

0067

BOX:

141

FOLDER:

1458

DESCRIPTION:

Fagacio, Baptiste

DATE:

06/12/84



1458



Witnesses:

Michael Conway

99

X

Day of Trial, Wolfgang Luffner  
Counsel, 153 Prince  
Filed, 12 day of June 1884  
Pleads *W. Luffner*

THE PEOPLE

vs.

B

Baptiste Faggio

bail deposit \$1000  
June 16/84

PETER B. OLNEY,

~~JOHN MCCLELLAN~~

District Attorney.

I do stand 1884.

Shed + Charles Asell by  
A TRUE BILL with accom. to mag.

20 Nov 1884

Foreman.

2 yrs 6 months

for

POOR QUALITY  
ORIGINAL

0068



0069

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Baptiste Foggio*

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

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

The said *Baptiste Foggio*

late of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *June* in the year of our Lord one thousand eight hundred and eighty *four*, with force of arms, at the City and County aforesaid, in and upon the body of *Michael Conway* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Michael Conway* with a certain *knife* which the said *Baptiste Foggio*

in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent *in* the said *Michael Conway* 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

*Baptiste Foggio*

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *Baptiste Foggio*

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Michael Conway* then and there being, feloniously did, wilfully and wrongfully, make an assault and *in* the said *Michael Conway* with a certain *knife* which the said *Baptiste*

*Foggio* in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there beat, strike, stab, cut 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.

~~FOR THE PEOPLE OF THE STATE OF NEW YORK~~



0070

*Second*  
~~SECOND~~ COUNT -

And the Grand Jury aforesaid by this indictment further accuse the said \_\_\_\_\_

\_\_\_\_\_ *Baptiste Zogacio* \_\_\_\_\_

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

The said *Baptiste Zogacio* \_\_\_\_\_

late of the City and County of New York, afterwards to wit: on the *fourth*  
day of *June* in the year of our Lord one thousand eight hundred and  
eighty-*four*, at the City and County aforesaid, with force and arms, in and  
upon one *Michael Conway* \_\_\_\_\_

in the peace of the People of the State of New York then and there being, feloniously  
did willfully and wrongfully make an assault: and the said *Baptiste*  
*Zogacio* \_\_\_\_\_ the said \_\_\_\_\_

~~with a certain~~

~~which~~

~~the said in~~

~~right hand then and there had and held, in~~

~~and upon the~~

~~of him~~

the said *Michael Conway* \_\_\_\_\_

then and there feloniously did willfully and wrongfully strike, beat, ~~stab~~, cut,  
bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting  
upon the said *Michael Conway* \_\_\_\_\_  
grievous bodily harm, to wit: *thereby then and there*

*cutting and wounding his neck*

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

PETER B. OLNEY,

~~JOHN McKEON~~, District Attorney.



0071

2/10/87  
J. J. J.



POOR QUALITY  
ORIGINAL

0072

*State of New York.*

*Executive Chamber,*  
*Albany, N. Y. 1884,*

Sir: Application having been made to the Governor for the  
pardon of *Rufus M. Agnew*, who was  
tried and convicted before you *June 18, 1884* of  
*1st degree murder* and sentenced  
to the State Prison *July 10, 1884*

Will you oblige the Governor with your opinion of the case, together  
with any facts or circumstances which may have a bearing on the  
question of granting or refusing a pardon?

Very respectfully yours,

*John Cleveland*  
*of Lodowick Brown*  
*Executive Secy.*

*To Hon. Thos. S. Arthur*

*sent for  
reply*



0073

Police Court—5th District.

CITY AND COUNTY  
OF NEW YORK, } ss.

Michael Correy  
of No. 1905 Second Avenue Street

being duly sworn, deposes and says, that  
on Wednesday the 4th day of June  
in the year 1884 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Baptiste Fogacci  
(marking) who wilfully and maliciously cut and stabbed  
deponent in the neck with  
some sharp instrument then  
and there 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. his

Sworn to before me, this 9th day of June 1884,  
of 1905 Second Avenue  
Samuel O. Kelly POLICE JUSTICE



0074

Signed  
Received  
Dec 28th 1884  
O. J. D.



0075

*This is the only one I need in the  
State of New York.*

Executive Chamber,

Albany, Oct 8 1884

Sir: Application having been made to the Governor for the  
pardon of Baptiste Sagacio, who was  
sentenced on June 18 1884, in your County,  
for the crime of U. S. M. C. for the term  
of 1 years and 6 months to the State Prison  
you are respectfully requested (in pursuance of  
Chapter 310, Laws 1849) to furnish the Governor with a concise  
statement of the case as proven on the trial, together with any other  
facts or circumstances which may have a bearing on the question of  
granting or refusing a pardon. Be pleased, also, to state the previous  
character of the convict. *Very respectfully yours,*

Each letter of inquiry from this Department should be answered on  
a separate sheet.

Very respectfully yours,

To Hon. R. B. Oliver,

District Attorney, &c.

*George Cleveland*  
*Leg. Secretary*  
*Executive Ch.*



POOR QUALITY  
ORIGINAL

0076

Not by Louis W. Haggard  
for defendant  
deposited \$1000  
(being 215 Spring St.)

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

Police Court 54. District 1370  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Michael Conner  
1905 vs. def. *W. C.*  
Baptiste Fagace  
Dated June 9th 1884  
J. O. Kelly Magistrate.  
John C. Brady Officer.  
Witnesses John Sullivan  
No. 1907 Second Ave. Street.  
A. M. Calloway, W. D.  
No. 125 East 89th Street.  
Will James June 13th 1884  
to answer *E. J.*

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 *Baptiste Fagace*

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

Dated June 9th 1884 *Samuel C. Bailey* Police Justice.

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

Dated \_\_\_\_\_ 1884 \_\_\_\_\_ 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 \_\_\_\_\_ 1884 \_\_\_\_\_ Police Justice.



Police Court--5 District.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

*John Sullivan*  
vs.

*Baptiste Bocaccio*

AFFIDAVIT--A. & B.

FELONIOUS

*in Michael Conway*

Dated, *June 7* 188*8*

*JO Rully* Magistrate.

*Coady* Officer.

Witness,

*Committed to award--  
the result of Conway's  
injuries*

0077



0078

Police Court— 5 District.

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

John Sullivan  
of No. 1907 Second avenue Street

being duly sworn, deposes and says, that  
on Wednesday the 4<sup>th</sup> day of June  
in the year 1884 at the City of New York, in the County of New York, Michael Corroy

was violently and feloniously ASSAULTED and BEATEN by Baptiste Fogacci

(over line) That deponent saw said  
defendant strike ~~def~~ said Michael  
Corroy on the neck with some  
sharp instrument then and there  
held in the hand of said  
defendant cutting said Corroy's neck  
awfully

Michael Corroy  
with the felonious intent to take the life of ~~deponent~~ <sup>subpoena</sup> or to do him 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 7<sup>th</sup> day  
of June 1884 }

John Sullivan

Samuel C. Kelly POLICE JUSTICE.



0079

125 East 83<sup>d</sup> St. N.Y.  
To the Honorable Police Court

Michael J. Conroy  
who was stabbed by the  
Italian last evening is  
still in a precarious  
condition. There is no  
immediate danger of a  
fatal issue, but it is still  
amongst the possibilities  
he is not yet out of  
danger and is at present  
suffering from some surgical  
fever  
Very respectfully

June 5<sup>th</sup> 1901  
J. M. Sullivan, M.D.



0000

Sec. 198-200

511

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Baptiste Fogacci.*

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. *Baptiste Fogacci*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *215 Spring St 3 weeks*

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*

*Baptiste* *Lus*  
*X Fogacci*  
*made*

Taken before me this *9th*  
day of *June* 188*8*,  
*Samuel P. Kelly* Police Justice.



0001

BOX:

141

FOLDER:

1458

DESCRIPTION:

Fanshaw, Jane

DATE:

06/26/84



1458



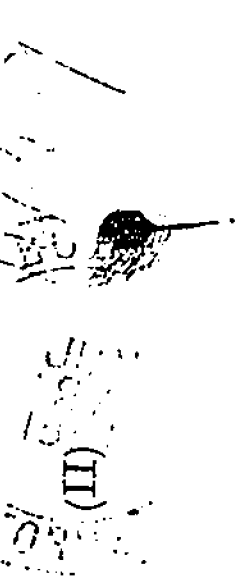
Witnesses =

Capt Williams  
29<sup>th</sup> Par  
Jas B Bullock  
Same P White  
C S Delarand

Bailed by  
John Brown  
146 St. & 8 Ave

Upon the representations em-  
tained in letter of May 14<sup>th</sup> 1885  
of 1885 and the affidavit of J. B. Brown  
of Kansas, P. Butler and the other  
persons stated by Agent that they  
fellows generally - I recommended  
that with a indictment be dismissed  
N. Y. May 15<sup>th</sup> 1885  
Carroll B. Martine  
District Attorney

4<sup>th</sup> B. W. Jones



Day of Trial,

Counsel,

Filed 26 day of June 1884

Pleads Not Guilty Dec 23<sup>rd</sup> 1884

THE PEOPLE

vs. ~~B~~ ~~THE~~

Jane Sanderson

Keeping a Bawdy House.  
[See 322 a & 323]

PETER B. OLNEY,

JOHN MCKEON,

District Attorney.

A True Bill.

Peter Carter

May 14. 1885.  
M. B. & Henry Foreman.  
per J. B. Butler  
De Messrs. 75

POOR QUALITY  
ORIGINAL

0002



0003

See memo.

Upon the representations con-  
 tained in letter of May 1st of 1885  
 and May 1st of 1885 of Jacob  
 A. Jones, P. Butler and Wm. M.  
 Rogers stated by Appt., Dist. Atty.  
 follows: to-wit: - I recommended  
 that within Indictment be dismissed  
 N. Y. May 8<sup>th</sup> 1885  
 Randolph B. Martine  
 District Attorney



POOR QUALITY  
ORIGINAL

00004

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jane Sanshaw

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

— — — Jane Sanshaw — — —

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said Jane Sanshaw — — —

late of the Sixteenth Ward of the City of New York, in the County of New York aforesaid, on the first day of June in the year of our Lord one thousand eight hundred and eighty-four, and on divers other days and times as well before as afterwards, to the day of the taking this inquisition, at the Ward, City and County aforesaid, a certain common house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said Jane Sanshaw — — —

— — — on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, 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 Jane Sanshaw — — —

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said Jane Sanshaw — — —

late of the 16th Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the first day of June in the year of our Lord one thousand eight hundred and eighty-four, and on divers other days and times between the said



POOR QUALITY  
ORIGINAL

00885

day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did maintain a certain common, ill-governed house, and in *her* said house, for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and willfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and willfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common annoyance of the said citizens, 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 *Jane Sanshaw*

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Jane Sanshaw*

late of the *16th* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the *first* day of *June* in the year of our Lord one thousand eight hundred and eighty*four* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in *her* ——— said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in *her* ——— said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by which the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, against the form of the Statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

PETER B. OLNEY,

~~JOHN MCKEON,~~

District Attorney.



