

0465

General Sessions Court

The People

vs.

Michael Feeney

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23^d STREET,

New York, July 3^d 1888

CASE NO. *36178* OFFICER *Louis A. Steen*
DATE OF ARREST *July 1st*
CHARGE *Larceny*

AGE OF CHILD *14 years*
RELIGION *Catholic*
FATHER *John*
MOTHER *Mary*
RESIDENCE *455 West 13th Street*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *Michael Feeney* resides with his parents at above address; that the boy is bad and incorrigible and keeps bad company and has on former occasions stolen money from his father -

All which is respectfully submitted,

Edw. L. Loring
Supl

To the Court

0466

General Sessions Court

The People

v.

Michael Felner

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

ELBRIDGE T. GERRY,

President, &c.,

100 East 23d Street,

NEW YORK CITY.

Jessie
PENAL CODE, § 100.1

0467

Police Court— District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. 221 - 8th Avenue Street, aged 37 years,
occupation Hardware being duly sworndeposes and says, that on the 27 day of June 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

Good and lawfully
Money of the United States
Consisting of Bill of Various
denomination of the Amount
the Value of thirty five 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 Michael Leener

from the fact that on the day
questioned the said money was
in a safe in deponent's store
and the said Michael was in
deponent's employ as an errand
boy and on the above date the said
deponent suddenly left deponent's
store and failed to return and this
deponent has been informed by
officer Geo. Logan that he took
from the deponent a portion
of the above money which he
admitted to deponent that he
stole from deponent's safe

Joseph F. Bray

Sworn to before me, this
day of June 1888
at New York, New York
Police Justice.

0468

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Thomas C. Parr

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

England

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

Answer.

316 - 8th Ave.

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 may think will tend to your exculpation?

Answer.

I am not guilty

Thomas C. Parr

Taken before me this

day of

1888

Police Justice.

0469

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Leamy 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.

Michael Leamy

Question. How old are you?

Answer.

1st Year

Question. Where were you born?

Answer.

City

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

Answer.

2455 W. 13 St

Question. What is your business or profession?

Answer.

Student

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

Answer

I am guilty of the
Charge
Michael Leamy

Taken before me this

day of

188

Police Justice.

0470

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 Three Hundred Dollars, 300 and be committed to the Warden and Keeper of the City Prison of the City of New York, until he gives such bail.

Dated July 2 1888 John J. Hoffman 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 he to be discharged.

Dated..... 188..... Police Justice.

0471

\$500 bail for Ex
July 3rd 1888
1 o'clock PM

BAILED,

No. 1 by John B. Caden
Residence 349th 351 - N. 11th Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

No 53

Police Court

2

1007 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph W. Davis
224th 8th ave
1 Michael L. Loney
2 James E. Parnell
3 _____
4 _____

Offence

Carney
14th St

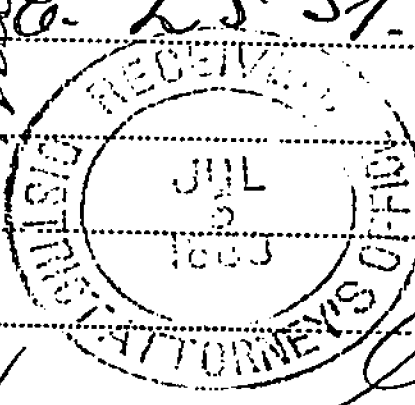
Dated July 2 1888
John W. Loney Magistrate.
John W. Loney Officer.
11th Precinct.

Witnesses John W. Loney
No. James A. Green Street.

23rd St.
No. _____ Street.

No. _____ Street.

\$ 300 to answer



Loney
452nd
Carney
Parnell

0472

JOHN B. CADEN,
UNDERTAKER,

AND

EMBALMER,

349 & 351 WEST 11th STREET,

Near Washington Street,

NEW YORK.

0473

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

John Carey

of No. 16th Street Street, aged 31 years,
occupation Policeman being duly sworn deposes and says,
that on the 2 day of July 1888

at the City of New York, in the County of New York, Deponent
arrested Thomas E. Parr, now here,
charged with coofflicity in a larceny
with one Michael Feeney, on com-
plaint of Joseph F. Bray. Deponent
asks that the Deponentant be held
for examination of the said charge
on July 3rd 1888 at 10 o'clock
A.M. in this court

John Carey

Sworn to before me, this

of

July

188

day

John J. Brennan Police Justice,

0474

Police Court-- District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated..... 188

71

Magistrate.

Officer.

Witness,

Disposition,

\$1000 bond for
Ex July 3 1888
one return PM

0475

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Feevey

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

Michael Feevey
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

Michael Feevey

late of the City of New York, in the County of New York, aforesaid, on the *twenty seventh*
day of *June* in the year of our Lord one thousand eight hundred and eighty-*eight*
at the City and County aforesaid, with force and arms, in the *day* — time of
the same day, *one* promissory note 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 — ;
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
ten dollars, and of the value of ten dollars *each* ; *seven* 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* ;
seventeen 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* ; *thirty-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 one dollar, and of the value of one dollar *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 twenty dollars — ; *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 ten dollars *each* ; *seven* 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* United States Silver Certificate of the

0476

denomination and value of twenty dollars ; *three* United States Silver
Certificate of the denomination and value of ten dollars *each* ; *seven* United
States Silver Certificate of the denomination and value of five dollars *each* ; *seventeen*
United States Silver Certificate of the denomination and value of two dollars *each* ;
thirty-five United States Silver Certificate of the denomination and value of one dollar
each ; *one* United States Gold Certificate of the denomination and value of
twenty dollars ; *three* United States Gold Certificate of the denomination
and value of ten dollars *each* ; *seven* United States Gold Certificate of the
denomination and value of five dollars *each* ; ~~and divers coins, of a number, kind and~~
~~denomination to the Grand Jury aforesaid unknown, of the value of~~

of the proper moneys, goods, chattels and personal property of one

Joseph F. Bray

then and there being

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

JOHN R. FELLOWS,
District Attorney.

0477

BOX:

314

FOLDER:

2985

DESCRIPTION:

Ferrari, Antonio

DATE:

07/11/88



2985

Witnesses:

Oct 23 The Complainant,
herein, the Peoples witness,
an Italian, deposes that
he was cut by his brother
Tony Belli. Therefore
recommending that the
indictment against
Tony Ferraro be dismissed
AD Needham

Counsel,

Filed

188

day of July

Pleads

THE PEOPLE

vs.

B

Antonio Ferraro

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Geo. J. Fellows

Foreman.

Seen by me

Perk III October 23/88

Indictment dismissed

0478

0479

Police Court—5 District.

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

of No. 334 East 115 Street, aged 32 years,

occupation Liquor dealer being duly sworn

deposes and says, that on the 25 day of June 1886 at the City of New

York, in the County of New York, in said premises

he was violently and feloniously ASSAULTED and BEATEN by Tony Faraday

now here who struck deponent on the
left arm with an open razor that
said Tony held in his hand

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 26 day
of June 1886 }

James L. Cully
more
Police Justice.

0480

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

Jerry Faraday 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.

Jerry Faraday

Question. How old are you?

Answer.

31

Question. Where were you born?

Answer.

Italy

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

Answer.

2194. 2^d Ave, 3 yrs

Question. What is your business or profession?

Answer.

Shoemaker

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

Answer.

I am not guilty

Entered for record

Taken before me this

day of

1938

Police Justice.

0481

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

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

Dated June 26 1888 P. G. Duffy Police Justice.

