

0864

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Faeth, John

**DATE:**

10/24/92



4540

POOR QUALITY ORIGINAL

0065

Witnesses:

*Thereminian Clerk*  
*Off Book*

*Officer Book makes affidavit that he is informed that complainant is in State Prison, and that the other witness cannot be found. Wharton mentions that defendant is discharged in his own recognizance dated March 16. 1898.*

*John J. Keenan*  
*Rep. Court*

*So ordered*

*P.*

*March 16 '98*

*270 1/2*  
Counsel  
Filed *24* day of *Dec* 1892  
Plead *Magully-28*

Grand Larceny, (From the Person, 2d Degree) (Sections 883, 884 Penal Code)

THE PEOPLE

vs.

*John Saeth*  
*3*

DE LANCEY NICOLL,

District Attorney.

*Part 2. March 16. 1898*  
*Bail Discharged*

A TRUE BILL.

*B. Lockwood*

Foreman.

**POOR QUALITY ORIGINAL**

0866

**PART II.**

THE COURT ROOM IS IN THE SECOND STORY  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.  
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Louis Freed  
of No. 126 Governor Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 18 day of MARCH 1897 at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

John Faeth  
Dated at the Borough aforesaid, in the County of New York, the first Monday of MARCH in the year of our Lord 1897

ASA BIRD GARDINER, District Attorney.

GLUED PAGE

POOR QUALITY ORIGINAL

0067

Court of General Sessions.

THE PEOPLE

*Louis Freed*

vs.

*John Faeth*

City and County of New York, ss:

*Casper Boek* being duly

sworn, deposes and says: I am a Police Officer attached to the *10th* Precinct in the City of New York. On the *15* day of *March* 189*8*

I called at *176 Greenwich St. N.Y. City*

the alleged *residence* of *Louis Freed*

the complainant herein, to serve him with the annexed subpoena, and was informed by *the Housekeeper*

*that she did not know any person of that name. I inquired of several persons living in the neighborhood but failed to find any one that knew the said Louis Freed*

Sworn to before me, this *16th* day of *March* 189*8*

*William H. Bondgenet*  
*Notary Public*  
*N.Y.C.*

*Casper Boek*

**POOR QUALITY ORIGINAL**

0050

**Court of General Sessions.**

THE PEOPLE, on the Complaint of  
*Lewis Reed*  
vs.  
*John Jaeth*  
ASA BIRD GARDNER,

JOHN R. FELLOWS,  
District Attorney.

Affidavit of Police Officer  
*Stephen Beck*  
..... Precinct.

**Failure to Find Witness.**

GLUED PAGE

POOR QUALITY ORIGINAL

0869

**PART II.**

THE COURT ROOM IS IN THE SECOND STORY  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

*C*

To Herma Sirtz  
of No. 122 Covert Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the New Criminal Court Building on Centre Street, between Franklin and White Streets, in the Borough of Manhattan of the City of New York, on the 16 day of MARCH, 189, at the hour of 10 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York against

*John Faeth*

Dated at the Borough aforesaid, in the County of New York, the first Monday of MARCH in the year of our Lord 189

ASA BIRD GARDINER, District Attorney.

Court of General Sessions.

THE PEOPLE

Herman Hertz

vs.

John D'acth

City and County of New York, ss:

Casper Boeck

being duly

sworn, deposes and says: I am a Police Officer attached to the

10<sup>th</sup>

Precinct

in the City of New York. On the

15

day of

March

189 8

I called at

12 1/2 Goerick St. N.Y. City

the alleged

residence

of

Herman Hertz

the complainant herein, to serve him with the annexed subpoena, and was informed by

Mr. Sten

the house keeper that the said Herman Hertz was not there any more and that he was informed that he was in State Prison. I inquired of several persons living in the house and they all claimed he was sent to prison in 1896.

Sworn to before me, this

10<sup>th</sup> day

of

March

189

8

William M. Brodner  
Notary Public N.Y.C.

Casper Boeck

GLUED PAGE

POOR QUALITY ORIGINAL

0871

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*Herman Hart*

vs.

*John Hart*

Offense:

ASA BIRD GARDNER,  
JOHN BISHOP, DISTRICT ATTORNEY.

District Attorney.

Affidavit of Police Officer

*Aspa Dock*

10 Precinct.

**Failure to Find Witness.**

POOR QUALITY ORIGINAL

0872

(1885)

Police Court—3 District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 172 West Herman Hertz Street, aged 16 years,

occupation Paspamentari worker being duly sworn,

deposes and says, that on the 16<sup>th</sup> day of October 1892, at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession

and person of deponent, in the night time, the following property, viz:

a Scarf Pin of the value  
of about fifty cents  
— 50¢

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

John Lath (number) and another person not yet arrested from the fact that deponent was walking on East 3<sup>rd</sup> Street this city on said date that deponent was stopped by defendant and the other person not yet arrested that defendant attempted to take the said Scarf pin from the person of deponent.

Herman Hertz

Sworn to before me, this 17<sup>th</sup> day of October 1892

Police District

POOR QUALITY ORIGINAL

0073

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*John Faeth*

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

Question. What is your name?

Answer. *John Faeth*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *713 East 9th St; 4 years*

Question. What is your business or profession?

Answer. *Green*

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

Answer.

*I am not guilty*

*John Faeth*

Taken before me this 17 day of October 1894

Police Justice

*[Signature]*

POOR QUALITY ORIGINAL

0874

BAILED

No. 1, by Paul Frick  
Residence 73 1/2 9 Street

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

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

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

Police Court, \_\_\_\_\_ District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Smith  
Paul Frick  
John Fitch

offense, obtaining  
money from the person

Dated, Oct 17 1892  
Magistrate, H. J. ...

Witness Paul Frick Precinct 13  
No. 126 Street W. ...

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

Paul Frick  
Henry Smith

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

Defendant  
guilty thereof. I order that he be held to answer the same, and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.  
Dated, Oct 17 1892 [Signature] Police Justice.

I have have admitted the above-named Defendant to bail to answer by the undertaking hereto annexed.  
Dated, Oct 18 1892 [Signature] Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_ guilty of the offense within mentioned, I order h to be discharged.  
Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

POOR QUALITY ORIGINAL

0075

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 Faeth

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

John Faeth of attempting to commit the crime of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

John Faeth

late of the City of New York, in the County of New York aforesaid, on the 16th day of October, in the year of our Lord one thousand eight hundred and ninety-two, in the night-time of the said day, at the City and County aforesaid, with force and arms,

one scarf pin of the value of fifty cents

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

De Lancey Nicoll, District Attorney

0876

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Fahrenheitz, Charles

**DATE:**

10/14/92



4540



POOR QUALITY ORIGINAL

0878

Police Court 14<sup>th</sup> District.

City and County } ss.:  
of New York,

of No. 979 Eighth Avenue Street, aged 30 years,  
occupation Confectioner being duly sworn

deposes and says, that the premises No. 979 - 8<sup>th</sup> Avenue 22 Ward  
in the City and County aforesaid the said being a six-story tenement  
building the ground floor of  
~~and~~ which was occupied by deponent as a Confectionery store  
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly raising a  
dumb-waiter from the cellar to the store  
and entering said store by a door leading from  
said dumb-waiter into the store

on the 29 day of September 1892 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

One diamond ring, two seal rings, and  
one pocket knife, the whole being  
of the value of Sixty Dollars

\$60.00

the property of Deponent  
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  
Charles Fahrenholz (now here)

for the reasons following, to wit: Deponent saw said door leading  
from dumb-waiter to the store securely closed  
on said date at 12.30 A.M., the dumb-  
waiter being in the cellar: that said property  
was in a drawer behind the counter in  
said store at said time: that deponent  
at 9 A.M. on said date found the said  
door to be open and said property to be missing.  
That defendant for some time previous to said date

had been in the habit of loitering about said cellar. That deponent is informed by Officer Morris of the 22<sup>d</sup> Precinct Police that the defendant admitted to him having taken said property and brought said officer into him to the Central Park where he, defendant, had hidden a number of pawn-tickets: that defendant informed said officer that he pawned the diamond ring at Starr's pawn-office between 58<sup>th</sup> and 59<sup>th</sup> streets on Third Avenue under the name of Meyer on September 30, 1892. That deponent went to said pawn office and identified the ring pawned under the name of Meyer on said date as part of his missing property. That deponent is further informed by said officer that he found a knife in defendant's possession which deponent also identifies as his property. Therefore deponent accuses defendant of burglary and prays that he may be dealt with as the law directs.

Sworn before me this 7<sup>th</sup> day of October 1892 } William Fejer  
 Police Justice  
 Dated 1892  
 I have admitted the above named to bail to answer by the undertaking hereunto annexed  
 Dated 1892  
 There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.  
 Police Justice

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 1892  
 Police Justice

Police Court, District, \_\_\_\_\_

THE PEOPLE, &c.,  
 on the complaint of \_\_\_\_\_

vs.

