that on the same window, the same pane, but went higher than where he could see.

By the Court Q How much higher did the bullet strike than a point at the window in a direct line where you were standing.

A I should think it was over a foot where he could shoot me; he was standing below you know.

By the Fellow Q What kind of a house is this, a high stoop house. A. It is a high stoop house.

Q Then as you stand on the sidewalk the window is somewhat above the height of an ordinary man is it not.

A O yes.

Q So that if a person standing on the sidewalk should fire through that window he would have to raise his hand.

A Certainly.

0149

Testimony in the case
of
Protas Florenz

filed Jan.

1884.

0150

New York March 13th/84
John R. Fellows Dear Sir
will you be so kind as to
let me know when it will
be convenient for me to see
you answer by return
Yours Respectfully
Patrick Gallagher
3 Barclay St

0151

To The Hon Henry A. Gildersleeve
Judge General Sessions re.

The undersigned Jurors in the trial of the case of Protas Florenz and who was convicted by us on the 13th day of March 1884 of the offense of Assault in the 3^d Degree with a recommendation to the mercy of the Court, again petition the Court to deal lightly with him and if consistent with the ends justice would ask that in view of all the circumstances in his case that sentence upon such conviction found by us be suspended and he be discharged.

Name	Address
Henry Rice	
Leffler	
Mrs. Sarah M. Mager	
Samuel Bear	
H. McCallough	105 No 22
John M. Mager	
John W. Koster	136 Madison St.
Morris Lowenstein	91 Lewis St.
A. S. S. Clark	41 N 23 St.
Charles F. Tully	66 Pine St.
Samuel Rohman	100 9 th Ave.
B. W. Mager	52 Greene St.

0152

WARREN, FULLER & LANGE,
129 EAST 42ND STREET,
NEAR GRAND CENTRAL DEPOT,
NEW YORK.

Honorable Judge Gildersleeve

The prisoner P. Florenz who ~~met~~
understand was yesterday found guilty in the
third degree, with recommendation for mercy.

This man has been in our employ for upwards
of three years, during that time, I have found
him a faithful steady sober and industrious
person, know nothing of his character out side of my
business, but should judge from what knowledge I
have of him as my employee, that he was
very much excited, to commit the crime of
which he is found guilty, for his general
character was rather of a timid and peaceful
disposition, if your honor could be lenient
in his case, I have not got the slightest
doubt that this will teach him a lesson
which he never will forget

Yours very truly

March 14/84

J. A. Lange

0153

Dr. Farris

1 The testimony given by Carl Florenz yesterday is not true: "that I wanted ~~\$50~~ to give \$50 to settle it."

I charge this man with perjury as I have witnesses to prove that they wanted to pay all my expenses and wanted my me to put on \$50 over my expenses for Mr Hecht, but I don't do business that way.

Witnesses John O'Brien, Denis F. Hill and Mrs Farris

0154

TORN PAGE

Medical Experts

Dr. Hannon is not a member of the Academy of Medicine. Nor of the County Medical Society. He ^{visits} makes around to the people for (\$1.00) one dollar

He has never had any experience in an Asylum although 16 years in practice he is just where he started a dollar a visit

I don't know whether the other Physicians are members of Societies or not. We will find it out

0155

Robert Jones

- 1 On Sunday Jan 20th in 57th St Court
I saw the prisoner and heard him
say "I will kill you yet." etc
- 2 I saw him again on Wednesday 23
Jan in 45th St Mr. Hecht and his
(Florenz) wife were with him, John O'Shea
was with me. Mr Florenz admitted
doing the shooting and said, "I am
sorry for it." He said "I am doing
my best to settle it."
He acted very rational on both
occasions

I know my husband 27 years. I was married to him
 over 19 1/2 years. had 8 children. He was always ~~ambitious~~
 ambitious and tried to raise himself and family and was
 Always a Regina affectionate father and husband.
 Was never intoxicated.

Mrs Hannah Harris wife

On the 22nd January bet 1 & 3 P.M.
 Potao Florenz ~~came~~ came to my house
 with his brother and Mr Hecht. And
 one of them asked to see the doctor.
 I asked Potao Florenz after being
 introduced to him, what he wanted!

He said he "came to ask the doctor
 to forgive him for what he had done
 and to pardon him and that we would
 shake hands, and if the doctor would for-
 give him he would never again carry
 a revolver". I answered: "yes, you come
 to ask his pardon after you failed to
 kill him", and leave me with 5 orphans

Mr Hecht said Come! Come! let
 us go we can do nothing here.

Mr Florenz was very calm & cool
 And when ^{he} saw me. Excited he dropped
 his hands and said I have no revolver
 This was the second time Hecht and others came

Note. Mr Hecht Called 5 ~~times~~ times
 to my house, twice with Company and 3 ~~times~~
 times alone. It was about the fourth
 or third time that he said "I want \$50
 to be added to the doctor's expenses
 for me, because I have had a good
 deal of trouble and loss of time".
 He said - "I have it all in my own hands
 — over —"

TORN PAGE

0157

Florenz did not act strange in my house. He spoke just to the point for business purposes, and said he wanted to put one case against the other and drop both.

My husband — Since the beginning of this trouble often walked the floor all night, and acts in a different ^{manner} in the house. He often passed sleepless nights since this trouble began, and often complained of headache, yet he is not insane.

Mrs Blanche HoffmannOwner of House & Lot 223 & 46 N

Mrs. Hoffmann was engaged for the confinement of Mrs Florence two months before her labor. She (Mrs Florence) told Mrs Hoffmann that her husband was cruel to her and that he used to get drunk and that Dr. Farrie was compelled to stop his Lager beer and ordered him Rhein wine instead.

Mrs Hoffmann was to Florence's house the day after the child was born & Mrs Florence told her that her husband was jealous of Mr Fleich who lives in the house with them and who is a witness now in Court ^{for defendant} and that he said the baby was not his but she added that he was foolish, and she was afraid of him when he came home drunk. This was on the 10th of February 1883.

Feb 12th Two days after they sent for Dr. Farrie. He thought they wanted him to attend her. He sent me to see what was the nature of case. When I got there Mrs Florence himself said that he wanted me (Dr Farrie) to go to his house and settle for the child at once and if I did not come in an hour he would go to his Lawyer. Then Dr Farrie & Mrs Hoffmann went to get a warrant ^{over} for Bill Mail.

TORN PAGE

The Judge was too busy went again, he had no time, then Dr. went to District Attorney's office; then before he could call on some Judge, ^{Chas} Steekles served him with a paper.

A few days before the service of Steekles' paper Mrs Florence called on the Dr. at his house. She said her husband sent her for \$800. for the baby. the Dr. smiled and said it was cheap for a good looking boy. He then sent me to Mrs. Florence's house to see what he wanted the \$800 for. and told me to make Mr. Florence state his demand on paper. He said very wisely that he "would put nothing on paper until he would get the money" Said He, "if the Doctor pays the money he and I will be as good friends as ever and no person will hear anything further about it."

N.B. This shows the man was very sane and that it was money he wanted,

It also shows that his mind could be settled and his wrath appeased for \$800. - No insanity

Dennis F. Gill

1 On January 22nd I saw Protas Florenz At Dr. Farnie's about 2 P.M. Mrs Farnie was talking to him in the hall when I came down stairs. Doctor's daughter Mamie had come up stair to my room and told me that the man who shot at her father was down stairs

I saw that Mrs Farnie was excited and I asked Mr. Protas Florenz what his business was. He told me he wanted to see the doctor to ask his pardon and to shake hands with him and be friends and that he would never shoot again

2 He wanted to put one case against the other and have no more about it,

3 On the evening of the same day I went with Mr. O'Shea into Mr Hecht's Saloon. Mr Hecht said that Mrs Florenz was willing to go before Notary or his Lawyer and swear that her former statements were false and that she would be willing to publish new statement of doctor Farnie's innocence in the papers to satisfy Mrs Farnie

He said the Florenzs were willing to pay all the doctors expenses and Mr Hecht would want the doctor to add \$50 to his expenses to pay him over

0161

Hecht for what trouble he had got in the case and he promised to call at the doctor's at 2 P.M. next day and bring the Florenzes with him to go to the doctor's lawyer to make the necessary sworn statement for the settlement.