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

Dated June 26 1888 P. G. Duffy 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 _____ 188 _____ Police Justice.

0482

Police Court-- 5-960 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Bell
334. East 115 Street
Tony Tardano
Offence Assault

Dated June 26 1888

Duffy
McFarlane
79 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 500 to answer

Bailed
answer

BAILED,

No. 1, by Vincenzo Flora
Residence 437 East 111th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0483

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antonio Ferraro

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

Antonio Ferraro

of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Antonio Ferraro*

late of the City of New York, in the County of New York aforesaid, on the
twenty-fifth day of *June* in the year of our Lord
one thousand eight hundred and eighty-eight, with force and arms, at the City and
County aforesaid, in and upon the body of one *James Billy*
in the peace of the said People then and there being, feloniously did make an assault,
and *him* the said *James Billy*
with a certain *razor*

which the said *Antonio Ferraro*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent *him* the said *James Billy*
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
Antonio Ferraro
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Antonio Ferraro*

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 *James Billy*

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *him* the said

with a certain *razor*

which the said *Antonio Ferraro*

in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

0484

THIRD COUNT—

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

— *Antonis Ferrari* —
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Antonis Ferrari*

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 said
James Billy — in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said *James Billy* —
with a certain *razor* —

which *he* the said *Antonis Ferrari* —
in *his* right hand then and there had and held, in and upon the *arm*
— of *him* the said *James Billy*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said

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

JOHN R. FELLOWS,
District Attorney.

0485

BOX:

314

FOLDER:

2985

DESCRIPTION:

Fitzgerald, George

DATE:

07/09/88



2985

0486

Witnesses:

Depot Street
St. 7

Counsel,

Filed

9 day of July

1888

Pleads,

Chargely (1st)

THE PEOPLE

vs.

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code).

George Fitzgerald

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John R. Fellows
July 10/88
Foreman.
Charles G. Gentry
14/75 Clear St.

0487

Sec. 108-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name?

Answer. *George Fitzgerald*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *25 Thompson St. 3 years*

Question. What is your business or profession?

Answer. *Class engraver*

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

Answer. *I have nothing to say. I demand a trial by jury*

Geo Fitzgerald

Taken before me this

day of

July

188*8*

John J. McNamee Police Justice.

0489

Police Court-- 2 1008 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Margaret Fitzgerald
225 W. 12th St.
George Fitzgerald

Offence Assault
(Min)

2
3
4

BAILED,

No. 1, by.....

Residence.....Street.

No. 2, by.....

Residence.....Street.

No. 3, by.....

Residence.....Street.

No. 4, by.....

Residence.....Street.

Dated July 2 1888

Gorman Magistrate.

Jenkins Officer.

15 Precinct.

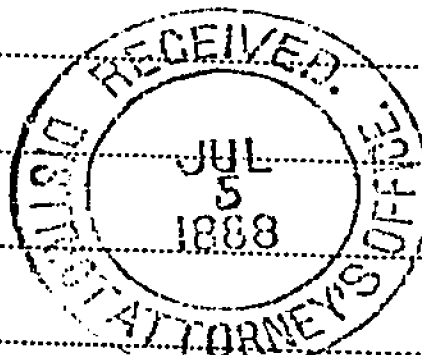
Witnesses.....

No.Street.

No.Street.

No.Street.

\$ 500 to answer S. A.



Com over 3

0490

Police Court—9 District.

CITY AND COUNTY }
OF NEW YORK, } ss,

Margaret Fitzgerald
of No. 225 Thompson Street, aged 27 years,
occupation Housework being duly sworn, deposes and says, that
on the 1st day of July 1888 at the City of New York,
in the County of New York,

She was violently ASSAULTED and BEATEN by George Fitzgerald
who took her by the hair and
dragged her about the room and
kicked her in the face

without any justification on the part of the said assailant. (now here)

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

Sworn to before me, this

day of

2
July

188

Margaret Fitzgerald

John J. Hannon

Police Justice.

0491

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

George Fitzgerald

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

George Fitzgerald
of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows:

The said

George Fitzgerald

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *July* in the year of our Lord one thousand eight hundred and
eighty-eight at the City and County aforesaid, in and upon the body of one *Margaret*
Fitzgerald in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *her* the said *Margaret*
Fitzgerald did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Margaret Fitzgerald* against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

JOHN R. FELLOWS,

District Attorney

0492

BOX:

314

FOLDER:

2985

DESCRIPTION:

Flood, Thomas

DATE:

07/10/88



2985

0493

Witnesses;

Counsel,

Filed

10 day of July 1888

Pleads,

THE PEOPLE

vs.

P

Thomas Hood

Grand Larceny, (From the Person.)
[Sections 528, 530, 550 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Foreman.

George H. Moore
Sept 19/88
Alfred H. Mowbray
Sept 19/88
J. H. Mowbray

0494

General Sessions Court

The People

vs

Thomas Flood

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.100 EAST 23^d STREET,

New York, July 14, 1888

CASE NO. 36308

OFFICER Louis A. Stearns

DATE OF ARREST July 7

CHARGE Larceny from the Person

AGE OF CHILD 15 years

RELIGION Catholic

FATHER John

MOTHER Mary

RESIDENCE 359 West 12th Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Thomas Flood resides with his parents at above address. - His parents have a poor home and they look dissipated; housekeeper says they drink and that the boy does not work and is a bad boy; two other tenants give the boy a good name and say he works steady. - Boys employer John Shannon of 509 Washington Street gives the boy a very good name. - Thomas Flood is his parents only child. -

All which is respectfully submitted,

Wm. E. Stearns
West Sup.

G.

0495

General Sessions Court

The People

vs.

Thomas Flood.

Leaving from the
PENAL CODE, § 1000

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

ELBRIDGE T. CERRY,
President, &c.,

100 East 23d Street,
NEW YORK CITY.

0496

Police Court—2 District.

Affidavit—Larceny.

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

Andrew Leonard

of No. 138 Macdougall Street, aged 67 years,occupation Ship carpenter being duly sworndeposes and says, that on the 24 day of May 1888 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person of deponent, in the night time, the following property viz:

One gold
watch chain of the value of thirty
five dollars (\$35)

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Flood, (now

here). Deponent stood on the corner
of Fourth Street and Macdougall St.
at about 10 o'clock P.M. The said
chain was fastened to deponent's
vest, and to a watch in deponent's
vest pocket. The defendant
came along and grabbed the
said watch chain and tore it off
and he ran away and escaped. The
defendant was well known to de
ponent and is now fully recognized
by deponent as the one who committed
said larceny.

Andrew Leonard
make

Sworn to before me this 24 day of May 1888
of New York
John W. Morrison Police Justice.

0497

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Flood

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

Question. What is your name?

Answer. *Thomas Flood*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *159 West 12th St 2 years*

Question. What is your business or profession?

Answer. *Ice business.*

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

Answer. *I am not guilty.*

Thomas Flood

Taken before me this

day of

July

189*8*

John J. Morris
Police Justice.

0498

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

Dated..... July 5 188..... John J. Thomas 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.

0499

Police Court---

2

1035
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Andrew Leonard
138 Madison St
Homer Flood

2

3

4

Offence
Larceny
felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated July 8 1888

Garman

Magistrate.

Oullivan

Officer.

15

Precinct.