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Dated \_\_\_\_\_ 1892

Magistrate \_\_\_\_\_  
 Officer \_\_\_\_\_  
 Clerk \_\_\_\_\_

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

§ \_\_\_\_\_ to answer General Sessions.

POOR QUALITY ORIGINAL

0000

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

Fraud J. Morris  
aged        years, occupation Police officer of No.         
the 22<sup>nd</sup> Precinct Police street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of William Taper  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 7 day of October 189 } Fraud J. Morris

[Signature]  
Police Justice.

**POOR QUALITY ORIGINAL**

00001

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Charles Fahrenholtz*

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

Question. What is your name?

Answer. *Charles Fahrenholtz*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *no home*

Question. What is your business or profession?

Answer. *grocery 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.*

*Charles Fahrenholtz*

Taken before me this

day of

*Oct 17*

*J. J. [Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

00002

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

Police Court... H District

1260

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William Steyer  
979 8th Ave  
Charles Substanty

Offence Burglary

Dated

Oct 7 1888

Magistrate

Morris

Officer

Witnesses

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_

To answer

g. s.

Carroll

Burg 3  
7-2

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10 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 Oct 7 1888 J. Williams Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ 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 \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Fahrenholtz*

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

*Charles Fahrenholtz*

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

The said

*Charles Fahrenholtz*

late of the 2<sup>nd</sup> Ward of the City of New York, in the County of New York aforesaid, on the  
29<sup>th</sup> day of *September* in the year of our Lord one  
thousand eight hundred and ninety-*two* in the *night* time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of  
one

*William Fajen*

there situate, feloniously and burglariously did break into and enter, with intent to commit some  
crime therein, to wit: with intent the goods, chattels and personal property of the said *William*  
*Fajen* in the said *store*  
then and there being, then and there feloniously and burglariously to steal, take and carry away,  
against the form of the statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

SECOND COUNT—

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

*Charles Fahrenholtz*  
of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said

*Charles Fahrenholtz*

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

*one finger ring of the value  
of forty dollars, two other  
finger rings of the value of  
ten dollars each and one knife  
of the value of five dollars*

of the goods, chattels and personal property of one

*William Fajen*

in the

*store*

of the said

*William Fajen*

there situate, then and there being found, in the *store*  
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.

**POOR QUALITY  
ORIGINAL**

0005

THIRD COUNT:

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

*Charles Fahrenholtz*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*Charles Fahrenholtz*

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,

*one finger ring of the value of forty dollars, two other finger rings of the value of ten dollars each, and one knife of the value of five dollars*

of the goods, chattels and personal property of

*William Fayer*

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

*William Fayer*

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

*Charles Fahrenholtz*

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.

DE LANCEY NICOLL,

*District Attorney.*

0886

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Falk, Sophia

**DATE:**

10/24/92



4540

POOR QUALITY ORIGINAL

0007

Paul fixed at  
1100 Gough St  
Witnesses:  
Off. Seidenberg

195 Goodhart Phillips  
62 William St

Counsel,

Filed

24 day of Dec 1892

Pleas,

Equity vs

THE PEOPLE

vs.

B

Sophia Falk

Marriage

DE LANCEY NICOLL,

District Attorney.

Part II  
A TRUE BILL.

B. J. Woodward

Dec. 14, 1892  
In Person of District  
Attorney indignant dismissed

I recommend the  
dismissal of the  
within indictment  
for the reason that  
the action is barred  
by the statute of  
limitations

Dec 12 92  
Jas M. Osborn  
I concur  
DeLaney Newell  
J. Seidenberg

POOR QUALITY ORIGINAL

00000

Police Court, 1 District.

(1353)

City and County } ss.  
of New York

of No. 163 E-119 Street, aged 35 years,

occupation Housekeeper being duly sworn, deposes and says,

that on the 13 day of September 1887 at the City of New York, in the County of New York Sophie Falk, did knowingly

willfully and unlawfully marry one Morris Wolff, she, the defendant knowing at the time that the said Morris Wolff was a married man, in violation of Section 301 of the Penal Code of the State of New York for the reasons following, to wit:

On March 8-1874 the said Morris Wolff and deponent were married to each other - and on divers days between March 8-1874 and September 13 1887 - the defendant Sophie Falk was informed by deponent that said Morris Wolff and deponent were married - and she deponent warned said Sophie and advised her not to marry said Morris Wolff - deponent further swears that after such notice being given to defendant she, defendant did ~~not~~ marry said Morris Wolff.

deponent therefore prays that said Sophie Falk be apprehended and dealt with according to law

Jessie Wolff

Sworn to before me  
this 28<sup>th</sup> day of September 1892

W D Whelan  
Police Justice

**POOR QUALITY ORIGINAL**

0889

(1335)

Sec. 198-200.

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

*Sophie Falk*

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.

*Sophie Falk*

Question. How old are you?

Answer.

*36 years.*

Question. Where were you born?

Answer.

*United States*

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

Answer.

*Nicholas Hotel Broadway Hudson.*

Question. What is your business or profession?

Answer.

*Theatricals.*

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  
Sophie Falk.*

Taken before me this *28th* day of *September* 189*7*  
*H. M. ...*  
Police Justice.

POOR QUALITY ORIGINAL

0890

Sec. 151.

Police Court \_\_\_\_\_ District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the County OF NEW YORK, } 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 Josie Wolff of No. 163 E-119 Street, that on the 13 day of September 1887 at the City of New York, in the County of New York,

Sophie Falk did knowingly marry one Morris Wolff - she called Falk knowing that said Wolff was married at the time in violation of Section 301 of the Penal Code of the State of New York

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 forthwith before me, at the 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 28 day of Sept 1892 [Signature] POLICE JUSTICE.

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c., ON THE COMPLAINT OF

vs

Warrant-General.

Dated \_\_\_\_\_ 188

Magistrate.

Officer.

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

Officer.

Dated \_\_\_\_\_ 188

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, \_\_\_\_\_

Native of \_\_\_\_\_

Age, \_\_\_\_\_

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

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

Color, \_\_\_\_\_

Profession, \_\_\_\_\_

Married, \_\_\_\_\_

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

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

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

POOR QUALITY ORIGINAL

0891

BAILED,  
 No. 1, by Jacques Kelly  
 Residence 304 6th St  
 Street 118  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 Street \_\_\_\_\_

Police Court... Or 1 1905  
 District 1st  
 THE PEOPLE, Ec.  
 ON THE COMPLAINT OF  
Jacques Kelly  
13 E 119 St  
Brooklyn  
 Dated Sept 28 1892  
M. S. Adams Magistrate  
William F. Ford Officer  
E. O Precinct  
 Witnesses Mrs Mary Howard  
 No. 182-E-12125 Street  
 No. \_\_\_\_\_ Street  
 No. 2500 Street  
to answer  
2500 4th St. 29.30  
at 5.29  
Commitment

Offense Violation  
Section 301 Penal Code

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 Twenty 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, Sept 28th 1892 \_\_\_\_\_ Police Justice.

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

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

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

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

**POOR QUALITY  
ORIGINAL**

0892

COURT OF GENERAL SESSIONS

-----X  
The People, etc., :

against :

Morris Wolff and :

Sophia Falk :

-----X

TO HON. DELANCEY NICOLL, District Attorney,  
City and County of New York.

PLEASE TO TAKE NOTICE that on the annexed affidavits  
and on all the proceedings herein, we will move the Court  
of General Sessions at Part 11 on Monday, December 12th, at  
11:00 o'clock A.M. for an order dismissing the indictments  
herein, or discharging the defendants on their own recogni-  
zance, and for such other and further relief as to the Court  
may seem just.

Respectfully,

Purdy & McManus,

Defendants' Attorneys.



**POOR QUALITY  
ORIGINAL**

0094

marriage which is alleged to be bigamous occurred upon the 13th day of September, 1887, at the City of New York, and that the indictment herein was not found until the 24th day of October, 1892, and it is not alleged that the defendant during that time was a fugitive from justice or absent from the State in such a manner as would render the statute inoperative; deponent claims as a matter of law that this indictment is barred by the Statute of Limitations and that no conviction can be had thereunder, for the reason aforesaid, and would only be subjecting the State of needless expense in the trial of this indictment.

WHEREFORE deponent asks for this reason a dismissal of the indictment.