- 4 John O'Shea was with me at the time I am told he did bring the Florenzes next day but he failed to see the doctor.

Note By Dr Farnie

Here - Mrs Farnie, John O'Shea ^{and} Denis J. Gill, and Walter Smith, ^{to say} that they not I wanted to settle it

Beside they never spoke to me but on one occasion and then I referred them to my lawyer John B. Smith.

0162

John O' Shea

- 1 I saw Protas Florence on the night of his arrest. I travelled with him up to the Police Station. I heard him say on the way up that he fired at Dr. Farnie.
- 2 Next time I saw Florence was on Wednesday the 23rd January, on 45 St. I met Mr Protas Florence, with Mr Hecht, and his ^{Florence's wife} ~~brother who testified~~ yesterday. We got talking about the shooting and the prisoner said: "I did it and I am sorry for it." He added, "I am doing my best to settle it, and if it will not be ^{able to} settled it will not be my fault."
- 3 Robert Jones a witness for the people was with me at the time. he is in Court.

Settling Business

- 4 About noon on Monday the 21st Febry two days previous to the above. I was in Dr. Farnie's office when Florence's brother and Mr Hecht ^{were in Dr's} ~~Came into the~~ house and got talking about settling. I heard Hecht say that if Dr. Farnie would settle that he would give Dr Farnie security that the Florenzs would never trouble him again.

Over

Note: - Witness Florenz, brother of Dr. Perjured himself on yesterday when he swore that the doctor offered \$50 to settle it if the reverse is the case. They offered to pay all my expenses and Mr. Hecht who procured the ~~judgment~~ bail when he had \$50 for his trouble to be added to my expenses. O'Shea, Gill and Mrs Hannah Harris my wife

And that he would get Mrs Florenz to swear that her statements & Charges in the former case were false, and that they would have it contradicted in all the papers, And Florenz's brother pleaded for a settlement in same way

The Doctor replied that the whole thing was in his Lawyer's hands, and that he would

On Jan'y 22nd at about 8 P.M. I went into Mr Hecht's Lagan Bier Saloon

Mr Hecht said: Mrs Florenz was willing to swear that that her former statements were false and that she was willing to publish new statement in the papers declaring the doctor innocent of the Charges she made against him and that the Florenzes were willing to pay his expenses, and that he Mr Hecht wanted the doctor to add \$50. to his expenses to pay him (Hecht) for the trouble he had got in the case; and he promised to call at 2 P.M. next day and bring the Florenzes with him to go to doctor's Lawyer to make the necessary sworn statements for the settlement.

Dennis F. Gill was with me at the time I saw that he did come next day with them

0164

Police Court—4 District.

CITY AND COUNTY
OF NEW YORK, } ss.

Michael A. Davis aged 44 years
of No. 217 East 45th Street,

as the 19th man being duly sworn, deposes and says, that

on Saturday the 19th day of January

in the year 1884 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and ~~BEATEN~~ by James Horan

(now present) from the fact that
the deponent was informed by
James Horan of 208 East 45th Street
that he saw the defendant standing
in front of the residence of deponent
and discharged a revolving pistol
through the window of deponent's
parlor and minor away while
the deponent was at the time
sitting in said parlor with
a friend of his by name of
James Finn.

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 20 day

of January 1884.

Michael A. Davis

W. J. G. W. J.

POLICE JUSTICE.

0165

1.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Brennan
aged 45 years, occupation Bricklayer of No.
208 East 45th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Michael Burke
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 20 }
day of January 1887 } James Brennan

W. J. Paoz
Police Justice.

Answer.

I am not guilty and
demand an examination
at the Court House
Protest Florentz.

Taken before me this

21

day of January 1887

W. J. Paoz

Police Justice.

0166

CITY AND COUNTY }
OF NEW YORK, } ss.

James Brennan
aged 45 years, occupation Bricklayer of No.
208 East 45th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Michael Berni
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 20
day of January 1887 } James Brennan

W. J. Paoz
Police Justice.

Sec. 198—200

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born ?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Answer. I am not guilty as a
 Secular and a ~~Christian~~ ^{Christian} Minister
 Protes Florence.

Taken before me this 22
 day of January 1888
Wm. J. Dwyer
 Police Justice.

0168

THE PEOPLE, &c.,

ON COMPLAINT OF

Michael A. Harris

vs.

Protas Florung

District Police Court.

Examination of Surety.

Daniel Schnabel

Protas Florung

being duly sworn as to his sufficiency as bail for
in the above entitled proceedings, says in answer to the
following questions, as follows:

Question. What is your name?

Answer. Daniel Schnabel

Question. Where do you reside?

Answer. 344 East 46

Question. What is your business?

Answer. Lager Beer Saloon

Question. Do you own any Real Estate,—if so, where situated, and of what does it consist?

Answer. a House and lot of land
situated 333 East 47 Street

Question. When did you purchase, of whom, and what did you pay?

Answer. The lot was bought at a
Sheriff Sale

Question. Are there any mortgages upon the same—and if so, to what amount?

Answer. No Mortgage

Question. When are they due?

Answer.

Question. Is the property in your own name alone?

Answer. Yes

Question. Is the Deed or Deeds on record?

Answer. Yes

Question. Are you surety for anyone else,—and if so, to what amount, and for what?

Answer. No

Question. Do you owe any money,—and if so, how much?

Answer. No

Question. Are there any judgments against you?

Answer. No

Question. Are there any proceedings in foreclosure now pending against you?

Answer. No

Daniel Schnabel

Sworn to before me, this 21

day of January 1888

John Brown Police Justice.

0169

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

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

Dated January 20 1887 W. J. Conroy Police Justice.

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

Dated Jan 21 1887 W. J. Conroy Police Justice.

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

Dated _____ 188 _____ Police Justice.

0170

6
200 P. 4th Jan 21.
50 m.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2

3

4

Dated

Police

Officer.

Precinct.

Witnesses

No.

No.

No.

\$

to answer

Sessions.

Bailed

0171

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST

Proctor F. Foreman

The Grand Jury of the City and County of New York, by this indictment, accuse *Proctor F. Foreman*

of the CRIME OF *Assault in the first degree*, committed as follows:

The said *Proctor F. Foreman*

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *January* in the year of our Lord one thousand eight hundred and eighty *four* with force and arms, at the City and County aforesaid, in and upon the body of *Michael A. Farrie* in the peace of the said People then and there being, feloniously did make an assault, and to, at and against *him* the said *Michael A. Farrie* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Proctor F. Foreman* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with intent *to kill* the said *Michael A. Farrie* 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

Proctor F. Foreman of the Crime of assault in the second degree, committed as follows:

The said *Proctor F. Foreman* 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 *Michael A. Farrie* then and there being, feloniously did, wilfully and wrongfully, make an assault, and to, at and against *him* the said *Michael A. Farrie* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said *Proctor F. Foreman* in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there shoot off and discharge

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.

PETER B. OLNEY,

JOHN McKEON District Attorney.

0172

BOX:

125

FOLDER:

1314

DESCRIPTION:

Foss, Albert

DATE:

01/18/84



1314

0173

Wisconsin

Off Jno J. O'Connell
10 Dec

163 #163

Counsel,

Filed 18 day of Jan 1884

Pleads

for guilty

THE PEOPLE

vs.

B

Olney

Olney

John McKee

PETER B. OLNEY,

~~JOHN MCKEE,~~

District Attorney

A True Bill.

Olney

Foreman.

John

off 18 day of Jan 1884

0174

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

POLICE COURT, 3 DISTRICT.