Witnesses Louisa A. Steen

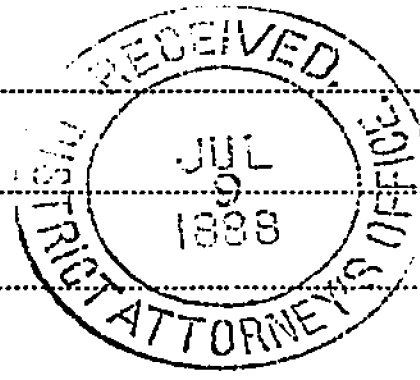
No. 100 East 23^d Street.

No. Street.

No. Street.

\$ 700 to answer S. A.

Committed



0500

POOR QUALITY
ORIGINAL

Thomas Hood

age 16

Born W. 4. 6

Capt. ~~W. 4. 6~~

Res 309 W 12

Single

Parents Living

Res 309 W 12

21

The People
 Thomas Flood
 Indictment for grand larceny in the first degree
 Andrew Leonard, sworn, I am a ship
 carpenter and live at 138 Macdonough St. I
 saw the defendant four or five times previous
 to the night that he robbed me. I saw him
 on the night of the 24th of May about ten
 o'clock; he stood between three and four feet
 from the corner of Macdonough and Fourth St.
 I was going along with a couple of little dogs
 taking them to the Park. I came down off
 the stoop and I saw a parade going down
 Fourth St. and I took the dogs into the
 middle of the street, and instead of going down
 Fourth street towards the Avenue they turned
 down Macdonough St; when I got to the corner
 of Fourth and Macdonough St, where I had
 seen the defendant standing for four or
 five nights in succession, he stood there
 against the railing and two young men
 with him. I went to step on the sidewalk
 and he made a grab and tore the chain
 off me and ^{darted} ~~got~~ under my left arm
 into the crowd. I cried, "Stop Thief," but
 he got mixed up in the crowd. I followed
 him as far as opposite my own door
 and the folks came out and asked what
 was the matter? I said, I just now got

robbed of my watch and chain, and just as I said that word, I put my hand here (to the vest), "Thank God my watch is left." The chain was gone and the ring was pulled out of the stem of the watch. I said, I will remember that fellow, I can pick him out amongst a hundred." It was a heavy gold chain with a plain twisted link. I paid forty five dollars for the chain but I only valued it at thirty five dollars because when he tore it off my vest there was a little gold pencil case attached, which I afterwards found in a pool of water. The chain was fastened through the button hole of my vest. I went to the police station, made my report, and described the young man. I took him to be nineteen years of age. I saw him the next day in the forenoon I was sitting on my stoop and he came up towards Smith St. from Sixth Avenue. I saw no officer around; when he came past my door he walked very slow, I held my head down and did not appear to recognize him and he went away. That same night at ten o'clock he stood on the corner again talking with a young man facing me. I was walking on the sidewalk and when I got within five or six feet, he raised his head and turned right around; he did

not want me to look at his face, and when I got half way across Fourth st. he turned back and went towards Broadway, walked pretty lively; that is the last I saw of him until he was arrested and in the station house. There was another young man arrested with him, I picked him out, and before he gave me a chance to say it was him, he said, "I did not take your chain. Cross Examined I am 67 years old

John S. Sullivan sworn. I am a police officer and arrested the defendant on the evening of the 7th of July corner of Hudson and Houston sts. in company with another young man. I brought him to the station house and sent for Mr. Leonard and when he came I brought the two young men out. I said to the Sergeant, "Here is the complainant against those two persons, and upon that moment Flood turned around to the complainant and said, "I did not steal your chain." I said, "That is a very singular thing; you right to wait till the complainant makes his complaint. The complainant said he did steal it, pointing to the defendant; the two were together. As soon as I arrested the defendant I told him what I arrested him for. I arrested him from the description given by the complainant, who said he

saw this fellow two or three times around that same corner. I had a conversation with the defendant on the way to the Police Court. I said to him, "This is a pretty serious charge against you." The defendant said, "Did the old man rap against me?" I say, "yes." He said nothing then. I made no inducement to him, but I spoke of another case similar to this.

Thomas Flood, sworn and examined in his own behalf testified. I live 359 West Twelfth St. with my mother and father. I remember the 24th of May last, I did not see Mr. Leonard that day or night. I heard him testify that I went up to him, grabbed his chain and run away. I did not do it. I was home with a toothache that evening. I did not steal his chain. Cross examined. I have been on Blackwell's Island twice for assault for ten days. I was never in this Court upon any charge. I know Joe. Levy, but I never went with him. I know Steve Jones. I was with him on the corner of Houston St. on the night of the 7th of July. I had a tooth ache on the night of the 24th of May, Thursday. I did not work the next day. I never heard of the larceny of Mr. Leonard's chain between the 24th of May and the 7th of July. I did not ask the officer if the old man "rapped" against me. I never saw Mr. Leonard before I was arrested.

The jury rendered a verdict of guilty of grand larceny in the first degree.

0505

Testimony in the case
of
Thomas Flood

filed July 1888

0506

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Flood

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

Thomas Flood
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

Thomas Flood,

late of the City of New York, in the County of New York aforesaid, on the twenty fourth
day of May in the year of our Lord one thousand eight hundred and
eighty-eight, in the night time of the said day, at the City and County
aforesaid, with force and arms,

one chain of the
value of thirty-five dollars

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

0507

SECOND COUNT—

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

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

The said

Thomas Flood

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

one chain of the value of thirty
five dollars

of the goods, chattels and personal property of one

Andrew Leonard

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said

Andrew Leonard

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

Thomas Flood

then and there well knowing the said goods, chattels and personal property to have been feloniously
stolen, taken and carried away, against the form of the statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0508

BOX:

314

FOLDER:

2985

DESCRIPTION:

Fox, Benjamin

DATE:

07/11/88



2985

Witnesses:

The facts in this case are
material to those in the
case of People v. W. Spencer
this day tried by me
before Mr. Justice Gilchrist
in view of the ruling of
the Court in the
Spencer case it is

imposed to secure
a conviction. It
is the recommendation
that this case be
dismissed.

Part 2 April 1888

Wm. J. Freeman
Deputy Clerk,

Counsel, _____
Filed, 11 day of July 1888
Pleads, *Chaffell*

THE PEOPLE
vs.
Benjamin S. Fox
P2 Apr 17. 1888
Indictment dismissed
this day

JOHN R. FELLOWS,
RANDOLPH H. HARTINE,
District Attorney.

POOL SELLING, Etc.
[Section 851, Penal Code.]

Part 2 April 1888
A True Bill.
Part 2 April 1888
Wm. J. Freeman
Foreman.

Part 2 April 15th of 1888
request.

05 10

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

POLICE COURT, 1

DISTRICT.

of No. Second Precinct Police Street, being duly sworn, deposes and says,that on the 6th day of July 1888at the City of New York, in the County of New York, Benjamin F. Fox

(know him) did unlawfully at premises 3 Barclay Street keep a room for the purpose of recording and registering bets and wagers, and did become the custodian of a bet or wager, for him on the result of a contest of beasts, to wit horses and mares, said contest to take place at a race track known as the "Brighton Beach Racing Association" in violation of Section 357 of the Penal Code of the State of New York; for the reasons following to wit: on the above date defendant entered the said premises and then saw the defendant behind a desk. I ~~asked defendant~~ ^{told defendant} I wanted to buy a horse called "Kumson". The defendant said he would not sell him a horse but that he could get him odds at three to one, and would charge him twenty-five cents commission for getting the bet at the track. Defendant gave to defendant the sum of five dollars and twenty-five cents and told him to bet the five dollars on the ^{said} horse, which horse was to run with a number of others

0511

at a race track known as the
Brighton Beach Racing Association
situated at the Long Island. The
defendants then gave to the defendants
the annexed tickets.