Subscribed and sworn to )  
before me this 7<sup>th</sup> )  
day of December, 1892. )

*Arthur W. Prady.*

*Paul M. ...  
Notary Public  
P. W. ...*

COURT OF GENERAL SESSIONS

-----X  
: The People, etc., :  
: against :  
: Sophia Falk :  
: -----X  
City and County of New York.ss:

Ambrose H. Purdy being duly sworn says that he is the counsel for the above named defendant; that she was arrested on the 28th day of September, 1892, and indicted upon the 24th day of October, 1892, charged with entering into an unlawful marriage; that upon said charge she was confined in the Tombs, City Prison, for five weeks, at the expiration of which time she procured bail and was released by depositing the sum of \$1000. in the City Chamberlain's office for her appearance; that deponent has been informed that the case has been upon the Calendar for trial three times, and in each instance it was adjourned by the motion of the District Attorney; in consequence of the adjournments and the failure of the people to try the case, the defendant is greatly embarrassed, and is anxious to have this indictment disposed of, and her bail discharged; that later issues have been tried and disposed of since the finding of this indictment. Wherefore deponent for this reason asks that the indictment be dismissed, viz: for want of prosecution.

Deponent further says that it appears from the papers on file in this case that the marriage which it is claimed this defendant entered into unlawfully occurred in the City of New York, on the 13th day of September, 1887, and that the indictment herein was not found until the 24th day of

**POOR QUALITY  
ORIGINAL**

0896

October, 1892, and that the defendant was an actual inhabitant and resident of this State during the aforesaid period and was not a fugitive from justice nor absent from the State in such a manner as would render the Statute inoperative; deponent claims that five years having elapsed since the commission of the crime and the finding of the indictment, that said offence is barred by the Statute of Limitations and that no conviction could be had under this indictment, and that a trial of the same would only subject the State to needless expense.

W H E R E F O R E, deponent asks for this reason a dismissal of the indictment.

Subscribed and sworn to before)

me this Seventh day of

December, 1892.

7<sup>th</sup> )  
= )  
 )

*A. H. Purdy*

*Paul M. Harris*

*Notary Public*

*W. H. Canby*

POOR QUALITY ORIGINAL

0097

*Part II*

COURT OF GENERAL SESSIONS

#####

The People, etc.,

against

Morris Wolff and

Sophia Falk

#####  
*[Signature]*

A F F I D A V I T S

AND

NOTICE OF MOTION

#####

Purdy & McManus,  
Defendants' Atlys.,  
280 Broadway, N. Y.

**POOR QUALITY ORIGINAL**

0098

(522)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Dorinda Salla*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse *Dorinda Salla*

of the crime of *knowingly entering into an*  
*illegal marriage with another,*  
committed as follows:

The said *Dorinda Salla*,

late of the City of New York, in the County of New York aforesaid, on the  
*fifteenth* day of *September*, in the year of our Lord one thousand  
eight hundred and ~~ninety~~ *ninety seven*, at the City and County aforesaid,  
*knowingly did knowingly enter a marriage*  
*with one Morris Wolff, the said Morris*  
*Wolff then and there being a married man, to*  
*said the husband of one Jessie Wolff, who*

**POOR QUALITY  
ORIGINAL**

0899

was then living, and in full life, as she the  
said Sophia says, then and there well  
known; 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.

sd Janey Nicoll,

District Attorney

0900

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Ferrazzialo, Rittoria

**DATE:**

10/14/92



4540

POOR QUALITY ORIGINAL

0901

Witnesses:

*Lucea Luce*

*Off Grunwell*

Counsel,

Filed

14<sup>th</sup> day of Oct

1892

Pleads

THE PEOPLE

vs.

*Ritonia Tomazzola*

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*B. J. Woodward*

Sept 2 - Nov. 9, 1892 Foreman.

tried and acquitted

Nov 9<sup>th</sup> 1892

POOR QUALITY ORIGINAL

0902

Police Court 1st District.

1931

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

Luca Belli

of No. 95 Park Street, aged 24 years,  
occupation Coverman being duly sworn,

deposes and says, that on the 4<sup>th</sup> day of October 1892 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by  
Vittoria Ferraglini (per her) who  
cut deponent on the face with  
the blade of a knife which he  
then held in his hand

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant.

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

Sworn to before me, this 4<sup>th</sup> day }  
of October 1892, } Luca Belli  
W. M. M. M. Police Justice.

**POOR QUALITY ORIGINAL**

0903

(1895)

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

*Rittoria Ferragamo*

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. *Rittoria Ferragamo*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *14 Mulberry St. 2 years*

Question. What is your business or profession?

Answer. *Express*

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*  
*Rittoria Ferragamo*

Taken before me this *14* day of *October* 189*5*  
*Wm. J. Justice*  
Police Justice.

POOR QUALITY ORIGINAL

0904

BATED,

No. 1, by *Wassenger & Vita*

Residence *53 Grand Liberty Street*

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... District... 1254

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Wassenger & Vita*  
*53 Grand Liberty Street*

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Dated *Oct 4* 189 *3*

*W. M. Mahlon*  
Magistrate

*W. M. Mahlon*  
Officer

*6*  
Precinct

Witnesses

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

*Defendant*

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

Dated, *Oct 4* 189 *3* *W. M. Mahlon* Police Justice.

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

Dated, *Oct 4* 189 *3* *W. M. Mahlon* Police Justice.

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

Dated, *Oct 4* 189 *3* *W. M. Mahlon* Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Rittoria Fenazzials*

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

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

The said  
late of the City of New York, in the County of New York aforesaid, on the *fourth*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety-*two*, with force and arms, at the City and County aforesaid, in and upon  
the body of one *Rucca Utelli* in the peace of the said People  
then and there being, feloniously did make an assault and *kill* the said  
*Rucca Utelli* with a certain *knife*

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

with intent *kill* the said *Rucca Utelli*  
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

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

The said  
late of the City and County aforesaid, afterwards, to wit: On the *day* and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon the body of the said  
*Rucca Utelli* in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *kill* the said *Rucca Utelli*  
with a certain *knife*

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

THIRD COUNT—

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

— *Rittoria Fenazzials* —

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

The said — *Rittoria Fenazzials* —

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said *Rucca Utelli* — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault and *him* the said

with a certain *knife* — *Rucca Utelli* —

which *he* the said — *Rittoria Fenazzials* — in *his* right hand then and there had and held, in and upon the *face* — of *him* the said

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said *Rucca Utelli* —

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

DE LANCEY NICOLL, *District Attorney.*

0907

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Fields, William J.

**DATE:**

10/25/92



4540

**POOR QUALITY ORIGINAL**

0900

Witnesses:

*Mr. A. Newell*

.....  
.....  
.....  
.....

Counsel,

Filed

day of

189

Plends,

THE PEOPLE

vs.

*William J. Fields*

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*B. Lockwood*  
Foreman.

*Henry J. ...*  
*Elmer ...*

Grand Larceny, First Degree,  
(DWELLING HOUSE)  
[Sections 833, 834  
Penal Code.]

POOR QUALITY ORIGINAL

0909

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

William J. Newell

of No. Hotel Normandie Street, aged 27 years,  
occupation Hotel Clerk being duly sworn,

deposes and says, that on the 26 day of September, 1892 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 night time, the following property, viz:

One ring with three  
opals surrounded by small diamonds,  
One ring with three diamonds,  
one pendant four leaved clove  
and other jewelry of the value of about  
four hundred dollars.  
\$400—

the property of Mr. J. B. Johnson, and as  
deponent saw.

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 William J. Fields, (now he,  
the deponent was a hall porter  
employed in said hotel and he had  
access to said property by pass  
key, and subsequent to said  
larceny deponent was suspected and  
accused and confessed to Agent  
and to detective Samuel J. Sheldon  
that the deponent had stolen  
said property as aforesaid and the  
deponent gave information on which  
a part of said property was traced  
to the pawn shop of the West Side  
Loan Office at 276 1/2th Avenue N.Y.  
and elsewhere.

William J. Newell

Sworn to before me, this

of

1892

day

Police Justice.

**POOR QUALITY ORIGINAL**

0910

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

*Samuel G. Sheldon*

aged 46 years, occupation Detective of No.

Central Office Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of W. J. Newell

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

Sworn to before me, this Oct } Samuel G. Sheldon.  
day of 17 } 1892

*John Ryan*  
Police Justice.

Lined area for additional text or notes.

**POOR QUALITY ORIGINAL**

0911

Sec. 198-200.

a

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William J. Field* 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. *William J. Field*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *N. J.*

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

Answer. *157 West 27 St - 2 months*

Question. What is your business or profession?

Answer. *Ball boy*

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 of being an accomplice*

*W. J. Field*

Taken before me this  
day of *Sept* 1939  
*Wm. J. Field*  
Police Justice.

**POOR QUALITY ORIGINAL**

0912

BAILLED,

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

Residence \_\_\_\_\_

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

Residence \_\_\_\_\_

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

Residence \_\_\_\_\_

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

Residence \_\_\_\_\_

Police Court... District.