0006

The People vs

affiant

Jane Garshaw,

affiant.



0007

State, City and County of New York ss.

Jacob L. Hanes, of N<sup>o</sup> 122  
Bowen, being duly sworn says: that Josephine Fanshawe,  
lately residing at N<sup>o</sup> 102 West 22<sup>d</sup> Street New York has  
wholly abandoned and vacated said house, and  
the same is wholly in possession of Thomas Miller  
& Son, who are now causing the inside of said  
house to be altered and reconstructed for the  
purposes of their business of manufacturing gent-  
lemen's furnishing goods.

Sworn to before me

Jacob L. Hanes

May 1<sup>st</sup> 1885

*Agam*  
Notary Public  
Brooklyn.



0000

LAW OFFICES  
OF  
SIDNEY H. STUART,  
No. 27 CHAMBERS STREET,

New York, May 4<sup>th</sup> 1885.  
Hon R B Martin Esq,  
Sir,

I enclose  
affidavit of Mr Hanes,  
attorney for Jane Fancher  
(the papers in whose case  
are on your desk,) showing  
her removal from the  
house ~~10~~ 22 Oct 84,  
and the occupation  
of the premises for  
business purposes.

Yours  
Sidney H. Stuart



0009

LAW OFFICES  
OF  
SIDNEY H. STUART,  
No. 27 CHAMBERS STREET,

*New York, Feb 4<sup>th</sup> 1885*  
Dr Col,

The lady I spoke  
to you about is  
Jane Farnshaw.  
She was indicted  
for keeping a disorderly  
house, while she  
was in Europe, where  
she had been for eight  
or nine months, and  
where she remained  
until about the time  
she surrendered herself  
and was bailed. No  
one was found in  
the house but a  
colored servant who  
was in charge.

There is absolutely



0090

no proof against the  
lady, You and the Recorder  
thought so when I  
explained the circum-  
stances at the time  
she gave bail.

I would like very  
much to have the  
indictment dismissed,  
may I ask you to inquire  
into the circumstances  
and take action in  
the matter.

Yours  
Edney Stewart.



0091

422

In the matter  
of

certain houses in  
West 22nd Street



0092

District Attorneys Office  
City & County of  
New York.

My dear Allen  
Look at this. 188

Mrs Fanshaw 102 W 22<sup>nd</sup> St  
+ Mrs Howard 104 W 22<sup>nd</sup> St. owner John Sniffen  
Mrs Knowbridge 105 W 22<sup>nd</sup> St. ++ E. S. Simon  
Mrs Porter 103 W 22<sup>nd</sup> St

owner of 104 John Sniffen  
5 East 42<sup>nd</sup>  
++ Edward S. Simon



0093

State, City and County of New York ss.

Triphena Battest (colored servant) being duly sworn says: that from the 19<sup>th</sup> of March 1884 to the 17<sup>th</sup> of November 1884, she alone was in charge of the house and furniture at No 102 West Twenty, Second Street in this City, and knows that on said March 19, 1884 Mrs J. Fanchawe who then resided there left this City and the United States and sailed for Europe, and did not return from Europe to the United States until said November 17<sup>th</sup> 1884. And in that time said house was not a place of prostitution or assignation.

Sworn to before me

this 4<sup>th</sup> day of April 1885

Jacob L. Hames

Notary Public N.Y.

P Battest



0894

People

<sup>o</sup>  
Farnsworth

Letter enclosed



0895

District Attorneys Office.  
City & County of  
New York.  
Profess  
J. Panshaw

Febry 3<sup>rd</sup> 1888.

I believe the facts of this case are, as stated in accompanying letter.

There are, or were, in the vicinity of this house, several houses of bad repute. In a raid made upon them, this house was included, 103. W 23<sup>rd</sup> St.

It was in charge of a servant - the owner, Jane Panshaw being at the time in Europe - If the story told the Recorder & myself at the time bail was given, is true, and is indicated in enclosed letter. There is no case.

J. R. Fellows

Dep. Sec. City



0096

BOX:

141

FOLDER:

1458

DESCRIPTION:

Farrell, John

DATE:

06/12/84



1458



Witnesses:

Appra Lyons  
8<sup>th</sup> Print

Counsel,  
Filed 12 day of June 1884  
Pleads

THE PEOPLE  
vs. P  
John Farrell  
Petit Larceny, and Receiving Stolen Goods  
(Sections 598, 599.)

PETER B. OLNEY,  
District Attorney.

A True Bill.  
20<sup>th</sup> June

Foreman.  
June 13/84  
Heard Truly  
Per: Sir m.

0097



0048

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Farrell*

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

*John Farrell*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *John Farrell*

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

*one baghead of*

*the value of two dollars*

*and one barrel of the*

*value of two dollars.*

of the goods, chattels and personal property of one *Frank Bessel*

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

*Peter B. Ormeny*

*District Attorney*



POOR QUALITY  
ORIGINAL

0099

BAILED

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court 22 District 1384

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank Bennett  
53 West 14 St  
John Farrell

Offence Peter Larceny

Dated June 6 1884  
James C. Maguire  
James C. Maguire  
James C. Maguire

Witness said by me  
No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_  
to answer Sessions.

Council

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 John Farrell

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

Dated June 5 1884 John James 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.



POOR QUALITY  
ORIGINAL

0900

Sec. 198-200

22 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Farrell*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *Newark, New Jersey*

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

Answer. *No 46 West Houston street; 18 months*

Question. What is your business or profession?

Answer. *Schvemaker and Tailor*

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

Answer. *I have nothing to say. I demand a trial at the Court of General Sessions.*

*John Farrell*

Taken before me this \_\_\_\_\_ day of \_\_\_\_\_ 188 \_\_\_\_\_  
*William J. Sullivan* Police Justice.



POOR QUALITY  
ORIGINAL

0901

CITY AND COUNTY }  
OF NEW YORK, } ss.

Thomas Lyons  
aged 26 years, occupation Policeman of No  
100 rd Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Frank Benschel  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

day of

6<sup>th</sup>  
June 1884

John J. Moran  
Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES :

DISPOSITION



0902

2d

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK,

ss.

Frank Bessel, 24 years old, cooper  
of No. 52 Marlton Street, New York City—being duly sworn, deposes and says, that on the 6 day of June 1884  
at the <sup>shop</sup> ~~cooper~~ No 530 Washington Street in the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possessionof deponent in the night time, with intent to deprive of  
the use and benefit of the property the lawful owner thereof  
the following property, viz:One empty hogshead of the value of  
Two Dollars

Sworn before me this

day of

June

1884

Police Justice,

the property of Edward B. Bessel and his deponent-  
partners in the firm of William P. Bessel  
& Son

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by John Farrell, now here,from the fact that deponent is informed  
by officer Thomas Lyons of the 12th Precinct  
Police that at about one o'clock  
in said night he saw said Farrell  
in the act of removing said hogshead  
from said yard

Frank Bessel



0903

BOX:

141

FOLDER:

1458

DESCRIPTION:

Fenrich, Jacob

DATE:

06/11/84



1458



Witnesses,  
Officer Hayleton  
16<sup>th</sup> Precinct

Counsel,  
Filed *11* day of *June* 188*4*  
Pleads

THE PEOPLE  
vs. *P*  
*Jacob Fawrich*  
*vs. 11<sup>th</sup> Precinct*

*Assault in the Third Degree.*  
(Section 219).  
PETER B. OLNEY,  
~~JOHN MCKEON,~~  
District Attorney.

A True Bill.  
*LC Dr. J. J. J. J. J.*  
*Foreman.*  
*Heads Jury.*  
*See One month.*

0904



0905

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
*against*

*Jacob Fenrich*

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

*Jacob Fenrich*

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

The said *Jacob Fenrich*

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the *first* day of *June* in the year of our Lord one  
thousand eight hundred and eighty *four*, at the Ward, City and County  
aforesaid, in and upon the body of *Abraham Hazelton*  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and *in* the said *Abraham Hazelton*  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said *Abraham Hazelton*: against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

PETER B. OLNEY,

~~JOHN McKELON~~ District Attorney.







0907

Police Court—3d District.

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

of No. 16th Police Precinct Abraham Hazetton Street,

on Sunday the 1st day of June being duly sworn, deposes and says, that  
in the year 1884, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Jacob Fenrick, (now here)  
who was acting in concert with two other persons  
who are as yet (not arrested) who struck deponent  
in the face with his clenched fists

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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of June 1884

John H. Hannon

Abraham Hazetton  
POLICE JUSTICE.



0908

Sec. 198—200

CITY AND COUNTY }  
OF NEW YORK, } ss.

2 District Police Court.

Jacob Fenwick 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.

Jacob Fenwick

Question. How old are you?

Answer.

32 years.

Question. Where were you born?

Answer.

New York

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

Answer.

230 West 58th Street. one month

Question. What is your business or profession?

Answer.

Carpenter

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

Answer.

I am not guilty of the charge  
Jacob Fenwick

Taken before me this 27

day of June 1884

John J. McManus  
Police Justice.



0909

BOX:

141

FOLDER:

1458

DESCRIPTION:

Ferietta, Tony

DATE:

06/17/84



1458



Witnesses:

Anna Simontti

3 Dec. 1914 will  
as before.

134

Counsel,

Filed 17 day of June 1884

Pleads *Prolegit.*

THE PEOPLE

vs.

Tony Ferietta

14. Charles

400

PETER B. OLNEY,

~~JOHN WICKSTON~~

District Attorney.

By June 26/14

Filed & recorded 1309.

A TRUE BILL.

*L. H. Oppenheimer*

*H. H. Red*

June 1914 to June 20/14

POOR QUALITY  
ORIGINAL

0910



0911

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

Sony Serietta

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

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

The said Sony Serietta

late of the Sixth Ward of the City of New York, in the County of New York aforesaid, on the ninth day of June, in the year of our Lord one thousand eight hundred and eighty-four, with force and arms, about the hour of twelve o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of Alexander

Simonetti

there situate, feloniously and burglariously did break into and enter,

whilst there was then and there some human being, to wit, one Terese  
Simonetti within the said dwelling house, the said

Sony Serietta

then and there intending to commit some crime therein, to wit: the goods chattels and personal property of the said Alexander

Simonetti in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.