Sworn to before me?
this 6th day of July 1908 William R. R. R.

Salon R. R. R.

Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition

AFFIDAVIT.

05 12

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Benjamin F. Fox 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.

Benjamin F. Fox

Question. How old are you?

Answer.

24 years.

Question. Where were you born?

Answer.

New Conn.

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

Answer.

Philadelphia Hotel Jersey City, 7 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 may think will tend to your
exculpation.

Answer.

I am not guilty and
if held I demand a trial
by jury. B.F. Fox

Taken before me this 6th
day of July 1888
at New York
by John A. Mott
Police Justice.

05 13

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

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

Dated *July 6* 188 *Solon B. Smith* Police Justice.

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

Dated *July 6* 188 *Solon B. Smith* 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.....188..... Police Justice.

05 14

Police Court---

1042
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Conley
vs.
Ray F. Fox

1

2

3

4

*Offered Plea of guilty
to on record*

BAILLED

No. 1, by

Residence

Reginald Lewis
56 East 61 Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

July 6
1888
W. Conley
Officer.

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

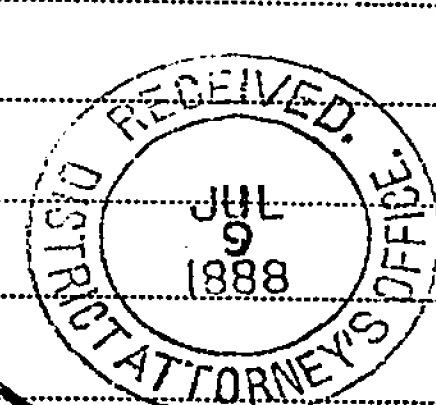
No.

Street.

\$

500 to answer *G. S.*

Bailed



05 15

Court of General Sessions:

CITY AND COUNTY OF NEW YORK.

The People of the State of New York,
against

Benjamin F. Fox-

On.....for the Misdemeanor of.....

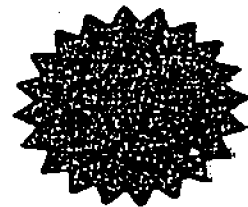
Pool Selling-

I, the undersigned Daniel Harrison the above-named Defendant,
hereby retain, employ and authorize WILLIAM F. HOWE and ABRAHAM H. HUMMEL, Attorneys and
Counselors at Law, to appear for me, on my behalf and in my place and stead, in the Courts of Oyer and
Terminer, General Sessions of the Peace, and Courts of Special Sessions, to be holden in and for the City
and County of New York, in the above-entitled action, and the matter of the information, complaint and
indictment now pending against me in the said Court of General Session for the Misdemeanor of
Pool Selling -

I do hereby expressly authorize my said Attorneys, or either of them, to appear for me in said Courts of
Oyer and Terminer, General Sessions of the Peace and Courts of Special Sessions as my duly authorized
Attorney and Attorneys for that purpose, and to plead for me not guilty to said information, complaint
and indictment, and to appear for me on the trial thereof in the said Courts of Oyer and Terminer, General
Sessions and Special Sessions, and to proceed with the trial thereof in the said Courts of Oyer and Terminer
and General Sessions and Special Sessions, in my place and stead, and in my absence on the trial of
the said information, complaint and indictment, and I hereby expressly waive my right to be personally
present at said trial.

Dated this 12 day of July 1888

Benjamin F. Fox



05 16

STATE OF NEW YORK,)
City and County of New York,) ss.:

On this 24 day of July in the year one thousand eight hundred and eighty-eight before me personally appeared the within-named Daniel Hancock — known to me, and to me known to be the individual described in, and who executed the within instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned and described.

Joseph T. ...
Notary Public
per

Court of General Sessions

MISDEMEANOR.

THE PEOPLE, &c.,
against

Rayn & Fox

Pro Lelling

AUTHORITY TO APPEAR WITH WAIVER

[Sections 297 and 356, Code of Criminal Procedure].

HOWE & HUMMEL,

Attorneys for Defendant,

87 & 89 Centre Street,
NEW YORK CITY.

05 17

D 85 NEW YORK, *July* 188*8*
Please place my money on the race track at Gravesend, at the races
to be held this day on the grounds of the Brighton Racing Association, in
the County of Kings, State of New York, and at no other place or time, the sum of
5.00 dollars on *Simon*
but do not under any circumstances accept odds in this race at the said race track
at a less price than *3* to *1*
I desire it to be positively and distinctly understood and for this reason only do
I place in your charge my money, that you place my said money for me only on said
horse above mentioned, and at no other place than on the grounds of the said
Brighton Racing Association during the progress of the races this day; and for this pur-
pose I make you my common carriers for the expense incurred by you in so placing
my said money on the said grounds of said Brighton Racing Association, I agree to
pay you the sum of *25.00* *William Leroy*
5

D 85
EIGHT FIVE

05 18

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Benjamin F. Fox

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

Benjamin F. Fox —

of a Misdemeanor, committed as follows :

The said *Benjamin F. Fox*,

late of the *Third* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *July*, in the year of our Lord one thousand eight hundred and eighty-eight, at the Ward, City and County aforesaid, did unlawfully keep a certain *room* in a certain *building* there situate, for the purpose of therein recording and registering bets and wagers, and of selling pools, upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses ; 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 *Benjamin F. Fox* —

of a Misdemeanor, committed as follows

The said *Benjamin F. Fox*, —

05 19

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, being then and there the *occupant* of certain *room* in a certain *building* there situate, with force and arms did unlawfully and knowingly permit the said *room* to be used and occupied for the purpose of therein recording and registering bets and wagers, and of selling pools upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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 F. Fox* —

of a Misdemeanor, committed as follows:

The said *Benjamin F. Fox*,

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, being then and there the *occupant* of a certain *room* in a certain *building* there situate, with force and arms, did unlawfully therein keep, exhibit and employ divers devices and apparatus (a more particular description whereof is to the Grand Jury aforesaid unknown) for the purpose of recording and registering bets and wagers, and selling pools upon the result of trials and contests of speed and power of endurance of beasts, to wit, horses; 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.

0520

Fourth COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Benjamin S. Sox —

of the CRIME OF RECORDING AND REGISTERING A BET AND WAGER, committed as follows :

The said *Benjamin S. Sox*,

third
late of the ~~First~~ *third* Ward of the City of New York, in the County of New York aforesaid, on the ~~— sixth —~~ *— sixth —* day of *July*, in the year of our Lord one thousand eight hundred and eighty-~~eight~~ *— eight —*, at the Ward, City and County aforesaid, with force and arms, did unlawfully record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between *William Roney* and a *certain other person or persons to the Grand Jury aforesaid unknown* — upon the result of a certain trial and contest of speed and power of endurance of and between *a certain horse called "Demon"* and *others* other divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the Town of Sagamore* in the County of *Suffolk*, in the State of *New York*, and commonly called the *Brighton Beach* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, 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.

Second
Second Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Benjamin S. Sox* —

of the CRIME OF RECORDING AND REGISTERING BETS AND WAGERS, committed as follows :

0521

The said *Benjamin F. Fox.*

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, with force and arms did unlawfully record and register, and cause to be recorded and registered, divers bets and divers wagers then and there made by and between divers persons to the Grand Jury aforesaid unknown (a more particular description of which said bets and wagers is to the Grand Jury aforesaid unknown), upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Syosset,* in the County of *Suffolk,* — in the State of *New York,* and commonly called the *Brighton Beach* Race Track,

and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests is 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.

