

0529

**BOX:**

**546**

**FOLDER:**

**4963**

**DESCRIPTION:**

**Van Billing, Ernest**

**DATE:**

**12/22/93**



4963

0530

Witnesses:

*Honora O'Keef*  
*Mary Eldridge*

Counsel,

Filed

day of

Pleads,

THE PEOPLE

vs.

*Ernest Van Belling*  
*Part 2 - Jan 12, 1894*  
*Trial and acquitted*

*Grand Larceny, second Degree.*  
*[Sections 528, 531, Penal Code.]*

DE LANCEY NICOLL,

*District Attorney.*

*Jan 12 P.C. II*

A TRUE BILL.

*B. Lockwood*

*Foreman.*

*Part 2 Jan. 8/94.*

0531

Sec. 192.

*V*

District Police Court.

(1861)

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before William W. Burke a Police Justice  
of the City of New York, charging Ernest Von Billig Defendant, with  
the offense of Larceny

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

We, Ernest Von Billig Defendant, of No. 108

West 46 Street, by occupation a Knicker

and Theodore Engelhardt of No. 236 West 34

Street, by occupation a Knap House Surety, hereby jointly and severally undertake that

the above named Ernest Von Billig Defendant,

shall personally appear before the said Justice, at the 1 District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of ten

Hundred Dollars.

Taken and acknowledged before me, this 14 day of December 1893, Ernest Von Billig

Theodore Engelhardt

W. W. Burke POLICE JUSTICE.

0532

CITY AND COUNTY } ss.  
OF NEW YORK.

*John J. Conk*  
1893  
Police Justice.

Sworn to before me this

*Theodore Engelhart*  
the within named Bail and Surety, being duly sworn, says, that he is a resident and *free*  
holder within the said County and State, and is worth *Twenty* 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 *house and lot of land*  
*situate 108 East 116<sup>th</sup> Street and*  
*is of the value of Seventy Thousand and*  
*outstanding to the amount of Eight Thousand Five*  
*of the value of Six Thousand dollar patches*

*Theodore Engelhart*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the day of 189

Justice.



0533

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 30 years, occupation Wash. Woman of No. 134 Concord Brooklyn Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Hanna O'Keefe and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 14 day } Mrs Mary Eldredge  
of Brooklyn 1895

John H. Burke Police Justice.

0534

Police Court S District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 255 William Street, aged 53 years,  
 occupation Keep House being duly sworn,  
 deposes and says, that on the 5 day of December 1893 at the City of New  
 York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
 session of the deponent, in the day time, the following property, viz:

Good and lawful money of  
the United States to the amount and  
value of One hundred dollar  
\$100.00

the property of Depositor

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 Emmet Van Relling (number)  
 from the fact that on said  
 date deponent answered an advertisement  
 of a sale of furniture in the premises  
 108 East 46 Street. Deponent met  
 the said defendant in said premises  
 and purchased from the said  
 defendant a quantity of furniture  
 as per statement hereto annexed for  
 the sum of Five hundred dollar  
 and paid to the said defendant  
 the sum of One hundred dollar on account  
 of said furniture. Deponent was to remove  
 said furniture from said premises on the  
 2<sup>d</sup> day of January 1894 and to pay to said

Sworn to before me, this

of

189

day

Police Justice.

defendant the balance of said money.

Depositor is informed by Mary Eldridge of 134 Concord Street Brooklyn that on the 13<sup>th</sup> day of December 1893 she answered an advertisement of a sale of furniture in the said papers and met the two said defendant and purchased from said defendant One Parlor Suit, 5 pieces of furniture and table and One Chamber Suit. Expenses Spring and mattress for which she was to pay the sum of thirty five dollars. Said Mary Eldridge further informs depositor that she paid the sum of ten <sup>dollars</sup> on account of said furniture.

Depositor has since seen the furniture purchased by said Mary Eldridge and identifies it as part of the furniture purchased by depositor from the said defendant. Whereupon depositor accuses the said defendant of obtaining said money from depositor with the willful intent to cheat and defraud depositor and asks that said defendant may be dealt with as the law directs.

Done to before me this }  
14<sup>th</sup> day of December 1893 }

Wm. Eldridge  
Mark

Wm. H. Burke  
Police Justice

0536

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer.

*Ernest Von Bellung*

Question. How old are you?

Answer.

*36 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*108 East 46 Street 2 years*

Question. What is your business or profession?

Answer.

*Domestic*

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**E. Van Bellung*

Taken before me this

day of

189

Police Justice.

0537

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 Asfudant

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, Dec 14 1893

Thos. J. Brady Police Justice.

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

Dated, \_\_\_\_\_ 189

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

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

Dated, \_\_\_\_\_ 189

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



0538

The Justice presiding at this Court  
will please hear and determine this  
case in my absence.