John J. Creed aged 32 years
of the 10th Precinct Police Street, being duly sworn, deposes and
says that on the 29th day of December 1883

at the City of New York, in the County of New York, Deponent was informed

that some person had shot himself in the Saloon
No 43 Stanton Street, deponent proceeded to said
Saloon and then & there found Albert Fass
(now here) lying upon the floor of said Saloon,
deponent in the presence of George A. Munn
an officer of the 10th Precinct Police took
said Albert from the floor and placed him
in a sitting position upon a chair—
deponent then & there asked said Albert the
reason why he shot himself, and he told
deponent he had some trouble with his
wife, he then requested his pistol to finish
himself,

Deponent is informed by John Beck
of No 143 Second Street that he was present
in the Saloon at the time said Albert entered
said Saloon, that he ordered Beer for himself,
and for said Beck, for which he paid,
that he then asked, Henry Weidenmeyer the
proprietor of the Saloon to treat when
said Weidenmeyer answered, he should
drink his Beer first,

that then said Albert took a
Revolving pistol from his pocket and discharged
one shot therefrom, he then fired a second
shot and when said second shot was
discharged he fell to the floor, and when
on the floor a third shot was discharged
from said Revolver,

Deponent summoned an ambulance

0175

and deponent saw that said Albert was
wounded in the left breast

Deponent therefore charges that
said Albert Foss, did feloniously discharge
said Revolving pistol upon himself, and
did commit said dangerous act with
the intent to take his life

Sworn to before me this
12th day of January 1884

John F. Fred

John Norman Police Justice

Police Court District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

0176

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Sec. Business of No.

173 Second Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Creed

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

Sworn to before me, this 12 day of January 1888 John Beck

John Gloman
Police Justice.

0177

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.*Albert Foss*

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. *Albert Foss*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Long Island*

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

Answer. *62 Stanton Street, 3 years*

Question. What is your business or profession?

Answer. *Cigar 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. I took the Revolver from the right pocket of my Over Coat, with the intention to show it to some men in the Saloon the Revolver went off. I did not intend to shoot any self,*

Albert Foss

Taken before me this

12

day of January

1884

John A. McManis

Police Justice.

0178

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 Albert Foss

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

Dated January 12 1884

John Herman Police Justice.

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

Dated Jan'y 13 1884

John Herman Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

_____ Police Justice.

0179

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court--

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John F. Creed
vs. *P.*

1

2

3

4

Dated

1884

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

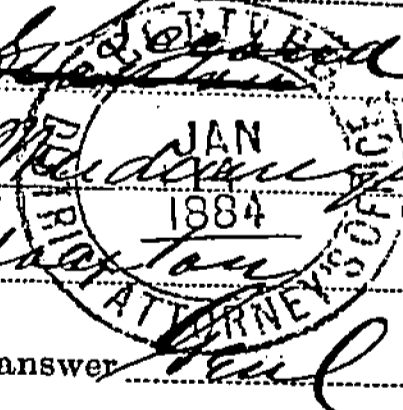
to answer

Sessions

Committed
Bailed

Attorney
Offence

Not entered



0180

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Arthur Foss

The Grand Jury of the City and County of New York, by this indictment, accuse
Arthur Foss
of the CRIME OF Assaulting Suicide
committed as follows:

The said Arthur Foss,

late of the City and County of New York, on the twenty ninth day of
December in the year of our Lord one thousand eight hundred and eighty-three
with force and arms, at the City and County aforesaid, with intent to take
his own life, feloniously did then and there commit upon himself, an act
dangerous to human life, to wit: with
the intent aforesaid, to, at and against
his own body, a certain pistol then and
there charged and loaded with gun-
powder and one leaden bullet, which said
pistol he in his right hand then and there
had and held, in and upon his breast
then and there feloniously did shoot
off and discharge: 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.

Peter B. O'Harey
District Attorney.

0181

BOX:

125

FOLDER:

1314

DESCRIPTION:

Frank, Morris

DATE:

01/15/84



1314

#178

David Mendes

Off. Richa Dick

central office

Jan 21 1884
Who Defendant seems to have had a first rate character prior to this Commission of the Crime charged in this indictment. He was evidently fed into the doing of this act through the evil influences of another after having been convicted the Crime. He tempted this Defect to commit it. The Defect repented of this act. gave the information which led the recovery of the property & will undoubtedly lead in the future an improved life if a chance is given him. On the Affairs of the Office who made the arrest of the Complainant & would perfectly advise that judgments be rendered in this case Defect go on his own responsibility & follow up first City

Counsel,

Filed 15 day of Jan 1884

Pleads

Not guilty to 16

THE PEOPLE

vs.

P

James

Smother

INDICTMENT.
Grand Larceny in the 1st degree.
(MONEY)
\$520 and 5307

PETER B. OLNEY,
JOHN McKEON

Clary 21/1/84, District Attorney.

Discharged by Court

A TRUE BILL.

W. W. Smith

Foreman

Jan 21 1884

0182

Court of General Sessions
of the Peace in and for
the City and County
of New York -

The People -
against
Morris Frank

City and County of New York:
Richard Field being sworn
says, I know the defendant
Morris Frank who was
arrested January 10th 1884 -
He was charged with
stealing a bag containing
diamonds valued at twelve
hundred dollars, the property
of ^{Dr. E.} S. Mendes ~~one hundred~~
113 Nassau Street, I was
the officer who arrested said
Frank the defendant - when said
Frank was taken before Justice
Smith, he admitted his guilt
but said he was influenced to
do the act by one ^{from} his
cousin in law. I am confident
he did not commit the act
of his own free will but was

0184

persuaded to do so by ~~some~~
some other party. Through
the instrumentality of said
Frank the diamonds have all
been resold to said Charles.
Frank's previous character I
am informed was of the best
kind. I respectfully ~~for~~ ~~refer~~
for any the clemency of the Court
in behalf of said ~~person~~
defendant.

Sworn to before
me January 29th 1884 } Richard Hill
John Hahnenseld }
(S) Notary Public
W. Co

Court of General Sessions
of the Peace, Grand for
the City and County of
Chicago -

The People
against
Cloris Frank

City and County of New York:
D. C. C. Clendes being duly
sworn says, I am a ~~diamond~~ cutter
doing business at 113 Nassau
Street New York City. The
defendant Cloris Frank had
previous to arrest in charge
of stealing away of diamonds
from the deponent on the 10th
of January last, while
said defendant was in my
employ, I found him a careful
reliable honest servant and
knew nothing against him
previous to the present charge.
I am confident said Frank was
influenced to commit this
act through the advice and
efforts of others. Through the
efforts and instrumentalities

of said Frank my property
 has ~~always~~ ~~and~~ ~~all~~ been
 returned to me. I respectfully
 pray the Court to suspend
 sentence upon the prisoner
 and if such disposition shall
 be made I will arrange
~~friends have arranged that said Frank~~
~~that said Frank may be~~
 sent back to Holland where
 he came from to the country
 from before
 me Jan'y 29 1884 }

John Hahnfeld }
 (5) Notary Public }
 M. Co }

J. M. Mendes

County of
General Sessions
v. Pence

People

v.

Frank

affidavits

G. D. Shener

Atty for aff.

1026 Cass St.

0187

0188

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

POLICE COURT, First DISTRICT.