Sixth
Third Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Benjamin F. Fox* —

of the CRIME OF SELLING A POOL upon the result of a trial and contest of speed and power of endurance of horses, committed as follows:

The said *Benjamin F. Fox,*

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, with force and arms, did ^{feloniously and} unlawfully sell, and cause to be sold, to one *William Carley and to* *and other persons to the Grand* *Jury aforesaid unknown* a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between *divers* horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Syosset* in the County of *Suffolk* — in the State of *New York* and commonly called the *Brighton Beach* Race Track,

0522

and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, 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.

Seventh
Fourth Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Benjamin X. Fox* —

of the CRIME OF SELLING POOLS upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said *Benjamin X. Fox*,

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, with force and arms, *feloniously and* did unlawfully sell and cause to be sold to divers persons to the Grand Jury aforesaid unknown, divers pools upon the result of divers trials and contests of speed and power of endurance of and between divers horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown), thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Yonkers*, in the County of *Westchester* — in the State of *New York* and commonly called the *Brighton Beach*, Race Track

and which said trials and contests were had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trials and contests, and of the pools aforesaid upon the same, 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.

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0523

BOX:

314

FOLDER:

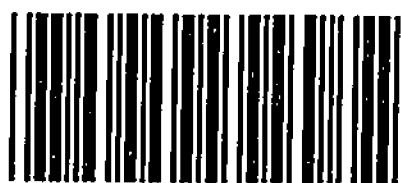
2985

DESCRIPTION:

Fuimicello, Joseph

DATE:

07/18/88



2985

0524

BOX:

314

FOLDER:

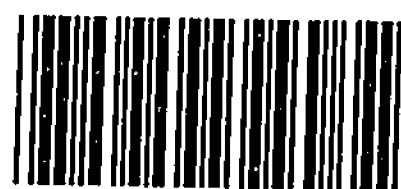
2985

DESCRIPTION:

Doe, John

DATE:

07/18/88



2985

0525

Witnesses:

Sept 24. 1888

On the report as to the
applicable evidence in
this case, I think the
defect should be corrected
in his own responsibility.

I do not oppose of a
demonstration of the defendant
as there are circumstances
which are gravely against
him, against the fact
although they are not up
to the standard of
proof required by law. The
jury may consider the
facts.

W. J. Sullivan
Attorney.

Counsel,

Filed

18

day of

July 1888

Pleas,

City of New York

THE PEOPLE

vs.

Joseph Trimmicello

n.A.

John Doe

(H 10)

JOHN R. FELLOWS,

District Attorney.

MURDER IN THE FIRST DEGREE
[Section 188, Penal Code.]

A True Bill.

Geo. J. Fellows

Foreman.

Part III September 26/88
Defendant Trimmicello
discharged in his own
recognition.

0526

TESTIMONY.

Wm A. Lowrey M. D., being duly sworn, says:
I have made a ~~post mortem~~ *examination* of the body of
woman now lying dead at
11 Mulberry St and from such *an examination*
and history of the case, as per testimony, I am of opinion the cause of
death is *Lacerated Wound of the Throat* -

Wm A. Lowrey, M. D.

Sworn to before me,

this *14th* day of *May* 188*8*
John A. McFarlane CORONER.

0527

2nd at 11 am

M. J. B. M.

No. 612

Sancti Quat.

1888

AN INQUISITION

On the VIEW of the BODY of
an unknown woman

Minnie Wiltsch

whereby it is found that she came

her death by a
lacerated wound
of the throat supposed to
be homicidally inflicted
by party unknown at, near
in hallway or cellar of
St. Hubert's on morning
of May 1st 1888 or night of
May 18th 1888.

Inquest taken on the day
of 1888 before

M. J. B. MESSEMER, Coroner.

612

Minnie Smith

Minnie Wiltsch

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
38 Years - Months - Days	?	81 West 14 th St New York	May 14 1888

MEMORANDA

0528

MEMORANDA

AGE	PLACE OF NATIVITY	WHERE FOUND	Date When Reported
<i>about</i> 30 Years - Months - Days	?	81 Mulberry St Brooklyn	May 19 1888

Minnie Smith
Minnie Matlock

M. J. B. M.

27 at 11 am

Sp. 612

D. A. D. D. D.

1888

AN INQUISITION

On the VIEW of the BODY of
an unknown woman

at Brooklyn

Minnie Matlock

whereby it is found that she came
to her death by

accidental wound
of the throat sustained by
be homicidally inflicted
by her sister unknown at the
time of the death or earlier
at Brooklyn on or about
May 19 1888 or before
May 18 1888.

Inquest taken on the

day

of

1888 before

M. J. B. MESSENER, Coroner.

612

0529

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Finnicello being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question—What is your name?

Answer—

Joseph Finnicello

Question—How old are you?

Answer—

29 years

Question—Where were you born?

Answer—

Italy

Question—Where do you live?

Answer—

243 E. 110th St.

Question—What is your occupation?

Answer—

Labourer

Question—Have you anything to say, and if so, what, relative to the charge here preferred against you?

Not guilty

Joseph

his
mark
Finnicello

Taken before me, this 27th day of Jan 1888
Wm. J. Messersmith CORONER.

0550

Ind. 612 - 1888

HOMICIDE.

AN INQUISITION

776
88

On the VIEW of the BODY of

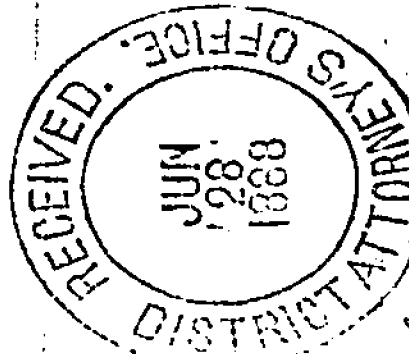
Minnie Witofsky

whereby it is found that he came to
his Death by the hands of

Joseph Trinicello

Inquest taken on the 27 day
of June 1888
before

W. G. B. Messers Coroner.



Committed

Bailed

Discharged

Date of death May 19/88

MEMORANDUM.

AGE.	Years. Months Days.			PLACE OF NATIVITY.	WHERE FOUND.	DATE. When Reported.

0531

CITY AND COUNTY
OF NEW YORK, } ss.

POLICE COURT, 1 DISTRICT.

of No. 6th Precinct Police Street, aged 33 years,
occupation Police officer being duly sworn deposes and says,
that on the 19 day of May 1888

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

Joseph Immegallo, charged with
Homicide. That Joseph Stein
now here is a material witness
for the People and deponent
verily believes that said Stein
will not appear when wanted
to testify and deponent prays
that said Stein be sent to the
House of Detention for witnesses in
default of his giving bail for his
appearance

Thomas J. Crystal

Sworn to before me, this

of

188

day

Police Justice,

0532

FIRST DISTRICT POLICE COURT.

Recognizance to Testify.

CITY AND COUNTY }
OF NEW YORK. } ss.

BE IT REMEMBERED, That on the

21 day of May in the year of our Lord 18 88

of No. 83 Mulberry Street, in the City of New York,
and Vincenzo DeVito

of No. 83 Mulberry Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say; the said

Tony Vito
the sum of One Hundred Dollars;

and the said Vincenzo DeVito
the sum of One Hundred Dollars

seperately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the ~~next~~ COURT OF ~~SESSIONS~~ of the Peace, to be holden in and for the City and County of New York, and then and there *Testify* and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an OFFENCE or MISDEMEANOR, said to have been lately committed in the City of New York aforesaid by

Joseph Fumicello

And ~~do not~~ Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Tony Vito
V. DeVito

M. J. [Signature]
POLICE JUSTICE.

0533

RECOGNIZANCE TO TESTIFY

New York Sessions.