09 12

SECOND COUNT.

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

Sony Serietta  
of the CRIME OF ~~GRAND~~ <sup>Petit</sup> LARCENY IN ~~THE~~ <sup>DEGREE</sup> committed as follows:

The said Sony Serietta

late of the Ward, City and County aforesaid, afterwards, to wit: on the said Seventh day of June in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, in the night time of said day, with force and arms, did

commit, of a number, kind  
and denomination to the  
Grand Jury aforesaid  
unknown, of the value  
of one dollar

of the goods, chattels and personal property of one Alexander  
Simonetti in the dwelling house of ~~one~~ the  
said Alexander Simonetti there situate, then and there being found  
in the dwelling house aforesaid, then and there feloniously did steal, take and carry  
away, against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

Peter B. Olney  
District Attorney







09 14

Sec. 198-200

✓ District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sony Trietta being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h<sup>e</sup>s 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 h<sup>e</sup> 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>e</sup>s waiver cannot be used  
against h<sup>im</sup> on the trial.

Question. What is your name?

Answer. Sony Trietta

Question. How old are you?

Answer. 15 Years

Question. Where were you born?

Answer. Italy

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

Answer. None

Question. What is your business or profession?

Answer. Bootblack

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

Answer. I am not guilty of  
the Charge  
Forger.

Taken before me this 10  
day of April 1888  
William J. Justice  
Police Justice.



09 16

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 11 years, occupation School Boy of No. 20 Baxter Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Giuseppe Smeraldi  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 16 day of June 1888 } Angelo Toppiano  
Henry Smeraldi  
Police Justice.



POOR QUALITY  
ORIGINAL

0917

Police Court—<sup>1<sup>st</sup></sup> District.

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

of No. 20 Baper Street, aged 23 years,  
occupation Green Store being duly sworn

deposes and says, that the premises No 20 Baper Street,  
in the City and County aforesaid, the said being a Three story dwelling  
House in the 6<sup>th</sup> Ward  
and which was occupied by deponent as a Green Store  
and in which there was at the time a human being, by name Alexander  
Teresa Simonetti  
were BURGLARIOUSLY entered by means of forcibly forcing  
opening the rear door leading  
into said premises

on the 7 day of June 1884 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Good and lawful money  
of the United States of the  
Amount and Value of  
About One dollar

the property of Alexander Simonetti an upfront  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by  
Tony Perietta Norro

for the reasons following, to wit: that previous to said  
Burglary and larceny the said  
rear door leading into said premises  
was securely fastened and on the  
night of the aforesaid date deponent was  
informed by Angelo Cappicchio known  
that he saw the defendant Tony coming  
out of the yard of said premises  
with his shoes in his hand  
Teresa Simonetti

10<sup>th</sup> day of June 1884

deponent before me the 10<sup>th</sup> day of June 1884



09 18

BOX:

141

FOLDER:

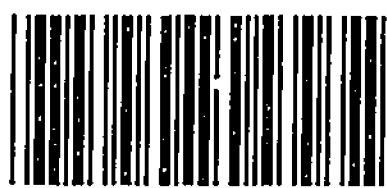
1458

DESCRIPTION:

Funfle, Frederick

DATE:

06/18/84



1458



Witnesses:

~~Witnesses~~  
Aug Schmatthman  
Chas. Zabo

140 WPK  
Filed 18 day of June 1884  
Pleads *not guilty*

THE PEOPLE  
vs.  
Frederick Temple  
*(Case)*  
[Sec. 21 and 218]  
Assault in the First Degree.  
(Firearms.)  
PETER B. OLNEY,  
~~JOHN HIGGINS~~  
District Attorney.

A TRUE BILL.  
*Wm. J. ...*  
Foreman.  
*James L. ...*  
*Speedy & convicted*  
*of ... 3 day*  
*Peri. ...*

POOR QUALITY  
ORIGINAL

0919

0920

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Frederick Smagle*

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

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

The said *Frederick Smagle*

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

*Frederick Smagle*

of the Crime of assault in the second degree, committed as follows:

The said *Frederick Smagle*

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 *Charles Hall* then and there being, feloniously did, wilfully and wrongfully, make an assault, and to, at and against *him* the said *Charles Hall* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said *Frederick Smagle* in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there shoot off and discharge

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

PETER B. OLNEY,

JOHN McKEON, District Attorney.



POOR QUALITY  
ORIGINAL

0921

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

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*Robert Zell*  
*28 Frederick St*  
*Frederick St*  
*of the*  
*Delinquent*  
*Arrest*

Dated *June 13* 188*4*  
*White* Magistrate.  
*James White* Officer.  
*ay* Precinct.

Witnesses *Edna A Jones* and  
*No. Chambers St* Street.  
*160 Chambers St* Street.  
No. \_\_\_\_\_ Street,  
*Paul Jones* June 18/84  
No. \_\_\_\_\_ Street,  
*James* Sessions.  
*James*

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 \_\_\_\_\_

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

Dated *June 13* 188*4* \_\_\_\_\_ 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.



POOR QUALITY  
ORIGINAL

0922

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Friedrich Jung* 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. *Friedrich Jung*.

Question. How old are you?

Answer. *20 Years,*

Question. Where were you born?

Answer. *Germany*

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

Answer. *44 Allen Street 4 Months*

Question. What is your business or profession?

Answer. *Butcher*

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

Answer. *I am not guilty of  
intentionally shooting Comedian.  
Friedrich Jung*

Taken before me this *13*  
day of *January* 188*8*  
*Heck*  
Police Justice.



POOR QUALITY  
ORIGINAL

0923

Police Court District 1

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James J. Suite*  
*Frederick Sample*

Offence *Felony in Assault & Battery*

Bailed,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Dated *May 17* 188*8*

*Wm. H. Magistrate*  
*Wm. H. Officer*

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

\$ \_\_\_\_\_ to answer \_\_\_\_\_ Sessions.  
*Can be answer*  
*Record of injuries*  
*Ann 1. by Ann*

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

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

Dated \_\_\_\_\_ 188*8* *Wm. H. Magistrate* Police Justice.

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

Dated \_\_\_\_\_ 188*8* \_\_\_\_\_ 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*8* \_\_\_\_\_ Police Justice.



0924

Police Court— / District.

CITY AND COUNTY  
OF NEW YORK, } ss.

of No. 27

James J. Dente  
Refereat Police Street,

being duly sworn, deposes and says, that

on Saturday the 17 day of May

Charles Zell at the City of New York, in the County of New York,  
was violently and feloniously ASSAULTED and BEATEN by Medenick

Purple (now present)  
as deponent is informed  
by said Charles who  
is now in Chambers  
Street Hospital who  
fired a pistol loaded  
with powder and ball  
at said Zell the  
ball from which took  
effect in said Zell's  
left shoulder

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 17 day  
of May 1884

James J. Dente

Police Justice.



0925

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, June 7 1884

To whom it may concern:

This is to certify that

*As. Zell*

is ~~was~~ under treatment at this Hospital,

for *fatal shot w/ of*  
*chest*

~~from~~

~~188~~

~~to~~

~~188~~

and

*in my opinion is*  
*not able to appear at*  
*Court*

*As. A. Powell*  
*House surgeon*



0926

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, May 29 188 ✓

To whom it may concern:

This is to certify that

*Chas Zell*

is ~~was~~ under treatment at this Hospital,  
for Penetrating Pistol-shot wound  
of chest.

from 188, to 188,  
and in my opinion will not be  
in condition to appear at court  
for at least two weeks.

*Chas. A. Powers*  
House Surgeon.



0927

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, May 24 1884

To whom it may concern:

This is to certify that

As. Zell

is ~~was~~ under treatment at this Hospital,  
for Penetrating Pistol shot  
wound of chest

from 188, to 188,

and in my opinion is not in  
condition to appear at court.

His condition has thus far  
improved from day to day.

Chas. A. Powell M.D.  
Act. House Surgeon



0928

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, May 22 1884

To whom it may concern:

This is to certify that

*Chas. Zell*

is ~~was~~ under treatment at this Hospital,

for Penetrating pistol shot wound  
of chest

from                      188  , to                      188  ,

and in my opinion is not in  
condition to appear at court.

His condition since admission  
has been improved —

*Chas. A. Powers M. D.*  
Actg House Surgeon



0929

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, May 17 1884

To whom it may concern:

This is to certify that

Chas. Zell

is was under treatment at this Hospital,

for Pistol shot wound of  
chest

from 188 , to 188 ,

and

Geo. A. Powell M. D.  
Actg House Surgeon



POOR QUALITY  
ORIGINAL

0930

Police Court— District

CITY AND COUNTY  
OF NEW YORK, { ss.

of No. 28 Greenwich Street,

Age 39. Silversmith being duly sworn, deposes and says, that

on Saturday the 17<sup>th</sup> day of May

in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frederick B.

Mungle. (now here) who wilfully  
and maliciously pointed aimed  
and discharged one shot from  
a revolving pistol loaded with  
powder and ball at deponent's  
person. the ball from said pistol  
striking and wounding deponent  
in the left breast causing a  
painful wound.

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 13 day  
of June 1889

Charles Zell

W. H. H. H.

POLICE JUSTICE.



POOR QUALITY  
ORIGINAL

0931

141  
Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

August Schmittmann  
124 West 42nd St.

Frederick Rumpel  
124 West 42nd St.

Offence *Reckless Driving*  
*Arrested*

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

Dated May 18 1884  
Magistrate  
W. H. Rumpel  
Officer  
27  
Precinct  
Witnesses William Reinhardt  
No 124 West 42nd St.  
Street  
No. \_\_\_\_\_  
Street \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_

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

*Frederick Rumpel*

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

Dated May 18 1884 *P. H. Rumpel* Police Justice.

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

Dated \_\_\_\_\_ 1884 \_\_\_\_\_ 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 \_\_\_\_\_ 1884 \_\_\_\_\_ Police Justice.



0932

Sec. 198-200.

District Police Court.

CITY AND COUNTY {  
OF NEW YORK, ss

*Friedrich Simple* 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

*Friedrich Simple*

Question. How old are you?

Answer

*21 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*44 Allen St (resided there 3 weeks)*

Question What is your business or profession?

Answer

*Butcher*

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 got nothing to say*

*Friedrich Simple*

Taken before me this

day of

188

Police Justice.