*Wm H. Drake*  
POLICE JUSTICE.

BAILED,

No. 1, by *Theodora Englehart*

Residence *236 E. 34<sup>th</sup>* Street.

No. 2, by

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

No. 3, by

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

No. 4, by

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

Police Court---

1348  
1384  
District.

12/ THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Harora O'Keefe*

*120 State St Brooklyn*

*Ernest Von Rilling*

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Dated, *Dec 14* 1893

*Burke* Magistrate.

*McMahon* Officer.

*23<sup>rd</sup> Sub* Precinct.

Witnesses *Mrs Kate O'Keefe*

No. *255 William* Street.

*Louis Brown*

No. *102 Weymouth* Street.

*Mrs. Mary Eldridge*

No. *134 Concord St Brooklyn* Street.

\$ *1000* to answer

*Ex Dec. 17 to 20*

*1000*

*Bailed*

RECEIVED  
DEC 13 1893

0539

One hundred dollar on account of furniture  
received

New York Decr 5<sup>th</sup> 1893

C. Van Billig

108 & 46<sup>th</sup> St

(Balance \$400 was)

- 1 chippendale
- 4 stools with plush covered
- 2 small tables oak
- 1 " parlor table oak
- 1 " parlor table dark
- 1 chamber suit 5 pieces (belongs to  
full size bedstead dresser washstand  
1 small table 1 chair 1 spring and mattress)
- 1 pair portieres in red
- 3 pairs curtains
- 1 clock with figur

all together	\$ 500 <u>00</u>
on account	100 <u>00</u>
Balance	\$ 400 <u>00</u>

P.S. I keep the furniture  
 till January 5<sup>th</sup> latest on  
 this day must be moved and the  
 balance be paid.

E. Van Belling  
 108 E 4<sup>th</sup> St



0541

New York Nov. 5<sup>th</sup> 1853  
 C. Van Dilling 108 E. 46<sup>th</sup> St  
 Told to Mrs K Keefe  
 143 West Street

- 1 brocade parlorsuit 5 pieces
- 1 parlorsuit 5 pieces
- 1 rug parlorsuit 5 pieces
- 1 Upright Piano and stool (Hardy & Co.)
- 2 mantel mirrors
- 1 Sideboard oak
- 1 extension table
- 1 looking glass
- 6 dining room chairs
- 1 chifferner Folding bed and Mattress
- 1 Upright Folding bed and Mattress
- 1 blue lounge
- 1 leather lounge
- 1 rug parlor rug
- 1 New Home sewing machine
- 1 Hall stand
- 10 pictures
- 1 Dressing case
- 2 single bedsteads Springs and mattresses  
 look the other side

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

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Ernest Van Belling*

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

*Ernest Van Belling*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*Ernest Van Belling*

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

*one chifffonnere of the value of*  
*five* ~~ten~~ *fifty* dollars, *four* stands of  
the value of *ten* dollars each,  
*five* tables of the value of *twenty*  
dollars each, *one* bedstead of  
the value of *fifty* dollars, *one* dresser  
of the value of *twenty-five* ~~five~~ *fifty* dollars,  
*one* wash-stand of the value of *ten*  
dollars, *one* chair of the value of *two*  
dollars, ~~one~~ *one* pair of *parterres*  
of the value of *twenty-five* dollars, *three*  
pairs of curtains of the value of  
*twenty-five* dollars each pair, *one*  
clock of the value of *fifty* dollars,  
of the goods, chattels and personal property of one *Margaret O'Keefe*

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

*De launcey Nicoll*  
*District Attorney*



0543

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Vespe, Pasquale

**DATE:**

12/04/93



4963

0544

Witnesses:

3/  
COURT OF OYER AND TERMINER.

Counsel,

Filed, 4 day of Dec 1893

Pleads, Guilty

THE PEOPLE

vs.

Sasquale Vespe

General Sessions

Dec 8<sup>th</sup> 93.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Cross

Foreman.

Dec 20 93

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

# Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Pasquale Vespe*

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

*Pasquale Vespe*  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*Pasquale Vespe*

late of the City of New York, in the County of New York aforesaid, on the *second* day of *July* in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one *John Stock*

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

## SECOND COUNT—

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

*Pasquale Vespe*  
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Pasquale Vespe*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one *John Stock*

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

DE LANCEY NICOLL,

*District Attorney.*

0546

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Vito, Pasquale

**DATE:**

12/08/93



4963

0547

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Pasgaretta, John

**DATE:**

12/08/93



4963



*Witnesses*

Counsel,

**Filed**

day of

189

## Pleads

**THE PEOPLE**

**vs.**

Paquale Vito

and

John Pasgaretta

600 days

DE LANCEY' NICOLL.