THE PEOPLE, &c.,

vs.

POLICE JUSTICE.

Filed

day of

18

Police Justice.

18

day of

Sworn before me, this

CITY AND COUNTY }
OF NEW YORK, } ss.

the within-named Bail, being duly sworn, says, that he is a holder in
said City, and is worth Two Hundred Dollars,
over and above the amount of all his debts and liabilities; and that his property consists of

the
stock and fixtures of the
Lagar Beer Saloon at 83
Mulberry valued at 1000 free and
clear
J. De Vito

0534

FIRST DISTRICT POLICE COURT.

Recognizance to Testify.

CITY AND COUNTY } ss.
OF NEW YORK

BE IT REMEMBERED, That on the

19/21 day of May in the year of our Lord 1887

of No. 9 Mulberry Street, in the City of New York,

and Demetrio Bua

of No. 150 Park Row Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say; the said

the sum of 100 Hundred Dollars;

and the said 150

the sum of 100 Hundred Dollars

separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the next COURT OF SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there Testify and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an OFFENCE or MISDEMEANOR, said to have been lately committed in the City of New York aforesaid by

And do not Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written.

POLICE JUSTICE.

0535

New York

Sessions.

THE PEOPLE, &c.,

vs.

Police Justice.

Filed

day of

18

RECOGNIZANCE TO TESTIFY

Police Justice.

18

day of

Sworn before me, this

CITY AND COUNTY } ss.
OF NEW YORK, }

the within-named Bail, being duly sworn, says, that he is a holder in
said City, and is worth _____ Hundred Dollars,
over and above the amount of all his debts and liabilities; and that his property consists of

Stock and fixtures of a barbershop
situated at No 100 Park Row -
in said City valued at One
Hundred Dollars

Demetrio Bono

Demetrio Bono

0536

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, ——— DISTRICT.

Thomas J. Crystal
of No. *6* Precinct Police Street, aged *34* years,
occupation *Police man* being duly sworn deposes and says,

that on the *19* day of *May* 188*8*

at the City of New York, in the County of New York, he arrested
one *Tony Vito* (now here) and on the *20*
day of *May*, 1888 he arrested one *John*
Annell (now here) for the reason that
deponent verily believes that the said
Vito and *Annell* are material witnesses
against one *Joseph Tumacell* charged
with homicide. That deponent believes
that the said witnesses will not
appear when wanted and prays
that they be held and sent to the
House of Detention for witnesses.

Sworn to before me, this

of

188

day

Police Justice,

0537

~~sworn to~~ for their appearance
Sworn to before me
this 21 May 1888 } Thomas J Crystal
seal of
Police Justice

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Mr. J. Crystal

vs.

Joseph Fumicella

AFFIDAVIT.

Dated May 21 1888

Cooper Magistrate.

Crystal Officer.

Witness,

Disposition,

0538

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:POLICE COURT, 1st DISTRICT.

Thomas J. Crystal
of No. 214 West 125th Street, being duly sworn, deposes and says,
that on the 19 day of May, 1888
at the City of New York, in the County of New York, Joseph Fumegell

(now here) was arrested by deponent upon suspicion of having committed homicide in cutting and stabbing on Tillie Smith which resulted in her death. That said suspicion is founded upon the information of of a witness ^{states that he} who saw the said defendant in company of the deceased shortly before her death, going into the cellar as in which the said Tillie Smith was found.

Wherefore deponent prays that said defendant be held to enable this deponent to secure further evidence

Sworn to before me
this 21st May, 1888
my sworn

Thomas J. Crystal

Police Justice

0539

POLICE COURT—1 DISTRICT.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Thomas J. Creighton

vs.

Joseph Thomas

Dated *May 21* 188*8*

Gower Magistrate.

Crystal Officer.

Witness, *Joseph Vito*

Joseph Arnold
Householder

Disposition

*Committed
without bail
to Examination
May 23. 9⁰⁰ AM.*

Third District.
Police Court

Joseph Stein being duly sworn deposes & says that he reside at the Starr Lodging House in the Bowery. That on ~~Saturday~~ ^{Friday} the 18th day of May 1888 while depo-
ment was in Mulberry Street between the hours of 12 o'clock P.M. & one o'clock P.M. he saw the defen-
dant herein mentioned whom
deponent knows well, & another
person (whose name is unknown
to deponent, but a person whom the
deponent can identify & who is as
yet not arrested) take one Willie
Smith into the hallway of the premises
of 81 W 83 Mulberry Street on said
day & immediately followed by two
other persons who entered said
hall, & who then closed the door
that deponent further says he
is unable to identify the last
two persons mentioned, but that

0541

he is positive that the defendant is
 one of the persons for the reason
 that at the said time the said
 Willie Smith had her face veiled &
 that said defendant had held of
 her by the side & that said other
 person who is as yet not arrested
 had her by the arm, That on Satur-
 day the 19th day of May 1888 about
 the hour of 12 o'clock noon he saw
 the said Willie Smith the cellar
 of the said premises dead. That
 defendant fully identified said Willie
 Smith as being the person he saw
 taken into said Railway by said
 defendant & said unknown person
 at the time herein referred to

Sworn to before me this
 23^d day of May 1888
 J. J. Ome

John J. Ome

0542

Sec. 198—200.

First District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Joseph Thunigell*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *346 East 110th Street, 5 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 may think will tend to your exculpation?

Answer. *I am not guilty.*

Joseph Thunigell
His
x
mark

Taken before me this

203

day of

May 1888

Police Justice.

0543

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 Joseph

Thinegall
guilty thereof, I order that he be held to answer the same and he ~~be admitted to bail in the sum of~~

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

Thinegall
Dated May 23 1888 de J. Omer 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.

0544

70135
Police Court **B D** District **776**

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Crystal
6 vs.
Joseph Steen

3
4

Offence

Dated *May 21st* 188*8*

Magistrate.

Off. Harrington Officer.
6th Precinct Precinct.

Witnesses *Joseph Steen*

No. *Marcellina House* Street.
House of Detention

No. *Long* Street.

No. *Joseph Steen* Street.

House of Detention
Bailed By *Demetris Bona*

See Back of Papers
for Witnesses

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Giovanni Pragnano
70 James St.
Maria Antonia Gerard
116 Mulberry

Dr. Wm A Conway
Cornier Office
Tony Vito (W.D.)
Bailed By Vincenzo DE Vito
83 Mulberry

0545

-----x
THE PEOPLE,

- vs. -

FINNICELLO
-----x

JOSEPH STINE will prove that on the night of the 18th of May, 1888, he saw the defendant another Italian fore-
-ing a woman into the hallway at 81 Mulberry St. who was
dressed as the corpse of the woman found dead in the cel-
lar at 81 Mulberry St. the next morning appeared to be dress-
ed, and was about her size. There is not one word of evi-
dence to show that the dead woman is the same. Stine
nor that defendant and the dead woman the same. Stine
or that she had any money upon her person, or other proper-
ty to have induced the murder. There is not a scintilla
of proof to establish a motive for the murder, or to connect
the defendant with it. I have examined some six or eight
Italian witnesses who knew neither of the parties, and prov-
rd absolutely nothing. They did not even know anybody who
did know them, and it is on this point that the prosecution
must break down. I mean its utter inability to learn from
the witnesses that have been examined, or from any other
source, the names or residences of any witness or witnesses
who do know anything about the murder. The defendant
should be discharged.