0933

Police Court—1 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

August Schnaithmann  
age 41, of No. 124 New Church Street,

being duly sworn, deposes and says, that  
on Saturday 17 day of May

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

he was violently and feloniously ASSAULTED and BEATEN by Fredrick  
Rumple (now present) who  
aimed and pointed  
a revolver loaded with  
powder and ball at  
deponent and fired off  
the same

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 18 day  
of May 1884

August Schnaithmann  
Police Justice.



Witnesses

Any Schmarthorn

Charles Zell

Defendant was tried on another

Indictment arising out of same

transaction I recommended

that this Indictment

be dismissed.

N.Y. June 20, 1884

Jno. Vincent

Asst. Dist. Atty

141

W. J. K.  
Filed 18 day of June 1884

Pleads Not Guilty

THE PEOPLE

vs.

F

Frederick Temple

[Erased]

Assault in the First Degree.  
(Firearms.)

PETER B. OLNEY,

~~JOHN MCKEON,~~

District Attorney.

A TRUE BILL.

L. J. J. J.

Foreman.

James L. J.

Indictment dismissed

POOR QUALITY  
ORIGINAL

0934



0935

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Frederick Tingle*

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

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

The said *Frederick Tingle*

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

*Frederick Tingle*

of the Crime of assault in the second degree, committed as follows:

The said *Frederick Tingle*

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 *August Schmaithman* then and there being, feloniously did, willfully and wrongfully, make an assault, and to, at and against *him* the said *August Schmaithman* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said *Frederick Tingle* in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there shoot off and discharge

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

PETER B. OLNEY,

JOHN McKEON, District Attorney.



0936

Testimony in the case  
of  
Frederick Temple  
filed June  
1884.



0937

The People                      Court of General Sessions, Part I.  
Frederick Funfle              Before Judge Gildersleeve.

Friday, June 20, 1884.

Indictment<sup>vs</sup> for assault in the first degree.

Charles Zell, sworn and examined, testified: I did not know the defendant at all, I met him on the 17th of May, at 28 Greenwich Street in my boarding house, he came between nine and ten o'clock in the evening, I was down stairs in the saloon, I took a glass of beer and went outside. I saw that there was a crowd of people coming and I did not know what it was, I saw the defendant running and retreating and all at once he stopped and aimed, he was then about eight paces away from me and he fired right here- (Pointing to the left side under the shoulder), the ball is in there yet, I was taken to the Chambers Street hospital and was there three weeks and a half under medical treatment. Cross Examined. The defendant was a stranger to me up to that time, there was no trouble or ill feeling between us; when I got shot I was in the street, I saw him as he passed the front of my house, I heard the voice of Shneidman but I did not see him, he is the agent for the Stuttgarder Hof, an emigrant boarding house, I could not tell how many were in the crowd it happened so quickly, the defendant was all alone retreating and all at once he turned around and fired, I got an impression that there was some quarrel but I could not see any, Did you hear Shneidman make use of any language such as this, "I will knock your brains out?" No sir, I only heard his voice. I did not see blood on his face, I am near sighted, I did not look so sharp at him. I think he must have been eight paces past me before he fired, I was standing about two paces from my door.

I



0938

James J. Tuite, sworn and examined. I am an officer of the 27th precinct, I arrested the defendant on the night of the 17th of May in New Church Street between Rector and Morris, between half past nine and ten. My attention was first attracted when I was about twenty-five feet from Rector Street, I thought I heard a shot fired, I turned and immediately afterwards saw a flash and heard another shot. A man was on the sidewalk running up towards me from Morris Street, I ran across the street and down towards him and when we had run a little more than a quarter of a block, he tripped and plunged head first on his face on the sidewalk, I saw no one else but him but immediately as I ran another man jumped from the street and we caught him- his name is William Reinhart -, I arrested the defendant in consequence of a statement made to me by William Reinhart and took him to the Station House and searched him, I found a double acting revolver fully loaded on him in the inside pocket of his coat and a pair of brass knuckles, also a number of cartridges such as are used in a 32 and 44 pistol. Cross Examined. When I arrested him I noticed his face and hands were dirty and there was a little blood on one of his fingers.

August Schneidmann, sworn and examined. I live 124 New Church Street, I never saw the defendant before the night of the 17th of May between nine and ten o'clock, I am a runner there, the defendant came into 24 Greenwich St. I protect the emigrants there, I am there seven years now, I saw the defendant sitting at the table with the emigrants, I asked them what they were doing with this man, and they said, we were up buying revolvers. I called him, the defendant, out and said, what are you doing with the emigrants. He said, "That is my business." I said, "You



0939

had better let them alone, they are in my care, go out of here I don't want you, " I took him and brought him to the door, my step-son chased him and gave him a slap in the face. Ten minutes afterwards I came out and he, the defendant, stood out there. I said, "You go home; he went up the street, I wanted to go in Winchells 28 Greenwich St. He turned around and took a pistol out of his pocket, about twelve or fourteen feet ahead of me and fired. I did not see Mr. Zell there, I wanted to go in Mr Winchell's door where Mr Zell boards. Cross Examined. I do not keep the hotel, I am what is called an emigrant runner. I never saw the defendant before that evening and there was no ill feeling between us, I supposed he was interfering with the emigrants, I do not know that he had met in a store just above this saloon one of the emigrants buying something and come into this saloon to get a drink but it may be so I cannot tell whether a man named Weiss was taking a glass of beer at the bar with the defendant, I told him two or three times to go out and he did not want to go, I told him to keep away from the emigrants. It may be that my step-son kicked him when he chased him down the stoop but I cannot tell for sure, I do not know if he struck him or not.

Charles A. Powers, sworn. I am a physician at the Chamber Street hospital, Charles Zell came under my care on the 17th of May; he was suffering from a wound on the left chest which was supposed to have been made by a bullet. I have never seen the bullet it was not taken out. I cut probably for the distance of three and a half to four inches and I was unable to locate the bullet, it was a dangerous wound and penetrated a lung.



0940

The case for the Defence.

Frederick Funfle, sworn and examined, testified: I reside at 44 Allen Street and am a butcher; at the time I was arrested I went down to take one of my revolvers I had in the store to get another one like it in Greenwich Street, for my brother-in-law for a present. I met two men in the store, one was working for me and one slept along with me boarding, they were in buying knives, one of them lives in 24 Greenwich Street in the emigrant house, and he wanted me to go with him, I bought the pistol in a cigar store at 34 Greenwich Street. I went with him to this saloon and sat down at the table. Mr Scheindman asked me to go to the bar, I went to it and saw Mr Weiss whom I knew before and shook hands with him; at the same time Scheindman took me by the neck and wanted to get me outside; I said, what do you want to get me out for? He says, it aint your business, he was calling his son, he came and gave me a punch in the face; so I went down stairs and they followed me again and laid me down on the ground, I wanted to get away and received another blow, I saw the blood coming down on my nose and then I pulled out the revolver and wanted to scare them, I did not want to shoot, he was standing in front of me, I ran away after firing the shot, I did not intend to kill any body, I did not know Mr Zell; at the time I fired these men were assaulting me standing in front of me, I had two revolvers one of which the officer found with me and the other I dropped. I found the brass knuckles corner of Rector and Greenwich Streets on that same night, I did not know what they were, I picked them up on the sidewalk, it was kind of dark, I put them in my coat pocket and did not think of



0941

it till I went to the Station House, I have never been arrested before and am twenty years of age.

Charles May, sworn and examined. I am a butcher and was in the saloon with the defendant at the time this happened, I sqw Schneidmann hit the defendnt in the neck and shove him down the steps and said, you go away; he did not go away and Schneidmann came down again and hit him two or three times in the face; he called out of the barroom a young fellow who, hit him two or three times in the face; so he fell down in the basement and when he ot up one of the fellows picked his hat up and gave it to him. I said, let us go h ome, so we went back and Schneidmann got hold of him again and said, now you go home, calling him bad names several times. The defendant said, don't you go too far, and turned around and fired the pistol, I could not tell whether it was three or four shots he fired, I did not see the other revolver that night.

Fritz Meyer, sworn and examined. I live at 270 Broome Street and was with the defendant the night of this trouble. Three of us were in the saloon, the prisoner, another one and myself. We sat down and the prisoner went up to the bar, Mr. Weiss was standing at the bar an they took a drink together. Schneidmann came from behind the counter and caught hold of the defendant by the neck, pushed him to the door and shoved him down the stoop. He said, you get away, calling him a bad name. We got up and went to the door, I said to the defendant, let us go. He said, no, I want to know why I was put out, I did not do anything wrong. He remained standing there and Schneidmann hit him in the face, he nodded with his head and another man came out o f the saloon and hit him three times in the face so that he commenced to bleed and he fell. I



0942

Took up his hat and said, let us go. Schneidmann came down again and tried to hit him; the defendant took the revolver out and fired in the air, I did not see if he hit anything. When he discharged the pistol he ran away, there were several running after the defendant.

Oscar Weiss, sworn. I was with the defendant in the saloon this night and took a glass of beer with him, Schneidmann came from behind the bar and caught hold of the defendant by the neck and shoved him down the stoop on the sidewalk, I saw him fire the first shot in the air, he held his revolver up, I heard three shots, after he fired the first shot he ran away and people were after him.

William Henckle sworn. I am a bar-keeper for Mr. Hertzberg, I know the defendant about four years, he is a decent, good boy.

George Liginiger sworn. I know the defendant about five years, he is a peaceable, industrious young man, he worked for me two years.

James J. Tuite, recalled. I found the brass knuckles in the right hand pocket of his pantaloons.

William Reinhart, sworn and examined by Mr. Vincent. I am the son-in-law of Schneidmann, I did not strike the defendant until he had hold of my father, he made a movement to hit me and I hit him; as soon as he got right opposite to my father he stepped out from one of those Elevated posts and shot at him; my father put his hand up and staggered, I ran after him and with that he fired four shots at me.

The jury rendered a verdict of guilty of assault in the third degree.



0943

BOX:

141

FOLDER:

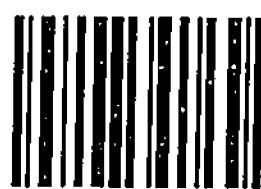
1458

DESCRIPTION:

Fitzmaier, Louis

DATE:

06/09/84



1458



Witnesses:

Frank Haberman

And for sample & affix.

J. Haberman

29th Dec. 1884. Comptrol  
Lays out signs in his  
employ for advertising  
accompany which have  
sent me everywhere he  
has always been  
honest, & free  
behaves, the with  
Lays out signs in  
his employment.

Age, 40 years.