*District Attorney*

**A TRUE BILL.**

B. Lockwood

Part 2 - Dec. 18<sup>th</sup> 1893

*Foreman*

Both tried and acquitted

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

0549

Police Court— District.

1931

City and County }  
of New York, } ss.:of No. 77 Mulberry Street, aged 16 years,  
occupation Peddler being duly sworn,deposes and says, that on the 30 day of November 1893 at the City of New  
York, in the County of New York,he was violently and feloniously ASSAULTED and BEATEN by Pasquale  
Vito - and John Pasgaretta (both now  
here) acting in concert -The defendant Pasgaretta pointed  
aimed and discharged a loaded  
revolver at deponent's body - and  
the defendant Vito struck him a violent  
blow on the left hand with an ax which  
he then and there held in his handwith 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 3 day  
of December 1893,

Police Justice.

his  
Nunzian Falco  
mark

0550

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*John Pasgarette*

Question. How old are you?

Answer.

*44 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*121 Baxter St - 1 year*

Question. What is your business or profession?

Answer.

*Painter*

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

Answer.

*I am not guilty**John X Pasgarette*

Taken before me this

day of

1893.

Police Justice.

0551

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,*Pasqual Vito*

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.

*Pasquale Vito*

Question. How old are you?

Answer.

*36 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*121 Baxter St 3 years*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I am not guilty—**Pasquale X Vito*  
*mark*

Subscribed before me this

day of

1884

Police Justice.

0552

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

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

Dated, Dec 1 1893 James Martin Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



0553

4 Police Court--- District. 1277

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Muzian Faleo*  
47<sup>th</sup> Mulberry  
*Pasquale Vito*  
*John Pasquella*

*Offense Felony*  
*Assault*

BAILED,

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

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

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

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

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

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

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

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

Dated, *Dec 1* 1893

*Martin* Magistrate.

*Berry* Officer.

*6* Precinct.

Witnesses

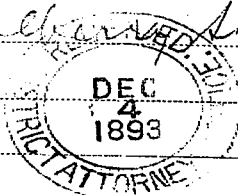
No. *72 Mulberry* Street.

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

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

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

*Committed*



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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Pasquale Vito*  
and  
*John Pasquaretta*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Pasquale Vito and John Pasquaretta*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Pasquale Vito and John Pasquaretta*, both  
late of the City of New York, in the County of New York aforesaid, on the *thirtieth*  
day of *November*, in the year of our Lord one thousand eight hundred and  
ninety-*three*, with force and arms, at the City and County aforesaid, in and upon  
the body of one *Munzian Salco* in the peace of the said People  
then and there being, feloniously did make an assault, and *him* the said  
*Munzian Salco* with a certain *axe*

which the said *Pasquale Vito and John Pasquaretta*  
in *their* right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound, and also to, at and against *him*, the said *Munzian Salco*, a  
certain pistol then and there loaded and charged with gunpowder and one leaden bullet.  
which the said *Pasquale Vito and John Pasquaretta*, in their right hands then and there  
had and held to him, being a deadly and dangerous weapon, wilfully and feloniously did shoot off and discharge  
with intent *him* the said *Munzian Salco*  
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  
*Pasquale Vito and John Pasquaretta*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Pasquale Vito and John Pasquaretta*, both  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon the body of the said  
*Munzian Salco* in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *him* the said *Munzian Salco*, a certain  
pistol then and there loaded and charged with gunpowder and one leaden bullet.  
which the said *Pasquale Vito and John Pasquaretta*, in their right hands then and there  
had and held to him, being a deadly and dangerous weapon, wilfully and feloniously did shoot off and discharge  
with intent *him* the said *Munzian Salco*  
which the said *Pasquale Vito and John Pasquaretta*  
in *their* right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully  
and wrongfully strike, beat, cut, stab and wound, against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and their  
dignity.

*De Lancey Nicoll*  
District Attorney

0555

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Vogan, Carson

**DATE:**

12/20/93



4963

0556

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

McDonal, John

**DATE:**

12/20/93



4963

0557

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Carey, Francis

**DATE:**

12/20/93



4963



0558

Witnesses:

officer Jas. F. Mangaw  
5th Precinct

Counsel

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Carson Vogar,  
John J. Mc Donal,  
Francis Carey

Burglar in the Third Degree.  
[Section 488, 489, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Docwood  
Dec 20/93 Foreman.

All  
Threats by 3 days  
No 1 stone of Refuge  
No 2 & 3 S.P. 3 years.

0559

Police Court— / District.

