

0637

**BOX:**

16

**FOLDER:**

204

**DESCRIPTION:**

Fisch, Joseph

**DATE:**

07/02/80



204

0638

Day of Trial,

Counsel,

Filed 2 day of July 1850

Pleas

THE PEOPLE

vs.

Joseph Rich.

*Attaining money by  
fraud & false pretenses*

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL

*Wm. M. ...*

Foreman.

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{ May 24 1880. \$19.24 \$ 4 }  
 { Less by said Trach advanced 3.11 making 16.13 }

May 24<sup>th</sup> 1880 \$19.57 \$ 4  
 Less by said Trach advanced 3.57 making 16.00.  
 Total 69.99.

That annexed hereto are copies of the aforesaid requisitions sent by said Trach to said Company whereby and whereon the said company was induced to and did make the aforesaid payments as above stated. These are marked Exhibits A, B, C, and D respectively. That said requisitions are false and are based upon false statements copies of which are also attached hereto marked Exhibits A, 1, B, 1, C, 1, D, 1, respectively.

That the figures in colored ink thereon represent the accounts as they should have been and point out where errors or omissions occur.

That the agents Isaacson and Pollitzer mentioned in said accounts collected as premiums as deponents has learned from said agents themselves only the following sums of money to wit:

|                             |       |        |
|-----------------------------|-------|--------|
| Isaacson for all commission | 11/80 | \$1.75 |
| " " " " "                   | 24/80 | 1.15   |
| Pollitzer " " " "           | 17/80 | 1.20   |
| " " " "                     | 24/80 | 1.80   |

whereas the said annexed statements show entries for a much larger amount which were made up by said Titch himself as aforesaid with intent to obtain unlawfully the several sums of money above stated.

That said Titch has the privilege of drawing the requisitions for special salary on the company in the names of the several agents, from whom he gets also a power of attorney to endorse the checks sent upon the requisitions aforesaid which checks are made payable to the agent in whose name the requisition is made out.

That according to the rules of the said company commissions are paid agents according to a regularly adopted plan upon new business (premiums) and also upon weekly debits.

That annexed hereto named Exhibit "E" is a schedule showing the plan and rates of commissions paid.

That in the cases in question had the statements shown only the premium actually paid by the insured

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

Joseph B. Jones being duly sworn deposes and says that he is one of the Superintendents of the Metropolitan Life Insurance Company a corporation duly organized and existing under and by virtue of the Law of the State of New York.

That <sup>and at the time hereinafter mentioned</sup> heretofore one Joseph Tirsch was an assistant Superintendent of Agents of the Industrial Branch of said Company, located at the corner of Third Avenue and Seventh Street in the City of New York.

That said Tirsch unlawfully and knowingly did as and at the times hereinafter stated, falsely pretend to the said Company that he the said Tirsch through himself or the Agents under him had procured a certain number of persons who had insured in said Company under their industrial plan or system and

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that said insured persons had all paid their regular premiums as they became due, and that the policies issued to said persons had not lapsed by reason of non-payment of premium when in fact a large number of said premiums had not been paid by the insured but had in reality been paid by said Tisch himself to the said company out of his own pocket contrary to the rules and regulations and instructions of said company so that he said Tisch might obtain certain sum of money from said company which would and did largely exceed the premiums by him advanced as aforesaid on said lapsed policies as well as by certain false entries in books and by false accounts and false representations on said company led to on the following day obtain in the manner aforesaid the several sums of money below stated to wit:

|   |         |       |
|---|---------|-------|
| { May 18 <sup>th</sup> 1880               | \$16.54 | \$ .4 |
| Less by said Tisch advanced \$1.10 making |         | 15.44 |

|  |         |       |
|--|---------|-------|
| { May 19 <sup>th</sup> 1880                | \$25.65 |       |
| Less by said Tisch advanced \$ 3.23 making |         | 22.42 |

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The said accounts and statements would have shown a large balance due to company which would have been apparent by a mere inspection thereof and the same would have shown the true character of the business.

That by paying or advancing these premiums himself he the said Tish made out accounts apparently correct on its face thereof which showed a prosperous state of business when in fact a large number of the claims were bogus.

Exponent charges the fact to be that said Tish did the aforesaid acts and made the aforesaid false pretences and entries, knowingly willfully and fraudulently against the Statute in such case made and provided and with intent to deceive the said company and thereby wrongfully obtain money from it the said company.

That said company was deceived thereby did rely upon the same believing them to be true and thereby was induced to and did make the aforesaid payments to said Tish who knowingly accomplished the same.

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by Calvin of the future Tokens, preten-  
cer and writings aforesaid -  
Subscribed and sworn to before  
me this 9 day of August 1880. } Joseph H. Jones  
J. H. Jones  
Notary Public

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**Agents' Requisition for Special Salary.**

FORM 38-A.

TO THE COMPANY:

Please send me Credit Note, or Bank Check, for the sum of \$16.54<sup>100</sup> being Special Salary due me under Clause B of my Agreement as printed on the back hereof. *Hebert A*

Dated at *New York* } *J. Isaacson* Agent  
 the *18<sup>th</sup>* day of *May* 1880 } Address, *Corner of 7<sup>th</sup> St + 3 Avenue*

STATEMENT OF SPECIAL SALARY

For week commencing *17<sup>th</sup>* day of *May* 1880

Collectible Debit on above date, \$ *2.45*

*3* Times the first premium on *2* dollars *45* cents of NEW business, \$ *7.35*  
*6* Times *2* dollars *45* cents, being the net increase in WEEKLY DEBIT, *14.70*

|                       |            |           |
|-----------------------|------------|-----------|
| \$                    | <i>7.</i>  | <i>35</i> |
|                       | <i>14.</i> | <i>70</i> |
| Total,                | <i>22.</i> | <i>05</i> |
| Less Reserved,        | <i>5.</i>  | <i>57</i> |
| Net amount due Agent, | <i>16.</i> | <i>54</i> |

NOTE.—The amount will not be sent unless this Form be properly filled in.