THE PEOPLE &c.,  
OFFICE COURT-ROOM OF

*Wm J. Maxwell*  
*Magistrate*  
*Wm J. Fields*

1  
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4  
Offense *larceny*  
*felony*

Dated, *Oct 17* 189*2*

*Wm J. Maxwell*  
Magistrate  
*Wm J. Fields*  
Officer

Witnesses  
No. \_\_\_\_\_  
*381*  
No. \_\_\_\_\_  
*51*  
Street \_\_\_\_\_

No. \_\_\_\_\_  
*2502*  
to answer  
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 \_\_\_\_\_

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

Dated, *Oct 17* 189*2* *Wm J. Maxwell* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0913

461

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William J. Fields*

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

*William J. Fields*  
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

*William J. Fields*

late of the *20th* Ward of the City of New York, in the County of New York aforesaid,  
on the *36th* day of *September* in the year of our Lord  
one thousand eight hundred and ninety-*two* in the night time of the same day, at the  
Ward, City and County aforesaid, with force and arms,

*two rings of the value of one  
hundred dollars each, one  
pendant of the value of one  
hundred dollars, and diverse  
other articles of jewelry of a  
number and description to the Grand  
Jury aforesaid unknown, of the  
value of two hundred dollars*  
of the goods, chattels and personal property of one *Ferdinand Earle*

in the dwelling house of the said

*Ferdinand P. Earle*

there situate, then and there being found, from 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.

*De Lancey McCall,*  
*District Attorney.*

09 14

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Filiberti, Ernesto

**DATE:**

10/25/92



4540

POOR QUALITY ORIGINAL

0915

*W. O. Roberts*

Counsel,

Filed, *25* day of *Oct* 189*2*

Pleaded, *C. M. Mulby et al*

THE PEOPLE

vs.

*B*

*Ernesto Filiberto*

*Transferred to the Court of Special Sessions for trial and final disposition Part 2... 1893*

VIOLATION OF THE EXCISE LAW. Selling, etc., on Sunday. [Chap. 401, Laws of 1892, § 38.]

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

*B. Toolewood*

Foreman.

Witnesses:

.....  
.....  
.....  
.....

POOR QUALITY ORIGINAL

0916

Court of General Sessions of the Peace

1997

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Ernesto Filiberti

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

Ernesto Filiberti of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

Ernest Filiberti

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

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

SECOND COUNT—

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

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

The said

Ernesto Filiberti

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

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

DE LANCEY NICOLL

District Attorney.

0917

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Fitzgerald, Ellen

**DATE:**

10/27/92



4540

POOR QUALITY ORIGINAL

0918

Witnesses:

4071 JRB  
Counsel, *[Signature]*  
Filed, *20* day of *Sept* 1892  
Pleads, *[Signature]*

INJURY TO PROPERTY.  
[Section 654, Penal Code.]

THE PEOPLE  
vs.  
50 - *[Signature]*  
6 *[Signature]* vs.  
*[Signature]*  
Ellen Fitzgerald

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*B. Lockwood*  
Foreman.  
Sept 2 - Nov. 9, 1892.  
Fried and Conitell  
Pen Bond.

**POOR QUALITY ORIGINAL**

0919

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Ellen Fitzgerald* being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is *h<sup>er</sup>* right to make a statement in relation to the charge against *h<sup>er</sup>*; that the statement is designed to enable *h<sup>er</sup>* if she sees fit, to answer the charge and explain the facts alleged against *h<sup>er</sup>*; that she is at liberty to waive making a statement, and that *h<sup>er</sup>* waiver cannot be used against *h<sup>er</sup>* on the trial.

Question. What is your name?

Answer.

*Ellen Fitzgerald*

Question. How old are you?

Answer.

*50 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*No home*

Question. What is your business or profession?

Answer.

*Home work*

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*  
*Ellen <sup>Her</sup> Fitzgerald*  
*mark*

Taken before me this  
day of *Jan* 189*7*

*[Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0920

BAILED,

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

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

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

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

Police Court, 3 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1. *Willie March*  
2. *Ellen Thompson*  
3. *Ellen Thompson*

Offense, *Malicious Mischief*

Dated, *Oct 20* 189*2*

*Wm. J. Bone* Magistrate.

Witnesses *Wm. J. Bone* Precinct.  
No. *244* *Riverview* Street.

No. \_\_\_\_\_ Street.  
No. *2500* Street.  
to answer *H. J.*

*James* *Spd*

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

*De J. J. Bone*  
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, *Oct 20* 189*2* *Wm. J. Bone* Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0921

CITY AND COUNTY OF NEW YORK } ss.

POLICE COURT, 3 DISTRICT.

of No. 253 Rivington Street, aged 40 years, occupation Liquor Dealer being duly sworn, deposes and says that on the 20th day of October 1892 at the City of New York, in the County of New York he caused the arrest of

Ellen Fitzgerald (now here) charged with Malicious Mischief from the fact that defendant did maliciously throw a paving stone through the show window at defendant's premises aforesaid. Defendant is further informed by Morris Busby that he saw the defendant throw a large stone through defendant's window causing damage to the amount of about fifty dollars.  
James Lynch

Sworn to before me this 20th day of October 1892

Police Justice

POOR QUALITY  
ORIGINAL

0922

Court of General Sessions of the Peace

517

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Ellen Fitzgerald*

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

*Ellen Fitzgerald*

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* PERSONAL PROPERTY OF ANOTHER,  
committed as follows:

The said

*Ellen Fitzgerald*

late of the City of New York, in the County of New York aforesaid, on the *20th*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety-*two*, at the City and County aforesaid, with force and arms,

*one pane of plate glass*

of the value of

*fifty<sup>sixty</sup> dollars,*

of the goods, chattels and personal property of one *James Lynch*  
then and there being, then and there feloniously did unlawfully and wilfully *break*

*and destroy:*

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.

**POOR QUALITY  
ORIGINAL**

0923

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said  
*Ellen Fitzgerald*  
of the CRIME OF UNLAWFULLY AND WILFULLY ~~destroying~~ REAL PROPERTY OF ANOTHER,  
committed as follows:

The said

*Ellen Fitzgerald*

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

*one pane of plate glass*

of the value of

*Sixty dollars*

in, and forming part and parcel of the realty of a certain building of one

*Lynch*

there situate, of the real property of the said

then and there feloniously did unlawfully and wilfully

*break and  
destroy:*

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

DE LANCEY NICOLL,

*District Attorney.*

0924

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Foley, James

**DATE:**

10/19/92



4540

POOR QUALITY ORIGINAL

0925

Witnesses:

off Barry

Septas

April 11<sup>th</sup>

for Lacey  
P.M.

Counsel,

Filed

day of

Plends

1892

THE PEOPLE

22

516 694

vs.

Shaw

James Foley

Grand Larceny, (Recent Degree, [Sections 825, 826, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

H. Stockwood

Foreman.  
Sub 2 - Oct. 27, 1892.

Reads Spiritually

2471 Beach St.

POOR QUALITY ORIGINAL

0926

Police Court 5<sup>th</sup> District. Affidavit-Larceny.

City and County of New York, ss: Charles Machovsky  
of No. 176 East Third Street, aged 46 years,  
occupation Wardmaster being duly sworn,

deposes and says, that on the 16<sup>th</sup> day of October 1897 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Horse Wagon and harness, together of the value Two-hundred and Sixty-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 James Foley, now here, from the fact, that deponent left said horse tied to a post, in East 74<sup>th</sup> Street, deponent misst said property, with an informant by Officer Barry, of the 27<sup>th</sup> Precinct-Police, that he found said deponent with the property in his possession.

Wherefore deponent charges deponent with the Larceny of said property, and prays that he may be held with according to the law therein.

Charles Machovsky

Sworn to before me, this 16<sup>th</sup> day of October 1897  
John W. Justice  
Police Justice.

**POOR QUALITY ORIGINAL**

0927

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

aged 26 years, occupation John Barry  
Police-officer of No. 27 Precinct  
Street being duly sworn, deposes and

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

Sworn to before me, this 16  
day of October 189 2 John Barry

John Kell...  
Police Justice.

Lined area for additional text or notes.

**POOR QUALITY ORIGINAL**

0928

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY } ss:  
OF NEW YORK, }

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

Question. What is your name?

Answer. *James Foley*

Question. How old are you?

Answer. *22 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *At home*

Question. What is your business or profession?

Answer. *Shoemaker*

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

Answer. *I Am Not Guilty*  
*James Foley*

Taken before me this

day of *October*

189 *16*

*John R. ...*

Police Justice.

POOR QUALITY ORIGINAL

0929

BAILLED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 5 District.