Richard Fields

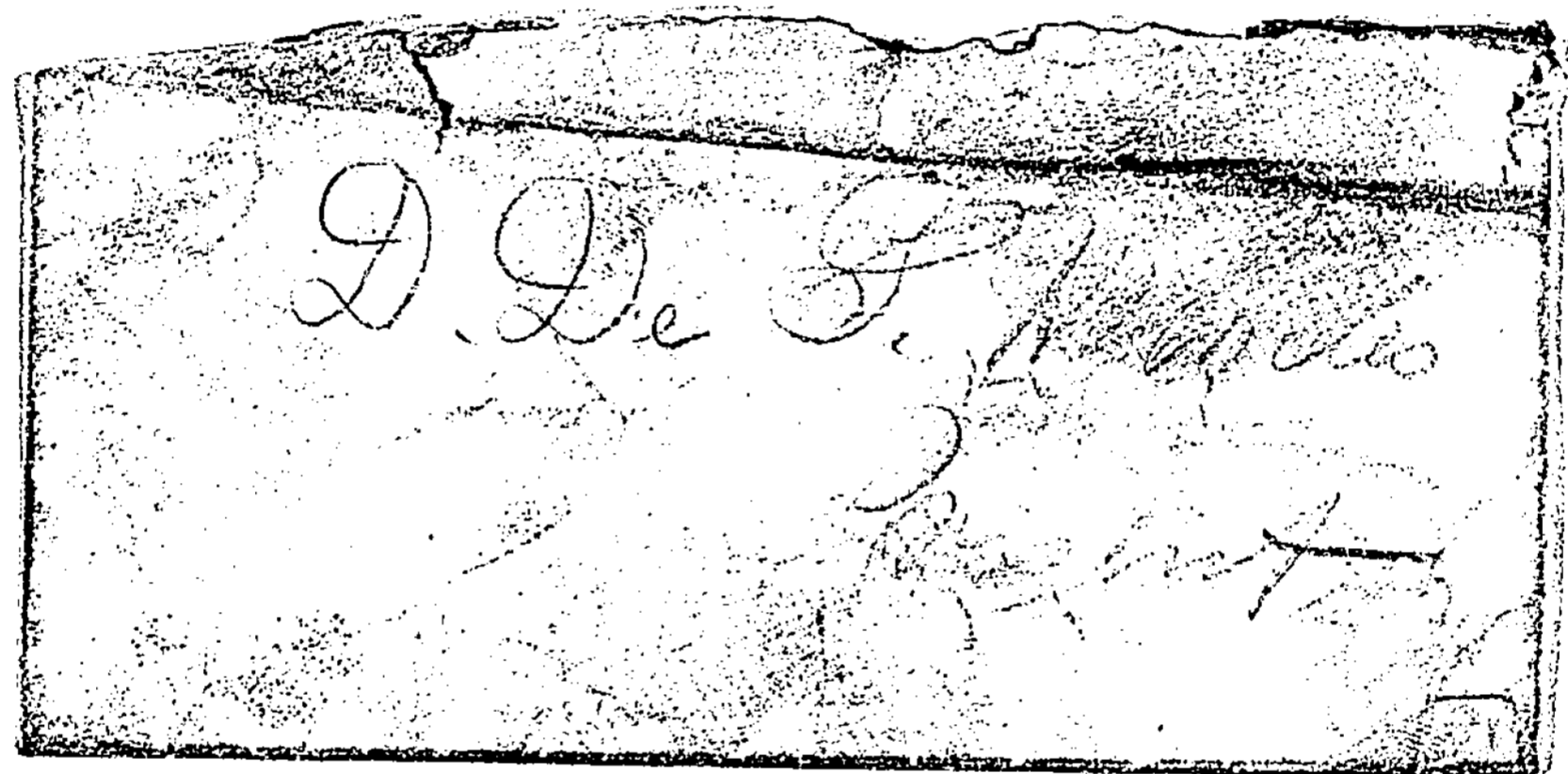
of the Central Office Police Street, being duly sworn, deposes and says,
that on the 11th day of January 1888

at the City of New York, in the County of New York, while taking
Morris Frank down to the City
Prison after he had been committed
for trial for larceny from Anna Debra Mander
admitted and confessed to
deposuit, that he had committed
said larceny and that he was forced
to do so.
Richard Field

Sworn to before me, this 11th day of January 1888
Edouard J. Smith
Police Justice.

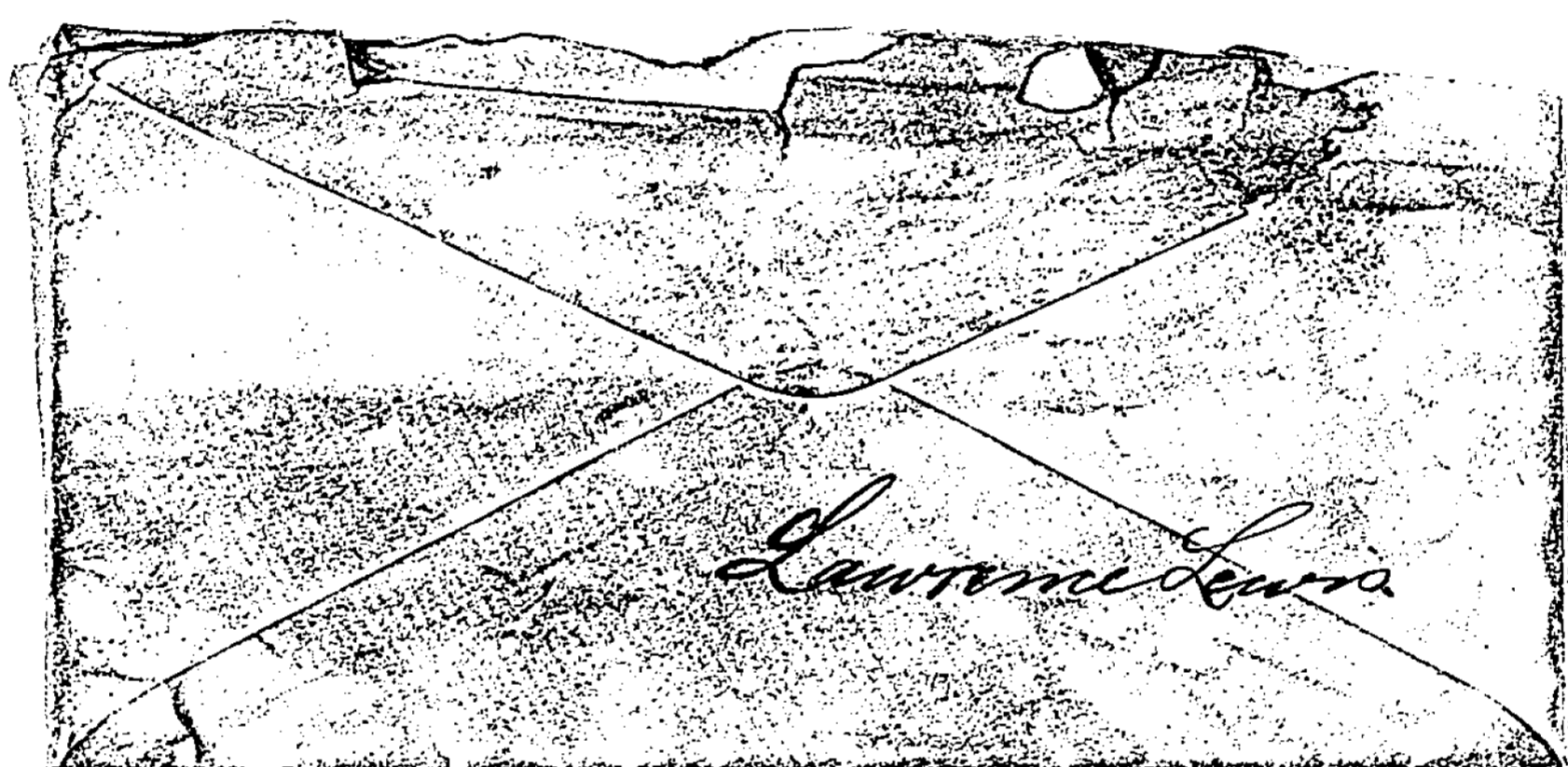
0189

POOR QUALITY
ORIGINAL



0190

POOR QUALITY
ORIGINAL



0191

POOR QUALITY
ORIGINAL

Thursday Jan 9th 1941
Mendocino City up to the
shops. Right across us
I want to see you
or something of
importance to come
as far as possible
as I am going away at 9 o'clock
Sincerely
Volman Levy
Exhibit "A"

0192

First

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

David De Sola Mendes

of No. 113 Nassau

Street, aged 23 years occupation Diamond Cutter

being duly sworn, deposes and says, that on the

10 day of January 1884

in the day time at the

City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent with intent to cheat and defraud the true owner of the use and benefit thereof the following property, viz:

One sack containing a quantity diamonds.

about twenty eight polished diamonds and about sixty unpolished diamonds. Lawful money

of the United States to the amount and of the value of sixty five dollars and one check

of the value of twenty four dollars, and one note of the value of one hundred and thirty six dollars, in all of the

value of twelve 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 Morris Frank (now here)

from the fact that deponent was informed by Lawrence Lewis that a boy came to the door of the office, the hallway and handed him said Lewis the note hereto annexed and marked Exhibit "A" and that when he said Lewis went from the shop through the office where the boy which brought the said note, said Frank followed said Lewis looking over the shoulders of said Lewis looking at the envelope of said note when

Sworn before me this

day of

Police Justice,

188

0 193

deponent came into the shop said Lewis handed deponent the annexed note deponent having the aforesaid property in his hand layed the same down ^{a bench near} on the mill where said Lewis was working and went in ^{in response to said} note when deponent learned from ^{who was purported to be the author of note} someone that he did not send said note deponent returned being absent about ten minutes from said shop when deponent immediately missed the aforesaid property deponent was further informed by said Lewis that during the time deponent was absent said Frank came over to said Lewis mill and asked said Lewis to polish a stone which he handed said Lewis and ^{at} said time said Frank and Lewis were the only persons in the shop said ^{deponent} did take the stone from said Frank and polished the same and before said Lewis began to polish said stone he saw said sachel which contained the aforesaid property and when said Lewis had completed polishing said stone said property was missing.

Deponent further says that he was informed by Louis Kaskisky that during the time he went in response to the annexed note said Frank sent him said Kaskisky out to buy three apples

Wherefore deponent charges said Morris Frank with taking stealing and carrying away the aforesaid property

Sworn to before me this 11 day of January 1884

Javed D Mendes
Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0194

CITY AND COUNTY }
OF NEW YORK, } ss.

Lawrence Lewis
aged 15 years, occupation Printer at Diamond Cutting of No.
101 Norfolk Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of David de Sola Mendes
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 11 day of January 1884 Lawrence Lewis

Solomon Smith
Police Justice.

0 195

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 16 years, occupation Printer at Diamond Cutting of No.

1157-2 Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of David de Sola Mendes

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

Sworn to before me, this 11
day of January 1888 Louis Kalisky

Solomon B. Smith
Police Justice.

0196

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, } ss.

18 District Police Court.

Morris Frank being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h *to* right to
make a statement in relation to the charge against h *an*; that the statement is designed to
enable h *an* if h *an* 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 *an* waiver cannot be used
against h *an* on the trial.

Question. What is your name?

Answer. *Morris Frank*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Boston Mass*

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

Answer. *125 West 27 St about 4 weeks*

Question. What is your business or profession?

Answer. *Diamond Polisher*

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 Frank.

Taken before me this *11*
day of *June* 188*8*
John J. Sullivan
Police Justice.

0197

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 Morris Frank

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 11 Jan'y 1884 Solomon B. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0198

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

David de Silva Mendes
118 Nassau St.

1 Morris Frankl

2 _____

3 _____

4 _____

Dated 11 January 1884

S. B. Smith Magistrate.

Fields & Williamson Officer.
and Herbert Carr Office
Precinct.

Witnesses Lawrence Lewis

No. 101 Norfolk Street.

Louis Kalisky

No. 1157 - 2 Avenue Street.

No. _____ Street,

\$ 1500 to answer

6000

0199

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 Frank

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

Morris Frank
of the crime of GRAND LARCENY IN THE *First* DEGREE, committed as follows:
The said *Morris Frank*

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

two promissory notes for the payment of money, being then and there due and unsatisfied (and of the
kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars
each; *six* promissory notes for the payment of money, being then and there due and
unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value
of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the
value of five dollars *each*; *ten* promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars,
and of the value of two dollars *each*; *ten* promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination
of one dollar, and of the value of one dollar *each*; *two* promissory notes for the payment of
money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty
dollars *each*; *six* promissory notes for the payment of money (and of the kind known as bank
notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory
notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of
the value of five dollars *each*; *one* promissory note for the payment of money (and of the kind
known as bank notes), being then and there due and unsatisfied, of the value of two dollars — ; *one*
promissory note for the payment of money (and of the kind known as bank notes), being then and there due and
unsatisfied, of the value of one dollar

twenty eight diamonds
of the value of *thirty dollars each*,
sixty other diamonds of the value of
fifteen dollars each, *one instrument*
and writing, to wit: an order for the payment
of money of the kind commonly called bank check
the same being then and there unsatisfied, for the
payment of and of the value of twenty five dollars,
and one instrument and writing, to wit: one promissory
note for the payment of money, the same being then and
there unsatisfied, for the value of one dollar, and of the value of
of the goods, chattels, and personal property of one

David D. Munder then and there being found,
from the person of the said *David D. Munder* 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.

PETER B. OLNEY,

JOHN McKEON, District Attorney.

0200

BOX:

125

FOLDER:

1314

DESCRIPTION:

Franklyn, Benjamin

DATE:

01/23/84



1314

Witnesses:

Day of Trial,

Counsel

Filed 23 day of May 1884

Pleads

THE PEOPLE

U.S.

Benjamin

Franklyn

Selling Lottery Policies.

1113

PETER B. OLNEY

District Attorney.

A True Bill.

Amurhite

Foreman

Part III March 25/87

Bail forfeited
bond order

7

0202

Court of General Sessions of the Peace in
and for the City and County of New York

The People

vs
Benjamin Franklyn

City and County of New York ss: Bartholomew
F. Madigan of said City being duly
sworn says: that he resides at No
19 Grand Street in said city: that
he is the surety on the bond of one
Benjamin Franklyn who was
indicted on the 29th day of October 1883
on a charge of selling Lottery Pools
that the said Benjamin Franklyn
is now confined in the Flatbush
Insane Asylum under the name
of Benjamin Franklyn Sage
and is a hopeless and
incurable lunatic: that the
Benjamin Franklin Sage confined
in said Asylum is the same
person for whom ~~the~~ deponent
is surety, under the name of
Benjamin Franklyn: that he knows
~~him~~ ~~therefore~~ }
day of 1887 }

0203

him to be the same person from
the fact that he has seen the
said Sage since his confinement
in said asylum to wit on the 5th
day of April 1887.

Signed before me this }
6th day of May 1887 } J. H. Higgins
J. Oliver Heane
Commissioner of Deeds
N.Y. City

Court of General Session
New York County

The People

Benjamin Thompson

Affiant

J. H. Higgins
Dep. Atty
Gen. N.Y. Co.

0204

Court of General Sessions of the Peace
in and for the City and County of New York

The People
vs
Benjamin Franklyn }

City of Brooklyn, County of
Kings ss: Geo. Newton Ferris ssd
of said City being duly sworn say:
that he is the resident physician of
the Flatbush Insane Asylum: that
he has under his care one Benjamin
Franklyn Sage who was admitted
to said Asylum on the 14th day of
Feb'y 1887 suffering from Insanity:
that the said Sage is a hopeless
and incurable lunatic and not
a fit or proper person to be removed
from the said Asylum or to be tried
on any charge, in any Court:
that the nature of the disease under
which he is suffering is Terminal
Dementia.

Geo. Newton Ferris ssd.

Subscribed and sworn to

before me this 3rd day of May 1887.

Alexandre F. Ingraham.
Notary Public
Brooklyn, N.Y.

0205

DIRECTIONS.

The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the new Court-house in the Park.
When you arrive at the witness-room, hand this Subpoena to the officer or clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Not Found
SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS

The People of the State of New York,

To *Michael Sirovane*

of No *87 Butcher Slip* Street, *no such high No.*

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the *20* day of *Dec* inst, at the hour of 10½ in the forenoon of the same day, to testify the truth, and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Benjamin Frankel
And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, at the City Hall, in our said City, the first Monday of *Dec* in the year of our Lord 188 *8*

PETER BOLNEY, ~~JOHN MCKEON~~, District Attorney.