Ex'd, Approved, Ent'd, Credit Note Sent, Cash Sent

INDUSTRIAL BRANCH.  
Metropolitan Life Insurance Company.

**Agents' Requisition for Special Salary.**

FORM 38-A.

TO THE COMPANY:

Please send me Credit Note, or Bank Check, for the sum of \$19.57<sup>100</sup> being Special Salary due me under Clause B of my Agreement as printed on the back hereof. *Hebert B*

Dated at *New York* } *J. Isaacson* Agent  
 the *24* day of *May* 1880 } Address, *Corner of 7<sup>th</sup> St + 3 Avenue*

STATEMENT OF SPECIAL SALARY

For week commencing *24* day of *May* 1880

Collectible Debit on above date, \$ *5.35*

*3* Times the first premium on *2* dollars *90* cents of NEW business, \$ *8.70*  
*6* Times *2* dollars *90* cents, being the net increase in WEEKLY DEBIT, *17.40*

|                       |            |           |
|-----------------------|------------|-----------|
| \$                    | <i>8.</i>  | <i>70</i> |
|                       | <i>17.</i> | <i>40</i> |
| Total,                | <i>26.</i> | <i>10</i> |
| Less Reserved,        | <i>6.</i>  | <i>53</i> |
| Net amount due Agent, | <i>19.</i> | <i>57</i> |

NOTE.—The amount will not be sent unless this Form be properly filled in.

Ex'd, Approved, Ent'd, Credit Note Sent, Cash Sent

INDUSTRIAL BRANCH.  
Metropolitan Life Insurance Company.



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**Agents' Requisition for Special Salary.**

FORM 38-A.

TO THE COMPANY:

Please send me <sup>By check</sup> Credit Note, or Bank Check, for the sum of \$25 <sup>65</sup>/<sub>100</sub> being Special Salary due me under Clause B of my Agreement as printed on the back hereof.

Dated at New York  
the 15 day of May 1880

S. Pollitzer Agent  
Address, Corner of 7th & 3 Avenue

**STATEMENT OF SPECIAL SALARY**

(Over)

For week commencing 17 day of May 1880

Collectible Debit on above date, \$ 3-80

3 Times the first premium on 3 dollars 80 cents of NEW business, \$ 11-46  
6 Times 5 dollars 80 cents, being the net increase in WEEKLY DEBIT, 22-80

|                              |              |
|------------------------------|--------------|
| \$ 11-46                     |              |
| 22-80                        |              |
| <b>Total,</b>                | <b>34-20</b> |
| Less $\frac{1}{4}$ Reserved, | 8-55         |
| <b>Net amount due Agent,</b> | <b>25-65</b> |

NOTE:—The amount will not be sent unless this Form be properly filled in.

Ex'd, Approved, Ent'd, Credit Note Sent, Cash Sent

INDUSTRIAL BRANCH.  
Metropolitan Life Insurance Company.

The above salaries cover all remuneration for the Agent's services, for Agent is in the active employ of the Company and in any event it falls due the Reserve will be optional with the Company; that at the time it falls due the balance due the Company be beyond the proper time the payment of this should the Agent's accounts be in arrears, or be frequently incorrect, or the party for thirteen weeks, as security for the character of the Agent's business. One fourth of the special salary, each week, will be reserved by the Company for the next day. If received after 12 o'clock they will be over until the next day (except Saturdays).

**Agents' Requisition for Special Salary.**

FORM 38-A.

TO THE COMPANY:

Please send me Credit Note, or Bank Check, for the sum of \$19 <sup>24</sup>/<sub>100</sub> being Special Salary due me under Clause B of my Agreement as printed on the back hereof.

Dated at New York  
14 day of May 1880

S. Pollitzer Agent  
Address, Cor. of 7th & 3 Avenue

**STATEMENT OF SPECIAL SALARY**

(Over)

For week commencing 24 day of May 1880

Collectible Debit on above date, \$

3 Times the first premium on 2 dollars 85 cents of NEW business, \$ 8-55  
6 Times 2 dollars 85 cents, being the net increase in WEEKLY DEBIT, 17-10

|                              |              |
|------------------------------|--------------|
| \$ 8-55                      |              |
| 17-10                        |              |
| <b>Total,</b>                | <b>26-65</b> |
| Less $\frac{1}{4}$ Reserved, | 6-41         |
| <b>Net amount due Agent,</b> | <b>19-24</b> |

NOTE:—The amount will not be sent unless this Form be properly filled in.

Ex'd, Approved, Ent'd, Credit Note Sent, Cash Sent

INDUSTRIAL BRANCH.  
Metropolitan Life Insurance Company.



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## AGENT'S COMPENSATION.

The REGULAR SALARY of the Agent will be as follows:

**CLAUSE A**—Fifteen per cent. on the amount of Book 1 collected each week, to be charged on the Agent's weekly account.

The Agent will be paid, in addition to the amount provided in Clause A, and as hereinafter provided, a SPECIAL SALARY equal to a certain number of times the amount of the first weekly premium payable on all NEW policies secured by him (providing not less than five weekly premiums are paid on such policies), and also an amount equal to a certain number of times the amount of the NET WEEKLY INCREASE of the collectible Debit, after the premiums on all policies transferred to him from any other Agency have been deducted from such net weekly increase. Such number of times in each instance to be regulated by the amount of the Debit, as follows:

| Debits under \$25 |                  | 3 times the amount of the first weekly premium payable on new policies. |   | and |   | 6 times the amount of the net weekly increase of the collectible debit. |   |
|-------------------|------------------|---|---|-----|---|---|---|
| "                 | of 25 and under  | \$50.4  | " | "   | " | and 6   | " |
| "                 | " 50             | 75.4  | " | "   | " | and 7   | " |
| "                 | " 75             | 100.4   | " | "   | " | and 8   | " |
| "                 | " 100            |   | " | "   | " | and 9   | " |
| "                 | " 125            |   | " | "   | " | and 10  | " |
| "                 | " 150 and upward |   | " | "   | " | and 11  | " |

Under this clause an Agent will not be entitled to a salary exceeding ten dollars per week, without special agreement, until the Company is satisfied that the business is bona-fide.