Andrew H. H. Dawson,
D. A. D. A.

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.
vs.

FINNICELLO

BRIEF OF FACTS.

For the District Attorney.

Dated.....September 14th,.....1888.

Andrew H. H. Dawson,

Deputy Assistant.

0547

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of Coroners Office

No. 67 Park Row Street in the 4 Ward of the City of New York, in the County of New York, this 27 day of June in the year of our Lord one thousand eight hundred and 88 before

U. J. B. Messener Coroner, of the City and County aforesaid, on view of the Body of Minnie Witofsky lying dead at

Six good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said Minnie Witofsky came to her death, do upon their Oaths and Affirmations, say: That the said Minnie Witofsky came to her death by

Lacerated wound of the throat. We are further of the opinion that the prisoner Joseph Trinicello has been connected with the murder of the said Minnie Witofsky according to the evidence. The deceased having been found dead in the cellar of 81 Mulberry St on May 19/88.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set our hands and seals, on the day and place aforesaid.

JURORS.

Morris W. Grey
Maurer

Abraham Goodman

Jm J. Edmunds

Henry Shaffer

Anderson E. Parker

122 Bleeker

100 Bleeker St.

116 Bleeker St.

56 W. Houston St.

No 95 West 11th

190 Prince St.

U. J. B. Messener

CORONER, L. S.

0548

Coroner's Office.

TESTIMONY.

Giovanni Tragnano being sworn says:
 I reside at 70 James St. at time of the
 death of the deceased I lived at 81
 Mulberry St. I went down to the
 cellar to get some coal and found
 the woman. I thought she was asleep.
 I went up to the Rent House Keeper
 and told him to come down to the
 cellar which he did. The deceased
 was lying on the cellar floor with rags
 and paper about her. I did not see
 any instrument. I did not notice
 that her throat was cut.

Giovanni ^{his} Tragnano
 mark.

Taken before me

this 27 day of June 1888
 W. J. Messersmith CORONER.

0549

Coroner's Office.

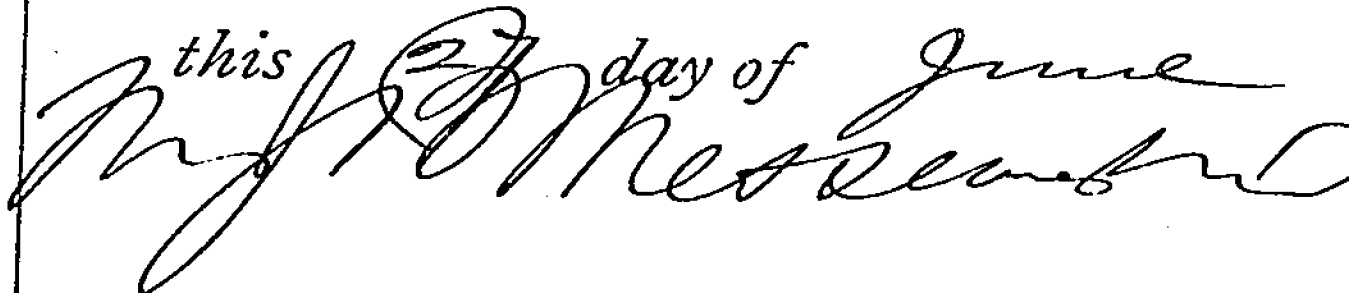
TESTIMONY.

2

Maria Antonia Gerard being sworn says: I reside at 116 Mulberry St. At time of death of deceased I lived at 81 Mulberry St. I ~~was~~ ^{have} been used to clean the yard of 81 Mulberry St. On the evening before the body was found I was in the yard & getting some water when I heard a woman ^{in the hall} say "what is the matter" I asked her what was the matter, an Italian man said "What the hell is it your business — Mind your own business." I said "It is my business I do the cleaning here" Then the man said "If you don't go away I'll leave the lady I am with and will go and beat you." If I saw the man I would know him again. I only saw one man there, I did not see the face of the lady as it was dark.

Maria Antonia ^{her} Gerard
mark

Taken before me

this 27 day of June 1888


CORONER.

0550

Coroner's Office.

TESTIMONY. 3

Special Officer Thomas J. Crystal (R. Precinct being sworn says: On the eve of 18th May '88 there was a case of supposed sudden death reported in the Station House, I went to the cellar of 81 Mulberry St. & there viewed the dead body of a woman which had all the appearance of a sudden death. At about 12:30 P.M. same day the sergeant sent for me & told me the case in Mulberry St. was one of murder instead of sudden death. I then went over again & saw the stab wound in her neck. I then searched the cellar with a lantern to see if I could find a weapon but found none. While I was doing so an Officer came & told me he had a witness upstairs who had seen two men take the woman down into the cellar the previous night at 12 P.M. After I was through searching the cellar I took the witness to the Station House. I then started with the Officer Murphy & the witness to Harlem, after searching them for 2 or 3 hours we went into

Taken before me

this day of

188

CORONER.

0551

Coroner's Office.

TESTIMONY. 7

the yard of 311 E 110th St, the witness pointed out a man to me who he said ^{was} one of the two men who had taken the deceased into the cellar the previous night. I arrested the man & forced him out to the street. When we got to the street I let go his hands & told Murphy to keep the crowd back, as soon as we let go of him he attempted to take out a revolver to shoot me, but I took it from him before he could do so. I also found a knife on him, but could find no blood stains on it. The witness fully identifies him as one of the two men who had taken the woman down into the cellar. We have been unable to find the other man.

Thomas J. Crystal

Taken before me

this 2nd day of June 1888
 Wm. J. Messer

CORONER.

0552

Coroner's Office.

TESTIMONY.

5

Joseph Stein being sworn says: I reside at the "Star" Lodging House, on James & Chatham St. I work in a Grocery store. On the night of the murder I was doing a job in HesterSt which took me till about midnight. I then came through Mulberry St. to go home as I got to St Mulberry St. I saw two men, one of whom is the prisoner, having hold of a woman by both arms and falling her into the hallway of St Mulberry St. I did not interfere and thought no more of it till next morning. About 11:30 am the next morning, a young man came to the lodging house & told me that Nellie Smith who came from Philadelphia and whom I knew was killed at St Mulberry St. I dressed myself and went to St Mulberry St & saw an Officer and told him what I knew of the case. He told me to come into the hallway. I went in & afterward he called Detective Crystal to come & talk to me. Mr Crystal told me to go to the Station House & wait till he came when he would see what was to be done about the case.

Taken before me

this

day of

188

CORONER.

0553

Coroner's Office.

TESTIMONY.

6

When Mr Crystal came to the
 Station House - he and Officer Murphy
 took me to Harlem, we were
 at there about 2 or 3 - hours
 I was looking in a Saloon 311 E. 110th
 when I saw the prisoner in the Saloon
 He ran right away in the back yard
 and as I wanted to go in the other
 Italians in the house kept me back.
 I went & told the Officer then that
 the man was in there and they
 went in & arrested him, I identify
 the prisoner as one of the men
 who took the woman into the hall
 of St Muller's St. I saw the dead
 body of the woman & identified
 it as that of Mimmie Whitofsky of
 167 South St. Phila. Pa.

Joseph A. Flinn.

Taken before me

this ²⁷ day of June 1888

CORONER.

0554

TESTIMONY.