J. H.

Counsel,  
Filed day of June 1884  
Pleads *Not guilty* (10)

THE PEOPLE  
vs.  
Louis Fitzmaier  
INDICTMENT.  
Grand Larceny in the 2nd degree.  
(MONEY.)  
\$528 and 53/100

PETER B. OLNEY,  
JOHN WICKESON,

2nd Nov 17/84  
District Attorney,  
Alameda Co., 19.  
A TRUE BILL.

20th Dec 1884

Chambers Sup.  
de River 17 Foreman

John W. Wickeson

POOR QUALITY  
ORIGINAL

0944



0945

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Samuel Fitzgibbon*

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

*Samuel Fitzgibbon*  
of the crime of GRAND LARCENY IN THE *Second* DEGREE, committed as follows:

The said *Samuel Fitzgibbon*

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

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

*and several coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars.*

of the goods, chattels, and personal property of one *Frederick Halberman*, then and there being found, ~~on the person of the said~~ then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

PETER B. OLNEY,

~~JOHN M. MURPHY~~, District Attorney.



0946

Police Court District 4

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Michael H. Harkness*  
143 Ave 60 St  
Louis Harkness

Offence Grand Larceny

Dated *June 1st* 188*8*

*W. H. Harkness*  
Magistrate.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Witnesses *Wm. Harkness*  
No. *87 90* *West 10th* Street,  
*Brooklyn, N.Y.*  
No. *671* *East 138th* Street,  
*Brooklyn, N.Y.*

No. *1000* *Bail*  
\$ *1000* *Bail*  
to answer Complaint Sessions.

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

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

Dated *June 1st* 188*8* *W. H. Harkness* 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.



0947

Sec. 151.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the Police Justices in and for the said City, by Frederick R. Habermann

of No. 143 East 60th St. Street, that on the 13 day of March,

1884 at the City of New York, in the County of New York, the following article to wit :

Good and lawful money of the  
United States in the amount, and  
of the value of forty-seven 94/100 Dollars,  
the property of Complainant.

w as taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by James Fitzmaier

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 4 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 29th day of May 1884

Wm. H. Huddle POLICE JUSTICE.

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

William H. Huddle Officer

The Defendant James Fitzmaier  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Joseph H. Huddle Officer.

Dated May 29 1884

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, May 29

Native of James Fitzmaier

Age, 20

Sex

Res 94 - Colma - St.

Complexion,

Color

Profession,

Married

Single,

Read,

Write,



0948

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

*Louis Fitzmaurice*

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. *Louis Fitzmaurice*

Question. How old are you?

Answer. *20 Years.*

Question. Where were you born?

Answer. *New York.*

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

Answer. *94 Eldridge Street 6 Years.*

Question. What is your business or profession?

Answer. *Clerk.*

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

Answer. *I am not guilty of the charge.*  
*Louis Fitzmaurice*

Taken before me this

day of

1908

*W. H. H. H.*  
Police Justice.



0949

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Cashier of No. 88 and 90 Berkman Street, being duly sworn deposes and

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

Sworn to before me, this 29 day of May 1888 Max Goebel  
Max Goebel  
Police Justice.

0950

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 49 years, occupation Chick of No.

671 East 138

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Samuel Abramson

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

Sworn to before me, this 29  
day of May 1888

Joseph J. Glass

H. W. Miller

Police Justice.



POOR QUALITY  
ORIGINAL

0951

✓ District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No. 143 East 68<sup>th</sup> Street,

Age, 44 Merchant.

being duly sworn, deposes and says, that on the 18<sup>th</sup> day of March 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 daytime with the intent to deprive  
the true owner thereof

the following property, viz :

Good and lawful money  
of the United States issue to the  
Amount and Value of \$1000.  
Seven 9<sup>th</sup> 1000. 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 Louis Fitzmaier

from the fact that on said date the said  
Fitzmaier was in the employ of deponent  
as Collector and Clerk. and deponent  
is informed by Max Golbel that on  
said date he paid to the said Fitzmaier  
the sum of thirty nine 3400. dollars in  
payments for a bill of Merchandise  
purchased from deponent.

Deponent is further informed by

Sworn before me this \_\_\_\_\_ day of \_\_\_\_\_ 1888  
Police Justice,



POOR QUALITY  
ORIGINAL

0952

Joseph J. Pluss, deponent, deposes that on the 2<sup>d</sup> day of May 1884 the said Fitzmaier informed him that he had received from the said Gobel the sum of Eleven  $4\frac{1}{100}$  dollars, which he the said Fitzmaier gave to him the said Pluss, and informed him that the firm which the said Gobel represented had returned goods and merchandise to the amount and of the value of Twenty-seven  $9\frac{1}{100}$  dollars. deponent charges that the said Fitzmaier converted the said sum of twenty seven  $9\frac{1}{100}$  dollars to his own use, and denies from the fact that the statements made to the said Pluss in regard to the return of goods and merchandise is false and untrue as deponent is informed by the said Gobel, and that he the said Fitzmaier should have made a return of the money collected on the day and date which it was collected. deponent therefore prays that the said Fitzmaier may be arrested and dealt with as the law directs.

Sworn to before me  
this 29<sup>th</sup> day of May 1884

M. A. Hask

Police Justice

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION



0953

BOX:

141

FOLDER:

1458

DESCRIPTION:

Fitzpatrick, John

DATE:

06/25/84



1458



0954

BOX:

141

FOLDER:

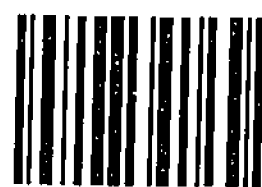
1458

DESCRIPTION:

Fitzpatrick, James

DATE:

06/25/84



1458



Witnesses:

Officer Baumgartner

26th Precinct

210

#2 B.M. Jones 1/1/84

Counsel,

Filed 25 day of June 1884

Pleads

(Not guilty)

vs.

THE PEOPLE

vs.

B

John Fitzgerald

and N.A.

James Fitzgerald

Assault in the Third Degree.

(Section 210)

PETER B. OLNEY,

~~JOHN MCKEN~~

Pr Secy District Attorney.

Not Pleads guilty

A True Bill.

Peter Carter

Foreman.

June 1/1/84

POOR QUALITY  
ORIGINAL

0955

0956

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Fitzpatrick  
and  
James Fitzpatrick

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

John Fitzpatrick and James Fitzpatrick

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

The said John Fitzpatrick, and  
James Fitzpatrick, each

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the seventh day of June in the year of our Lord one  
thousand eight hundred and eighty-four at the Ward, City and County  
aforesaid, in and upon the body of Ignatz Baumgarten  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and ruin the said Ignatz Baumgarten  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said Ignatz Baumgarten; against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

PETER B. OLNEY,  
~~JOHN McKEON~~ District Attorney.



Count of General Service

The People & Co

as

Am Fitzpatrick

Appointments of Character

0957



POOR QUALITY  
ORIGINAL

0958

Count of General Services

The People & Co

as

Mr Fitzpatrick

Applicants of Character



POOR QUALITY  
ORIGINAL

0959

Account of General Sessions

The People vs

John Fitzpatrick

City, County of New York

Edward O'Grady, being duly sworn  
says that he resides at 61 West Street,  
this City, that he is intimately acquainted  
with John Fitzpatrick above named and  
has for the past twelve or fifteen years  
that he is acquainted with others who  
know him, and that his character  
for peace and quiet in the neighbor-  
hood in which he resides is good.

Sworn to before me

This 11<sup>th</sup> day of Decr 1884

Wanhope Lyman

Notary Public

N. Y. Co

Edward O'Grady



POOR QUALITY  
ORIGINAL

0960

County of General Session

The People of the County of

John Fitzpatrick

City, County, N. York, is

Samuel Davis has dep. sworn  
that he resides at 34 Greenwich  
St. that he has known John Fitzpatrick  
during the past three years, that during the  
past two years Fitzpatrick has lived  
and transacted business at 32 Greenwich  
St. next door to deponent, that during that  
time deponent has always found him  
to be a quiet, peaceable and good  
neighbor, and his reputation among  
his neighbors has always been good  
Surreboken made

this 11<sup>th</sup> day of Dec 1884 } Samuel Davis

Notary Public

N. Y. Co.



POOR QUALITY  
ORIGINAL

0961

Court of General Sessions

The People }  
John Fitzpatrick }

City & County of New York ss

Thomas Carroll being duly sworn  
deposes and says that he resides at No  
8 West Street in said City, that he is  
acquainted with John Fitzpatrick for  
the past ten years, that during  
that time his character for peace  
and quiet has been good. He further  
says that he has <sup>been in</sup> ~~had opportunity~~  
to Fitzpatrick's Company under circumstances  
where his temper was tried and al-  
ways found him to act as peacemaker  
when trouble existed among parties  
in whose company he was.

Subscribed and sworn to  
this 11<sup>th</sup> day of Dec 1884

Thos. Carroll

Witness my hand  
at New York  
N. Y. Co



0962

Court of General Sessions

The People vs }  
vs }  
John Fitzpatrick }

City & County of New York ss

Michael C. Murphy being duly sworn deposes and says that he has known John Fitzpatrick above named for the past ten or twelve years and is familiar with his reputation, that the same for peace and quiet during that time has been good, Defendant further says that if this case had gone to trial he would appear as a witness and give the same testimony before the jury.

Subscribed before me M. C. Murphy  
this 11<sup>th</sup> day of Dec 1884 441 Washington St

Edward J. Farmer  
Notary Public  
N.Y.C. (47)



0963

1405-210

ON THE COMPLAINT OF

JAMES MUMFORD

vs.

THE STATE OF NEW YORK

Delivered June 25/84

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

*John Fitzpatrick*

order that he be held to answer the same and he be admitted to bail in the sum of *Five*

Dated June 11 1888 W. H. Thorne Police Justice.

Dated June 17 1884 W. H. Trade 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.*



POOR QUALITY  
ORIGINAL

0964

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK

District Police Court.

*John Fitzpatrick* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty -  
Not Guilty*

*John Fitzpatrick*

Taken before me this *19th*  
day of *March* 188*8*  
*Wm. H. Hinde*  
Police Justice.



POOR QUALITY  
ORIGINAL

0965

W)

Form 11.

Police Court— / District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

Ignatz Baumgarten  
John Fitzpatrick  
James Fitzpatrick  
Affiant, A. & B.

Dated 9 June 1884  
Charles W. Hilde Justice.

Officer.

Witness

\$ to Ans. Sess.

Bailed by

No.



POOR QUALITY  
ORIGINAL

0966

Police Court—<sup>18</sup> District.