1984

THE PROSECUTOR,  
ON THE COMPLAINT OF

Charles Mackintosh  
2176 1st St  
Samuel Fortney

No. 1  
No. 2  
No. 3  
No. 4

Offense Grand Larceny

Dated, Oct 16 1892

Magistrate

Officer

Precinct

Witness

No. 1 74 Y 2 B

No. 2 88 11 1 + 10 1/2 St

No. 3 17 St

No. 4 18c St

No. 5 1000 St

to answer

1000

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

Defendant

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

Dated, Oct 16 1892 John Belton Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

POOR QUALITY  
ORIGINAL

0930

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Foley*

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

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

The said

*James Foley*

late of the City of New York, in the County of New York aforesaid, on the *14<sup>th</sup>*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety-*two* at the City and County aforesaid, with force and arms,

*one horse of the value of  
one hundred and fifty dollars,  
one wagon of the value of  
seventy-five dollars, and one  
set of harness of the value of  
thirty-five dollars*

of the goods, chattels and personal property of one

*Charles Mackovsky*

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.

**POOR QUALITY  
ORIGINAL**

0931

SECOND COUNT—

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

*James Foley*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*James Foley,*

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

*one horse of the value of one hundred and fifty dollars, one wagon of the value of seventy five dollars, and one set of harness of the value of thirty-five dollars*

of the goods, chattels and personal property of one

*Charles Mackovsky*

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

*Charles Mackovsky*

unlawfully and unjustly did feloniously receive and have; the said

*James Foley*

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

DE LANCEY NICOLL,

*District Attorney.*

0932

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Fox, John

**DATE:**

10/26/92



4540

POOR QUALITY ORIGINAL

0933

Counsel,

Filed

May of

1892

Pleds

THESE PEOPLE

vs.

us.

John Fox

Grand Larceny, (From the Person) 1st Degree. [Sections 529, 530 Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Lockwood

Foreman.

Sept 2 - Nov. 9/92

Pleds Guilty

Sentence suspended  
see annexed papers.

Witnesses:

POOR QUALITY  
ORIGINAL

0934

The People  
v  
John Don

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

100 EAST 23D STREET,

New York, Oct 26<sup>th</sup> 1892

CASE NO. 68392 OFFICER Pallas  
DATE OF ARREST Oct 21<sup>st</sup>  
CHARGE Larceny from the Person

AGE OF CHILD fifteen years  
RELIGION Catholic  
FATHER Robert Electrotyper  
MOTHER Mary  
RESIDENCE 55 East Houston St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

The boy  
was never arrested before, works  
for J. S. Peloubet - 76 Nassau St.  
who says he is trustworthy and  
honest, and will take him back  
into his employment again if  
discharged. Parents appear to  
be respectable.

All which is respectfully submitted,

To W. S. Atty

Wm. E. Stocking  
assn Supt

**POOR QUALITY  
ORIGINAL**

0935

*Court of  
General Sessions*

*The People*

*v*

*John Doe*

*Foreman*

PENAL CODE, §

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

**ELBRIDGE T. GERRY,**

*President, &c.,*

100 East 23d Street,

NEW YORK CITY.

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0936

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**POOR QUALITY  
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POOR QUALITY  
ORIGINAL

0944

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Morrill on Witnesses.

**THE COMPETENCY AND PRIVILEGE OF WITNESSES,** and their testimony under the New York Codes, By W. W. MORRILL, of the Troy Bar. 200 pages. Law sheep. \$2.00.

The idea of preparing this book was suggested by the great uncertainty in the application in practice of some of the statutory provisions here considered, notably section 829 of the Code of Civil Procedure, as evidenced by the very large number of cases in which they have been considered in the appellate courts. While it is true that the end of interpretation is not yet, it has still seemed as though the profession might be aided by a small volume, presenting briefly all the light which has so far been thrown upon these sections by the courts.

CONTENTS.

Chapter 1.—General provisions as to competency of parties and persons in interest. 2.—Code of Civil Procedure, § 829, analyzed. 3.—Testimony of husband and wife. 4.—Testimony of persons convicted of crime. 5.—Testimony tending to establish civil or criminal liability. 6.—Testimony against co-offenders. 7.—Testimony of defendant in criminal actions. 8.—Confessions. 9.—Privileged professional communications.

**POOR QUALITY  
ORIGINAL**

0945

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*Law Publications of*

**Morrill on City Negligence.**

**A HAND-BOOK OF THE LAW AND PRACTICE IN ACTIONS** against Municipal Corporations, for negligence in the care of highways. By **WILLIAM W. MORRILL**. 1 vol., 388 pages, law sheep. \$3.50.

**CONTENTS :**

**Part I.—LAW.** Introduction; Who may sue; Grounds of liability and whom to sue; Highways, how established; Who to be protected and where; Liability, how conferred; Public and corporate functions; For whose acts liable; Proximate cause; Degree of care; Notice; Contributory negligence; Some special dangers; Shifting liability and recovery over. Under **Part II.—PRACTICE**, are the following chapters: Statute of Limitations; Notices of claim and proposed action; Pleadings; Selection of Jurors; The plaintiff's case; Notice; Contributory negligence; Damages; The defendant's case; Questions for Court and for Jury. The work is general in its application; cases being cited from every State in the Union.

The original and peculiar methods of Mr. Morrill's "Competency and Privilege of Witnesses" have been preserved and even enhanced in this clever manual. It is delightful to take up a book in which principles are so concisely stated and so logically arranged. All things considered, we think we never saw books so useful for handy reference by a brief-maker as Mr. Morrill's.—*Albany Law Journal*.

*S. S. Peloubet.*

17

**Browne's Code Index.**

**A TABLE OF ALL DECISIONS** construing or citing sections of the Code of Civil Procedure, collected from the Reports of New York State, from 1876 to 1885. 1 vol., with Supplement 1888. Price \$4.00.

The object of this book is to collect under each section of the Code all decisions of the courts which construe or refer to them. The sections being mentioned by name in the opinion explaining them, it is possible to collect accurate lists of all cases reported, and from them with little labor to prepare a brief. References at the top of the pages facilitate the search for subjects. The year in which the decision was made is given; a feature which will be readily appreciated. The decisions of the court of last resort are marked with an asterisk.

On the blank pages will be found space in which to note the decisions in the continuing volumes of Reports.

**POOR QUALITY  
ORIGINAL**

0946

18

*Law Publications of*

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A DIGEST OF PRACTICE CASES UNDER THE NEW YORK CODE OF CIVIL PROCEDURE, as contained in the first ten volumes of NEW YORK CIVIL PROCEDURE REPORTS.

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Here will be found cases upon every subject of Procedure.

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*S. S. Peloubet.*

19

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From AUSTIN ABBOTT, Esq.:

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**POOR QUALITY  
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0947

18

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A DIGEST OF PRACTICE CASES UNDER THE NEW YORK CODE OF CIVIL PROCEDURE, as contained in the first ten volumes of NEW YORK CIVIL PROCEDURE REPORTS.

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0948

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- |                        |                      |
|------------------------|----------------------|
| Co-Tenancy,            | Jurisdiction,        |
| Who may partition,     | Trial of Issues,     |
| When not maintainable, | Final Judgments,     |
| Possession,            | Liens,               |
| Parties,               | Unknown Owners,      |
| Receiver in Partition, | Sale,                |
| Dower,                 | Costs,               |
|                        | Property of Infants. |

**POOR QUALITY  
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0949

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**A TREATISE ON PROVISIONAL REMEDIES.** By JOHN S. DERBY and HERBERT L. LUQUES. One vol., law sheep, 358 pages. Price, \$3.50.

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The favor with which the Legal Monographs, heretofore issued with this end in view, have been received, gives a pleasing guaranty that the profession accede to the views of the annotators, and it is hoped that this work will fulfill the necessary requirements.

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**POOR QUALITY ORIGINAL**

0950

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ORIGINAL**

0951

26

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N. Y. Civil Procedure Reports, vols. 13 and 14.

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N. Y. State Reporter, vols. 11 to 15 inclusive.

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*S. S. Peloubet.*

27

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The Annual for 1889 will appear in October, and will digest the cases in the following reports.

N. Y. State Reporter, vols. 16 to 22 inclusive.

New York Reports, vols. 109, 110, 111, 112.

Hun's Reports, vols. 48, 49, 50, 51.

N. Y. Civil Procedure Reports, vols. 14, 15, 16.

N. Y. Criminal Reports, vol. 3.

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ORIGINAL**

0952

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This work has been written for an aid to the practitioner and the student, in becoming more familiar with the provisions of practice under the New York Code of Civil Procedure.

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It is hoped that the work may succeed in this, its desired object of facilitating a closer acquaintance with the contents of the Code.

This book will be of great assistance to all lawyers and students who desire to know the Code.

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Protection Granted by State or Federal Constitution.  
Actions arising from Lotteries, and how regarded by the Courts.  
Gaming Defined.  
State Laws with reference to Gaming.  
Rights and Disabilities of Gamblers.  
Stakeholders.  
Gaming Contracts.

**POOR QUALITY  
ORIGINAL**

0953

30

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POOR QUALITY ORIGINAL

0954

Police Court ..... District. Affidavit—Larceny.