City and County } ss.:  
of New York,of No. 4 Warren Street, aged 24 years,occupation Real Estate being duly sworndeposes and says, that the premises No 56 Berch Street,in the City and County aforesaid, the said being a Three story andbasement brick dwelling house

and which was occupied by deponent as a

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

were **BURGLARIOUSLY** entered by means of forcibly bursting in  
the door of the front basement~~about the~~  
on the 7 day of December 1893 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity of  
gas fixtures, and lead pipe  
the value of about One hundred and fifty  
dollarsthe property of in charge of Olin, Reeves & Montgomery for whom  
deponent is agent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid**BURGLARY** was committed and, the aforesaid property taken, stolen, and carried away byWarren Vogen, John McDonald and  
Francis Careyfor the reasons following, to wit: That deponent is informed Officer  
James T. Mangum of the 5th Precinct that he  
found the three defendants in said premises  
and that a portion of said property was in a  
bag in the possession of the three defendants.Charles H. Wainwright

0560

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 33 years, occupation James F. Mangum  
Police Officer of No. 5th Precinct Street, being duly sworn, deposes and

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

Sworn to before me this, 7  
day of December 1893

James Mangum

Amesbury  
Police Justice.

0561

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Carson Vogen*

Question. How old are you?

Answer.

*15 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*604 West 49<sup>th</sup> street. 5 years*

Question. What is your business or profession?

Answer.

*None*

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

Answer.

*I am not guilty**Carson Vogen*

Taken before me this

day of

*Dec*

1893

Police Justice.

0562

Sec. 198—200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Francis Carey* 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.

*Francis Carey*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*9 Duane Street. 3 years*

Question. What is your business or profession?

Answer.

*None*

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

Answer.

*I am not guilty.*  
*Francis X Carey*  
*Went*

Taken before me this

*7*

1893

*31*

Police Justice.



0563

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Mc Donald*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *9 Duane Street 2 years*

Question. What is your business or profession?

Answer. *Coal Shoveler*

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

Answer. *I am not guilty*

*his*  
*John Mc Donald*  
*mark*

Taken before me this

1896

*Charles J. ...*  
Police Justice.

0564

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

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

Dated Dec 7 189 3 Cummins Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named

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

Dated \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice

0565

28 181 1316  
Police Court-30 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles H. Wainwright  
4 Morgan  
1 Arson  
2 John McDonald  
3 Francis Carey  
4

Offence

BAILED,

No. 1, by

Residence Street

No. 2, by

Residence Street

No. 3, by

Residence Street

No. 4, by

Residence Street

Dated Dec 7 1893

Magistrate.

Officer.

Precinct.

Witnesses James H. Morgan

No. 8th Precinct Street.

No. 297-4th Avenue Street.

No. Street.

\$ 1000 to answer

Cambridge



Court of General Sessions  
The People  
vs  
Carson & Ogden

No. 297 FOURTH AVENUE,  
(Corner East 23d Street.)

New York, December 7<sup>th</sup> 1893

OFFICER  
member, 7<sup>th</sup> - 1893

Bengal

Fifteen years  
Protestant -

Lohn

AN INVESTIGATION BY THE SOCIETY SHOWS THAT on July 23<sup>rd</sup> 90 he was found sleeping in a barge on Park Row, and on the following day at the 1<sup>st</sup> Dist. Court was arraigned before Justice White who discharged him. On August 12 90 he was arrested for burglary, but on account of the complainant refusing to prosecute he was discharged. On August 13<sup>th</sup> 90 on his parents application he was committed to the Juvenile Reformatory. He has been away from home about four weeks. His mother is serving a term of two years and three months imprisonment on a charge of having abandoned an infant child. His father is said to be respectable.

All which is respectfully submitted,

To Sir A. A. A.

officially submitted,  
 Fellows Secretary  
 Sept

Board of

General Session

The People

vs

Baron Bogart

Baron Bogart

PENAL CODE, §

Report of the New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,

President, &c.,

No. 297 Fourth Avenue,

Corner East 29th Street,

NEW YORK CITY.

0567



**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Carson Vogan, John*  
*McDonal and Francis Carey*

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

*Carson Vogan, John*  
*McDonal and Francis Carey*  
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

*Carson Vogan, John*  
*McDonal and Francis Carey, all*

late of the *5th* Ward of the City of New York, in the County of New York aforesaid, on the  
*seventh* day of *December* in the year of our Lord one  
thousand eight hundred and ninety-*three* in the *day* - time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of  
one *Stephen N. Olin*

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

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

## SECOND COUNT.—

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

*Carson Vogan, and John McDonald*  
*and Francis Carey*  
 of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said *Carson Vogan, John*  
*McDonald and Francis Carey, all*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid  
 at the Ward, City and County aforesaid, in the *day*—time of said day, with force and arms,

*five hundred pounds of lead*  
*pipe of the value of ten cents*  
*each pound and divers gas*  
*fixtures, (a more particular*  
*description whereof is to the*  
*Grand Jury aforesaid un-*  
*known) of the value of one*  
*hundred dollars*

of the goods, chattels and personal property of one *Stephen N. Olin*

in the *building* of the said *Stephen N. Olin*

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

*De Lancey Nicoll,*  
*District Attorney*

0570

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Vordenthoren, William

**DATE:**

12/12/93



4963

0571

Witnesses:

Charles F Jones  
16<sup>th</sup> Precinct

Counsel,

Filed

day of Dec 1893

Pleads,

THE PEOPLE

vs.