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

occupation of ~~the~~ <sup>offices</sup> ~~of the~~ <sup>26</sup> Precinct Police Ignatz Baumgarten, aged 40 years.

on Saturday the 7<sup>th</sup> day of June being duly sworn, deposes and says, that  
in the year 1884, at the City of New York in the County of New York,

he was violently ASSAULTED and BEATEN by John Fitzpatrick and James Fitzpatrick said defendants and each of them struck deponent several violent blows on the face and head with their fists blackening deponent's eye and bruising deponent's head while deponent was in uniform of the Municipal Police of said City and in discharge of his duty as such officer without any justification on the part of the said assailants.

Wherefore this deponent prays that the said assailants 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

1884

POLICE JUSTICE.



0967

ut (copy)

POLICE COURT—1<sup>st</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Gustav Kaliski  
vs.  
John Fitzpatrick

AFFIDAVIT

Dated Dec 26 1883

Power, Magistrate.

McArmick Officer.  
Court

Witness  
I do bond for his  
G. B. 6 months  
Bailed by Thomas Carroll  
No 8 West Street

Disposition

Am Dec 27/83

I hereby certify that the  
within is a true copy  
of Affidavit and Warrant  
together with record of  
conviction on file at this  
the 1<sup>st</sup> District Police Court

Police clerk

Sept 19/84



0968

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

POLICE COURT, 18 DISTRICT.

Gustav Kaliski

of No. 26 Greenwich Street, being duly sworn, deposes and says,

that on the 23 day of December 1883

at the City of New York, in the County of New York, John Fitzpatrick

did wilfully, maliciously and mischievously  
break and destroy a pane of glass in a door  
leading to deponent's store said glass being  
of the value of three dollars

(Signed) Gustav Kaliski

Sworn to before me this

24 day of December 1883

(Signed) W. J. Power

Police Justice.



POOR QUALITY  
ORIGINAL

0969

New York, *June 9* 186*2*.

To *[Signature]* Esqr.,

Police Justice, or to any other Magistrate.

Permission is hereby given  
to *[Signature]* Patrolman of the  
*26* Precinct, to make complaint against  
*Joe + Jane Fitzpatrick*  
for having committed on the person of said  
*[Signature]* an assault and battery,

*George W. Maloney*

Supt. of ~~Metropolitan~~ Police.



0970

Sec. 151.

Police Court 1st District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Eustar Kaliski

of No. 26 Greenwich Street, that on the 23 day of December 1883 at the City of New York, in the County of New York,

John Fitzpatrick did wilfully  
maliciously and mischievously break  
and destroy a pane of glass in defendant's  
store door of the value of three dollars

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 1st District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 26 day of Dec 1883

(Signed) M. J. Power POLICE JUSTICE.

Police Court 1st District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Eustar Kaliski  
at 26 Greenwich St. N.Y.

John Fitzpatrick

Warrant-General.

Dated Dec 26 1883

Power Magistrate.

M. J. Power Officer.

The Defendant John Fitzpatrick taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

(Signed) M. J. Power Officer.

Dated December 27 1883

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 2:45 PM

Native of Ireland

Age, 35

Sex, \_\_\_\_\_

Complexion, \_\_\_\_\_

Color, W

Profession, Messenger

Married, No

Single, \_\_\_\_\_

Read, \_\_\_\_\_

Write, \_\_\_\_\_

32 Greenwich St



0971

BOX:

141

FOLDER:

1458

DESCRIPTION:

Flaherty, Edward B. O.

DATE:

06/19/84



1458



Witnesses:  
Mary Waters  
officer Warner  
10<sup>th</sup> Court

1511

Counsel,

Filed 19 day of

Pleads

June 1884

THE PEOPLE

vs.

F

Edward B.

O. Shadwin

14<sup>th</sup> Brooklyn

PETER B. OLNEY,

~~WHEELER H. PECKHAM,~~

District Attorney.

A True Bill.

Donaghy

Quendoff

Foreman.

Heads Quibby

Ben Sir m.

POOR QUALITY  
ORIGINAL

0972



0973

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward G. O. Flaherty*

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

*Edward G. O. Flaherty*

of the CRIME OF PETIT LARCENY, committed as follows:

The said *Edward G. O. Flaherty*

late of the First Ward of the City of New York, in the County of New York aforesaid,  
on the ~~thirteenth~~ day of *June* — in the year of our Lord one  
thousand eight hundred and eighty*four*, at the Ward, City and County aforesaid,  
with force and arms, *twenty four bunches*

*of the value of thirty cents*  
*each,*

of the goods, chattels and personal property of one *Denny Waters,*  
— then and there being found, then and there  
unlawfully did steal, take and carry away, against the form of the Statute in such case  
made and provided, and against the peace of the People of the State of New York, and  
their dignity.

*Peter B. Olney*  
*District Attorney*



0974

Henry Waters,  
Brush Manufacturer,  
332 Grand Street,

New York, June 22 1884

Peter B. Huey Esq,  
District Attorney

Dear Sir:

Please to excuse  
me to day, I am not able to leave  
the House, I am quite sick

Respectfully yours  
Henry Waters

Please tell bearer when I will  
be wanted again H.W.



0975

16th V 1403  
Police Court District  
THE PEOPLE, &c.,  
OF THE COUNTY OF  
JAMES MURPHY  
352 W. Grand St.  
Evan B. Whitely  
Charles McHenry  
1  
2  
3  
4  
Dated Sept 16 188  
Norman Magistrate.  
Shawyer Officer.  
10 Precinct.  
Witnesses don't appear  
No. Street.  
Jesse Amisday  
No. 6 Eldridge St.  
No. 20 1st Ave. 13th St.  
No. 1100 9th St.  
\$ to answer  
Committed

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 June 6 1884 J. H. Lawrence 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.*



0976

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Edward B O Flaherty* 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. *Edward B O Flaherty*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *63 Franklin Avenue Brooklyn. 4 years*

Question. What is your business or profession?

Answer. *Brookhouse*

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*

*Edward B O Flaherty*

Taken before me this

day of

188

Police Justice.



0977

Sec. 198-200

A. 3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Charles Salzbury*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *356 Grand Street, 3 years*

Question. What is your business or profession?

Answer. *Shoe Repairer.*

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*

*Ch. Salzbury*

Taken before me this

day of

*June*

188*8*

*John J. McNamee*  
Police Justice.



0978

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Police officer of No. 10th Precinct Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Henry Muter and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 16 day of June 1888 George Warner

John H. Warner  
Police Justice.



0979

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 40 years, occupation James Brivally  
Brushmaker of No.

16 Eldridge Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Oliver Mather  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 16  
day of June 1888

James Brivally

John J. ...  
Police Justice.



0980

Sec. 198-200

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Charles Salzbury*

Question. How old are you?

Answer. *44 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *356 Grand Street, 3 years*

Question. What is your business or profession?

Answer. *Housekeeper.*

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*

Taken before me this

day of

*June*

188*8*

*Henry J. Brown*  
Police Justice.

*Ch. Salzbury*



0981

3<sup>rd</sup>

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK } ss.

Henry Waters aged 51 years

of No. 332 Grand Street,

being duly sworn, deposes and says, that on the 13<sup>th</sup> day of June 188

at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent with the intent to deprive the true owner thereof  
in the City of New York

the following property, viz :

Two Dozen of Brushes of the Value  
of seven dollars

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by Edward B O Flaherty (now dead)

from the fact that deponent is informed  
by James Priordey of W<sup>o</sup> 6 Eldridge  
Street that he saw said property  
in the possession of said Edward,  
and from the further fact that  
said Edward acknowledged to  
deponent in the presence of witnesses  
that he did steal said property and  
sold the same to Charles Salzbury  
of W<sup>o</sup> 356 Grand Street for the sum

Police Justice

188



0982

of one dollar and seventy five cents -  
 Deponent is further informed by officer  
 George Warner of the 10th Precinct Police  
 that on the 15th day of June 1884 he  
 found the within described property  
 in the possession of said Salzbury  
 Deponent therefore charges that said  
 Edward did feloniously steal and  
 carried away said property and  
 that said Salzbury did feloniously  
 receive said property he well knewed  
 at the time that said property had  
 been stolen.

Deponent prays that said  
 defendants may be held to answer  
 as the law directs

Sworn to before me by Henry Warner  
 this 16th day of June 1884  
 John Homan Police Justice

District Police Court.

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

AFRIDA VIT - Larceny.

23.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION



0483

BOX:

141

FOLDER:

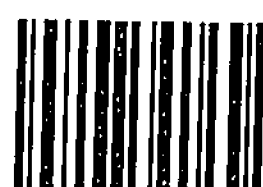
1458

DESCRIPTION:

Fogarty, John

DATE:

06/27/84



1458



Witnesses:

Harry Bonchen

Open Valley

20' Point

Monroe Stockwell

231

Counsel,  
Filed *27* day of *June* 1884  
Pleads

*John Fogarty*  
vs.  
THE PEOPLE  
INDICTMENT.  
Grand Larceny in the 1st degree.  
(MONEY.)  
(See 528 & 531)

PETER B. OLNEY,  
~~JOHN WICKSON~~  
District Attorney.

A TRUE BILL.

*Peter Carter*

Foreman  
June 30 - 1884  
Pleasy Guilty  
S.P. Three years.

POOR QUALITY  
ORIGINAL

0984



0985

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

John Fogarty

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

John Fogarty  
of the crime of GRAND LARCENY IN THE — second — DEGREE, committed as follows:

The said John Fogarty

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

two promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each; five promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each; two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each; five promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each; ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each; one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars; one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar, and their coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ten dollars.

of the goods, chattels, and personal property of one

on the person of the said George Behm

from the person of the said

then and there being found,

then and there

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

PETER B. OLNEY,

JOHN McKEON, District Attorney.



POOR QUALITY  
ORIGINAL

0986

District Attorney's Office,  
City & County of  
New York.

John Fogarty arrested  
Jan 24/04 charged  
jointly with James Brown  
with ~~the same~~  
assault

Previously arrested  
by Det. Mat. McConnell  
to rect on June 20/04.  
Charg. Grand Larceny  
Placed in custody June 30/04  
Sentenced 3 yrs. State Prison  
by Judge Goldstein



POOR QUALITY  
ORIGINAL

0987

DISTRICT ATTORNEY'S OFFICE,

New York, ..... 188

Matilda A. Hamilton 191 Bleeker  
Francis Hopkins 172 Thompson  
Annie Brown 218 Wooster  
W. Lambrecht 15  
For J. Hamilton Burch 1st 5th Ave.



0988

for defence  
J. H. Shivers

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

431  
142/  
Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Boncher  
646 27th St. N.Y.  
John Fogarty  
Offence Larceny  
2d Degree

JUN 21 1884  
CLERK OF DISTRICT COURT

Dated June 21 1884

Smith Magistrate.  
Valley & McDonnell  
20 Precinct.