City and County }  
of New York, } ss:

James Nail  
of No. 72 New Chambers Street, aged 35 years,  
occupation Porter being duly sworn,

deposes and says, that on the 21 day of October 1894 at the City of  
New York, in the County of New York, was feloniously taken, stolen and carried away  
from the <sup>and person</sup> possession of deponent, in the <sup>night</sup> time, the following property, viz:

Good and lawful munny of  
the United States consisting  
of a ten dollar bill

the property of

Deponent

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

John Fox (number  
for the reasons following to wit:  
at the hour of eleven o'clock P. M.  
I saw said deponent was seated  
on a stoop in James Street having  
the said munny in the pocket of  
the coat which he then wore he  
fell deponent <sup>apparently</sup> tugging at said  
pocket and missed said property.  
Deponent saw the defunct and run  
away and deponent is informed  
by Officer Gilbert E. Bishop that  
he Bishop found in the possession  
of the defunct and the said ten dollar  
bill.

James Nail

Sworn to before me, this 21 day

of October 1894

Police Justice.

**POOR QUALITY ORIGINAL**

0955

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 25 years, occupation Police Officer of No. 47 Street, being duly sworn deposes and

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

Sworn to before me, this 22 day of October 1887 } Lilbert - E. Bishop

[Signature]  
Police Justice.

[Lined area for additional text or notes]

POOR QUALITY ORIGINAL

0956

(1335)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK.

*John Jay* 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 Jay*

Question. How old are you?

Answer. *10 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *53 E Houston St. 10 months*

Question. What is your business or profession?

Answer. *Errand boy*

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

Answer. *I am not guilty*  
*John Jay*

Taken before me this

day of *October* 189*2*

*W. M. ...*

Police Justice

POOR QUALITY ORIGINAL

0957

BAILLED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court--- District

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*James Vail*  
*James Vail*  
*James Vail*

1  
2  
3  
4

Offense  
*Removal from Prison*

Dated, *Dec 22* 189*2*

Magistrate  
*McMullen*

Police Officer  
*Proctor*

Precinct  
*11*

Witnesses  
*John*

No. *108* Street *113*

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

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

No. *108* Street *113*

to answer *to*

*James Vail*

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

*James Vail*

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, *Dec 22* 189*2* *W. M. ...* Police Justice.

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

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

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

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

POOR QUALITY ORIGINAL

0958

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 Fox

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

John Fox of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said

John Fox

late of the City of New York, in the County of New York aforesaid, on the 21st day of October, in the year of our Lord one thousand eight hundred and ninety-two, in the nighttime of the said day, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of ten dollar; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of ten dollar; one United States Gold Certificate, of the denomination and value of ten dollar; one United States Silver Certificate, of the denomination and value of ten dollar.

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

Wm Lacey Russell, District Attorney.

0959

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Francesco, Ferrone

**DATE:**

10/25/92



4540

0960

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Francesco, Ferrone

**DATE:**

10/25/92



4540

POOR QUALITY ORIGINAL

0961

Witnesses:

Max Eisenman

In view of a grand  
auto confinement in  
the city prison since  
Oct 20th 1892. His  
friend of Sanderson  
actor. I mean -  
and his workmen  
are the one they  
witness  
Nov 11 92 J. W. Aborn  
Deputy

N<sup>o</sup> 3 Racy

Counsel,  
Filed 25<sup>th</sup> Oct 1892  
Pleads, Myself et al

THE PEOPLE

vs.

J. J. Francisco

Assault in the Second Degree.  
(Section 218, Penal Code.)

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

R. D. Peckwood

Foreman.

Discharged in fee  
M. J. Peckwood

POOR QUALITY ORIGINAL

0962

Police Court 4 District.

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

of No. 221 East 69 Street, aged 16 years,  
occupation Newspaper being duly sworn  
deposes and says, that on 19 day of October 1899 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Fernando  
Francisco, (now here) who stabbed  
deponent once in the right arm with  
an iron bradawl, which he defen-  
dant then held in his hand.  
Deponent further says that  
such assault was committed

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 dealt with according to law.

Sworn to before me, this 20 day  
of Oct 1899 Max Eisenman

Charles N. Feintor Police Justice.

**POOR QUALITY ORIGINAL**

0963

Sec. 198-200.

11 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

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

Question. What is your name?

Answer. Ferrina Francisco

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. No 437 East 13 St. 1 1/2 years

Question. What is your business or profession?

Answer. Boat black

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

Ferrina Francisco

Taken before me this 11 day of July 1897  
Charles W. Stewart  
Police Justice.

POOR QUALITY ORIGINAL

0954

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

Police Court... District...

THE PEOPLE, vs. ON THE COMPLAINT OF

Walter  
12-21-23  
Henna Spencer

1  
2  
3  
4

Offence Assault "Felony"

Dated

Oct 20 188

Magistrate

W. J. ...  
Precinct

Witnesses

E. Reynolds ...  
Precinct

No. 1, 98 East 28th Street

Officer Patrick ...  
Precinct

No. 1, 8th Precinct

Officer ...  
Street

No. 1, 500

500

...

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

Defendant

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

Dated Oct 20 188 Charles N. Santos 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**

0965

*Court of General Sessions*  
*The People*  
*Francis Ferron*

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

New York, 189

CASE NO. *68,353*

OFFICER

DATE OF ARREST

CHARGE

*George R. Gilbert*  
*October 20/90*

*Assault*

AGE OF CHILD

RELIGION

FATHER

*Fifteen years*

*Catholic*

*Paul Ferron*

MOTHER

*Francis Ferron*

RESIDENCE

*43 W East 13<sup>th</sup> St.*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *Boy lives*  
*in a fair home with parents who are*  
*said to be respectable people. Boy is*  
*said to be very wild and associate*  
*with evil companions. Society records*  
*shows nothing against him.*

*All which is respectfully submitted,*

*To District attorney*

*Wm. E. Stocking*  
*Dist. Supr.*

**POOR QUALITY ORIGINAL**

0966

Court of  
General Sessions

People

v.

Francis Ferris

*Deane*

FENAL CODE, §

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

ELBRIDGE T. CERRY,  
President, &c.,

100 East 23d Street,  
NEW YORK CITY.

**POOR QUALITY ORIGINAL**

0967

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

THE PEOPLE OF THE STATE OF NEW YORK,  
*against*  
Ferrero Franceses

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

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

The said Ferrero Franceses

late of the City and County of New York, on the nineteenth day of  
October in the year of our Lord one thousand eight hundred and  
ninety-two, at the City and County aforesaid, in and upon one

in the peace of the said People then and there being, feloniously did wilfully and wrongfully  
did make an assault; and the said Max Eisenman  
Ferrero Franceses

with a certain awl which he the said

in his right hand in then and there had and held, the same being then and there  
a weapon and an instrument likely to produce grievous bodily harm, him, the said  
Max Eisenman then and there feloniously did wilfully and  
wrongfully strike, beat, cut, stab ~~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.

POOR QUALITY  
ORIGINAL

0968

SECOND COUNT—

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

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

The said *Ferron Francesco*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, in and upon the said

*Max Eisenman*

*Max Eisenman* in the peace of the said People then and there being, feloniously  
did wilfully and wrongfully make, another assault; and the said *Ferron Francesco*  
the said *Max Eisenman*  
with a certain *cut,*

which *he* the said *Ferron Francesco*

in *his* right hand then and there had and held, in and upon the  
*arm* of *him* the said *Max Eisenman*  
then and there feloniously did wilfully and wrongfully strike, beat, *cut, stab*  
bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully  
and wrongfully inflict grievous bodily harm upon the said *Max Eisenman*  
*Max Eisenman* to the great damage of the said *Max Eisenman*  
against the form of the statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0969

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Francisco, William

**DATE:**

10/18/92



4540

**POOR QUALITY ORIGINAL**

0970

116  
Counsel,  
Filed  
Pleads

1892  
day of Oct

Burglary in the Third Degree.  
[Section 498, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538.]

THE PEOPLE  
vs.

William Francisco

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Foreman.  
O. B. 1/9  
Speed & Key

Witnesses:

John Cohen  
John Clark

**POOR QUALITY ORIGINAL**

0971

Police Court \_\_\_\_\_ District.