0206

64. A

15

46-1-25

34-1-37/6

(25)



0207

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

Michael Donovan aged 44 years
working along shore
of No. 84 Rutgers Slip Street,

being duly sworn deposes and says, that on the 15th day of

June 1883 at No. 395 Water

Street, in the City and County of New York,

Benjamin Franklin (now here)
did unlawfully and feloniously sell and vend to

deponent for the sum of twenty five cents
a certain paper and document, the same being what is commonly known as,
and is called a Lottery Policy, and which said Lottery Policy, writing, paper,
and document is as follows, that is to say:

46, 1. 257. & 34, 1. 37/6. The said policy
is hereto annexed and is marked Exhibit A.

Wherefore deponent prays that the said *Benjamin Franklin*
may be dealt with according to law.

Sworn to before me, this 16
day of June 1883 }

Michael Donovan
sworn

A. M. Patterson

Police Justice.

0208

Sec. 198-209.

CITY AND COUNTY
OF NEW YORK, } ss.

3

District Police Court.

Benjamin 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 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. Benjamin Franklin

Question. How old are you?

Answer. 50 years

Question. Where were you born?

Answer. United States

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

Answer. 245 Delancey Street since 1st of last May

Question. What is your business or profession?

Answer. Agent

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
Benjamin Franklin

Taken before me this 16
day of June 1885
John J. [Signature]
Police Justice.

0209

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 Benjamin Franklin

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 16 1883 J. M. Patterson Police Justice.

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

Dated June 16 1883 J. M. Patterson 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 _____ 1883 _____ Police Justice.

02 10

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

3

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Donovan
87 Rutgers Slip

1 Benjamin Franklin

2

3

4

Dated

June 16

1883

Patterson

Magistrate

McMahon

Office

Clerk

Witnesses,

No.

Street

No.

Street

No.

Street

\$ 500 to answer

Bailed

0211

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Benjamin Franklyn

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

Benjamin Franklyn

of the CRIME OF "Vending and Selling to another what are commonly known as and called Lottery Policies," committed as follows:

The said

Benjamin Franklyn

late of the First Ward, in the City and County aforesaid,
on the 7th day of June in the year of our Lord one
thousand eight hundred and eighty three at the Ward, City and County aforesaid,
with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply, to one

Michael Donovan

and did procure and cause to be procured for the said

Michael Donovan

a certain paper, instrument, and writing, commonly called a lottery policy, which said paper, instrument, and writing, called a lottery policy, is as follows, that is to say:

B N 15

46 - 1 - 25 -

34 - 1 - 37/6
25

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

02 12

SECOND COUNT—

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

Benjamin Franklyn
of the CRIME OF "Vending and Selling to another what is commonly known as and called Lottery Policies," committed as follows:

The said *Benjamin Franklyn*

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler; and ~~that~~ he the said

Benjamin Franklyn

on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a building, known as number *395 Water*

Street

in said Ward, City and County, with force and arms, *vehemently* did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the Grand Jury aforesaid unknown and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

Benjamin Franklyn
of the CRIME OF "Vending and Selling to another, what are commonly known as and called Lottery Policies," committed as follows:

The said *Benjamin Franklyn*

late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And ~~that~~ he the said *Benjamin Franklyn*

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

395 Water Street

in said Ward, City and County, with force and arms, *vehemently* did unlawfully and knowingly vend, sell, barter, furnish and supply to one *Michael Donovan*

and did procure and cause to be procured for the said

Michael Donovan

a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

B N 15
46 - 1-25
34 - 1-37/6 *(25)*

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

0213

FOURTH COUNT—

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

Benjamin Franklyn
of the CRIME OF "Selling and Vending a paper and writing, in the nature of a bet and wager upon the drawn numbers of a Lottery," committed as follows:

The said *Benjamin Franklyn*

late of the *First* Ward, in the City and County aforesaid,
on the *fifteenth* day of *June* in the year of our Lord one
thousand eight hundred and eighty *three* at the Ward, City and County aforesaid,
with force and arms, ~~did~~ unlawfully and knowingly vend, sell, barter, furnish and supply, to one

Michael Donovan
and did procure and cause to be procured for the said

Michael Donovan

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain Lottery, wherein certain monies were set up for distribution by lot or chance, a more particular description of which said lottery is to Grand Jury aforesaid unknown, and cannot now be given, which said paper and writing, is as follows, that is to say:

B N 15

46 - 1 - 25 ✓

34 - 1 - 37/6

(25

(a more particular description of which said paper and writing, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

FIFTH COUNT—

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

Benjamin Franklyn
of the CRIME OF "Vending and Selling a writing, paper and document in the nature of an insurance upon the drawing of a Lottery, committed as follows:

The said *Benjamin Franklyn*

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler; and ~~that~~ he ~~the~~ said *Benjamin*

Franklyn

on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a building, known as number

395 Water Street

in said Ward, City and County, with force and arms, ~~did~~ unlawfully and knowingly vend, sell, barter, furnish and supply to one *Michael Donovan*

02 14

and did procure and cause to be procured for the said

Michael Donovan

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain Lottery wherein divers monies were set up to be distributed by lot and chance, a more particular description of which said Lottery is to the Grand Jury aforesaid unknown, and cannot now be given, which said paper, writing and document is as follows, that is to say:

B N 15

46 - 1 - 257
34 - 1 - 371

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York and their dignity.

PETER B. OLNEY,

District Attorney

269 -

Day of Trial,

Counsel

Filed

Pleads

1884

day of

July 25

THE PEOPLE

vs.

B

Donovan

Transcript

Selling Lottery Policies.

PETER B. OLNEY

JOHN J. DONOVAN

District Attorney.

66 6 4 3 - 1

A True Bill.

Am. White

Foreman.

Part III Much 25/67

Bail Forfeited

F

02 15

BOX:

125

FOLDER:

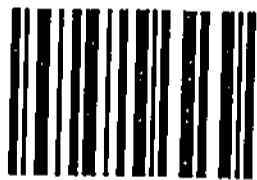
1314

DESCRIPTION:

Friedlberg, Henry

DATE:

01/22/84



1314

St.

BW 22
 1089
 Counsel,
 Filed 22 day of Jan'y 1884
 Pleads

Feb 8

96

THE PEOPLE

vs.

James P

Bridges

Com. My Rec. Feb 7

[Sections 528, 531, — Penal Code.]

Grand Larceny 2nd degree

PETER B. OLNEY,

Induced to Commit a Crime
Address for Propal - 21184
21184

Amundson
 S. A. H. Foreman.
 OFFICE

A circular ink stamp from the U.S. District Court, District of Columbia. The outer ring of the stamp contains the text "U.S. DISTRICT COURT" at the top and "DISTRICT OF COLUMBIA" at the bottom. In the center of the stamp, the date "FEB 4 1884" is stamped. The stamp is partially obscured by handwritten signatures and other markings on the document.

Feb 14/84
L. R. R. R.
Feb 14/84

02:16

0217

G. MANLEY & CO.,

BANKERS & BROKERS,

~~40 BROAD STREET.~~

NEW YORK.

24 Nassau St.

GEO. MANLEY,
W. MANLEY,
Members N. Y. Stock Exchange.

Feb 5th 1884

Hon Frederick Smyth
Recorder

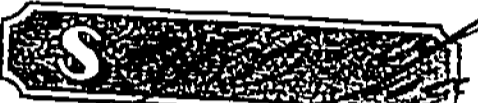
The defendant
Henry Friedberg was in my employ
for the past three years. During the
greater part of that time he was a good
and honest youth, I really believe that
it was through temptation that he
fell. Any clemency that your Honor
may consistently show him will fully
meet my views, as I understand
that there is a situation now waiting
for him in another city where he may
yet become a good man

Respectfully


G. Manley

0218


GEORGE MANLEY,
48 BROAD STREET.