Witnesses  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
\$ 1000 to answer \_\_\_\_\_ Sessions.

Don  
Will forward June 27/84

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 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 June 23 1884 Soloub Smith Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



0989

Sec. 198-200

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Fogarty* 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 Fogarty*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *56 Consume Street Brown Cts*

Question. What is your business or profession?

Answer. *Portender*

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

Answer. *I am not guilty of the charge; I did not at any time go into the office of the complainant or go behind the bar and take any money; on the 16th of June I went to Fort Lee, on the way to the ferry I went in this man's place and several other places in 30th Street; on Friday I went to Fort Lee again under an advertisement and I went there and took a drink again and I paid him I gave him a dollar bill and the bartender gave me change a carpenter was with me when I went out of there I went to the dock; and the boat did not leave and I came home again I did not on that day go behind the bar or office or where there was any drink and never took any property of this man. while I was there there were 5 or 6 men came in and got a drink at the table where I was I sat at the end of the table and near the water closet and I went*

day of

Taken before me this

188

Police Justice.



0990

in there and come out and went away  
 across Exam, I was in there 5 minutes, that day  
 I was in there once before I was alone on  
 this day. On the Monday I was alone this day  
 a man a carpenter was there he lives in 126 & I  
 I don't talk to any body when I come in. I only  
 asked the bartender for a glass of beer and  
 there were 3 men there and he came out and  
 walked to the end of the bar. I don't know  
 what became of the 3 men, there was no  
 change in my appearance.

Given to before me  
 this 23<sup>rd</sup> day of June 1894 } John Fogarty  
 Solon B. Smith  
 Pres Justice



0991

Henry Poushon, cross Examined.

Of my own knowledge, I did not see the defendant steal anything. I only know what I saw with my own eyes I saw him in the place driving he was there 200 times previous to this I don't see him go in or out of the office I don't see him in the office and it might be somebody else there I cannot swear to any fact of this man stealing anything

Re Direct

I saw the defendant there 15 minutes before the loss of the money I saw 2 other parties there I saw one before they came in the place I don't see them together that day but a few days before, I saw the other man with him, after the man with the tie cube was went out I missed the money I saw it a couple of hours before in the desk in the office behind the bar I could not tell if anybody else was behind the office

Re Cross I saw the money 200 hours before it was stolen, within 20 hours before I missed it, the drawer was locked up



0992

I don't know of my own knowledge  
if it was locked at that time or not.  
The till was open

(worn to before me) Henry Boncher  
This 23<sup>d</sup> day of June 1884  
Solomon Smith  
Peace Justice

Minne Steadath Cross Examined  
I saw the prisoner in the saloon a  
couple of days before this affair  
I saw him come out of the office and  
I saw his face from the side I saw  
him by the side face, I could not tell  
him if I didn't see this face there  
were 3 men in there, one with black  
franklin's, I was in the kitchen  
looking through the window, it is longer  
than this room, it is about 30 or 35 feet  
I was at my work there and looking towards  
the office, immediately as I came down  
I saw a man I was standing at the  
table I saw see everything at a casual  
glance from where I was and I could  
not see the full face only the left  
side view, as he came out of the office  
it is not a fact that I only saw his head  
I saw his side face the window from



0993

the office is on the left side and the door is on the right and opens inside the bar is inside. He was walking out and I had a side view of him from position that is the man I saw. And I saw him only a second or two. The office is near the door. And at the end of the bar and there is but one step to go out.

Edwards

I saw the prisoner the day before this and a couple of days before that, I only glanced at his face & body in general. And I have no doubt he is the man. Please. Two days before that I saw him because I was behind the bar. I saw him this day I don't know the time. I was in the afternoon I was sitting in the office and he was at the bar, the office has a glass partition not behind the bar. There were more people in the bar room at the time I saw him this day; if it was Wednesday I saw him in the afternoon between 3 and 4 o'clock. I looked at him 5 minutes, I do not generally look at everybody who comes in. I just happened to look out, and saw him. I don't think there was anything more peculiar about him than anybody else.



0994

I cannot describe any body else who were  
in there wednesday I cannot describe  
any who were there tuesday, on Friday  
I saw three men; nobody came in  
and got a glass of beer while I was there  
at the time I saw him was going from  
the office to the street.

Respectfully

I didn't see any body there who  
looked like this man

Taken before me  
this 13<sup>th</sup> day of June 1894 } Minnie Stetson  
Solon B. Smith  
Police Justice



0995

3

George Rehm being duly sworn says  
I reside at 643 West 4th and I keep a wine  
lager beer saloon I am the complainant  
the property amounted to \$50.00 dollars a  
half hour after it was taken I was told  
I saw <sup>the property</sup> ~~him~~ One hour before it was taken  
the money was in the desk the desk was  
Cross and it was in a cigar box nobody  
else has a key to it, the desk was broken  
open, and the money was gone.

Cross. I know nothing of any one known  
of this case I left my bartender in the place  
the man with the beer who was  
there he spoke to me and I went to 10 Ave  
to collect a bill and I was sent for.  
Slept at half past 3

If your bartender must be was taken when he  
testifies it was between 2 to 3 hours  
from the time of its deposit to the loss of it  
objected to.

Re-direct, It is my custom after dinner to  
take my money out of the drawer and  
put it into the desk. And I put 1/2 dollars in  
there was money in the desk before I took  
the money from the drawer but in all there  
was \$50 dollars this man has no help  
about my desk or bar. George Rehm.

I am to before me  
This 23rd day of June 1884

Solon B. Smith Police Justice



0996

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 22 years, occupation Minnie Stederoth  
Housekeeper of No. 646 West 34<sup>th</sup> Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Henry Boncher  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 21<sup>st</sup>  
day of June 1888 by Minnie Stederoth

Solomon B. Smith  
Police Justice.



0997

2

District Police Court

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, ss.Barthender 646 West 34<sup>th</sup> Street, Henry Bonshew 18 yrsbeing duly sworn, deposes and says, that on the 28<sup>th</sup> day of June 1884

at the above premises in the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent with the intent to deprive the true owner thereof

the following property, viz :

Good and lawful money of the united  
States of various denominations in Bank  
bills or notes and silver coins to the amount  
and value of Fifty Dollars

the property of George Rehm in the care and charge  
of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen, and carried away by John Fogarty (Nowhere)

for the reason that deponent missed  
the aforesaid money from a desk in  
the office of said saloon and found the  
aforesaid desk broken open and deponent  
was informed by Minnie Steadforth  
that she saw the said defendant coming  
out of the aforesaid office ten or fifteen  
minutes previous to deponent missing  
said money and the said Minnie



0998

Positively identifies the said Fogarty  
as the person she saw coming out of said  
Office.

Wherefore deponent charges the said  
Fogarty with taking stealing and carrying  
the aforesaid money from the desk in said  
Office.

Sworn to before me } Henry Benson  
this 21<sup>st</sup> day of June 1884 } Police Justice  
Solon B Smith

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFRIDA VIT-Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION



0999

BOX:

141

FOLDER:

1458

DESCRIPTION:

Ford, Edward C.

DATE:

06/12/84



1458



Witnesses:

Mr. C. Rankin

Officer Foley

20th Precinct

39 48.60 AM

Supervisor of Work

Counsel,

Wm. Scott Williams

Filed 12 day of June 1884

Pleads

McMully 13

THE PEOPLE

vs.

P

Edward C. Ford

Murder in the 2nd Degree.  
Section 184

PETER B. OLNEY,

~~JOHN McKEON~~

District Attorney.

Supervised by P. B. Olney  
J. W. O'Connell  
A True Bill.

20th Precinct

Sept 12

Foreman.

POOR QUALITY  
ORIGINAL

1000



POOR QUALITY  
ORIGINAL

1001

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward C. Ford

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

Edward C. Ford

of the CRIME OF MURDER IN THE SECOND DEGREE, committed as follows:

The said Edward C. Ford

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

John J. Cullen

in the peace of the People of the State then and there being, willfully, feloniously, and with a design to effect the death of him the said

John J. Cullen did make an assault.

And the said Edward C. Ford, him

the said John J. Cullen

with a certain razor

which he the said Edward C. Ford,

in his right hand then and there had and held, in and upon the head

of him the said John J. Cullen

then and there willfully, feloniously, and with a design to effect the death of him the said John J. Cullen did strike, stab, cut and wound, giving unto him the said John J. Cullen, then and there with the razor

aforesaid, in and upon the head

of him the said John J. Cullen one mortal wound of the breadth of one inch and of the depth of six inches, of which said mortal wound he the said John J. Cullen

at the City, and County aforesaid, from the day first aforesaid, in the year aforesaid, until the twenty-second day of March in the year of our Lord one thousand eight hundred and eighty-four, did languish, and languishing did live, and on which

twenty-second day of March in the year aforesaid, he the said John J. Cullen, at the City and County aforesaid, of the said mortal wound did die.



1002

And so the Grand Jury aforesaid do say: That the said Edward  
C. Ford, Jr. —————  
the said John J. Cullen, ————— in the manner and form  
and by the means aforesaid, at the City and County aforesaid, on the day and in the  
year aforesaid, willfully, feloniously, and with a ————— design to  
effect the death of Jr. the said John J. Cullen  
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.

PETER B. OLNEY,

JOHN McKEON, District Attorney.



1003

BOX:

141

FOLDER:

1458

DESCRIPTION:

Fortunato, Antonio

DATE:

06/25/84



1458



Witnesses:

Officer Langer

8<sup>th</sup> Court

Rosa B. di Muro

Manuelo Spontes

199

Counsel,

Filed 23<sup>rd</sup> day of June

1884

Pleads

Chiquely (26)

THE PEOPLE

vs.

P

Antonio Fortunato

\$4. 110.  
\$42 -

PETER B. OLNEY,

~~JOHN MCKEON~~

July 14/84 District Attorney  
mid pay disagree 8<sup>th</sup> 2  
pleads P.P.

A True Bill.

Chiquely

Jan 14<sup>th</sup> 84

Foreman

July 2, 1884

POOR QUALITY  
ORIGINAL

1004



1005

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 Fortunato*

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

*Antonio Fortunato*  
of the crime of GRAND LARCENY IN THE *Second* DEGREE, committed as follows:

The said *Antonio Fortunato*

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

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

of the goods, chattels, and personal property of one *Alexandro Di Mora*, then and there being found, ~~on the person of the said~~ ~~from the person of the said~~ then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

PETER B. OLNEY,

~~JOHN MCKEON~~ District Attorney.