William Vordenthorn

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

Dec 12/93

DR LANCEY NICOLL,

District Attorney.

Dec 18/93  
Pen 2 months

A TRUE BILL

Thos Harris 13  
Foreman.

I Recommend the  
acceptance of  
a plea of Peter  
Larceny - in the  
within case.

Robert James  
S. A. H. M. H.

Dec. 12<sup>th</sup> 93

0572

Police Court

2

District.

Affidavit—Larceny.

City and County } ss:  
of New York,

Henry Anderson  
of No. 160 East 47<sup>th</sup> Street, aged 30 years,  
occupation Grocer's clerk being duly sworn,  
deposes and says, that on the 3<sup>rd</sup> day of December 1893 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the possession of deponent, in the ~~day~~ <sup>night</sup> time, the following property, viz:

An overcoat, a suit of clothes  
and a pair of pantaloons all of  
the thirty six dollars

the property of deponent except the suit  
and pantaloons which were the property  
of a fellow employee

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloni-  
ously taken, stolen and carried away by William Vandeventer

for the reasons that said property  
was in deponent's lodging at the  
above premises which was occupied  
by deponent Benjamin Beradosf and  
the defendant and deponent missed  
the property and defendant had  
left and deponent is informed by  
by Charles F. Jones (nowhere) a police  
Officer that at about two o'clock  
the following morning he arrested  
the defendant on Eleventh Avenue  
with clothes in his possession and  
arrested him and deponent has since  
seen the clothes and identifies them  
as the property carried away as aforesaid

Henry Anderson

4759  
[Signature]

Sworn to before me, this

17

day

of December 1893

[Signature]  
Police Justice.



0573

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

Charles F. Jones  
aged 33 years, occupation officer of No. 16 Precinct  
Street, being duly sworn, deposes and

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

Sworn to before me, this 4  
day of December 1893 }

Charles F. Jones

[Signature]

Police Justice.

0574

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK; } ss.

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

Question. What is your name?

Answer.

*William Fordenthorn*

Question. How old are you?

Answer.

*19 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*590 Palisade ave. Bklyn 5 years*

Question. What is your business or profession?

Answer.

*Clerk*

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

Answer.

*I am guilty**Wm Fordenthorn*

Taken before me this 4

day of

*September 1897*

Police Justice.

0575

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

defendant  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ten Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.  
Dated Dec 4 1893 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0576

1303

Police Court--- 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Anderson  
166 E. 47th St.  
William Vordenchord

2  
3  
4

Office  
Grand Jury

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Dec 4 1893

Koch Magistrate.

Jones Officer.

16 Precinct.

Witnesses Officer

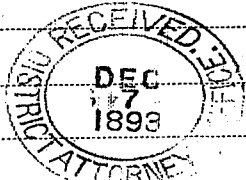
No. Street.

No. Street.

No. Street.

\$ 1000 to answer

Com 9/2



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

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Vordenthoren*

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

*William Vordenthoren*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*William Vordenthoren*

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

*one overcoat of the value of  
fifteen dollars, one coat of the  
value of ten dollars, one vest  
of the value of four dollars and  
two pairs of trousers of the  
value of five dollars each pair*

of the goods, chattels and personal property of one

*Henry Andresen*

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

*De Lancey Nicoll*  
*District Attorney.*



0578

**BOX:**

546

**FOLDER:**

4963

**DESCRIPTION:**

Vortulsky, Morris

**DATE:**

12/13/93



4963

0579

Witnesses:

H. E. Storkring  
Morris Kellner

Counsel,

Filed

Pleads,

121 A. J. Harris  
13 day of Dec 1893  
Not guilty.

THE PEOPLE

vs.

P  
Morris Vortulsky

RAPE in the 2d Degree and  
ABDUCTION.  
(Sections 278 and 282, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Pl. 3.

Jan. 3.

A TRUE BILL.

B. Greenwood

Jan 9/94 Foreman.

Tried & Acquitted

0580

54 East 34th Street.

Dr. J. Clifton Edgar,  
Office Hours:  
11 to 1.  
TELEPHONE, 800-35TH ST.

November 28 1893

Hon. Elbridge T. Gerry, President.