Received of M^r L. S. Block New York, Jan 2 1883
the sum of \$ seventy five Dollars for One Months Rent,
in advance, for Jan rent of Stone
No. 191 Greenwich Street.

Per Geo Manley
Chidley

GEORGE MANLEY,
48 BROAD STREET.

Received of M^r Lewis S Block New York, Oct 1883
the sum of \$ seventy five Dollars for One Months Rent,
in advance, for Stone in buildings
No. 195 Greenwich Street.

Per Geo Manley
Chidley

GEORGE MANLEY,
48 BROAD STREET.

Received of M^r Lewis S Block New York, Dec 1 1883
the sum of \$ seventy five Dollars for One Months Rent,
in advance, for Stone in buildings
No. 195 Greenwich Street.

Per Geo Manley
Chidley



National Citizens Bank,

401 BROADWAY.

Pay to Henry Friedburgh or order,
Fifty five ⁰⁰/₁₀₀ Dollars.

\$ 55.00

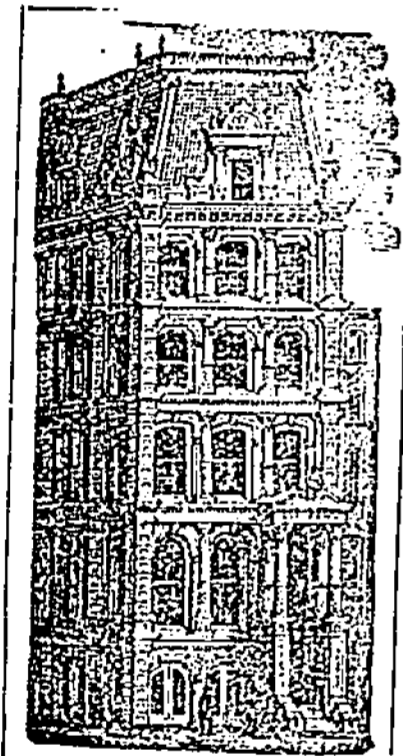
HUMAN Print, 411 Broadway, N. Y.

Ab. Teflupirron

0220

A. Fredman

0221



No. 48.

NEW YORK, October 10th 1883.

National Citizens Bank,

401 BROADWAY,

Pay to *H. Friedburgh* or order,

fifty five *75* *00* *100* Dollars.

\$55.00
H. W. A. Print, 411 Broadway, N. Y.

H. W. A. Print

0222

H. Friedberg

11

0223

Received of M. *U. Schlesinger* New York, *Sept* 188*3*
the sum of \$ *Fifty five Dollars*
in advance, for *1 1/2* *Lofts* for One Months Rent,
No. *24* *Dispendy* Street. *for Sept*
Geo Maudslayi
Per *Stridkey*

Received of M. *U. Schlesinger* New York, *Oct* 188*3*
the sum of \$ *Fifty Five Dollars*
in advance, for *2* *Lofts* for One Months Rent,
No. *24* *Dispendy* Street. *in building*
Geo Maudslayi
Per *Stridkey*

0224

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4/99/11. 2000
4/100/11. 2000

Chlesinger

Checks & receipts
also Receipts of Auditing & Book
3 1/2 1/5 ea.

0225

N.Y. General Sessions

The People vs
against
Henry Friedberg

City and County of New York S.S.

Clement McCutcher being
duly sworn says that he is a Stock Broker
doing business at No. 30 Broad Street
in this city. That he knows the defendant
above named, that for a period of Ten (10)
years he was a clerk in his employ, that
he has repeatedly trusted him with large
sums of money, that all his actions while
with deponent have been strictly honest
and deponent always found him to
be reliable and trustworthy, and up to
the present charge laid against him
deponent has never known or heard
anything against his character.

Sworn to before me this
5th day of February 1884
Andrew T. Mable
Notary Public (N.Y.)

C. M. Cutler

W. G. C.

N. Y. General Sessions

The People vs
Against
Henry Friedberg

City and County of New York S.S.

William Taylor being duly sworn says, that he is the proprietor of the St. Denis Hotel at the corner of Eleventh Street and Broadway in this city, that he knows the defendant above named that for about nine months he was in deponents employ as check clerk

At 4. Will

~~and that during that period he has had under charge and supervision orders that came from the dining room to the kitchen various sums of money belonging to deponent.~~

At 4. Will

that defendant during the term of said employment always acted in an honest and straightforward manner never giving this deponent the slightest cause for complaint.

Sworn to before me this 3rd
5th day of February 1884.

Andrew T. Willette
Notary Public (N.Y.)
My Co

William Taylor

N.Y. General Sessions

The People vs
Against
Henry Friedberg

City and County of New York; S.S.

A. F. Hill

George Hibbard, being
duly sworn says, that he is ~~Manager~~ ^{Cassier}
of the St. Denis Hotel at the corner of
Eleventh Street and Broadway in this city

That he has read the affidavit of
William Taylor, and knows the same
to be true of his own knowledge: that
he knows the defendant above named
and that while defendant was check
clerk in the Hotel above mentioned,
his deportment was in every way proper.

Sworn to before me this 3rd
5th day of February 1884.

Andrew F. W. Pickle
Notary Public

W. F. L.

Geo Hibbard

0228

N.Y. General Sessions,
The People &
against
Henry Friedberg

City and County of New York, S.S.

Louis Goldberg,
being duly sworn says; that he is a
Commission Merchant in White Goods,
No 428 Broome St and resides at
No 1263 3rd Ave that he knows
the defendant above named for about
nine years, and that during that time
never knew or heard aught against his
character.

Louis Goldberg.
Sworn to before me
this 5th day of February 1884

Henry
Notary Public
N.Y. County

0229

N.Y. General Sessions.
The People vs
against
Henry Friedberg

City and County of New York, S.S.

James Rascover,
being duly sworn says; that he is the General
Superintendent and Manager for John J.
Nieman, Stock Brokerage, and Mercantile,
News Agency, No 44 Broad Street, said
City and resides at E. W. corner of 2^d Avenue,
and 50th Street, this City; that he knows
the defendant above named for about
Eight years, and that during that time
his character was unexceptionable, never
knew or heard aught against the same.

James Rascover
Sworn to before me
this 5th day of February 1884.

Louis H. Rascover
Notary Public No 65
N.Y. County

0230

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
38 Ch	M	sq	10 paid

Received at the WESTERN UNION BUILDING, 195 Broadway, New York, Feb 5 1884.

Dated Meridian Miss 5
To Jacob Berlinger
15 Centre St N.Y.

If Henry Friedberg is discharged
I will give him a situation

Joe Baum & Co

N.Y. General Sessions

The People vs
Against
Henry Friedberg

Affidavits - Character

Jacob Berlinger
Atty. at Law
15 Centre St.
N.Y.C.

0231

Court of ~~General Sessions of the Peace~~ *Over and Seignior*

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Friedberg

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

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

The said *Henry Friedberg*

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

Three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *three* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *five* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each*; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars, *and one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar

of the goods, chattels, and personal property of one

May A. Mander

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.

PETER B. OLNEY,

~~JOHN MCKEON~~ District Attorney.

0232

City and County of New-York, SS.:

George Manley, of the town of Summit, in the State of New-Jersey, being duly sworn, deposes and says:

That he is the agent of certain real estate in the City of New-York owned by his wife, Mary A. Manley; that about three years ago deponent employed as agent to collect the rents of said property one Henry Friedberg; that on or about January 2nd., 1884, the said Henry Friedberg collected from Mr. Block, of No. 195 Greenwich street, the sum of seventy five dollars in money, the same being due deponent's wife as rent for the said premises, and also collected from Mrs. Cronin, of the same place, fifty eight dollars due for rent to the wife of deponent, and also of Mr. Biltz, of the same place, the sum of twenty dollars in money, due to deponent's wife for rent of a part of said premises; that on or about the same date the said Henry Freidberg collected of Mr. Kimmelberg, of No. 24 Lispenard street, the sum of twenty dollars in money due by the said Kimmelberg to the wife of deponent for rent of a part of the said premises; and also collected of Mr. Hoeffler, of 122 West Broadway, the sum of thirty five dollars and fifty cents due by the said Hoeffler to the wife of deponent for rent of a part of the said premises; and also collected of Heidelshemer and Smith, of No. 35 Lispenard street, the sum of twenty five dollars in money due by the said Heidelshemer and Smith to the wife of deponent for rent of a part of the said premises.