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

*John Clark*

of No. *603 Broadway* Street, aged *42* years,  
occupation *Restaurant* being duly sworn.

deposes and says, that the premises No. *603 Broadway* Street,  
in the City and County aforesaid, the said being a *three story brick*  
*building* used for business purposes  
and which was occupied by deponent as a *store on the ground floor*  
and in which there was at the time <sup>no</sup> human being, by name \_\_\_\_\_

were BURGLARIOUSLY entered by means of forcibly *opening the*  
*front door on Broadway with false*  
*keys*

✓ on the *9<sup>th</sup>* day of *October* 18*92* in the *day* time, and the  
following property feloniously taken, stolen, and carried away, viz:

*a quantity of*  
*ales, wines, liquors and cigars &c*  
*value of four hundred dollars*  
*\$ 400*

the property of *deponent*

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

*William Francis Crowl*

for the reasons following, to wit: *deponent saw the said*  
*premises securely locked and closed about*  
*the hour of 10 o'clock P.M. on the night*  
*of Saturday Oct 8 1892. Deponent discovered*  
*on Monday morning following that the*  
*said property had been stolen from the*  
*said premises, deponent charges the*  
*defendant with committing said burglary*  
*for the reason that deponent is impressed*

POOR QUALITY ORIGINAL

0972

by Murray Cohen (nowhere), an officer of the 8th Precinct, that he is a patrolman on Broadway and that he saw the defendant in said premises on Sunday Oct 8, and that the defendant told him that defendant had given him the key to said premises the fruit of decoration, which was false. And defendant has seen a part of said stolen property which was used to the possession of the defendant by Policeman John J. Clunkery of the 8th Precinct, and Joseph Finelli now live, and said Finelli inform defendant that defendant left a bottle of said stolen whiskey with him on Sunday Oct 8 1932.

Return to before me this 11<sup>th</sup> day of October 1932  
Attest  
John Clark  
Police Justice

Police Court \_\_\_\_\_ District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

vs.

Degree. Burglary

Dated \_\_\_\_\_ 1932

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ \_\_\_\_\_ Bail.

Bailed by \_\_\_\_\_

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

POOR QUALITY ORIGINAL

0973

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

John J. Clunker

aged \_\_\_\_\_ years, occupation Bohemian of No. \_\_\_\_\_

8th Street

Street, being duly sworn, deposes and

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

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

Sworn to before me, this 11  
day of October 1892

John J. Clunker

A. J. White  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

Joseph Finelli

aged \_\_\_\_\_ years, occupation Brother of No. \_\_\_\_\_

6th Street

Street, being duly sworn, deposes and

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

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

Sworn to before me, this 11  
day of October 1892

Joseph Finelli

A. J. White  
Police Justice.

**POOR QUALITY ORIGINAL**

0974

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

aged \_\_\_\_\_ years, occupation Mans Cohen of No. 8th Street

Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of John Campbell and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 11 day of Oct 1892 Mans Cohen

[Signature]  
Police Justice.

**POOR QUALITY ORIGINAL**

0975

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Francis* 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.

*William Francis*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*17 Thuyet St - 2 years*

Question. What is your business or profession?

Answer.

*Cook*

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  
explanation?

Answer.

*I am not guilty*

*William Francis*

Taken before me this

day of

*Sept 11*

Police Justice.

POOR QUALITY ORIGINAL

0975

BAILED,

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

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

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

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

Police Court--- District. 1274

THE PEOPLE, etc.  
 OF THE COUNTY OF  
*John Clark*  
 608 Broadway  
*William Francis*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

Offense *Burglary*

Dated, *Oct 11* 1892

*White*  
 Magistrate

*James J. Clarke*  
 Officer

*Edw. H. Allen Clarke*  
 Precinct

Witnesses  
*John Smith*  
 Street

*Ed Thompson*  
 Street

No. *1600*  
 Street *92*

*1892*

*Buy's*

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

*William Francis*

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

Dated, *Oct 11* 1892 *[Signature]* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0977

483

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William Francisco*

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

*William Francisco*

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

The said

*William Francisco*

late of the *8th* Ward of the City of New York, in the County of New York aforesaid, on the  
*ninth* day of *October* in the year of our Lord one  
thousand eight hundred and ninety-*two* in the *day* - time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the *restaurant* of  
one

*John Clark*

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

POOR QUALITY  
ORIGINAL

0978

SECOND COUNT—

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

*William Francisco*

of the CRIME OF *Grand* LARCENY *in the second degree*, committed as follows:

The said

*William Francisco*

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

*two thousand cigars of the value of ten cents each, eighteen quarts of claret of the value of two dollars each quart, ten bottles of whiskey of the value of two dollars each bottle, ten bottles of gin of the value of two dollars each bottle, twenty bottles of ale of the value of twenty-five cents each bottle, and divers other goods, chattels and personal property (of a more particular description wherof is to the Grand Jury aforesaid unknown) of the value of one hundred dollars*

of the goods, chattels and personal property of one

*John Clark*

in the

*restaurant* ... of the said

*John Clark*

there situate, then and there being found, in the *restaurant* 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.

**POOR QUALITY ORIGINAL**

0979

THIRD COUNT:

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

*William Francisco*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*William Francisco*

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,

*the same goods, chattels and personal  
second  
property described in the first  
count of this indictment*

of the goods, chattels and personal property of

*John Clark*

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

*John Clark*

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

*William Francisco*

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.

DE LANCEY NICOLL,

*District Attorney.*

0980

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Frank, Louis

**DATE:**

10/20/92



4540

POOR QUALITY ORIGINAL

0981

~~W. J. Munn~~

Counsel,

Filed May of

1892

Pleads,

THE PEOPLE

vs.

Louis Frank

Grand Larceny, (Second Degree, Penal Code.) [Sections 228, 229]

DELANCEY NICOLL,

District Attorney.

Chas. Longford  
Pettit Lawry  
A TRUE BILL.

B. Toward

Foreman.

R

Nov 1/92

Geo. W. [Signature]

Witnesses:

James M. [Signature]

1/92

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART I.

vs

BEFORE JUDGE FITZGERALD.

LOUIS FRANK.

Thursday, November 10, 1892.

Indictment for Grand Larceny in the second degree.

A Jury was empanelled and sworn.

LEOPOLD METZGER, sworn and examined:

I live at 2,187 Seventh avenue, and am a butcher. I know the defendant, and have known him for about two years. He was out of employment, and for two or three weeks he lived behind my store, at 2,187 Seventh avenue; I have a butcher shop there. I remember the 9th of October, 1892; about nine o'clock on that day I missed my suit. It was a black, full-dress suit, for which I paid seventy dollars, about nine years ago. The suit was upstairs on the first floor, in a closet; it was lying in the closet. I went to 722 Amsterdam avenue and found the pants of that full dress suit. I found them in the room where the defendant, Louis Frank, was sleeping, at Mr. B. Cohen's. The defendant was not there when I found the trousers. I took the pants from there to the pawnbroker. I found out the full dress suit was at a pawn-shop at 505 Columbus avenue, in this city, and I went to the pawn-shop and I found the coat and vest there. I had the defendant arrested, by a police officer. I have seen the officer in court here. I did not have any conversation with the defendant, but the Captain did, in my presence. The Captain asked the defendant what he did with the suit, and the defendant said that he had pawned it. The Captain asked him where the ticket was, and he, the defendant, said he had lost it. The pawn-shop where I found the coat and vest was

found was called the "West End Pawn-shop." The defendant speaks English. I charged him with the crime; he said he was guilty. I saw the defendant sign the paper now handed me by the District Attorney; it was read over to him.

**CROSS EXAMINATION:**

On Tuesday, the 11th, when he was arrested he denied taking the suit of clothes. He was arrested about twelve o'clock. The same day, before he admitted it, he denied taking the suit of clothes, to me. I did not see the defendant from Sunday morning until he was arrested. I saw the defendant on the Friday morning preceding, the 7th. I know the defendant for some time; we are both in the same business, and he was employed by me for a time. I know other people who know the defendant. I do not know his reputation. I do not know that there was a butcher's picnic on the night of the 7th. He did not ask me for a loan of my full dress suit to go to a picnic. I never gave him permission to use my suit. When I called at Mr. Cohen's, Mr. Cohen showed me the trousers; the defendant was not there at that time. In the station house, the Captain asked the defendant if he stole the suit of clothes, and the defendant said yes. I am sure that the Captain asked him if he "stole" the clothes, and he said yes. The Captain asked him, the defendant, where the pawn-ticket was, and he, the defendant, said he had lost it. At that time I had the pantaloons with me. The defendant did not tell me that he had pawned the suit of clothes, and that when he got his salary he would redeem them and return them. He did not tell me that he had spent all his money at a picnic. I went to B. Cohen's on Tuesday morning. I saw the defendant on Tuesday morning, about eleven o'clock, and he said

he did nothave the suit. I told him, the defendant, that he did, because the janitor saw him take it from the cellar. He, the defendant, did not say anything; he drove off.