This special salary will be remitted by Bank Check or Credit Note to the address stated by the Agent on his requisition. If the requisition is received at the Home Office before 12 o'clock noon, the remittance will be sent on the same day (except Saturdays). If received after 12 o'clock they will lie over until the next day.

One fourth of the special salary, each week, will be reserved by the Company for thirteen weeks, as security for the character of the Agent's business. Should the Agent's accounts be in arrears, or be frequently incorrect, or the balance due the Company be beyond the proper limit, the payment of this Reserve will be optional with the Company; and in any event it will be deemed to be earned and payable only on condition that at the time it falls due the Agent is in the active employ of the Company.

The above salaries cover all remuneration for the Agent's services, for postage, remittance of money, and all other items.

The following clauses relate to the salary payable on the net weekly increase of the Collectible Debit:

The amount of the Weekly Collectible Debit is obtained by deducting the Total amount of premiums entered in the Lapsed Policy Register from the Total amount of premiums entered in the Life Policy Register.

The Agent will only be paid on the actual net increase of his individual business, after deducting the amount that may, at any time, be transferred to him from other Agencies.

Should the weekly collectible debit decrease in any week, and the Agent afterward claim special salary on any future increase, such salary will only be allowed upon the increase from the last debit upon which the salary was allowed; for illustration: if the weekly collectible debit increased from \$35 to \$40, and then decreased to \$38, any subsequent increase must be reckoned from the \$40, and not from the \$38.

*Blank*

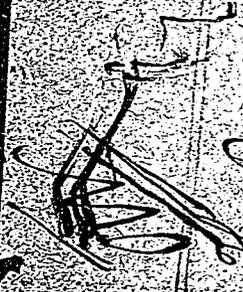
Agents will please read the instructions on inside of front cover of their Collection Book frequently and carefully.

| No. of Page | Amount col. lected thereon. | No. of Page | Amount col. lected thereon. | No. of Page | Amount col. lected thereon. |
|-------------|-----------------------------|-------------|-----------------------------|-------------|-----------------------------|
| 1           | 41                          | 81          | 121                         | 161         |                             |
| 2           | 42                          | 82          | 122                         | 162         |                             |
| 3           | 43                          | 83          | 123                         | 163         |                             |
| 4           | 44                          | 84          | 124                         | 164         |                             |
| 5           | 45                          | 85          | 125                         | 165         |                             |
| 6           | 46                          | 86          | 126                         | 166         |                             |
| 7           | 47                          | 87          | 127                         | 167         |                             |

Agents will please read the instructions on inside of front cover of their Collection Book frequently and carefully.

| No. of Page | Amount col. lected thereon. | No. of Page | Amount col. lected thereon. | No. of Page | Amount col. lected thereon. |
|-------------|-----------------------------|-------------|-----------------------------|-------------|-----------------------------|
| 1           | 41                          | 81          | 121                         | 161         |                             |
| 2           | 42                          | 82          | 122                         | 162         |                             |
| 3           | 43                          | 83          | 123                         | 163         |                             |
| 4           | 44                          | 84          | 124                         | 164         |                             |
| 5           | 45                          | 85          | 125                         | 165         |                             |
| 6           | 46                          | 86          | 126                         | 166         |                             |
| 7           | 47                          | 87          | 127                         | 167         |                             |
| 8           | 48                          | 88          | 128                         | 168         |                             |
| 9           |                             |             |                             | 169         |                             |
| 10          |                             |             |                             | 170         |                             |

0650



The People vs  
Ex. Rel. Metropolitan  
Water Works Sup. Co.

apn  
Joseph Trach

Applicant Exhibits

Obtaining Money  
on  
false pretenses.

9000  
1500 bail

0651

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph Tisch* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*Joseph Tisch*

Question. How old are you?

Answer.

*Thirty three years*

Question. Where were you born?

Answer.

*Germany*

Question. Where do you live?

Answer.

*208 East 104 Street*

Question. What is your occupation?

Answer.

*and Capt. Metropolitan Police*

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

Answer.

*I am not guilty*

*Joseph Tisch*

*John Joseph...*  
POLICE JUSTICE  
1878

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COPY FOR COMPLAINANT.

COPY FOR DEFENDANT.

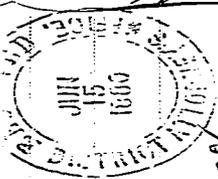
Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Offence: Money  
Under false Pretence*

*Joseph B Jones  
3rd Av. St York*

*Joseph B Jones*



*Sum 20th  
discharged*

Dated *June 12* 1880

*Buffly* Magistrate,  
*Gauguin* Officer,  
*abysmal* Clerk.

Witness *Grace Kace* Clerk

*113 Eldridge St*

*Sigmund Pollitzer*

*173 Eldridge St*

*Mr Willets Park Place Church Park*

*J B Jones 3 Avenue 17 St*

*400* to answer

*General* Sessions *Am*

Received in Dist. Atty's Office,

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0653

City and County } ss.  
of New York.