And deponent further says that his knowledge of the above facts is derived from false entries in his books made by the said Henry Freidberg and information received from the above named parties, who informed deponent that they had paid to the said Freidberg the respective sums named in the above affidavit, and some of whom showed deponent their receipts for the same.

And deponent further says that the said Henry Freidberg has failed and neglected to pay over the said sums of money to ^{him} as agent of the said Mary A. Manley, and that he, deponent, is informed and believes that the said Freidberg has appropriated the said sums of money to his own use.

And deponent is also informed by members of the said Freidberg's family that he, the said Freidberg, has left the City of New-York and is, as deponent is informed and believes, in the State of Mississippi and does not intend to return to the City of New-York.

Sworn to before me, this :
16th day of Jan., 1884. :

John A. Quinn
Notary Public, N. Y. Co.

George Manley

0233

~~COURT OF CLERK OF SUPERIOR COURT~~

The People, &c.

George Manley

VS.

Henry Dreyberg

OFFENCE

PETER B. OLNEY,
District Attorney.

Witness

George Manley

24 Leonard St.

0234

BOX:

125

FOLDER:

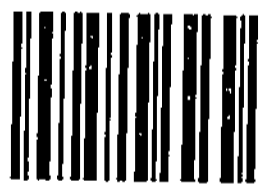
1314

DESCRIPTION:

Furber, Henry B.

DATE:

01/16/84



1314

Dep. D. Woodbury
off. H. Pore

171

Day of Trial,
Counsel, *J. H. Pore*
Filed *16* day of *Aug* 188*4*
Pleads *Not guilty H.*

THE PEOPLE
vs. *B*
Henry B. Furber
PETER B. OLNEY
~~WHEELER H. PEARCE~~
~~JOHN M. KRON~~
District Attorney.

Violation of Excise Law.
R.S. 1983 & 2
and 1989 & 5

A True Bill.

Amundson

Foreman.

0235

0236

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

Jerry B Furber

Question. How old are you?

Answer.

44 years

Question. Where were you born?

Answer.

United States

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

Answer.

409 East 87 Street. about 3 weeks

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 have nothing to say
Jerry B Furber

Taken before me this

day of

25

1888

Police Justice.

0237

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 Kenny B. Furber

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 25 Nov 1883 Audun Johnsen Police Justice.

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

Dated 27 Nov 1883 Audun Johnsen Police Justice.

There being no sufficient cause to believe the within named ..

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

Dated _____ 188 _____ Police Justice.

0238

Police Court *First* District. *886*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph D Woodbridge

Henry B Furler

25 November 1883

A. G. White Magistrate.

Woodbridge Officer.

4 Precinct.

BAILED,

No. 1, by *Fritz Faddenke*
Residence *104 Centre* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

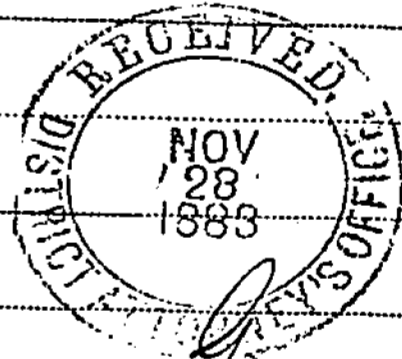
Witnesses _____
No. _____ Street.

No. _____ Street,

No. _____ Street.

\$ *100* to answer *General* Sessions.

Bailed
parties until Nov 27/83 9 am



0239

POOR QUALITY
ORIGINAL

Sec. 508

14 District Police Court.

UNDERTAKING TO ANSWER

General Sessions.

CITY AND COUNTY }
OF NEW YORK, } ss.

An order having been made on the 25 day of November 1883 by

Andrew F. White Esquire

a Police Justice of the City of New York. That

Henry B Furber

be held to answer upon a charge of

Violation Excise Law

upon which he has been duly admitted to bail, in the sum of ONE Hundred Dollars.

We, Henry B Furber

Defendant of No. 409 East 87

Street; Occupation clerk

, and

Fritz Fedderke

of No. 102 Centre

Street;

Occupation Manufacturer

Surety, hereby undertake jointly & severally that the above named

Henry B Furber

shall appear and answer the charge above-mentioned, in whatever Court it may be prosecuted: and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof, or if he fail to perform either of these conditions that we will pay to the People of the State of New York, the sum of ONE Hundred Dollars.

Taken and acknowledged before me, this

27

day of

November

1883

POLICE JUSTICE.

Henry B Furber

Fritz Fedderke

0240

POOR QUALITY
ORIGINAL

CITY AND COUNTY } ss.
OF NEW YORK.

Sworn to before me, this
day of July 1888
William M. White Justice

Fritz Federke
the within named Bail and Surety being duly sworn, says, that he is a resident and house
holder within the said County and State, and is worth two 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 one half interest in

stock and fixtures of a Billiard Table
Factory at premises 102 Centre Street
in said city of the value of fifteen hundred
dollars

Fritz Federke

New York Special Sessions.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to answer.

23.

Henry D. Funder

Taken the

27 day of July 1888

Justice.

W. White

Filed

day of

188

POOR QUALITY
ORIGINAL

0241

Police Court First District.

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

~~was~~ attached to the 4th Precinct Police Joseph R. Woodbridge, 23 years Policeman Street,

of the City of New York, being duly sworn, deposes and says, that on Sunday the 25 day
of November 1888, in the City of New York, in the County of New York,

at premises 48 Chatham Street
a place where intoxicating liquors and wines were kept for sale, and sold as a beverage,

Henry B. Furber [now here]
did then and there expose for sale and did sell, caused, suffered and permitted to be sold, and given away under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk in
the house or premises aforesaid, contrary to and in violation of law; and did not keep said place closed on said
Sunday the 25 day of November 1888 as required by law.

WHEREFORE, deponent prays that said Henry B. Furber
may be arrested and dealt with according to law.

Sworn to before me, this 25 day
of November 1888 Joseph R. Woodbridge

Charles J. White POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0242

POLICE COURT 18 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

For

Henry B. Furber

Joseph B. Wardridge
Violation Excise Law

Demand

After being informed of my rights under the law, I hereby ~~waive~~ ^{demand} a trial, by Jury, on this complaint, ~~and my right to make a statement in relation to it~~ and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated 25 Nov 1888

Henry B. Furber

Andrew J. White

Police Justice.

0243

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry B. Fisher

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

Henry B. Fisher

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday**, committed as follows :

The said

Henry B. Fisher

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 25th day of November in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit : One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 expose for sale and sell as a beverage to

~~and to certain other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT :

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

Henry B. Fisher

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows :

The said

Henry B. Fisher

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit : On the said 25th day of November in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County

0244

aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 give away and dispose of as a beverage to

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.

THIRD COUNT:

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

Henry B. Funder

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

The said *Henry B. Funder*

late of the First Ward of the City of New York, in the County of New York aforesaid, after-
wards, to wit: on the said *25th* day of *November* in
the year of our Lord one thousand eight hundred and eighty-*three* the same being
the first day of the week, commonly called and known as Sunday being then and there in
charge of and having the control of certain premises at number *Forty*

eight *Madison Street*

in the City and County aforesaid, which said place was then duly licensed as a place for the
sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and
County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep
closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and
there open, and cause and procure, and suffer and permit, to be open, and to remain open,
against the form of the Statute in such case made and provided, and against the peace of the
People of the State of New York, and their dignity.

~~WHEELER H. PECKHAM~~ *Peter B. Olney*
JOHN McKEON, District Attorney.