BEN. MADOFKY, sworn and examined:

I speak English. I am janitor of the house 2,187 Seventh avenue. I saw the defendant on Firday morning, October 7th, with a bundle. I found the bundle right down in the cellar where I was working, in an ash-barrel. Five minutes later, the defendant came in and said, "Those are my clothes, save it for me." I told him I did not have any clean room to leave any such bundles, without getting them dirty. Before he came down, I looked what was in the bundle. I opened the bundle. It was wrapped up in a white sheet, with two pins. Then I saw it was a full dress suit. After that he came down and I told him that I had no room to keep them in, and he took the bundle on his arm and walked out. He did not say anything to me about keeping it a little while; he wanted me to keep it for him.

JOSEPH MANSION, sworn and examined:

I remember Tuesday morning, October 11th, when the defendant was brought to the station house. I saw the complainant there. The complainant had a pair of trousers with him. I asked the defendant if he stole the complainant's suit; I am sure I used the word "stole." The defendant said he had, that he was hard up and wanted some money, and pawned the clothes. I went to the pawn-shop where he told me he had pawned the clothes, accompanied by the complainant. I found the clothes there, and the complainant identified them as his clothes. I took the defendant to the police court. The

he did not have the suit. I told him, the defendant, that he did, because the janitor saw him take it from the cellar. He, the defendant, did not say anything; he drove off.

BEN. MADOFFSKY, sworn and examined:

I speak English. I am janitor of the house 2,187 Seventh avenue. I saw the defendant on Friday morning, October 7th, with a bundle. I found the bundle right down in the cellar where I was working, in an ash-barrel. Five minutes later, the defendant came in and said, "Those are my clothes, save it for me." I told him I did not have any clean room to leave any such bundles, without getting them dirty. Before he came down, I looked what was in the bundle. I opened the bundle. It was wrapped up in a white sheet, with two pins. Then I saw it was a full dress suit. After that he came down and I told him that I had no room to keep them in, and he took the bundle on his arm and walked out. He did not say anything to me about keeping it a little while; he wanted me to keep it for him.

JOSEPH MANSION, sworn and examined:

I remember Tuesday morning, October 11th, when the defendant was brought to the station house. I saw the complainant there. The complainant had a pair of trousers with him. I asked the defendant if he stole the complainant's suit; I am sure I used the word "stole." The defendant said he had, that he was hard up and wanted some money, and pawned the clothes. I went to the pawn-shop where he told me he had pawned the clothes, accompanied by the complainant. I found the clothes there, and the complainant identified them as his clothes. I took the defendant to the police court. The

**POOR QUALITY  
ORIGINAL**

0985

complaint was read over to the defendant.

**CROSS EXAMINATION:**

I did not arrest the defendant, or take him to the station house. When I asked him where the suit was, he told me.. He did not make any attempt at concealing the fact that he had pawned the suit. He told me he had lost the ticket. I asked him how much he got on the clothes, and he said six dollars. I have been connected with the police department for nine years. I am detective, attached to the 32nd precinct.

The case for the Defence.

**LOUIS FRANK, sworn, and examined:**

I have been in this country for about four years. I know the complainant, and have known him for the last three years. I have been very friendly with him, the complainant, and have lived in the same house with him. On the 7th of October I asked the complainant if I might have his dress suit to go to a ball on Friday night, and he said yes. I went there in the afternoon, and the complainant was not in. I went to the closet and took the suit of clothes. There was other valuable property in that room, there was a gold watch lying there, and some money. On the night of the 7th of October there was a butcher's picnic, in Sulzer's Park, 127th street and Second avenue. I went to the picnic that night, and borrowed some money from a young man. The next day I pawned the suit of clothes, and gave the young man his money back. I told the complainant that I would return the suit as soon as I got my week's wages from the boss. I never admitted to anybody that I had stolen the suit. From the day of

**POOR QUALITY  
ORIGINAL**

0987

the picnic to the day of the arrest, I was working for Mr. Cohen.

**CROSS EXAMINATION:**

Mr. Cohen gave me a job on Thursday and told me to come to work the next morning. Mr. Cohen is a butcher.

I was working for Mr. Cohen when I went to the picnic. Cohen lives in Tenth avenue. I went to the complainant on the Tuesday before the picnic and borrowed his suit of clothes. I pawned the suit on Saturday afternoon. On Tuesday, the 11th, when I passed the complainant's house, he said, "Louis, you have got my suit." I said, "No, sir," and I went off. I was afraid to tell him that I had pawned it; I wanted to get the suit that day; I was looking for the ticket, and couldnot find it. I wore the dress suit to the picnic. I met some friends there, and they saw me with the dress suit; one of them was Sam. Sanders, who lives in Seventh avenue. I paid the young man, from whom I had borrowed some money the night before, with the money I got from the pawnbroker. I pawned the suit under the name of Louis Frank ---- my own name.

The Jury rendered a verdict of GUILTY of PETTY LARCENY.

POOR QUALITY ORIGINAL

0988

THE FIRST PART OF THE REPORT IS A SUMMARY OF THE FACTS.

THE SECOND PART IS A SUMMARY OF THE EVIDENCE.

THE THIRD PART IS A SUMMARY OF THE CONCLUSIONS.

THE FOURTH PART IS A SUMMARY OF THE RECOMMENDATIONS.

THE FIFTH PART IS A SUMMARY OF THE APPENDICES.

THE SIXTH PART IS A SUMMARY OF THE REFERENCES.

THE SEVENTH PART IS A SUMMARY OF THE INDEX.

THE EIGHTH PART IS A SUMMARY OF THE GLOSSARY.

THE NINTH PART IS A SUMMARY OF THE BIBLIOGRAPHY.

THE TENTH PART IS A SUMMARY OF THE APPENDICES.

THE ELEVENTH PART IS A SUMMARY OF THE REFERENCES.

Testimony in the case of Louis Frank

filed Oct. 192

15

POOR QUALITY ORIGINAL

0989

Police Court 5<sup>th</sup> District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

of No. 2187-7<sup>th</sup> Avenue Street, aged 35 years,  
occupation Butcher being duly sworn,  
deposes and says, that on the 7<sup>th</sup> day of October 1897 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-  
session of deponent, in the day time, the following property, viz:

One suit of clothes, 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 Louis Frank (now here)  
from the fact, that said defendant  
lived in the same house with this deponent,  
deponent, left said property hanging  
in a closet in said premises,  
deponent missed said  
property and charged this defendant  
with taking and stealing said  
property; this defendant confessed  
in open court with stealing  
said property.

Wherefore this deponent charges  
defendant with the Larceny of said  
property and prays that he may  
be held with according to law.

Leopold Wogger

Sworn to before me, this

of October 1897 day

John W. Wozniak Police Justice.

**POOR QUALITY ORIGINAL**

0990

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Louis Frank*

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

Question. What is your name?

Answer. *Louis Frank*

Question. How old are you?

Answer. *20 years old*

Question. Where were you born?

Answer. *Germany*

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

Answer. *N<sup>o</sup> 1840 Amsterdam Ave 5 days*

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 Guilty*

*L. J. Frank*

Taken before me this

day of *October* 189*7*

*John W. Macomber*

Police Justice.

POOR QUALITY ORIGINAL

09991

BAILIED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 5 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Leobold M. Morgan  
By J. P. Morgan  
James Frank

Offense Grand Larceny

Dated,

Oct 11 1892

Magistrate

Magistrate

33 Precinct

Witnesses

No.

Ben Mackusky  
112 N 129 Street

No.

Street

No.

500 to answer  
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

Defendant

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

Dated, Oct 11 1892

John K. ... Police Justice.

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

Dated, 189

Police Justice.

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

Dated, 189

Police Justice.

**POOR QUALITY ORIGINAL**

0992

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Louis Frank*

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

*Louis Frank*

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

The said *Louis Frank*

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *October* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with force and arms,

*one coat of the value of twenty-two dollars, one vest of the value of eight dollars and one pair of trousers of the value of ten dollars*

of the goods, chattels and personal property of one

*Leopold Metzger*

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

*De Lacey Mcoll*  
*District Attorney*

0993

**BOX:**

497

**FOLDER:**

4540

**DESCRIPTION:**

Freeman, Harry

**DATE:**

10/07/92



4540

POOR QUALITY ORIGINAL

0994

5k

Witnesses:

*Off M. Lashby*

Counsel,

Filed,

Pleads,

*7th Day of Dec 1892*  
*Myself vs*

THE PEOPLE

vs.

*B*  
*Harry Freeman*

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

*Transferred to the Court of Special Sessions for trial with final disposition  
Per S. ... 25. 1892*

DE LANCEY NICOLL

*District Attorney.*

A TRUE BILL.

*A. Lockwood*

*Foreman.*

POOR QUALITY  
ORIGINAL

0995

1997

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Harry Freeman*

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

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

The said

*Harry Freeman*

late of the City of New York, in the County of New York aforesaid, on the *28<sup>th</sup>* day of *August* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

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

SECOND COUNT—

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

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

The said

*Harry Freeman*

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

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

DE LANCEY NICOLL

District Attorney.

0997

**END OF  
BOX**