The jurors of the people  
of the State of New York, in and for the  
body of the City and County of New York  
upon their Oath, present:

That on the twenty-fourth day of May  
in the year of our Lord one thousand  
eight hundred and eighty, Joseph Fisch  
late of the First Ward of the City of  
New York in the County of New York  
aforesaid, was an Assistant Superintendent  
of The Metropolitan Life Insurance Company  
a corporation organized and incorporated  
under the laws of the State of New York  
and of a certain branch and department  
of the business thereof prosecuted and  
carried on by the said The Metropolitan  
Life Insurance Company under what  
is known and designated as the industrial  
system and plan of Life Insurance and  
that he the said Joseph Fisch as such  
Assistant Superintendent, as aforesaid was  
then and there authorized and empowered  
to receive, collect and obtain for and in  
behalf of the said The Metropolitan Life  
Insurance Company from one Sigmund  
Pollitzer who was then and there an agent  
of the said The Metropolitan Life Insurance

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Company acting under the control and superintendency of the said Joseph Fisch as such Assistant Superintendent as aforesaid. moneys actually and in good faith collected by him the said Sigmund Pollitzer as such agent as aforesaid for and on account of premiums of insurance from such persons as had been then and there<sup>and</sup> were actually and in good faith insured in said The Metropolitan Life Insurance Company and from such persons as he the said Sigmund Pollitzer had actually and in good faith procured to be<sup>and</sup> actually and in good faith then and there were insured in the said The Metropolitan Life Insurance Company under and in pursuance of said system and plan or otherwise and that upon and by reason of said moneys as should and would be so received, collected and obtained as aforesaid by him the said Joseph Fisch as such Assistant Superintendent as aforesaid from him the said Sigmund Pollitzer as such agent as aforesaid as and for such moneys as should and would be so received and collected as aforesaid by him the said Sigmund Pollitzer as such agent as aforesaid for such premiums as aforesaid he the said Joseph Fisch as such Assistant Superintendent

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as aforesaid would and should become and be entitled to receive, have and obtain from the said The Metropolitan Life Insurance Company weekly a certain sum of money to be ascertained and determined by and with reference to the amount of such money that would and should be so received collected and obtained as aforesaid weekly by him the said Joseph Fisch as such Assistant Superintendent as aforesaid from him the said Sigmund Pollitzer as such agent as aforesaid by way of remuneration, compensation and commission for such services as aforesaid of them the said Joseph Fisch as such Assistant Superintendent as aforesaid and the said Sigmund Pollitzer as such agent as aforesaid.

And the jurors aforesaid upon their oath aforesaid, do further present:

That he the said Joseph Fisch at the Ward, City and County aforesaid with force and arms on the day and year last aforesaid with intent feloniously to cheat and defraud the said The Metropolitan Life Insurance Company did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent and in and by the voucher, paper account and statement of account hereinafter

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referred to did so pretend and represent to the said The Metropolitan Life Insurance Company that a certain voucher, paper in account and statement of account which he the said Joseph Fisch then and there exhibited and delivered to the said The Metropolitan Life Insurance Company purporting to be an account and statement of an account of business and transactions between him the said Joseph Fisch as such Assistant Superintendent as aforesaid and the said Sigmund Pollitzer as such agent as aforesaid for the week beginning Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty was a just, true and fair voucher, paper, account, and statement of account, that the statements and representations therein made and contained were true and correct and represented and stated transactions actually and in good faith made on and in behalf of said The Metropolitan Life Insurance Company and that the money shown therein and shown and stated therein to be received by him the said Joseph Fisch as such Assistant Superintendent as aforesaid and the said Sigmund Pollitzer as such agent as aforesaid were actually and in



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agent as aforesaid for and on account of moneys which were actually and in good faith collected for and during the week beginning Monday the twenty-fourth day of May in the year of our Lord, one thousand eight hundred and eighty by him the said Sigmund Pollitzer as such agent as aforesaid for and account of premiums of insurance from persons then and these actually and in good faith insured in and by the said The Metropolitan Life Insurance Company and from persons whom he the said Sigmund Pollitzer as such agent as aforesaid had actually and in good faith procured to be insured in and who then and these were actually and in good faith insured in said The Metropolitan Life Insurance Company.

That he the said Joseph Frisch as such Assistant Superintendent as aforesaid had actually and in good faith received, obtained and collected on account of said The Metropolitan Life Insurance Company from him the said Sigmund Pollitzer as such agent as aforesaid the sum of Four dollars and sixty-four cents and the sum of eighty-one cents in money as and for moneys actually and in good faith remitted to, collected and received by him

the said Sigmund Pollitzer as such agent as aforesaid for premiums of insurance actually and in good faith paid to him the said Sigmund Pollitzer in and for the week beginning Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty by persons then and there actually and in good faith insured in said The Metropolitan Life Insurance Company.

That he the said Sigmund Pollitzer had stated and represented to him the said Joseph Fisch as such Assistant Superintendent as aforesaid that he the said Sigmund Pollitzer had as such agent as aforesaid actually and in good faith received and collected the sum of Four dollars and sixty-four cents <sup>in money</sup> and the sum of eighty-one cents in money as and for moneys actually and in good faith paid to him the said Sigmund Pollitzer for premiums of the said Sigmund Pollitzer as such agent as aforesaid <sup>for premiums</sup> in and for the week beginning Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty by persons then and there actually and in good faith insured in the said The Metropolitan Life Insurance Company.

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And the said *The Metropolitan Life Insurance Company*  
then and there believing the said false pretences and representations  
so made as aforesaid by the said *Joseph Fisch*

and being deceived thereby, was induced, by reason of the false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said *Joseph Fisch* the sum of nineteen dollars and twenty-four cents.

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said *The Metropolitan Life Insurance Company*  
and the said *Joseph Fisch* did then  
and there designedly receive and obtain the said sum of nineteen dollars and twenty-four cents

of the said *The Metropolitan Life Insurance Company*  
of the proper moneys, valuable things, goods, chattels, personal property and effects of the said *The Metropolitan Life Insurance Company*  
by means  
of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said *The Metropolitan Life Insurance Company*  
of the same.