Sir:

This is to certify that I have  
this day examined the person of  
Lena Storm, Age 14 years, of 136 9<sup>th</sup> Ave.,  
and have found signs of full  
and complete penetration of her genital  
organs.

These signs are not of recent date,

Respectfully submitted,

J. Clifton Edgar

Examining Physician

0581

Police Department of the City of New York.

Precinct No. ....

New York, Nov 27<sup>th</sup> 1893.

This certifies that I was called  
to the Precinct Station house  
at 11 Ave this day to examine the person  
of Rena Storms aged 14 years of No 136  
Ninth Avenue,

Thorough examination failed to  
show any evidences of recent  
assault, either externally or of the  
internal generative organs.

She is an unusually developed girl.

0582

Police Court, 2 District.

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

of No. 297 Fourth Ave Street, in said City, being duly sworn,  
deposes and says, that a certain male child called Lena Storm  
[now present], under the age of sixteen years, to wit, of the age of 14 years, is a  
necessary and material witness on behalf of the People of the State of New York in a certain  
criminal case now pending in the Court of General Sessions of, in and for the City and  
County of New York, entitled, The People against Morris Fortinsky,  
wherein the said

is charged with the crime of Rape, under  
section 278 of the Penal Code of said State, in that he, the said Morris  
Fortinsky, did willfully and unlaw-  
fully perpetrate an act of sexual  
intercourse with one Lena Storm  
aged fourteen years and said  
female not being his wife

and that the said Lena Storm  
will, as deponent verily believes, unless duly held to appear on trial thereof, avoid giving his  
testimony at the instance of the people.

Wherefore, deponent prays that the said child Lena Storm  
may be held as a witness to appear on the trial of the aforesaid criminal case, and be committed  
temporarily to an institution authorized by law to receive children on final commitment, and to  
have compensation therefor from the City or County authorities, as a witness, to appear on the  
trial of the aforesaid criminal case, in pursuance of the statutes in such case made and provided,  
and especially of Section 291 of the Penal Code of the State of New York.

Sworn to before me this  
day of Nov 1893

Martin J. Mulhegan  
Police Justice.



0583

1877

CITY AND COUNTY }  
OF NEW YORK, } ss.

Lena Storm  
aged 14 years, occupation None of No.

136 Knich Ave Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Martin J. Mulligan  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 27<sup>th</sup> Lena Storm  
day of Nov 1897

[Signature]  
Police Justice.

0584

## Second District Police Court.

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

Martin J. Mulhgan

of Number 297 Fourth Ave. being duly sworn,  
deposes and says, that on the 19th day of Nov, 1893 at the

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

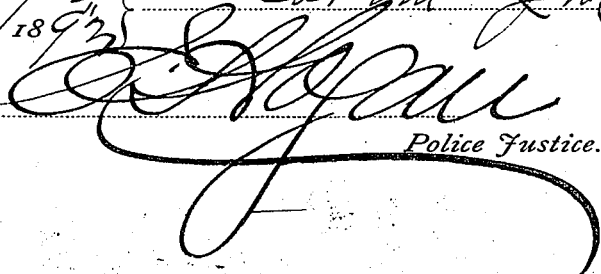
at the premises  
known as Number 136 Ninth Ave  
in said City of New York, and  
Morris Tortulsky (now here) did  
willfully, and unlawfully  
perpetrate an act of sexual  
intercourse with a certain  
female now here called Lena  
Storm, said female being then  
and there actually, and apparent-  
ly under the age of sixteen yrs.  
to wit of the age of fourteen  
yrs, said female not being  
his wife, in violation of  
Section 278 of the Penal Code  
of the State of New York.

Wherefore the complainant prays that the said

Morris Tortulsky

may be ~~arrested, arrested and~~ dealt with according to law.Sworn to before me, this  
day of Nov27th  
1893

Martin J. Mulhgan

  
Police Justice.

0585

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Samuel Ostutsky* 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. *Samuel Ostutsky*

Question. How old are you?

Answer. *16 years.*

Question. Where were you born?

Answer. *Russia*

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

Answer. *132 Allen St. 6 mos*

Question. What is your business or profession?

Answer. *Shoe 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.*  
*Samuel Ostutsky*  
*Omn*

Taken before me this  
day of *Nov* 188*9*

Police Justice.

0586

POLICE COURT  
SECOND DISTRICT

THE PEOPLE &C  
MARTIN J. MULLIGAN  
V.  
MORES VORTULSKY

EXAMINATION BEFORE JUSTICE HOGAN  
NOV.30 1893

For the People  
S. P. C. C.

LENA STORM? being duly sworn and examined by the court de-  
poses and says;- I live at 136 Ninth avenue I am fourteen  
years old. I live with my sister

Q Do you go to school?