The People

- vs -

Antonio Fortunato

Witnesses for the  
Prosecution

Rose Di Mora

Francisco Sportillo

Alexander Franchese

Biasso Oris

1006



Court of General Sessions.

The People  
 ex rel. Rosa De Mora }  
 - vs -  
 Antonio Fortunato }

Rosa De Mora. states that the defendant lived in the same room with her - that on the 21<sup>st</sup> instant she missed her money which was in her dress. the sum of \$110.00 all paper money - she last saw the money at 3 P.M., and at 5 P.M. she missed it - She was informed by Francesco Sportillo that he saw the defendant take the money. She further states that said defendant had no money, for she often loaned him some - When he was arrested he had the sum of \$55.00 on his person - I had \$125.00 in the morning and took \$10.00 out of the money, leaving \$110.00 balance -



1000

Francisco Sportello - can prove that defendant took the money - informed Rosa of the same - he was lying on the bed and saw defendant searching the pockets of Rosa's dress, and stated to Sportello that he ought not to sleep so much as it would make him sick. Defendant requested him to go out, he did so and defendant closed the door and then he said he wanted to change his clothes, but he did not change his clothes at all and shortly after left the house, then I saw Rosa crying for her money, and I informed of the above mentioned circumstances.

Alessandro Franchese - can prove that before the money was taken, defendant had no money for he owed him one dollar and two days before he took the money he said he had no money to pay him - he went down town to ~~find~~ <sup>Canal</sup> St. and found him in company with a woman in a house of ill

Canal



1009

came - and without him saying  
anything about the money to the  
defendant, he said I have  
not got any money - I then  
caused his arrest and when  
he was brought to the station  
house he didn't know how  
much money he had on his person  
He was sober -

Biasso Oris - can prove  
the same state of facts as  
Alessandro -



POOR QUALITY  
ORIGINAL

10 10

199  
1415-  
Police Court- 2 District.  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Proa Remy de la Har  
342 West 110 St  
Antonio Fortunato  
Offence Grand Larceny  
Dated June 22 1884  
Smith Magistrate.  
Officer.  
Precinct.  
Witnesses  
Shanees Spink  
No. 42 West 11 St  
Raphael de la Har  
No. 42 West 110 St  
Antonio Fortunato  
342 West 110 St  
Street.  
No. 4, by  
Residence  
Street.  
No. 3, by  
Residence  
Street.  
No. 2, by  
Residence  
Street.  
No. 1, by  
Residence  
Street.  
BAILED,  
No. 1, by  
Residence  
Street.  
No. 2, by  
Residence  
Street.  
No. 3, by  
Residence  
Street.  
No. 4, by  
Residence  
Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Antonio Fortunato 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 22 1884 Solau R Smith Police Justice.  
I have admitted the above-named \_\_\_\_\_ to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.  
There being no sufficient cause to believe the within named \_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.  
Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



1011

Sec. 198-200

2<sup>d</sup> District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Antonio Fortunato

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 to 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. Antonio Fortunato

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Italy

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

Answer. 342 West 110 Street, 2 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. I had the money that was found on me some time. It was my own money

Antonio his Fortunato  
Mark

Taken before me this 22 day of September 1934  
John J. Smith  
Police Justice.



10 12

20

## District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ssRosa Brienzia <sup>di Mura</sup> 28 years old, married  
of No. 342 West 115 Street, New York Citybeing duly sworn, deposes and says, that on the 21<sup>st</sup> day of June 1882at the dwelling No 342 West 115 Street, City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possessionof deponent, on the day June with intent to deprive of the  
use and benefit of said property the lawful owner thereof the following property, viz:

Good and lawful money, bills and notes of  
the United States of various denominations  
of the value, together, of One hundred and  
Ten Dollars

the property of deponent and of her husband  
Alessandro di Mura

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 Antonio Fortunato, now here

from the fact that deponent saw said  
Antonio in the act of sitting, sitting and  
carrying away said money from the pocket  
of a dress lying on a trunk in deponent's  
room in said house, of which said Fortunato  
was an inmate. Deponent pursued said Fortunato  
and caused his arrest in Canal Street,  
after having lost sight of him for some time,  
by officer Gangan of the 8<sup>th</sup> Precinct Police,



10 13

who found upon the person of said Fortunato,  
the sum of Fifty five dollars and fifty two  
cents, as said officer informs deponent.

Sworn to before me this 22<sup>nd</sup> day of June 1884  
Solomon Smith  
Police Justice

CITY AND COUNTY }  
OF NEW YORK, } ss.

Michael Gargan  
aged 26 years, occupation Policeman of No.  
the 8<sup>th</sup> Precinct

being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this 22<sup>nd</sup> day of June 1884 } Michael Gargan  
Solomon Smith  
Police Justice.

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

23.

Dated

188

Magistrate.

Officer.

WITNESSES:

Disposition



10 14

People

-w-

Estimate

~~~~~



10 15

Faciano Peralto - loaned Antonio Fortunato the sum of ~~\$~~ Ninety (90) cents the day before his arrest at about dinner time -

Alexandro Franchese - loaned Antonio Fortunato the sum of one dollar on the Monday before his arrest - asked him Thursday prior to arrest for the return of money, and he stated him that on the day after (meaning Friday) the day before arrest, he was going to have \$7.00 and would pay the money back -

Lino then 1 year - 1<sup>st</sup> a month -  
been here 2 years -  
\$5.42 was mine, and by working,



10 16

BOX:

141

FOLDER:

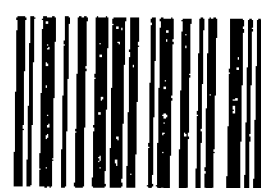
1458

DESCRIPTION:

Fremont, Otto

DATE:

06/12/84



1458



POOR QUALITY  
ORIGINAL

10 17

✓

97  
Dine  
~~Chapman~~  
Chapman

Counsel,

Filed 12 day of June 1884

Pleads

Not guilty

[Sections Penal Code]

THE PEOPLE

vs.

P

Otto Fremont

PETER B. OLNEY,

District Attorney.

July 9/84

Mred & acquitted

A TRUE BILL.

Q In Spence

Foreman.

June 23 To 27 - 1884

June 27. 1884

Witnesses:

John M. Menden



POOR QUALITY  
ORIGINAL

10 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

OTTO FREMONT

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

OTTO FREMONT  
of the CRIME OF *Assault in the first degree*

committed as follows:


The said *OTTO FREMONT*

late of the *First* — Ward of the City of New York, in the County of New York aforesaid, on the *Eight* — day of *June* — in the year of our Lord one thousand eight hundred and eighty *four* at the Ward, City and County aforesaid, *with force and arms, in and upon one John Muldoon in the face of the said People, then and there being, feloniously did make an assault, and in the said John Muldoon with a certain club which the said OTTO FREMONT in his right hand then and there had and held, in and upon the head of him the said John Muldoon, then and there wilfully and feloniously did strike, beat, bruise and wound, the same being such means and force as were likely to produce*



10 19

the death of him the said  
John Muldoon, with intent  
him the said John Muldoon  
then and there wilfully  
and feloniously 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.





1020

Second COUNT.

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

Otto Fremont

of the CRIME OF Assault in the Second degree  
committed as follows:

The said Otto Fremont is IN THE SECOND DEGREE, committed as follows:

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

John Muldoon  
in the peace of the people of the said State then and there being, feloniously did  
willfully and wrongfully make an assault: and the said Otto

Fremont  
with a certain club which he the said  
Otto Fremont

in his right hand then and there had and held, the same being then and there a  
thing likely to produce grievous bodily harm, him,  
the said John Muldoon, then and there feloniously  
did willfully and wrongfully strike, beat him bruise 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.



1021

*Third*  
~~SECOND~~ COUNT

And the Grand Jury aforesaid by this indictment further accuse the said \_\_\_\_\_

\_\_\_\_\_ *Otto Fremont* \_\_\_\_\_

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

The said *Otto Fremont* \_\_\_\_\_

late of the City and County of New York, afterwards to wit: on the *English*  
day of *June* — in the year of our Lord one thousand eight hundred and  
eighty-*four*, at the City and County aforesaid, with force and arms, in and  
upon one *John Muldoon* \_\_\_\_\_

in the peace of the People of the State of New York then and there being, feloniously  
did willfully and wrongfully make an assault: and the said — *Otto*  
*Fremont*, *him* the said *John Muldoon*  
with a certain *club* —  
which *he* — *the said* in *his* right hand then and there had and held, in  
and upon the *head* \_\_\_\_\_  
of *him* the said *John Muldoon* \_\_\_\_\_  
then and there feloniously did willfully and wrongfully strike, beat \_\_\_\_\_  
bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting  
upon the said *John Muldoon*, \_\_\_\_\_  
grievous bodily harm, to wit: *heavily then and*

*there cutting and wounding his*  
*head* \_\_\_\_\_

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

PETER B. OLNEY,

~~JOHN MULDOON~~, District Attorney.



1022

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
to answer \_\_\_\_\_  
\_\_\_\_\_

Police Court, 109th District.  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
John Muldoon  
83 1/2 Street  
1 Otto Freeman  
2  
3  
4  
Dated June 9<sup>th</sup> 1884  
Offence, Hellenism  
Answered by Bailey

Magistrate,  
John Muldoon 33  
Clerk,  
\_\_\_\_\_

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 Otto Freeman

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 June 9<sup>th</sup> 188 Samuel Bailey 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.



1023

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

*6th*

District Police Court.

*Otto Fremont* 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. *Otto Fremont*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *151<sup>st</sup> Street + 3<sup>rd</sup> Avenue? One year*

Question. What is your business or profession?

Answer. *Brakeman*

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

Answer. *I am not guilty of the charge*

*Otto Fremont*

Taken before me this

*9th*

day of

*June*

1884

*Samuel C. Kelly*

Police Justice.



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Police Court—6th District.CITY AND COUNTY  
OF NEW YORK, } ss.of John Muldown the 33rd Precinct Police Streetaged 39 years being duly sworn, deposes and says, thaton Sunday the 5th day of Junein the year 1884 at the City of New York, in the County of New York,he was violently and feloniously ASSAULTED and BEATEN by Otto Fremont

(now here) who did wilfully  
and maliciously strike deponent  
three several blows upon the  
head with a club which  
he the said Otto Fremont  
wrenched from deponent's hand  
the blow from said club so  
held in the hand of said  
Otto Fremont cutting and  
wounding deponent's head severely  
than deponent was so violently  
and feloniously assaulted &  
Beaten in

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 9th day  
of June 1884

Samuel C. Reilly POLICE JUSTICE.

John Muldown