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Whereas in truth and in fact the said certain vouchers, paper, account and statement of account which he the said Joseph Fisch as such Assistant Superintendent as aforesaid so exhibited and delivered to the said The Metropolitan Life Insurance Company was not a just, true or fair voucher, paper, or account or statement of account nor were the representations and statements therein made or contained or any of them true or correct, but the said voucher, paper, account and statement of account and the said representations and statements and each <sup>of them</sup> were unjust, untrue, incorrect and unfair in that the amount of four dollars and sixty-four cents shown and made on the credit side thereof should have been, as he the said Joseph Fisch then and there well knew, the sum of one dollar and fifty-three cents instead of four dollars and sixty-four cents and in that the amount of eighty-one cents also shown on the credit side <sup>thereof</sup> should have been as he the said Joseph Fisch then and there well knew twenty-seven cents instead of eighty one cents and in that the amount of one dollar and twenty cents shown

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and designated on the credit side thereof as balance due to the said The Metropolitan Life Insurance Company should have been as he the said Joseph Fisch then and there well knew three dollars and sixty cents instead of one dollar and twenty cents and in that the said voucher, paper, account and statement of account and the said statements and representations were and are false and untrue, incorrect and unjust in all particulars as he the said Joseph Fisch then and there well knew.

Whereas in truth and in fact the statements and representations in said voucher, paper, account and statement of account made and contained did not represent or state actual transactions, actually and in good faith made on and in behalf of said The Metropolitan Life Insurance Company but were unreal and fictitious as he the said Joseph Fisch very well knew especially the amounts of four dollars and sixty-four cents and eighty one cents shown on the credit <sup>side</sup> of said voucher, paper, account and statement of account, therein stated pretended and represented to be a remittance of that amount made by the said Sigmund Pollitzer as such agent as aforesaid as no such amount or amounts or remittance

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or remittances was made by him the said Sigmund Pollitzer as such agent as aforesaid for the week commencing Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty as he the said Joseph Fisch then and there well knew.

Whereas in truth and in fact the sum of four dollars and sixty-four cents and eighty-one cents in money had not nor had either of them as he the said Joseph Fisch then and there well knew been actually and in good faith remitted to, received, collected nor obtained by the said Joseph Fisch as such Assistant Superintendent as aforesaid from him the said Sigmund Pollitzer as such agent as aforesaid for or on account of any moneys which were actually and in good faith collected for and during the week commencing Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty by him the said Sigmund Pollitzer as such agent as aforesaid for or on account of premiums of insurance from any person or persons then and there actually and in good faith insured in or by the said The Metropolitan Life Insurance Company or from any person or

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persons whom he the said Sigmund Pollitzer as such agent as aforesaid had actually and in good faith procured to be insured in and who then and there were actually and in good faith insured in said The Metropolitan Life Insurance Company.

And whereas <sup>in truth and in fact</sup> he the said Joseph Fisch as such Assistant Superintendent as aforesaid had not actually and in good faith so received collected or obtained as aforesaid from him the said Sigmund Pollitzer as such agent as aforesaid for the week commencing Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty any moneys so paid as aforesaid for such premiums as aforesaid in excess of <sup>the amount</sup> one dollar and eighty cents.

And whereas in truth and in fact he the said Joseph Fisch as such Assistant Superintendent as aforesaid had not actually and in good faith received, obtained or collected on account of the said The Metropolitan Life Insurance Company from him the said Sigmund Pollitzer as such agent as aforesaid the sum of four dollars and sixty-four cents and eighty-one cents in money or either of them as for for money actually and in good faith remitted to,

collected or received by him the said Sigmund Pollitzer as such agent as aforesaid for premiums of insurance actually and in good faith paid to him the said Sigmund Pollitzer in and for the week commencing Monday the twenty-fourth day of May in the year of our Lord one thousand eight hundred and eighty by any person or persons then and there actually and in good faith insured in said The Metropolitan Life Insurance Company as he the said Joseph Fisch then and there well knew.

And whereas in truth and in fact he the said Sigmund Pollitzer had not stated nor represented to him the said Joseph Fisch as such Assistant Superintendent as aforesaid or at all as he the said Joseph Fisch then and there well knew that he the said Sigmund Pollitzer had as such agent as aforesaid actually and in good faith or at all received or collected the sum of four dollars and sixty-four cents and eighty-one cents in money or either of them as or for moneys actually and in good faith or at all paid to him the said Sigmund Pollitzer as such agent as aforesaid for premiums of insurance <sup>in</sup> and for the week beginning Monday the twenty-fourth

0666

day of May in the year of our Lord one thousand eight hundred and eighty by any other person or persons then and there actually and in good faith insured in the said *The Metropolitan Life Insurance Company*

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said *Joseph Fisch* to the said *The Metropolitan Life Insurance Company* was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *Joseph Fisch* well knew the said pretences and representations so by him made as aforesaid to the said *The Metropolitan Life Insurance Company* to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said *Joseph Fisch* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *The Metropolitan Life Insurance Company* the said sum of nineteen dollars and twenty-four cents.

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said *The Metropolitan Life Insurance Company*

with intent feloniously to cheat and defraud the said *The Metropolitan Life Insurance Company*, of the same, 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.

**BENJ. K. PHELPS, District Attorney.**

0557

BOX:

16

FOLDER:

204

DESCRIPTION:

Foster, Charles

DATE:

07/09/80



204

0668

Done for *Friday July*  
*Wells & Spriggs, 202 W. 24*

Counsel,  
Filed *9* day of *July* 1880  
Pleads *W. Wells & Spriggs*

THE PEOPLE  
vs.  
*Chase Foster*  
*July 22<sup>nd</sup>*

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,  
District Attorney.  
*Benj. K. Phelps*

A TRUE BILL.  
*Will. A. ...*  
Foreman.