A I used to go--No.

Q Do you know this man behind you--the defendant?

A Yes sir--He is working in the house by my sister

Q Did he do anything to you?

A Yes sir

Q What did he do?

A He took me and he threw me knocked me down on the floor and  
pushed me down and then I fell down and he took my clothes  
up and put something that mens have between my legs

Q Did he have connection with you?

A Yes sir.

Q Did he have connection with you?

A Yes sir--He had something to do with me.

Q What time of the day or night was it?

A It was in the day time that he did it.

Q Was any person present

A No sir there was no other person.

Q Where was your sister?

A She was away--she went away.

Q Did he say anything to you?

A He said to me that I should not tell my sister that he

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done that to me.

Q Did he give you anything?

A No sir

Q Is that the only time he had anything to do with you?

A No sir--He had always something to do with me. Always.

Q When?

A Every day three times a day.

Q For how long?

A He did it a long time.

Q How long?

A A very long time.

Q When was the first time?

A Monday

Q How long ago?

A ~~A month~~ <sup>week</sup> ago.

Q When did you first speak about it?

A I did not speak about it--He commenced it--I never knew anything about it.

Q When did you speak to your sister or anyone about it?

A I spoke to her on Saturday I told her that

Q Last Saturday?

A Yes sir.

Q Who was the first person you told about it?

A My sister.

Q Did your sister speak to this man?

A No sir she only said she was going to have him arrested

Q Before he was arrested did your sister speak to him?

A She did not speak to him at all.

Q Did you?

A No sir I don't speak to him at all because If he ever does anything like that to me--I never speak to any one



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that does anything like that to me.

Q Have you been unwell?

A Yes sir.

Q Do you know what I mean?

A Yes sir.

Q How long?

A Every month.

Q How long a time?

A I can't remember.

Q Have you had a quarrel or fight with this man?

A No sir. never.

Q Are you sure you are telling the truth <sup>about</sup> him?

A Yes sir.

Q Do you know this is a serious matter?

A I never tell any lies-- I know what it is?

Q You are sure you are telling the ~~xxxx~~ truth?

A Yes sir.

Q Did any one put you up to say anything about this?

A No sir.

Q Sure about that?

A Yes sir.

CEAIL KELLNER ? BEING DULY SWORN AND EXAMINED BY THE COURT DE)

POSES AND SAYS:) I live at 136 Ninth Avenue I am a married woman I am 22 years old I know the last witness. she is my sister.

Q How old is she?

A Fourteen years.

Q When was she fourteen?

A I can't say.

Q Do you know in what year she was born?

A No sir.

A No sir.

Q Do you know where she was born?

A Austria.

Q Do you know what province?

Q Do you know this man the defendant?

A Yessir.

Q How long have you known him?

A One week.

Q When did you first hear that this man had had anything to do with this girl?

A Last Saturday.

Q State how you know that this man had anything to do with this girl?

A Well the girl told me this man had something to do with her

Q How did she come to tell you that--what brought the conversation about?

A When I came home this last Saturday night she told me about it.

Q After you had been told by the girl did you say anything to the man?

A No sir.

Q What did you do after you was told that by the girl?

A When my husband came home I told him and my husband said he would have him arrested.

Q Did you make the complaint or your husband?

A I made complaint

Q Where?

A I made the complaint at the station house.

MORRIS KELLNER being duly sworn and examined by the court de-

poses and says;- I live at 136 Ninth Avenue.

Q The last witness is your wife?

A Yes sir.

Q This girl is your sister in law?

A Yes sir.

Q Do you know the age of this girl?

A I do not know, for sure.

Q What do you know about this man having onnection with this girl?

A I know so much that for a couple of days every night when I come home the girl had something the matter with her. She could not work I do not know what was the matter with her I asked my wife what was thr matter with her. She could not work any more. she did not eat any more. I know her dress w was dirty I asked her how she got her dress so ~~dirty~~ She a said it was from some place-- I do not know I saw her dress was dirty Saturday night My wife said the girl told her she would not stay any more in the house because every time my wife went out of the house, when she got a couple of blocks away from the house, he came right inside and took her and threw her down

Q Did you talk with the girl?

A I was talking with her and she said the same thing

Q Did you talk with her?

A Yes sir.

Q What did he say?

A He came one day to work and I asked him right away He did not give me an answer at all. After I asked him he jumpe at me and wanted to kiss me, and started to cry and holler to me that I should excuse him.

Q Did you go to the station h use to make complaint?

A We came together.

Q Your wife went?

A Yes sir.

HENRY ENGELHAUSER being duly sworn and examined by the court  
deposes and says:-

I arrested the defendant On Monday morning at 11 o' clock

Q Where?