Officer John Farrington of Precinct being sworn
 says On May 19th about 7 AM while
 on post I was informed that a woman
 had been found dead in a wooded
 at 10th St & Mulberry St I went there
 and saw the woman and reported
 the case at the Station House and
 also brought Johan Chalato who was
 the first to discover the body to the
 Station House and the case was given
 to Detective Elmyer to take charge
 of the body was afterwards taken to
 the House

John Farrington

Sworn to before me,

this day of
 May 19th 188

188

CORONER.

0555

— STATE OF NEW YORK, —

CITY AND COUNTY OF NEW YORK, ss.:

AN INQUISITION,

Taken at the

No.

Street, in the

Ward of the City of

New York, in the County of New York, this

day of

in the year of our Lord one thousand eight hundred and

before

MICHAEL. J. B. MESSEMER, Coroner,

of the City and County aforesaid, on view of the Body of

now lying dead at

Upon the Oaths and Affirmations of

good and lawful men of the State of New York, duly chosen and

sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner
the said

came to his death, do upon

their Oaths and Affirmations say: That the said

came to his death by

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

M. J. B. Messemmer

CORONER, E. S.

0556

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Trimmicello
and John Doe

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

Joseph Trimmicello, and John Doe, whose
real name is to the Grand Jury aforesaid unknown
of the CRIME OF Murder in the First Degree, committed as follows:

The said Joseph Trimmicello, and John
Doe, both

late of the City of New York, in the County of New York aforesaid, on the nineteenth
day of May, in the year of our Lord one thousand eight hundred and
eighty-eight, at the City and County aforesaid, with force and arms, in and upon one

Minnie W. H. Day.

in the peace of the said People then and there being, wilfully, feloniously, and of
their malice aforethought, did make an assault, and they the said

Joseph Trimmicello and John Doe,

the said Minnie W. H. Day, with a certain knife

which they the said Joseph Trimmicello and John Doe in

their right hands then and there had and held, in and upon the throat

of her the said Minnie W. H. Day

then and there wilfully, feloniously, and of their malice aforethought did strike,

stab, cut and wound, giving unto her the said Minnie W. H. Day

then and there with the knife aforesaid, in and upon the throat

of her the said Minnie W. H. Day,

one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

0557

mortal wound—~~she~~ — the said *Minnie Whitaday*
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
day of _____ in the same year
aforesaid, did languish, and languishing did live, and on which said
day of _____ in the year aforesaid, the said
at the City and County aforesaid,
of the said mortal wound did die.

Then and there died.

And so the Grand Jury aforesaid do say: That the said *Joseph*
Scimicello and John Doe, her,

the said *Minnie Whitaday*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *their* malice aforethought, did kill,
and murder, 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
Joseph Scimicello and John Doe
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Joseph Scimicello and*
John Doe, both _____

late of the City and County aforesaid, afterwards, to wit: on the said *nineteenth*
day of *May*, _____ in the year of our Lord one thousand eight hundred
and eighty- *eight*, at the City and County aforesaid, with force and arms, in and
upon the said *Minnie Whitaday*, _____

in the peace of the said People then and there being, wilfully, feloniously, and with
a deliberate and premeditated design to effect the death of *her* — the said
Minnie Whitaday, did make another assault, and
the said *Joseph Scimicello and John Doe*, the said
Minnie Whitaday, with a certain *knife* —
which *they* — the said *Joseph Scimicello and John Doe* in

0558

Her right hand then and there had and held, in and upon the breast
of her the said Minnie W. H. Day,
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of her the said Minnie W. H. Day did strike, stab, cut and
wound, giving unto her the said Minnie W. H. Day then
and there, with the knife aforesaid, in and upon the breast
of her the said Minnie W. H. Day,
one mortal wound of the breadth of one inch and of the depth of six inches, of which said
mortal wound she the said Minnie W. H. Day at
the City and County aforesaid, from the said day of
in the year aforesaid, until the day of in the
same year aforesaid, did languish, and languishing did live, and on which said
day of in the year aforesaid,
the said her, at the City and County
aforesaid, of the said mortal wound did die.
Her and she died.

And so the Grand Jury aforesaid do say: That the said James
Trinacello and John Doe, her,
the said Minnie W. H. Day, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design
to effect the death of her the said Minnie W. H. Day
did kill and murder, against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney

0559

Third COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Joseph Trinnicello and John Doe

Name
of the CRIME OF Murder in the First Degree, committed as follows:

The said Joseph Trinnicello and John Doe, both

Afterwards, to wit:
late of the City of New York, in the County of New York aforesaid, on the said nineteenth
day of May in the year of our Lord one thousand eight hundred and
eighty-eight, at the City and County aforesaid, with force and arms, in and upon one

The said Minnie W. L. L. L.

in the peace of the said People then and there being, wilfully, feloniously, and of
their malice aforethought, did make another assault, and they the said

Joseph Trinnicello and John Doe, then

the said Minnie W. L. L. L. with a certain sharp instru-
ment to the said John Doe aforesaid instrument
which they the said Joseph Trinnicello and John Doe in

their right hands then and there had and held, in and upon the throat
of her the said Minnie W. L. L. L.
then and there wilfully, feloniously, and of their malice aforethought did strike,
stab, cut and wound, giving unto her the said Minnie W. L. L. L.
then and there with the sharp instrument aforesaid, in and upon the throat
of her the said Minnie W. L. L. L.
one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

0560

mortal wound — *she* — the said *Minnie Wilks* —
at the City and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
day of — in the same year —
aforesaid, did languish, and languishing did live, and on which said
day of — in the year aforesaid, — the said —
at the City and County aforesaid, —
of the said mortal wound did die —
Then and there died.

And so the Grand Jury aforesaid do say: That the said *Joseph Trimmicello and John Doe, her,*
the said *Minnie Wilks* in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *their* malice aforethought, did kill,
and murder, 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.

South
SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Joseph Trimmicello and John Doe
of the same CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Joseph Trimmicello and John Doe, both* —————

late of the City and County aforesaid, afterwards, to wit: on the said *nineteenth*
day of — *May* — in the year of our Lord one thousand eight hundred
and eighty- *eight* , at the City and County aforesaid, with force and arms, in and
upon the said *Minnie Wilks* —————

in the peace of the said People then and there being, wilfully, feloniously, and with
a deliberate and premeditated design to effect the death of — *her* — the said
Minnie Wilks did make another assault, and
the said *Joseph Trimmicello and John Doe*, the said
Minnie Wilks, with a certain sharp instru-
ment to the said *Grand Jury* aforesaid, *intentionally*
which — *they* — the said *Joseph Trimmicello and John Doe* in

0561

Then right hand then and there had and held, in and upon the *throat*
of *her* the said *Minnie Wilksday*
then and there wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of *her* the said *Minnie Wilksday* did strike, stab, cut and
wound, giving unto *her* the said *Minnie Wilksday* then
and there, with the *sharp instrument* aforesaid, in and upon the *throat*
of *her* the said *Minnie Wilksday*
one mortal wound of the breadth of one inch and of the depth of six inches, of which said
mortal wound *she* the said *Minnie Wilksday* at
the City and County aforesaid, from the said *day of*
in the year aforesaid, until the *day of* in the
same year aforesaid, did languish, and languishing did live, and on which said
day of in the year aforesaid,
the said *her*, at the City and County
aforesaid, of the said mortal wound did die.
Then and there died.

And so the Grand Jury aforesaid do say: That the said *Joseph*
Simicello and John Doe, her,
the said *Minnie Wilksday*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design
to effect the death of *her* the said *Minnie Wilksday*
did kill and murder, against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.