*20. days C.P.*  
*July 23<sup>rd</sup> P.D.*  
*\$2600*  
*penance ...*  
*from custody*

0669

Form 112.

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

Police Court—First District.

of No. George Bartlett  
60 West 7 Street, being duly sworn, deposes  
and says, that on the 23 day of June 1880

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent, and from a boat  
lying at Pier 8 North River  
the following property, viz: One pair of oars

of the value of One <sup>50</sup>/<sub>100</sub> 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 Charles Foster  
Now here, from the fact that said  
property was found in his possession  
as deponent is informed and believes  
and deponent has employed the above named property  
and identified it as his.

City and County of New York  
of New York  
Francis Kelly  
of the 2<sup>d</sup> Precinct being sworn says  
that he arrested the prisoners in a boat  
in the North River and at the time of  
such arrest he had the aforesaid property  
in his possession  
Ranchman Francis Kelly

*George Bartlett*  
*deponent*  
*Sworn to before me this 29<sup>th</sup> day of June 1880*  
Police Justice

24<sup>th</sup> Precinct

0670

**Police Court—First District.**

CITY AND COUNTY }  
OF NEW YORK. } ss.

..... being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to h....., states as follows,  
viz:

*Question.* What is your name?

*Answer.*

*Question.* How old are you?

*Answer,*

*Question.* Where were you born?

*Answer.*

*Question.* Where do you live?

*Answer*

*Question.* What is your occupation?

*Answer.*

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

*Answer.*

Taken before me, this ..... day of .....  
Police Justice. 18

0671

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*George Bartlett*  
*60 West 41st St*  
OR,  
*Charles Foster*

BAILED

No. 1, by

Residence, .....

No. 2, by

Residence, .....

No. 3, by

Residence, .....

No. 4, by

Residence, .....

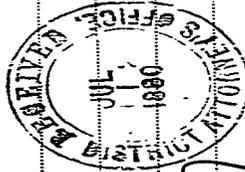
No. 5, by

Residence, .....

No. 6, by

Residence, .....

Affidavit—Larceny.



*June 29* is *1890*  
*Smith* Magistrate.  
*Francis Kelly* Officer.  
*24* Clerk.

Witnesses  
*Call the Officer*

\$ *1100* to answer  
at *General Sessions*  
Held at Dist. Atty's office

0672

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present :*

That

*Charles Foster*

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

*Two bars of the value of seventy  
five cents each*

of the goods, chattels, and personal property of one *George Bartlett*  
then and  
there being found, 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.

0573

*And the Jurors aforesaid, upon their oath aforesaid, do further present*  
That the said

*Charles Foster*

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

*Two oars of the value of seventy  
five cents each*

of the goods, chattels, and personal property of the said

*George Bartlett*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said

*George Bartlett*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*Charles Foster*

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

**BENJ. K. PHELPS, District Attorney.**

0674

**BOX:**

16

**FOLDER:**

204

**DESCRIPTION:**

Frawley, Patrick

**DATE:**

07/15/80



204

0675

*Star*

Counsel,  
Filed 15<sup>th</sup> day of July 1880  
Plends *Chas. Dudley*

*W. W. P.*  
THE PEOPLE  
vs.  
*R*  
*Patrick Hawley*  
*July 19<sup>th</sup>*  
*Chas. Dudley*

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
*W. W. P.*  
Foreman.

*Chas. Dudley*  
*X 37*

0676

FORM 89 1/2

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

POLICE COURT—SECOND DISTRICT.

of No. 221 8th Street, being duly sworn, deposes  
and says, that on the First day of May 1880  
at the City of New York, in the County of New York, was feloniously taken, stolen and carried  
away, from the possession of deponent,

the following property, to wit:

A quantity of Ingrain  
Carpet in all

of the value of Twenty Dollars,  
the property of deponent and Samuel  
Palmer

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

Patrick Franley  
(now here) from the season that  
on the said date deponent missed  
the said property and on the 6th  
day of June 1880 deponent found  
the same on the floor of the  
room occupied by said defend  
ant at No 334 West 21st street

Ellis May Palmer

Sworn to before me, this

of July 1880

day

Wm. M. ...  
Police Justice

0677

City and County of New York, S.S.

Eliza McCaffrey of No 104 West 49th Street being duly sworn says she was present when Patrick F. Grawley the within named defendant brought the carpet named in <sup>the within</sup> complaint into the premises 334 West 21 Street occupied by said defendant

Sworn to before me this Elizabeth McCaffrey  
17th day of July 1880  
J. J. Withers  
Police Justice

067A

Form 894  
POLICE COURT—SECOND DISTRICT

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

*Mary Palmer*  
*224 8th St.*  
*Brooklyn, N.Y.*

Affidavit—Larceny.

DATED *July 6* 18 *80*

*Wilbrett* MAGISTRATE.

*Campbell* OFFICER.

WITNESS: *Charles H. ...*  
*William ... W 49 St*

*G. not ...*



*...* TO ANS.

BAILED BY .....

No. .... STREET.

0679

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Patrick Drawley*

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

*Twenty yards of carpet of the kind  
called Ingrain Carpet of the value  
of one dollar each yard —*

of the goods, chattels, and personal property of one

*Samuel Palmer* —

then and  
there being found, 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.

0680

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Patrick Hawley*

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

*Twenty yards of carpet (of the kind  
called Ingrain Carpet) of the value  
of one dollar each yard*

of the goods, chattels, and personal property of the said

*Samuel Palmer*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said

*Samuel Palmer*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*Patrick Hawley*

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

**BENJ. K. PHELPS, District Attorney.**

0681

BOX:

16

FOLDER:

204

DESCRIPTION:

Frawley, Patrick

DATE:

07/15/80



204

0682

BOX:

16

FOLDER:

204

DESCRIPTION:

Frawley, Michael

DATE:

07/15/80



204

0603

Grand Jurors of County of ...  
INDICTMENT

*John H. Hill*  
Counsel  
Filed 15 day of July 1880  
Pleads *Not Guilty*

THE PEOPLE  
vs.  
*Michael Hawley*  
*Salter Hawley*

BENJ. K. PHELPS,  
District Attorney

A True Bill.