A On Ninth Avenue between 18th street and 19th street

Q On whose complaint?

A This lady and her husband.

Q Did you have a talk with him?

A Yes sir.

Q What was it?

A I asked him why he done what he was supposed to do? He ~~in~~  
said he did not do it that they were working up a job on ~~the~~  
him

Q Is that all you know?

A Yes except that the little girl told me that he did.

MORRIS VORTULSKY ,the defendant, being duly sworn and examined  
as a witness in his own behalf, deposes and says:- I live  
at 132 Allen street I am a shoemaker. I am between 16  
and 17 years old

Q You can make any statement you wish in regard to the vcharge  
this girl makes against you

A I work for this man eleven days He pay me for five days  
He owes me for for a week four and a half dollars He put up  
up the girl to make this charge against me because I am a  
greenhorn Monday morning I came to work this man assaulted  
me. That is all I have got to say.

Q Did you ever have anything to do with this girl?

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A I swear I have not had to do with her. That is all I have to say.

LENA STORM rec-alled;-

Q This man swears he did not have anything to do with you?  
A He did. He said Don't you dare to tell your sister ~~and~~ what I have done " I can swear that is true. for I never told a lie I can swear, honest and true, that it is true. I never told anybody any lies. He always done it to me.

Defendant held to answer \$1000 bail

*W. L. Arnold*  
*Official Stenographer*



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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.....

*Seigendunt*  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Nov 27* 18 *97* *[Signature]* Police Justice.

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

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

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

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

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Continuation 10 AM  
November 29<sup>th</sup> 1893  
Ex Nov 30<sup>th</sup> 1893  
9<sup>30</sup> AM EDH

BAILED,

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

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

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

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

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

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

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

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

Call  
Off Englehouse  
16<sup>th</sup> Precinct

Police Court--<sup>238</sup> District. 1284

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Martin J. Mulhegan  
vs.

Morris Fortulsky

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Offence

Dated Nov 27<sup>th</sup> 1893

Magistrate.

Mulhegan Officer.

P.P.C.C. Precinct.

Witnesses Lena, Storm

No. 297-4<sup>th</sup> Ave Street

Beaill Kellner ✓

No. 136 Ninth Ave Street

Morris Kellner ✓

No. 136 Ninth Ave Street

\$1000 to answer



0595

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

*New York, December 14<sup>th</sup> 1893*

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

<i>The People against Morris Tortulsky</i>	} <i>Notice of Prosecution.</i>
--	---------------------------------

*To the District Attorney of the  
City and County of New York,*

*Sir: This Society is interested in the prosecution of  
the above defendant, and is familiar with the facts of the  
case. It respectfully requests that before sending the papers  
to the Grand Jury, fixing the day of trial, consenting to  
any postponement thereof, or to any reduction of bail, or  
final disposition of the charge, you will duly notify me as  
its President and Counsel, so that I may confer with you  
in regard thereto. This request is made pursuant to the  
statute (Laws of 1886, Chapter 30, Section 1), and in  
furtherance of the ends of Justice.*

*I have the honor to remain, with great respect,*

*Elbridge T. Gerry,  
President, &c.*



0596

N. Y. GENERAL SESSIONS

THE PEOPLE



CRUELTY TO CHILDREN

*Henry H. Haper*

NOTICE OF PROSECUTION  
BY THE SOCIETY.

ELBRIDGE T. GERRY,  
*President, &c.*

0597

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

2048

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Morris Vortulsky*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Morris Vortulsky*  
of the CRIME OF RAPE IN THE SECOND DEGREE, committed  
as follows:

The said *Morris Vortulsky*  
late of the City of New York, in the County of New York aforesaid, on the *eighteenth*  
day of *November*, in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, in and upon a certain female not his  
wife, to wit: one *Sena Storm*, feloniously did make an assault,  
she the said *Sena Storm* being then and there a female under the  
age of sixteen years, to wit: of the age of *fourteen* years; and the  
said *Morris Vortulsky* then and there (under circumstances  
not amounting to rape in the first degree), feloniously did perpetrate an act of sexual intercourse  
with her the said *Sena Storm*.  
against the form of the statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said *Morris Vortulsky*  
of the CRIME OF ABDUCTION, committed as follows:

The said *Morris Vortulsky*.  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the  
City and County aforesaid, did feloniously take, receive, harbor, employ and use her, the said  
*Sena Storm* — so being then and there a female under  
the age of sixteen years, to wit: of the age of *fourteen* years, as aforesaid,  
for the purpose of sexual intercourse, he, the said *Morris Vortulsky*  
not being then and there the husband of the said *Sena Storm*.  
against the form of the statute in such case made and provided, and against the peace of the People  
of the State of New York and their dignity.

DE LANCEY NICOLL,  
District Attorney