*Ch. Moran acting Foreman*  
July 15 1880  
Both tried and acquitted

*X-36*

0684

FORM 89 1/2

STATE OF NEW YORK, CITY AND COUNTY OF NEW YORK, ss. POLICE COURT—SECOND DISTRICT.

Patrick Sullivan of No. 176 5th Avenue Street, being duly sworn, deposes and says, that on the 28th day of June 18 87, at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent, and from said premises.

the following property, to wit: One drawer from the trunk in said premises. Which said drawer contained gold and lawful Money of the United States consisting of National Bonds and National Treasury Notes Silver Nickel and Copper Coin all being

of the value of Forty 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 Patrick Hawley and Michael Hawley (now here) from the fact that deponent saw two persons (one of whom had the drawer in his possession) running away from said premises. and deponent is informed by John Ward that he also saw said persons running away and fully identifies said Michael as Patrick (now present) as the man in whose possession he saw said property

Patrick Sullivan

Sworn to before me this 18th day of June 1887  
of New York  
Justice

0685

Police Court—Second District.

CITY AND COUNTY)  
OF NEW YORK. } ss

*Michael Hawley* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*Michael Hawley*

QUESTION.—How old are you?

ANSWER.—*Twenty two years.*

QUESTION.—Where were you born?

ANSWER.—*New York City*

QUESTION.—Where do you live?

ANSWER.—*426 West 41<sup>st</sup> Street*

QUESTION.—What is your occupation?

ANSWER.—*Oysterman*

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

ANSWER.—*I am not guilty*

*Michael Hawley*

Taken before me this

*H. W. ...*  
day of *July*  
188*8*  
Police Justice.

0686

Police Court—Second District.

CITY AND COUNTY OF NEW YORK; ss.

*Patrick Shawby* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—*Patrick Shawby*

QUESTION.—How old are you?

ANSWER.—*Twenty Seven Years.*

QUESTION.—Where were you born?

ANSWER.—*New York City*

QUESTION.—Where do you live?

ANSWER.—*334 West 21<sup>st</sup> St.*

QUESTION.—What is your occupation?

ANSWER.—*Gas Fitter*

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

ANSWER.—*I am not guilty*

*Patrick Shawby*  
*man*

Taken before me, this

*J. H. [Signature]*  
day of *July* 188*7*.  
Police Justice

0687

567

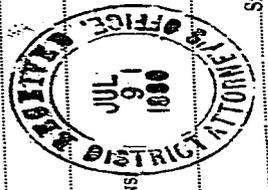
FORM 894.  
POLICE COURT—SECOND DISTRICT

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*Thomas Sullivan*  
176 8<sup>th</sup> Ave.  
*Michael Hanratty*  
*Patrick Hanratty*

DAIED *July 4* 18*98*

*Robert* MAGISTRATE.  
*Carson* OFFICER

WITNESS  
*John Ward*  
*216 West 18<sup>th</sup> St.*  
*Charles Reinhardt*  
*219 West 18<sup>th</sup> St.*



BAILED BY *John* TO ANS  
No. *Carson* STREET.

0688

FORM 10.

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

*John Ward*

of No. *246 West 18<sup>th</sup>* Street, being duly sworn, deposes and says,  
that on the *28<sup>th</sup>* day of *June* 18*90*, at the City of  
New York, in the County of New York.

Sworn before me this

*He saw the persons now here Patrick  
Hawley and Michael Hawley  
running through West 18<sup>th</sup> Street  
and that they dropped or threw away  
a drawer as set forth in the foregoing  
affidavit and saw them pursued by  
Patrick Sullivan.*

*John B. Ward*  
of *John B. Ward*  
18*90* day

Police Justice.

0589

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present :

That Michael Crowley and Patrick Crowley  
each

late of the First Ward of the City of New York,  
in the County of New York, aforesaid on the *twenty eighth* day of *June* in the year  
of our Lord one thousand eight hundred and ~~seventy eight~~ 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 one thousand dollars, and of the value of one  
thousand 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 five hundred dollars, and of the value  
of five hundred dollars each : twenty 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 hundred dollars,  
and of the value of one hundred dollars each : thirty 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 fifty dollars,  
and of the value of fifty dollars each : fifty 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 : sixty 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 : eighty 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 : ninety 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 three dollars, and of the value of three dollars each :  
one hundred 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 :  
one hundred and twenty 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 one hundred 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 fifty 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 twenty dollars each : three promissory notes for the payment of money (and of the kind known as bank notes,) be-  
ing 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 : ten  
promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatis-  
fied, of the value of three dollars each : fifteen 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 two dollars each : thirty 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 one dollar each : bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the  
jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as  
double eagles), of the value of twenty dollars each : three gold coins (of the kind usually known as eagles), of the  
value of ten dollars each : six gold coins (of the kind usually known as half eagles), of the value of five dollars each :  
fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each : ten gold  
coins (of the kind usually known as three dollar pieces), of the value of three dollars each : thirty gold coins (of the  
kind usually known as dollar pieces), of the value of one dollar each : gold coin of the denomination to the jurors  
unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver  
coins (of the kind usually known as dollars), of the value of one dollar each : sixty silver coins (of the kind usually  
known as half dollars), of the value of fifty cents each : one hundred and fifty silver coins (of the kind usually known as  
quarter dollars), of the value of twenty-five cents each : three hundred silver coins (of the kind usually called dimes),  
of the value of ten cents each : six hundred silver coins (of the kind usually known as half dimes), of the value of five  
cents each : one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each : silver  
coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value  
of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each : five hundred coins  
(of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of Amer-  
ica, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomi-  
nation of fifty cents each, and of the marketable value of fifty cents each : two hundred due bills of the United States  
of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the  
denomination of twenty-five cents each, and of the marketable value of twenty-five cents each : five hundred due bills  
of the United States of America, the same being then and there due and unsatisfied (and of the kind known as frac-  
tional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

#40/100

One drawer of the kind called a money drawer  
of the value of one dollar

of the goods, chattels, and personal property of one Patrick Sullivan then and there being found,  
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.

0690

CHIEF CLERK

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Michael Hawley and Patrick Hawley each*

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

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 thousand dollars, and of the value of one thousand 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 five hundred dollars, and of the value of five hundred dollars each: twenty 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 hundred dollars, and of the value of one hundred dollars each: thirty 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 fifty dollars, and of the value of fifty dollars each: fifty 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: sixty 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: eighty 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: ninety 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 three dollars, and of the value of three dollars each: one hundred 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: one hundred and twenty 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 one hundred 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 fifty 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 twenty dollars 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 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: 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 three dollars each: fifteen 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 two dollars each: thirty 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 one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

#40

*One drawer of the kind called a money drawer of the value of one dollar*

of the goods, chattels, and personal property of the said

*Patrick Sullivan*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

*Patrick Sullivan*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said *Michael Hawley and Patrick Hawley* then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

and, inst

0041

**BOX:**

16

**FOLDER:**

204

**DESCRIPTION:**

Fritsch, Emile

**DATE:**

07/09/80



204

U 0 7 C

*[Signature]*  
Postponed  
Filed 9 day of July 1880  
Pleads *[Signature]*

THE PEOPLE  
vs.  
*[Signature]*  
Emile Jitsch  
*[Signature]*  
BENJ. K. PHELPS,  
District Attorney.

Felony Assault and Battery.

A True Bill.  
*[Signature]*  
Foreman.

*[Signature]*  
14. Ten  
#19

4073

Form

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

POLICE COURT—FIRST DISTRICT.

of No. Mary Foster  
21 Baswell Street, being duly sworn, deposes and says,  
that on the 28<sup>th</sup> day of June 1880  
at the City of New York, in the County of New York, he was violently and feloniously assaulted and  
beaten by Emile Huttsch

who struck deponent one  
blow on the head with a  
slung shot when in his  
hands

Deponent believes that said injury, as above set forth, was inflicted by said

Emile Huttsch

with the felonious intent to take the life of deponent, or to do her 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 dealt with accord-  
ing to law.

Mary Foster.

Sworn to, before me this  
day of June 1880

Police Justice.

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Police Court—First District.

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

*Emile Fritsch* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*Emile Fritsch*

Question. How old are you?

Answer.

*27 years.*

Question. Where were you born?

Answer.

*France*

Question. Where do you live?

Answer.

*No Home*

Question. What is your occupation?

Answer.

*Bookbinder*

Question. Have you anything to say, and if so, what—relative to the charge

here preferred against you?

Answer.

*I am not guilty*

*Emile Fritsch*

*Subscribed before me this 27 day of June 1880.*  
Police Justice.

Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*Mary Foster*  
*vs.*  
*Emile Harboch*

AFIDAVIT—Felonious Assault & Battery

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

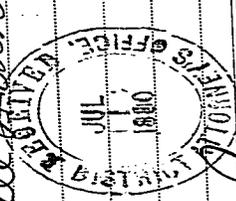
Residence,

No. 5, by

Residence,

No. 6, by

Residence,



Dated *June 29<sup>th</sup>* 1880

*Smith* Magistrate.

*Gandy* Officer.

*H. P. C.* Clerk.

Witnesses,

*1000* to answer

at General Sessions

Received at Dist. Atty's Office,

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

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CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present :

That *Emile Hirsch*

late of the City of New York, in the County of New York, aforesaid, on the  
*twenty eighth* day of *June* in the year of our Lord  
one thousand eight hundred and *eighty* with force and arms, at the City and  
County aforesaid, in and upon the body of *Mary Foster*  
in the peace of the said people then and there being, feloniously did make an assault  
and ~~her~~ the said *Mary Foster*  
with a certain *slung shot*  
which the said *Emile Hirsch*

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 ~~her~~ the said *Mary Foster*  
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said *Emile Hirsch*  
with force and arms, in and upon the body of the said *Mary Foster*  
then and there being, wilfully and feloniously did make an  
assault and ~~her~~ the said *Mary Foster*  
with a certain *slung shot* which the said *Emile Hirsch*

in *his* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, wilfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously  
do bodily harm unto ~~her~~ the said *Mary Foster*  
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-  
said, the said *Emile Hirsch*  
with force and arms, in and upon the body of *Mary Foster*  
in the peace of the said people then and there being, feloniously, did make another  
assault and ~~her~~ the said *Mary Foster*  
with a certain *slung shot*  
which the said

*Emile Hirsch* in *his* right  
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of ~~her~~ the said *Mary Foster* with intent ~~her~~ the

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said *Mary Foster* 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

*Emile Mitchell* with force and arms, in and upon the body of the said *Mary Foster* then and there being, wilfully and feloniously, did make another assault and the said *Mary Foster* with a certain *slung shot* which the said *Emile Mitchell* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *her* the said *Mary Foster* 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.

BENJ. K. PHELPS, District Attorney.

*14th Nov 1880*  
*X19*

*Wm. H. ...*  
Notary

A True Bill.

*Benj. K. Phelps*  
District Attorney

*Emile Mitchell*  
THE PEOPLE  
1880  
Felony Assault and Battery.

Filed 9 day of July 1880  
Preads *in Family*

*John ...*